

TO: File

DATE: November 13, 1996

FROM: Jim Stanton

SUBJECT: App. for Transfer, Buckeye Farms

Today I was contacted by Glen Saxton concerning this transfer. Jo Beeman had contacted him regarding the question of lienholder approval of the change, as this item was not completed on the application. Glen talked to Phil Rassier to find out if we could advertise the application without this item being filled in. They concurred that this is not a prerequisite to advertising, but that the item needs to be completed before the application is sent to Boise for final action. So we need to contact the applicant to get this question answered before a protest conference is set, according to Glen.

It is possible that the water rights in question are still being used on the original p/u that Buckeye Farms sold a couple years ago. So I think that the deed of sale needs to be in the file to support the right of Buckeye Farms to make this transfer in the first place. If the deed is silent on water rights, then the applicant may not own these rights. I will try to obtain this deed from the county courthouse.