

MEMORANDUM

Date: September 14, 2021
To: Transfer 85292
From: Jake Nebeker
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to change the point of diversion and the place of use of water right 29-11438 to correct a clerical error. The decreed point of diversion and place of use were described in the NWSE of Section 14. The actual point of diversion and place of use are located in the SWSE and SESE of Section 14. Address of original owner and the parcel number listed in condition confirm the error. No physical change will take place.

Authority to File:

The applicant is the current water right owner of record. Bannock County tax lot data shows the applicant as the current owner of the place of use.

Water Right Validity:

The right included in this transfer was decreed in the SRBA in 1998. Forfeiture does not appear to be an issue.

Injury to Other Water Rights:

Other rights do not appear to be injured by the proposed change. The quantity authorized to be diverted will not change as a result of this transfer. Since this transfer is due to a clerical error, this application will not be advertised. This right is within the water district 29D boundary but is excluded, therefore no water master was contacted.

Enlargement of Use:

The proposed change does not appear to result in enlargement because neither rate nor volume will increase as a result of the transfer. The place of use for the transferred change the legal description.

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.