

MEMORANDUM

Date: July 10, 2025

To: Transfer 89818

From: Christian Stewart

Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to add a point of diversion on Crooked Creek for right 32-11240 and change place of use for rights 32-11240 and 32-11127 to create an interconnected surface/ground water stockwater trough system. Applicant states that a pipeline and troughs will be used instead of open ditches in the proposed system to deliver stockwater to the place of use.

Authority to File: The Nature Conservancy is the owner-of-record for rights 32-11127 and 32-11240. The Application was signed by Tucker Van Law. Attached documentation shows Tucker Van Law has authority to sign on behalf of The Nature Conservancy. The Nature Conservancy is the owner of record of the place of use according to Clark County parcel records. The Nature Conservancy has a right-of-way with the BLM (approved 04/2025) to build a pipeline to convey water across BLM land as proposed by this transfer.

Water Right Validity: The rights were decreed in 1998 and 2000 by the SRBA court. The applicant stated that the rights have not undergone a consecutive 5-year period of nonuse. Stockwater ditches and drinking ponds can be seen in imagery. No forfeiture issues identified.

Injury to Other Water Rights: An additional POD is proposed for right 32-11240 on Crooked Creek upstream of the existing POD. There are no rights in between the existing and proposed POD on Crooked Creek. The transfer was not protested. No injury issues identified.

Enlargement of Use: The authorized rates and volumes for each right will not change. No enlargement issues identified.

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.