

MEMORANDUM

Date: October 15, 2015
To: Transfer 80271
From: Cooper Fritz
Re: Review & Evaluation of Sufficiency of Information

This transfer changes the POU and POD for right 21-12949. It also updates the ownership.

Authority to File:

The applicant, Jared Baum, has the authority to file.

A warranty deed submitted with the application certifies that John Toenjes, the owner of the water right at time of transfer submittal, sold the right to Jared Baum.

Jared Baum owns the new POU, according to Fremont County taxlot data.

According to Fremont County taxlot data, Henry's Fork River Properties, LLC, owns the property at the point of diversion. A letter submitted with the application from Henry's Fork River Properties grants Jared Baum permission to use the pump.

Water Right Validity:

The water right is valid.

It was decreed in 2007.

Review of post-decree aerial photography demonstrates use of the right in 2011.

Injury to Other Water Rights:

No other water rights will be injured as a result of this transfer.

The watermaster of Water District 1 was notified and did not oppose approval of the transfer.

The initial transfer application contained an error that led to a protest by the BLM. The BLM withdrew its protest of the transfer after the application was amended and advertised correctly. No other protests were recieved.

Enlargement of Use:

No enlargement of use will occur as a result of this transfer. The transfer does not authorize additional rate or irrigated acres.

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.