

MEMORANDUM

TO: Transfer Nos. 75865, 75866 and 75867

FROM: Sharla

DATE: October 7, 2009

RE: Evaluation of Sufficiency of Information Submitted

Staff from Payette River Irrigation have been working on a large project of reconciling irrigated lands within the Noble Ditch Co., Lower Payette Ditch Co. and Farmers Cooperative Irrigation Co, with updated shareholder information and the number of shares they own vs. correct number of shares for those lands. At the end of the project, it was clear that several 40-acre tracts are delivered water from one or more of these companies but are not correctly identified within the current boundaries. These transfers were filed solely for the purpose of correctly identifying the boundaries associated with these rights. The total number of acres authorized for irrigation within these boundaries remains the same.

The transfer application fee for 75865 was based on the percentage of changes occurring in the place of use. Only 2 1/4 1/4s were added by the transfer application which equals less than 1% of the entire place of use. 1% of the total cfs of the transfer (397.12 cfs) is 3.97 cfs and this amount requires a filing fee of \$370.

The transfer application fee for 75866 was based on the percentage of changes occurring in the place of use. A total of 13 1/4 1/4s were added by the transfer application which equals a little more than 2% of the entire place of use. (13/569 = .0228) 2.3% of the total cfs of the transfer (392.44 cfs) is 8.95 cfs and this amount requires a filing fee of \$570.

The transfer application fee was based on the percentage of changes occurring in the place of use. Only 4 1/4 1/4s were added by the transfer application which equals less than 1% of the entire place of use. 1% of the total cfs of the transfer (205.49 cfs) is 2.05 cfs and this amount requires a filing fee of \$330.

Summary of Information Submitted

Authority to File: The applicants are the owners of record for all rights involved in the three transfers.

Water Right Validity: All rights presumed to be valid per review of 2006 aerial photography. Payette River Irrigation office billed all shareholders for 2008 irrigation season and will soon be mailing notices for 2009 irrigation season assessments.

Injury to Other Water Rights: None anticipated.

Enlargement of Use: No enlargement of use is proposed; the number of acres authorized to be irrigated within the boundaries of each company is not increasing.

SCANNED

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Local Public Interest: No negative impacts are anticipated. The ditch and irrigation companies deliver water to a host of land owners for irrigation of their lands.

Beneficial Use/Conservation of Water Resources: The application proposes beneficial use(s) consistent with conservation of water resources in Idaho.

Review of the application finds there is no clear inconsistency with criteria of I. C. § 42-222 preventing processing of the application.

Summary

Assuming protests are not filed and/or other information does not contradict the above analysis, the applications can be approved as reflected by the draft approvals. These transfers will not be advertised per discretion of the regional manager. The watermaster is aware of these applications and has given verbal sanction of them.

(Recommendation is in the file)