

MEMORANDUM

Date: August 22, 2019
To: Transfer 83380
From: Michael Holliday
Re: Review & Evaluation of Sufficiency of Information

This transfer changes the period of use and nature of use of a 2.4-acre portion of right 22-4157 in order to create 2 ponds for wildlife storage. The new ponds will be offset by a decrease in irrigation under this right. This transfer and companion transfer 83382 provide 4.3 AF to mitigate for the evaporative losses associated with the ponds. Permit 22-14346 will be used to fill the ponds. This transfer also corrects the legal description of one of the points of diversion, although there is no physical change.

Authority to File:

The applicant is the current water right owner of record. Teton County parcel data shows the applicant as the current owner of the points of diversion and place of use.

Water Right Validity:

Water right 22-4157 was decreed in the SRBA in 2009. Post-decree photography shows regular irrigation of the place of use. Forfeiture is not an issue.

Injury to Other Water Rights:

The proposed reduction in irrigated acres is adequate to mitigate for the increase in consumptive use associated with the ponds. Neither the diversion rate nor the actual points of diversion will change. The application was advertised and no protests were received. The watermaster of Water District 1 reviewed the application and did not oppose its approval.

Enlargement of Use:

Both rate and acreage for irrigation were reduced in order to compensate for evaporation from the ponds. Also, a combined limit condition was added to the three rights now associated with the ponds in order to prevent enlargement. The proposed uses will not result in enlargement because enough acreage was removed from the current place of use to offset the consumptive use from the ponds.

Local Public interest:

No issues identified.

Beneficial Use/Conservation of Water Resources:

No issues identified.

Effect on Economy the Local Area:

No issues identified.

Effect on Agricultural Base of the Local Area:

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.