

MEMORANDUM

Date: March 16, 2021
To: Transfer 84649
From: Aaron Olson
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to change one point of diversion and the place of use for water right 13-916. The point of diversion for this right will be moved upstream from the current location on Station Creek to a point where water can be diverted into the Consolidated Irrigation Company Canal. Water will then be rediverted from the canal downstream and distributed through a buried mainline to allow for gravity pressurized sprinkling rather than flood irrigation or pumping.

Authority to File:

IDWR records show the applicant David Terry Westerberg as the owner of the water right, and Franklin County parcel data shows he is the owner of the place of use. The proposed point of diversion is located within State of Idaho endowment property where the applicant is seeking an easement pending approval of this transfer.

Water Right Validity:

The right included in this transfer was decreed July 14, 1920. Review of aerial photography shows no evidence available that would indicate five or more consecutive years of non use. Forfeiture is not an issue.

Injury to Other Water Rights:

Other water rights should not be impacted by the proposed change. The quantity of water used will not change. The proposed point of diversion is located just upstream of the current point, and there are no other diversions between the two. The proposed transfer was advertised and no protests were received. The application was submitted for review to the watermaster of Water District 11 and he did not provide any comments, Injury does not appear to be an issue.

Enlargement of Use:

The proposed changes will not result in an increase of diversion rate, or acres irrigated. Enlargement does not appear to be an issue.

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.