

MEMORANDUM

July 01, 2020

Water Permit: 74-16233

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Subject: Amended Application

Application 74-16233 proposed to divert water from Wimpey Creek 1, the last ditch on Wimpey Creek. The original application listed the point of diversion in the SESE of Section 34, the location of WMP1 at the time of the SRBA. Cindy Yenter, watermaster for Water District 170, notified the Department and the applicant that the proposed point of diversion was in the wrong location. In 2008, the Idaho Department of Fish and Game installed a fish screen on the ditch and moved the headgate downstream (into the SWSE) to accommodate the fish screen. The existing water rights in WMP1 have not been updated to reflect the point of diversion change.

On June 19, 2020, Applicant filed an amended application, moving the proposed point of diversion to the SWSE of Section 34 to the new location of WMP1. After reviewing the circumstances of the change, I determined that the amended application did not require another round of public notice. The application is still proposing to divert water from WMP1, the last diversion on Wimpey Creek. There are still no water right points of diversion downstream on Wimpey Creek. The distance between the original point of diversion for WMP1 and the new headgate is small. The original application clearly stated that the proposed point of diversion was WMP1. The only protest filed against the application, was withdrawn with the understanding that water would be diverted from WMP1.