

MEMORANDUM

Date: February 2, 2021
To: Transfer 84667
From: Mackenzie Fahlgren
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to move the point of diversion (POD) for rights 35-14722, 35-14725 and 35-14728 totaling 17.2 acres from SWSW, Section 15, T05N, R38E, to NWSW, Section 15, T05N, R38E, in Madison county. A new well will be drilled.

Authority to File:

The applicants are the current property owners at the proposed point of diversion per warranty deed and current owners of water rights 35-14722, 35-14725, and 35-14728 per IDWR record.

Water Right Validity:

The water rights were all decreed in the SRBA in 2002. Review of 2019, 2017 and 2015 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 to change the point of diversion to a new well that will be drilled on their property. The authorized quantity to be diverted will not be changed. The point of diversion change is between adjacent ESPA model cells, so no model simulation for mitigation is required. The water district 120 water master was notified and he does not oppose the transfer. This transfer was advertised, there were no protests.

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.

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.