

MEMORANDUM

Date: March 14, 2022
To: Transfer 85697
From: Mackenzie Fahlgren
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to split off a 12-acre portion of rights 35-11983, 35-11985 and 35-11987, to change the point of diversion and place of use for the split portions.

Authority to File:

The applicants are the current property owners of the 12-acre split portion per Jefferson County taxlot data. In addition, they are listed as the current owners on the water rights.

Water Right Validity:

The water rights were all decreed in the SRBA in 2002. Review of 2016, 2013 and 2009 aerial photography shows growing vegetation on the current place of use. Forfeiture is not an issue.

Injury to Other Water Rights:

Other water rights will not be injured by the proposed change. The applicants are proposing a point of diversion change for the 12-acre portion. The authorized quantity to be diverted will not be changed. The point of diversion change is within the same ESPA model cell, so no model simulation for mitigation is required.

Enlargement of Use:

The proposed change will not result in enlargement because neither the rate, volume nor irrigated acres will increase as a result of this transfer. The rights involved will be split in accordance with the provided transfer application.

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.