

MEMORANDUM

Date: October 10, 2023
To: Transfer 88386
From: Thomas Lafortune
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to change the point of diversion for water right 21-7432, a domestic right for 16 cabins in the Wilding Summer Home Site. The applicant proposes to drill a new well to provide water for the community system. The existing well will continue to service the applicant's cabin under the domestic exemption.

Authority to File: The water right owner on record, Dale Harmon, was a former owner of the parcel where the original well is located. A Personal Representative's Deed conveying this lot from Vera Wilding to Bruce and Nancy Bradley, the applicant's parents, was included with the application. Nancy Bradley, Matthew Bradley, and Wanda Jensen have formed Wilding Well, LLC to take ownership of water right 21-7432, with all lot owners connected to the community well included as members. The application includes a letter from Nancy Bradley to the lot owners explaining the changes. The applicant is authorized to file.

Water Right Validity: Water right 21-7432 was licensed in 2015 based on an in office exam. The exam was based on DEQ records. There is no evidence that forfeiture is an issue.

Injury to Other Water Rights: The application was advertised without protest. The only change to the water right is moving the point of diversion about 150 feet to the southwest. There is no evidence of injury to other water rights.

Enlargement of Use: The diversion rate and volume authorized under this right will not change. Condition X04 stating that domestic use is for 16 cabins will remain the same, even though Nancy Bradley's cabin will remain on the existing well and operate under the domestic exemption, bringing the number of cabins actually tied into the system to 15. This will leave open the possibility of filing a future transfer to change the place of use and tie in another cabin. There is no enlargement.

Local Public interest: No issues identified.

Beneficial Use/Conservation of Water Resources: No issues identified.

Effect on Economy the Local Area: No issues identified.

Effect on Agricultural Base of the Local Area: 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.