

## MEMORANDUM

**Date:** January 27, 2021  
**To:** Transfer 84624  
**From:** Michelle Watts  
**Re:** Review & Evaluation of Sufficiency of Information

Right 29-10726 was decreed in the SRBA with the wrong legal description for the point of diversion and place of use. The purpose of this transfer is to correct the clerical error. No physical change will occur.

### Authority to File:

The applicants, John and Donna Murray, are the original owners of water right 29-10726. Bannock County parcel data lists Troy Murray, the applicants' representative, as the trustee of the proposed place of use and proposed point of diversion. The parcel number of the proposed place of use, RPR4013057400, is listed on the water right. The well drillers report documents John Murray as the owner and provides a legal description matching the proposed place of use. Based on the evidence it seems clear that the QQ listed in the decree was in error and the applicants are the proper owners of the water right and have authority to file the transfer.

### Water Right Validity:

Right 29-10726 was decreed in the SRBA in 1998. According to Bannock County parcel data the home on the proposed place of use was built in 1967. There is no evidence available to IDWR that would indicate five consecutive years of nonuse of the water right. Forfeiture is not an issue.

### Injury to Other Water Rights:

Other water rights will not be impacted by the proposed change. There will be no physical change to either the point of diversion or place of use. Because the transfer will have no hydrologic impact, public notice will not be required.

### Enlargement of Use:

The proposed changes will not result in enlargement because water use will not increase as a result of the transfer.

### Local Public Interest:

No issues identified.

### Beneficial Use/Conservation of Water Resources:

No issues identified.

### Effect on Economy of the Local Area:

No issues identified.

### Effect on Agriculture Base of the Local Area:

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 this application.