

MEMORANDUM

Date: September 3, 2019
To: Transfer 83455
From: Michael Holliday
Re: Review & Evaluation of Sufficiency of Information

This transfer changes the point of diversion and place of use of right 22-14027 and a 5.2-acre portion of right 22-14026. Together the transferred rights will be used to irrigate 10 acres within a new permissible place of use. Since both rights are splits from the same parent (right no. 22-12527), the applicant desires to combine both rights into one water right number. In order to accommodate this request, right 22-14026 will not be split, but instead will be included in the transfer as an associated right. In this transfer the rate, volume, and acres of right 22-14026 will be reduced, and the rate, volume, and acres of right 22-14027 will be increased in like amounts.

Authority to File:

The applicant has a purchase and sale agreement with the current owners for the water rights included in the transfer. Ownership will be updated upon approval of the transfer. Teton County parcel data shows the applicant as the current owner of the proposed point of diversion and place of use. A search on the Secretary of State webpage showed that Jack Brannon is authorized to sign on behalf of the applicant as managing member of the LLC.

Water Right Validity:

Water rights 22-14026 and 22-14027 were decreed in the SRBA in 2008, and the rights have been leased to the water supply bank since 2013. Forfeiture is not an issue.

Injury to Other Water Rights:

It is unlikely that the proposed changes would reduce the quantity of water available to other water rights. The application was advertised and no protests were received.

Enlargement of Use:

Although the rate, volume, and acres for right 22-14027 will increase, right 22-14026 will be reduced so that the total authorized for irrigation use between the two rights will not increase. Therefore, there are no enlargement concerns.

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.