

MEMORANDUM

Date: September 15, 2026
To: Transfer 90426
From: McKenna Webster
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes changing the point of diversion and place of use for a 5-acre portion of water right 29-11813 and combining it with water right 29-14512 to make one 10-acre water right. Water right 29-14512 was previously split from water right 29-11813 in 2023. Ownership is proposed to be updated for the 5-acre split portion. The applicant's address will be updated through this transfer.

Authority to File:

Net Prophet LLC who is the current owners of both water rights signed the application. Additionally, Bannock county parcel data shows that the applicant is the owner of the proposed place of use. A Bill of Sale was provided stating the sale (conveyance) of a 5-acre portion of water right 29-11813 to the applicant. A Secretary of State Business Entity report was provided showing Jon Thuernagle as an authorized signer on behalf of Net Prophet LLC, the owner of water right 29-11813.

Water Right Validity:

Water right was decreed 2004. Aerial imagery of the current place of use in section 19 has not been irrigated according to Jon Thurnagle. However, a transfer (86891) was completed in 2023 which moved 22.0 acres of 29-11813 to section 19 T07S R36E; before those acres were moved, the water right was used and the place of use irrigated for over a decade based on imagery and watermaster reports. The water right appears to have been used within the last 5 years. Considering this, forfeiture does not appear to be an issue.

Injury to Other Water Rights:

The transfer application was advertised, and no protests were received. Watermaster comment was requested, but none was received. No injury identified.

Enlargement of Use:

The proposed changes will not result in enlargement. Rights 29-14512, 29-13865, and 29-13867 when combined are limited to 0.38 cfs and 13.0 acres. It was deemed unnecessary to create an entirely new right when both rights would have been split from the same parent right (29-11813). As a result, the rate and acreage are increasing for water right 29-14512 (previously split right), but subsequently, the acreage and rate are decreasing for 29-11813 (parent right).

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.