

MEMORANDUM

Date: December 13, 2019
To: Transfer 83790
From: Scott Stosich
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion and place of use for water right 22-7343 to correct errors arising during the SRBA. One of the points of diversion and one of the places of use were decreed in Section 13, Range 41 East, but should have been decreed in Section 13, Range 40 East. The system straddles the line between Range 40 East and Range 41 East. The actual place of use and points of diversion for the system will not change. The ownership for the water right will also be updated.

Authority to File:

The applicant, Huskinson Investments, LLC, is the property owner for the current place of use and points of diversion. Warranty deeds provided with the application confirm that the applicant owns the property. Chris Huskinson, who signed the application, is the manager of Huskinson Investments and has authority to sign for the company.

Water Right Validity:

The right included in this transfer was decreed in the SRBA in 1999. Review of aerial photography appears to confirm trough locations, which were shown to me by the signee, Chris Huskinson. Forfeiture is not an issue.

Injury to Other Water Rights:

Other rights will not be injured by the proposed changes. The place of use and points of diversion are being updated due to an error during the SRBA, so no physical changes are occurring with the water right and the authorized quantity to be diverted will not change as a result of this transfer. Since the proposed changes will not result in any physical or hydrologic change, this application will not require public notice. I spoke with the Water District #1 watermaster, and he does not oppose the proposed changes.

Enlargement of Use:

The proposed changes will not result in enlargement because neither the rate, volume nor irrigated acres will increase as a result of the transfer. The transfer is simply updating the place of use and points of diversion to reflect how the right should have been decreed in the SRBA. There are no overlapping water rights on the property.

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.