

## MEMORANDUM

**Date:** December 16, 2024  
**To:** Transfer 89385  
**From:** Jake Nebeker  
**Re:** Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion for water right 27-4H. The point of diversion is changing from the Stevens Ditch to the Central Ditch.

### Authority to File:

The applicant is the current water right owner of record. Bingham County tax lot data shows the applicant as the owner of the current place of use. In an email response from Glen Cox, the Central Ditch President, he stated "Gus Hill can transfer his shares to the Central ditch from the Stevens ditch." The applicant has authority to make the change.

### Water Right Validity:

The right included in this transfer was decreed in the SRBA in 2011. Review of 2015, 2019 and 2023 aerial photography shows growing vegetation on the current place of use. Forfeiture does not appear to be an issue.

### Injury to Other Water Rights:

Other rights do not appear to be injured by the proposed change. The point of diversion is simply changing to a different headgate adjacent to the current headgate.

While talking to the Water Master about this change, he was able to give the following insight. He mentioned that the applicant is the only water user on the Stevens Ditch. Other water rights that list the Stevens Ditch as a point of diversion, also list the Central Ditch as a point of diversion. These users are all currently using the Central Ditch rather than the Stevens Ditch. This transfer will eliminate unnecessary conveyance losses and allow the right holder to have his water delivered on a rotation schedule in the Central Ditch. The Stevens Ditch will likely not be used by any of the remaining water right associated with the ditch after the approval of this transfer.

### Enlargement of Use:

The proposed change does not appear to result in enlargement because neither rate nor irrigated acreage will increase as a result of the transfer.

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.