

## **MEMORANDUM**

**Date:** November 23, 2020  
**To:** Transfer 84145  
**From:** Jake Nebeker  
**Re:** Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion and place of use for a 10-acre split portion of water right 22-7681. One of the conveyed 10-acres will undergo a change in nature of use from irrigation to fish habitat.

**Authority to File:**

The applicant provided an agreement for purchase and sale of water right document stating that Rocky Mountain Water Exchange LLC is working as a buyer, seller, and broker for Grouse Creek Reserve LLC. The applicant has purchased a 10-acre portion from water right 22-7681. Teton County tax lot data shows Grouse Creek Reserve LLC as the owner of the proposed place of use and point of diversion.

**Water Right Validity:**

The right included in this transfer was licensed in 2000. Review of 2004, 2009, 2011, 2015, 2019 aerial photography shows growing vegetation on the current place of use. Forfeiture does not appear to be an issue.

**Injury to Other Water Rights:**

Other water rights do not appear to be injured by the proposed change. This transfer was advertised and had received a protest which has been withdrawn. Since this water right is not within a water district, no watermaster was contacted.

**Enlargement of Use:**

The proposed change does not appear to result in enlargement because neither rate nor volume nor irrigated acreage will increase as a result of the transfer. The portion of the water right changed to fish habitat will have the volume reduced to its historical consumptive use in order to prevent enlargement.

**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.