

MEMORANDUM

Date: January 10, 2017
To: Transfer 81317
From: Scott Stosich
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to correct the POD and POU for water right 25-12776. The point of diversion was incorrectly described in the SRBA decree in Section 32, T04S, R43E. The point of diversion is actually located in Section 32, T04S, R44E. The transfer will also adjust the water right place of use to reflect current stockwater use on the property. The SRBA partial decree showed the source as spring tributary unnamed stream, which is technically correct. However, the transfer approval will show the source as spring tributary to Bridge Creek, which is a more useful description because the unnamed stream reaches Bridge Creek about a half mile below the spring diversion.

Authority to File:

The applicant is not the current water right holder according to IDWR records. Warranty deeds submitted with the application show that the property has changed hands three times since the SRBA partial decree in 1999. The deeds demonstrate ownership of the proposed place of use and ownership of the water right. Bridge Creek Ranch has the authority to file the transfer.

Water Right Validity:

The right included in the transfer was decreed in the SRBA in 1999. There is no information available that would indicate that the right has not been used. Therefore, forfeiture is not an issue.

Injury to Other Water Rights:

Other water rights will not be injured by the proposed changes. The point of diversion and place of use is simply being corrected to show the actual location, which was incorrectly reported during the SRBA. The proposed changes were advertised, and no protests were submitted. The Water District 1 Watermaster reviewed the application and did not oppose its approval.

Enlargement of Use:

The proposed changes will not result in enlargement because neither the rate or volume will increase as a result of the transfer. The right was decreed for 350 head of cattle, according to conditions of approval, and there is no increase to the number of head.

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.