

MEMORANDUM

Date: December 23, 2021
To: Transfer 85533
From: James Cefalo
Re: Review & Evaluation of Sufficiency of Information

Application 85533 proposes to correct the point of diversion and place of use for water right 22-11174. Based on the adjudication claim files, the POD and POU were decreed in the wrong location. Claim 22-11174 filed in 1988 by Steve Lunceford listed the POD and POU in the NESE of Section 12, T06N, R45E. The adjudication claims report includes handwritten changes to the legal description of the POD and POU to the NESW of Section 12. No explanation for the changes. The correct location of the POD and POU are as originally claimed, in the NESE of Section 12.

Authority to File: Papa Steve demonstrated ownership of the right by providing deeds tracing ownership back to Steve Lunceford.

Water Right Validity: No evidence of non-use. House covered by water right is still located in the NESE of Section 12.

Injury to Other Water Rights: No issues identified. No water district for ground water in this area. Application was advertised and did not generate any protests.

Enlargement of Use: No issues identified. There is no home located in the NESW of Section 12.

Local Public interest: No issues identified.

Beneficial Use/Conservation of Water Resources: No issues identified.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.