

MEMORANDUM

Date: April 10, 2012
To: Transfer 77861 File
From: Corey Skinner
Re: Evaluation of Sufficiency of Information Submitted

Application proposes changing the location of the recorded point of diversion, adding a second point of diversion location, and changing the recorded place of use associated with a domestic ground water right (37-13039) for Lot 9 of Stonegate Subdivision (located approximately 4.45 miles north and 0.9 miles west of the center of Ketchum) to reflect the actual locations of diversion and use. Application proposes diverting up to 0.04 cfs from the existing Stonegate Subdivision community well and an existing well on Lot 9 for domestic use on Lot 9. Note that right 37-8557 for diversion to storage and aesthetic use for a pond on Lot 9 is associated with the existing well on Lot 9. Water right permit 37-20863 is diverted from the existing Stonegate Subdivision community well and covers Lots 1-4, 6-8, 10, 11, 13, 14, and 16-20, without covering Lot 9. Due to the potential of mixing water from the private well on Lot 9 and the subdivision community well, it is recommended that a condition be implemented requiring IDEQ or Health District approval if the wells are physically tied together.

- **Authority to File:**
Applicants are listed as the current owners of the right being transferred. A copy of a signed power of attorney document allowing Jim Speck to sign the application on behalf of the applicants is included with the application. IDWR records indicate that the right subject to the transfer is associated with Lot 9 (tax lot data, comments in water right record(s), etc.). The application also includes a copy of a letter from the subdivision homeowners association agreeing to the transfer.
- **Water Right Validity:**
The right involved with the transfer was decreed in the SRBA in January of 2001. Aerial photography appears to support the use of the right. Possible forfeiture does not appear to be an issue.
- **Injury to Other Water Rights:**
None anticipated. The two proposed points of diversion are about ¼ mile apart. The application will be subject to public notice and protest.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated. The application will be subject to public notice and protest.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.

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.