

MEMORANDUM

Date: October 16, 2012
To: Transfer 78195
From: mholliday
Re: transfer evaluation

This transfer proposes to add a point of diversion to right nos. 75-14716 and 75-14718. The place of use is currently irrigated from the Lower Wallace Creek Ditch. The change would enable the applicant to more easily irrigate the upper portion of his place of use with a pipeline, while continuing to use the ditch for the remainder of the place of use. No change in place of use is proposed.

Authority to File:

The applicant is the current water right owner of record, and county taxlot data further confirms that the applicant is the owner of the place of use.

Water Right Validity:

These water rights were decreed in the SRBA in 2010. The water rights could not have been lost due to forfeiture because less than 5 years has elapsed since the partial decrees were issued.

Injury to Other Water Rights:

It does not appear that the proposed change would reduce the amount of water available to other water rights. The total diverted from the stream will not change. Since the amount of water proposed to be moved to the new point of diversion is so small, it is unlikely there would be a measurable impact on conveyance losses associated with the other rights in the ditch.

The additional point of diversion is located about a quarter mile upstream from the current point of diversion. There are no other points of diversion between the proposed points of diversion. There is no evidence currently available that the change would result in an improved water supply. The application will be advertised to determine any protests.

Enlargement of Use:

The proposed changes will not result in enlargement of use. The quantity of water delivered from the stream will remain unchanged and the acres irrigated will not increase. The change does not appear to enhance the supply of water available to fill this right.

Local Public Interest:

No issues identified.

Beneficial Use / Conservation of Water Resources:

No issues identified.

Review of the application reveals no clear inconsistency with the criteria set forth in Section 42-222 Idaho Code preventing processing of this application.