

MEMORANDUM

Date: January 26, 2024
To: Transfer 88646
From: Scott Stosich
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to correct a clerical error in the place of use and point of diversion for water right 75-10394. No physical change is proposed. Ownership will be updated in the transfer.

Authority to File:

Right 75-10394 was decreed to Dean and Julia Helmandollar for domestic use. The POU and POD were claimed and decreed in the SWSE, but the claimant remarks from the SRBA stated that the parcel is in Block 3, Lot 3 of the Mountain View Acres Subdivision, which is in the SESW. Based on this information, it is clear that the QQ listed on the decree was in error. The applicant provided warranty deeds to show they are the owners of the taxlot for the place of use for water right 75-10394.

Water Right Validity:

The water right was decreed in the SRBA in 2002. There is no evidence available that would indicate five consecutive years of nonuse of the water right. Forfeiture is not an issue.

Injury to Other Water Rights:

Injury to other water users is not a concern since no physical change is taking place. Because there will be no hydrologic change, the Department did not publish notice of the application.

Enlargement of Use:

The proposed change will not result in enlargement because neither the rate, volume or irrigated acres will increase as a result of the transfer.

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.