

MEMORANDUM

Date: September 28, 2020
To: Transfer 84286
From: Jake Nebeker
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to update the ownership for a 10.7-acre portion of water right 34-14086 and change the point of diversion for the split portion. Conditions for 34-14086 will be updated to reflect current combined limits.

Authority to File:

The applicant has provided a warranty deed showing full chain of title to the 10.7-acre place of use.

Water Right Validity:

The water right included in the transfer was decreed in the SRBA in 2007. Review of 2009 aerial photography shows growing vegetation on the current place of use. IDWR records also show approved temporary transfers in 2014 and 2015.

Injury to Other Water Rights:

No issues identified. Neither the place of use nor the quantity authorized to be diverted will change as a result of the transfer. The point of diversion is moving from an adjacent property to the owner's property, which is in the same ESPA model cell, and therefore does not require an ESPA transfer tool analysis. The transfer was advertised, and no protests were filed.

Enlargement of Use:

The proposed change will not result in enlargement because neither rate nor volume nor irrigated acreage will increase as a result of the transfer. The place of use is within the service area for the Big Lost River Irrigation District. The right is fully overlapped by 34-126 and 34-127, two surface water rights owned by the Big Lost River Subdivision Homeowners Association. Water right 34-14086 includes conditions making the right supplemental to the use of surface water rights 34-126 and 34-127. These supplemental conditions will be carried forward onto the 10.7-acre split portion of water right 34-14086. Enlargement does not appear to be an issue.

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.

