

MEMORANDUM

Date: April 12, 2019
To: Transfer 83028
From: Jeff Nield
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to add a point of diversion and change the place of use for water right 29-14286 to provide water to stock in separate pastures and to continue to water stock directly out of Fish Creek at the current instream stockwater location.

Authority to File:

Department records show the applicant as the current owner of the water right. Bannock county taxlot data also shows the applicant as the owner of the current and proposed POD and POU's. The transfer application was signed by both water right owners.

Water Right Validity:

The right proposed to be transferred was decreed in the SRBA in 1998. There does not appear to be any indication of forfeiture.

Injury to Other Water Rights:

The application was advertised and no protests were received. The watermaster received a copy of the application but did not respond. It is assumed the watermaster did not oppose approval of the transfer. Injury to other water rights does not appear to be an issue.

Enlargement of Use:

Although the place of use will increase in size, the rate authorized to be diverted will not change as a result of the transfer. This right is a split from 29-10660. The two rights had a combined limit of 13,000 gpd. In order to prevent enlargement, 29-10660 was brought into transfer 83028 as an associated right and limited to 6,500 gpd for 350 sheep. Right 29-14286 will be limited to 0.6 AF, based on the water requirement of 2 gpd/per sheep for 350 sheep over the period of use. 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.