

MEMORANDUM

Date: May 14, 2021
To: Transfer 84845
From: Michelle Watts
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to adjust the place of use for water rights 34-28H, 34-80, 34-663A, 34-2372, 34-10552, and 34-13415 to accommodate two pivots being installed on the property.

Authority to File:

The applicants, Vance and Hannah Reynolds, are the owners of the rights and according to Butte County parcel data dated October 16, 2020 Vance Reynolds is the owner of the place of use. The applicants have the authority to make the changes.

Water Right Validity:

In 2020, Transfer 83889 was approved to change the point of diversion for groundwater rights 34-2372, 34-10552, and 34-13415. Due to a property split in 2007, the applicants did not have legal access to the well, the original point of diversion. The Big Lost River rights, 34-28H, 34-80, and 34-663A, were not sufficient to irrigate the entire place of use. After transfer application 83889 was approved, the owners installed a well with permit no. 896843. Given the lack of access to an authorized point of diversion for the groundwater rights until winter of 2020, the Department does not have clear and convincing evidence of forfeiture.

Injury to Other Water Rights:

There will be no physical change to the points of diversion. Because the transfer will have no hydrologic impact, public notice will not be required. The watermaster reviewed the application and does not oppose its approval. Other rights will not be injured by the proposed change.

Enlargement of Use:

The proposed changes will not result in enlargement because neither the diversion rate nor the number of acres authorized for irrigation will increase.

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 this application.