

MEMORANDUM

TO: Transfer No. 72480

FROM: Lori Graves

DATE: 12/12/2005

RE: Evaluation of Sufficiency of Information Submitted

The purpose of the transfer is to list a permissible place of use of applicants' total irrigated acres and list four existing wells on all three rights to reflect a combined irrigation system. The proposed site is aka Riverside Cemetery located about one mile north of Payette, just south of the Snake River.

Authority to File: Applicants are owners of record. Lorraine Hunsucker signed the application and is Chairman of Riverside Cemetery Maintenance District.

Water Right Validity: Rights are presumed to be valid because the partial decrees were issued on 7/3/2002 within the past five-year period.

Injury to Other Water Rights: None anticipated.

Enlargement of Use: No change in diversion rate, diversion volume and consumptive use volume has been proposed.

Local Public Interest: No negative impacts are anticipated.

Beneficial Use/Conservation of Water Resources: Applicants propose b.u. 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.

Discussion: The partial decrees were issued & results were migrated to wr records. The following rights appear as overlaps but are for separate systems, acres, sources, and/or uses. 65-4324 was claimed in the NENE S28, but decreed in the NWNE S28. 65-7550 shows up as an overlap because only S28 was listed on the right without a forty-acre tract specified; however it was originally licensed in the SESW S28. The right was not claimed in the Payette River adjudication or the SRBA. Other rights in S28 are for domestic uses. Rights 3-7045 and 3-7010 are for surface water irrigation of other acres in the SESE S21 separate from this and were not claimed in the SRBA.

A definite overlap is permit 67-14605 proposing use of the same four wells for irrigation of 5 acres in the SESE S21. Applicants filed the permit in 2005 to cover the cemetery

expansion of the 5 acres and allow drilling of the fourth well in the SESE S21. No other rights are used.

The rights affected by this transfer were decreed in Basin 65, but are actually in Basin 67 per Arc View basin query. The rights were renumbered to Basin 67 as listed on the draft transfer approval.

Summary: Assuming protests are not filed and/or other information does not contradict the above analysis, and assuming it is determined the application should be approved, the conditions listed on the draft approval should be applied.

Condition 046 n/a since a new wells are not proposed. All four existing wells were drilled as irrigation wells.