

Cefalo, James

From: Cefalo, James
Sent: Thursday, July 14, 2022 3:00 PM
To: Kristin Moore
Subject: Application for Transfer 86096 (Ferrarone Trust)

Kristin,

I am conducting a final review of Application for Transfer 86096 filed by the Ferrarone Family Trust. I appreciate all of the work you put into the application. The data provided about flows in Darby Creek was helpful. I was hoping you could connect a few more dots for me. How is the water split between Dick Creek and Darby Creek? Is there a structure that divides the flow or does the creek split naturally? If this transfer were approved, would Ferrarone Trust have the authority to change the splitter to send more water down Dick Creek? Would water right 22-12784 be available once Darby Creek and Dick Creek become disconnected from the Teton River? If I understand your analysis correctly, it says that the rights on Darby Creek are curtailed before they would be curtailed by downstream senior rights on the Teton River. All of the rights 1896 and senior on Darby Creek are located at or east of the Cherry Grove canal. Once curtailment reaches the 1896 rights, there would be no way to deliver water to the proposed place of use, even if right 22-12784 were entitled to a portion of the water in the creek. Is that correct? *No No No Yes*

James

 IDAHO DEPARTMENT OF
WATER RESOURCES
James Cefalo | Regional Manager
900 N Skyline Drive, Idaho Falls, ID 83402
(208) 525-7161 | www.idwr.idaho.gov