

## Memorandum

**To:** IDWR, Eastern Regional Office

**From:** John Loffredo, Program Manager, Water Transactions Program

**Date:** November 20, 2023

**Re:** IDWR Application for Transfer No. 88603

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The Idaho Water Resource Board (Board) would like to submit the following comments for consideration when processing **Application for Transfer No. 88603** in the name of Timothy Barca. The applicant is requesting to change the point of diversion for water right nos. 75-13948 and 75-13950 that are for Irrigation beneficial use and have a combined diversion rate of 0.09 cfs from Wallace Creek.

Wallace Creek is tributary to the Wild and Scenic Salmon River. The applicant proposes to change to the point of diversion and source of the above-mentioned water rights by placing a screened pump into the Salmon River upstream of the confluence with Wallace Creek. The applicant should be aware that the surface source change proposed in the transfer application is better characterized as an exchange as described in [Idaho Code § 42-240](#).

The Board requests the Idaho Department of Water Resources (Department) to consider advising the applicant to rescind Application for Transfer No. 88603 and submit an Application for Exchange.

Whether by Exchange or Transfer, the Board requests the Department to consider conditioning the change in point of diversion/surface source to inform Water District 75A to administer 0.09 cfs, in priority, to the mouth of Wallace Creek when water right nos. 75-13948 and 75-13950 are being diverted at the new point of diversion on the Salmon River.