

MEMORANDUM

Date: February 24, 2021
To: Transfer 84623
From: Michelle Watts
Re: Review & Evaluation of Sufficiency of Information

The purpose of this transfer is to add a second point of diversion to water right 34-13876. The added point of diversion is an existing well and an existing point of diversion for water rights 34-14334 and 34-14335.

Authority to File:

Right 34-13876 is owned by the Francis Livestock Company. The transfer application was submitted by John Francis, an authorized agent. According to Custer County Parcel data the applicant and owner of the right, Francis Livestock Company, is the current property owner of the place of use and proposed points of diversion. The applicant has the authority to make the changes.

Water Right Validity:

Right 34-13876 was decreed in the SRBA in 2001 and underwent an approved transfer in 2006. Review of satellite imagery from 2007 to 2020 indicate 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 changes. Water right 34-13876 is within the ESPA boundary but the proposed new point of diversion is in an adjacent cell to the current point of diversion. Therefore, no ESPA mitigation model will be required for the transfer. The transfer was advertised and no protests were received. The watermaster of WD 34 has been notified of the proposed changes and has not provided comment.

Enlargement of Use:

The proposed changes will not result in enlargement because neither the rate, volume, nor irrigated acres will increase as a result of the 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 this application.