

MEMORANDUM

Date: June 3, 2024
To: Transfer 88953
From: Jake Nebeker
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to change the place of use for the split portions of water rights 1-223 and 1-258.

Authority to File:

The applicant provided ownership documents that show the direct chain of title from the current owner of the rights. Additional documents were supplied to show the ownership history during the SRBA. The ownership of the land changed hands during the adjudication and was not decreed to the current landowner at that time. Jefferson County tax lot data shows the applicant as the owner of the proposed place of use. The applicant has authority to make the change.

Water Right Validity:

The rights included in this transfer were decreed in the SRBA in 2007. In 2008 these rights were approved in water right transfer no. 74364. Review of 2011, 2013, 2017 and 2021 aerial photography shows growing vegetation at 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 place of use is simply being rearranged in close proximity to the current place of use. Neither the point of diversion nor the quantity authorized to be diverted will change as a result of the transfer. The water master was notified and did not provide a comment. Since it is clear that the proposed change will not adversely impact other water rights, this application will not require public notice.

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. The place of use for the split rights are simply being rearranged.

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.