

MEMORANDUM

Date: May 14, 2013
To: Transfer
78529
From: Blake Jordan
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion and place of use for a portion of water right 35-4013. Foster Company and Lewisville Cemetery District are working together to provide irrigation water for the Lewisville Cemetery. Through this application, Foster Company is allowing 3.3 acres under water right 35-4013 to be moved to irrigate 3.3 acres within the Lewisville Cemetery. Lewisville Cemetery District is proposing to drill a new well, which will be located within the Cemetery.

Authority to File:

Foster Company is the current owner of water right 35-4013 per IDWR record. Lewisville Cemetery District is the current owner of the proposed place of use. Foster Company and Lewisville Cemetery District filed this transfer application conjunctively. Laurie Foster signed the application for Foster Company and Janeal Nield signed the application for Lewisville Cemetery District. After the transfer is approved, Foster Company will convey ownership of the 3.3 acre water right to Lewisville Cemetery District. Northwest Farm Credit Services does have a security interest in water right 35-4013. Northwest Farm Credit Services does not oppose the transfer.

Water Right Validity:

Decreed in 2002. 2010 and 2011 aerial photography shows the 3.3 acres being irrigated. forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA and within WD 120. According to the ESPA analysis there are no impacts greater than 2.0 acre-feet/trimeser to a single Snake River reach. No mitigation will be required. This transfer was advertised and there are no protests. The watermaster for WD 120 does not oppose the transfer.

Enlargement of Use:

No issues identified.

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.