

MEMORANDUM

TO: Files

FROM: Steve Lester 

DATE: May 13, 2010

RE: **Permits 63-32641** and 63-33259 Overlap

These permits were issued in late 2008 and early 2010 as primary ground water uses. Senior surface water irrigation right 63-8311 was somehow overlooked in processing these two.

Right 63-8311 was decreed to Henggeler. The POU shape for that right falls within tax lot land currently shown for Henggeler per assessor information.

We do not know what, if any, water right details accompanied sale of portions of the land to the permit holders. Since the permit approval orders are final and the permits only cover minor irrigation, it is not worthy of revisiting the approval process to perhaps make these permits supplemental.

Consultation with State Office resulted in the following solution:

Any field exams for these permits should include a determination of whether or not the permits were developed and used as supplemental or primary rights. Details about the use or lack of use of 63-8311 can be analyzed at that time.

The attached map outlines the situation.

A database comment was added to all three records in this regard.



Idaho Department of Water Resources

Surface water →

Water Right
63-8311
(IRRIGATION)

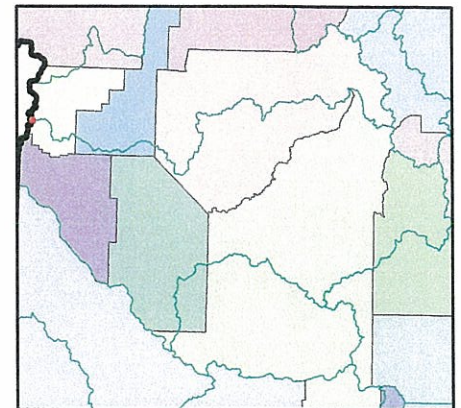
Legend

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters

2 g.w. in permits issued in POU of 63-8311 w/ supplemental conditions



R05W



Payette County
IDWR Basin 63

T07N



taxlots = 100% Hengseler = 63-8311