

MEMORANDUM

Date: November 19, 2025
To: Transfer 90116
From: McKenna Webster
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to correct the legal descriptions of the point of diversion and place of use for water right 21-7293. There is no physical change proposed as this is simply correcting a clerical error.

Authority to File:

Water right 21-7293 is appurtenant to lot 161 and 162 in Island Park Bills Island Homesites. The applicant is the current owner of lot 162 per warranty deed and Fremont County taxlot data. Michael & Jamie Wiley 2019 Family Trust is the current owner of lot 162 per Fremont County taxlot data. The applicant provided sufficient documentation to demonstrate ownership of the water right. The applicant does not own the property listed as the water right place of use. To address this, the applicant mailed notices in mid-October 2025 to eighteen property owners whose land was incorrectly overlapped by water right 21-7293. The department has not received any comments from the property owners. Both Dirk Waayers, manager of CTPC, LLC, and Michael Wiley signed the transfer application. Upon approval of the transfer, ownership change applications will be submitted.

Water Right Validity:

Water right was decreed in the SRBA in 1999. The department has found no evidence to suggest forfeiture of domestic water right 21-7293.

Injury to Other Water Rights:

This is a correction of legal description because of a clerical error. There is no proposed physical change to the point of diversion or place of use. This transfer will be processed with no advertisement. No water district. No injury identified.

Enlargement of Use:

The proposed changes will not result in enlargement because the authorized diversion rate will not increase because of the transfer.

Local Public Interest:

No issues identified.

Beneficial Use / Conservation of Water Resources:

No issues identified.

Effect on Economy of 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.