

MEMORANDUM

Date: March 9, 2022

To: Transfer 85722

From: Anna Kaiser

Re: Review & Evaluation of Sufficiency of Information

This application proposes to change the point of diversion and place of use for a 2-acre portion of water right 35-7720. This right is the third in a series of four pending transfers proposing to split and move pieces of water right 35-7720. This transfer will be approved after 85619 and 85767, but before 85750 (which has been protested).

The approval of this transfer (85722) will result in a split of WR 35-7720. The proposed POD and POU of the split portion of right 35-7720 is in basin 25 and will therefore be assigned the water right number 25-14509 upon transfer approval.

Transfer 85722 will result in abandonment of the 2-acre portion of water right 1-7017 overlapping the 2 acres of 35-7720 to be split and transferred.

Contact person for this transfer is representative Rocky Mountain Water Environment Associates, Inc. 208-524-2353. Kristin.rmea@gmail.com

Authority to File:

The applicant, J & L Holdings LLC holds a contract to purchase 2.0 acres of water right 35-7720 from Rocky Mountain Water Exchange, who holds an option contract to broker the sale of water right 35-7720. Applicant has demonstrated the authority to make the proposed changes.

Water Right Validity:

Water right 35-7720 was decreed on January 12, 2004 and has been leased to the water supply bank since 2019.

Injury to Other Water Rights:

Injury is not anticipated. This transfer was advertised in the local newspaper and received no protests were filed. Application included an analysis using the ESPAM transfer tool. Results show that no mitigation is required (impacts to river reaches would be less than 2 AF per trimester). Water District 120 submitted comment to the Department stating that WD 120 would not oppose the changes proposed in this transfer.

Enlargement of Use:

Transfer is not anticipated to enlarge use. Overlapping water right 1-7017 will be reduced by 2 acres to prevent enlargement.

Local Public Interest:

No evidence suggests this transfer is inconsistent with the local public interest.

Beneficial Use/Conservation of Water Resources:

The application proposes beneficial use consistent with conservation of water resources in Idaho.

Effect on Economy and/or Agricultural Base on Local Area:

No evidence suggests this transfer will hinder local economy or agricultural base.

The application is consistent with criteria of I. C. § 42-222 and should be processed.