

MEMORANDUM

To: Transfer 75194
From: Keith Franklin
Date: December 9, 2008
Re: Transfer Review Memo

Re: Evaluation of Sufficiency of Information Submitted

Authority To File

Applicant is the owner of record of the water right being transferred as per Warranty deed attached to the application.

Water Right Validity

The water right involved, 85-7146 is a partial decree stemming from the Snake River Basin Adjudication. The basis of the decree was a license that carried with it a 1977 priority date.

Injury To Other Water Rights

No formal complaints have been submitted to IDWR as of the date of this filing. The additional point of diversion is in the close proximity of the original well designated for water right 85-7146. Lewiston Orchards Irrigation District plans to keep the existing well as a backup and plans to predominantly use the new point of diversion or new well to serve the water right. Both wells are approximately the same depth and will not divert more water than what is authorized under the water right; therefore no injury to other water rights is expected. The Lewiston Orchards Irrigation District elected not to include points of diversion of other water rights they own in this transfer.

Enlargement Of Use

No expansion of 85-7146 is anticipated to occur.

Local Public Interest

The "Public" will be served by the granting of this transfer.

Beneficial Use/Conservation Of Water Resources

Review of the application finds no inconsistency with criteria set forth in Section 42-222, Idaho Code, preventing processing of this application.