

MEMORANDUM

Date: October 15, 2020
To: Transfer 84437
From: Michael Holliday
Re: Review & Evaluation of Sufficiency of Information

The point of diversion and place of use locations for right 21-13004 were claimed incorrectly in the SRBA, and the right was then recommended and decreed as claimed. The purpose of this transfer is to correct these errors and to update ownership. No physical change is proposed.

Authority to File:

Right 21-13004 was decreed to Elaine and Wendell Winegar. They are the two managing members of Valley View Rental & Sales LLC, and are both authorized to sign the application on behalf of the LLC. Water right ownership will be changed to the LLC in the transfer. Fremont County parcel data shows the LLC as owner of the proposed point of diversion and place of use.

Water Right Validity:

Right 21-13004 was decreed in the SRBA in 2007. There is no evidence available to IDWR that would indicate five consecutive years of nonuse. Forfeiture is not an issue.

Injury to Other Water Rights:

Other water rights will not be impacted by the proposed transfer. 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 the Local Area:

No issues identified.

Effect on Agricultural 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 of this application.