

MEMORANDUM

Date: July 30, 2026
To: Transfer 90475
From: McKenna Webster
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion associated with a 2.5 portion of water right 22-13814 to the applicant's domestic well. The 2.5-acre portion is now identified as 22-14776. Conditions of approval for water rights 22-13816 (associated water right) were updated in the Ownership Change for 22-13816, which was filed at the same time as this transfer.

Authority to File:

According to the deed provided, the applicant is the current owner of the water rights included in the transfer; ownership for 22-14776 (2.5-acre portion) is proposed to be updated in this transfer. Additionally, Teton county parcel data shows that the applicant is the owner of the place of use to which the point of diversion is proposed to be moved.

Water Right Validity:

The water right was decreed in 2008. Aerial imagery suggests no irrigation of the place of use for at least a decade. A previous transfer involving water right 22-13814 (T88383) was approved despite the extended period of nonuse. The applicants, for that transfer, argued that there is no legal access to the original point of diversion, making the situation out of the control of the property owner. For this transfer, the argument is the same; there has been no legal access to the point of diversion as it falls outside of the development. The applicant has a valid defense for forfeiture.

Injury to Other Water Rights:

The transfer application was advertised, and no protests were received. Watermaster comment was requested, but none was received. No injury identified.

Enlargement of Use:

The proposed changes will not result in enlargement because the authorized diversion rate, volume, and acreage will not increase as a result of the transfer.

Local Public Interest:

No issues identified.

Beneficial Use / Conservation of Water Resources:

No issues identified.