MEMORANDUM

Date: July 7, 2016

To: Transfer 80923

From: Scott Stosich

Re: Review & Evaluation of Sufficiency of Information

This transfer application proposes to change (correct) a point of diversion and add a point of diversion to water rights 27-51A and 27-11918. The legal description of the point of diversion on Jones Creek was recorded in the decree incorrectly, and will be corrected through this transfer. The physical location of the Jones Creek point of diversion is not changing, just the legal description on the water right. The new (added) point of diversion will be a 10-hp pump from Wolverine Creek.

Authority to File:
Water rights 27-51A and 27-11918 are currently in the name of Lloyd Stolworthy Ltd. Family Partnership A. According to records from the Idaho Secretary of State, in October 2007, the partnership changed its name to Wolverine Ranch Limited Partnership. Application was signed by Peggy Stolworthy, an authorized representative of Wolverine Ranch Limited Partnership.

Water Right Validity:
The water rights involved in this transfer were decreed in the SRBA in 2012. Since the water rights were decreed less than five years ago, forfeiture is not an issue.

Injury to Other Water Rights:
Other rights will not be injured by the proposed changes. A point of diversion is being added, but the combined rate of diversion will not increase as laid out in the conditions. There are no points of diversion between the added point of diversion and one of the existing points of diversion. Watermaster for water district 27 was notified of the transfer and does not oppose its approval, The transfer was advertised and no protests were received.

Enlargement of Use:
The proposed change will not result in enlargement because neither the rate, volume or irrigated acreage will increase as a result of the transfer. The added point of diversion will not increase the decreed amount or diversion rate being used for irrigation. There are stacked water rights, but they are not being unstacked, and the conditions of approval on the decreed water right(s) include combined acreage limitations.

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.