

MEMORANDUM

Date: August 5, 2019
To: Transfer 83372
From: Michael Holliday
Re: Review & Evaluation of Sufficiency of Information

This transfer changes the point of diversion, place of use, period of use, and nature of use of a 10-acre portion of right 22-14026. Part of the transferred right will be used to irrigate 5.6 acres within a new permissible place of use, and a 4.4-acre portion will be used to enlarge 2 existing ponds for wildlife storage. This transfer and companion transfer 83366 provide 9 AF to mitigate for the increase in evaporative losses due to the enlargement of the ponds. Permit 22-14344 will be used to provide the additional water needed to fill the ponds.

Authority to File:

The applicant has a purchase and sale agreement with the current owners for the portion of the water right 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.

Water Right Validity:

Water right 22-14026 was decreed in the SRBA in 2008, and the right has been leased to the water supply bank since 2013. Forfeiture is not an issue.

Injury to Other Water Rights:

The proposed 4.4-acre reduction in irrigated acres is adequate to mitigate for the increase in consumptive use associated with the larger ponds. The proposed changes will not reduce the quantity of water available to other water rights. The application was advertised and no protests were received.

Enlargement of Use:

The rate, volume, and acres authorized for irrigation were reduced in order to provide for the increase in storage volume. 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 increase in consumptive use at the ponds. Also, the total authorized rate and volume for irrigation use will not increase.

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.