

MEMORANDUM

Date: February 28, 2022
To: Transfer 85688
From: Anna Kaiser
Re: Review & Evaluation of Sufficiency of Information

Transfer 85688 proposes partial nature of use change in water right 23-88B to include storage uses as follows:

<u>Beneficial Use Pre-Transfer</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Storage Volume</u>
IRRIGATION	04/15	10/31	1.45 CFS	
	<u>Totals:</u>		1.45 CFS	
<u>Beneficial Use Post-Transfer</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Storage Volume</u>
IRRIGATION	04/15	10/31	1.39 CFS	
DIVERSION TO STORAGE	04/15	10/31	0.06 CFS	
AESTHETIC STORAGE	01/01	12/31		3.8 AF
	<u>Totals:</u>		1.45 CFS	3.8 AF

Transfer proposes drying up 2.5 acres of irrigation to accommodate the 0.06 cfs diversion rate transferred from irrigation to storage purposes.

The proposed use of the storage component is mitigation for the evaporative losses of four ponds within the current POU boundary. The ponds' initial fill is covered by water right 23-88B. Right 23-88B was decreed for irrigation. However, since the decree was issued, 10-acres of irrigated land has been dried up to accommodate fill of four ponds.

Transfer 85688 is filed in union with transfer 85687 proposing changes to WR 35-7720

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 is the current owner of water right 23-88B and of the proposed place of use and therefore has the right to file this transfer

Water Right Validity:

Water right 23-88B was decreed on October 21, 2004. Based on the Department's GIS aerial imagery, it appears the right has achieved full beneficial use within the last five years and is therefore considered valid by Department standards.

Injury to Other Water Rights:

Injury to surrounding water rights is not anticipated. Transfer will not change the over-all diversion rate.

New PODs are proposed in relative proximity to existing PODs and therefore should have no impact on local water users.

This transfer was advertised in the local new paper and received no protests, Water District 1's watermaster was notified of this transfer and had no comment or opposition to the proposals in this transfer.

Enlargement of Use:

Transfer is not anticipated to enlarge use.

85688 proposes transferring 0.06 cfs of the total 1.45 cfs allocated through WR 23-88B. The right was decreed to irrigate 56 acres. Changes in this transfer will limit irrigation to 53.5 acres to accommodate the partial transfer of irrigation to diversion to storage use. Upon approval of this transfer, 23-88B will also be conditioned with X35 limiting irrigation from 23-88B and 23-11514 to a combined total of 53.5 acres.

Transfer 85687 (filed in conjunction with this transfer) proposes a partial transfer to WR 35-7720 to provide additional storage water to cover the evaporative and seepage losses.

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.