

MEMORANDUM

Date: March 14, 2024
To: Transfer 88736
From: Scott Stosich
Re: Review & Evaluation of Sufficiency of Information

This transfer changes the point of diversion, point of diversion, place of use, period of use, nature of use, and add a point of diversion of a 5-acre portion of right 22-14026. Part of the transferred right will be used to irrigate 2.6 acres within a new permissible place of use, and a 2.4-acre portion will be used to create two ponds for aesthetic storage. This transfer provides 4.8 AF to mitigate for the evaporative losses associated with the ponds through drying up of irrigation acres, and will be initially filled by a proposed lease with the Water Supply Bank.

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:

Other rights will not be injured by the proposed changes. The proposed 2.4-acre reduction in irrigated acres is adequate to mitigate for the consumptive use associated with the 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 proposed changes will not result in enlargement because the rate, volume, and acres authorized for irrigation were reduced in order to compensate for evaporation loss from the ponds. 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.

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.