

MEMORANDUM

Date: September 04, 2008
To: Transfer 74834
From: dcarlson
Re: transfer evaluation

This transfer proposes to move a portion of this ground water right to this place of use within the service area for Garden Water Co. A new well will be drilled. Both the current owner and the new owner Blackfoot have shares within Garden Water Company.

Authority to File:

Applicant has a purchase agreement with the owner of record as far as the SRBA decree.

Water Right Validity:

This water right was recommended in the SRBA in 2006. Forfeiture is not an issue.

Injury to Other Water Rights:

Moving a groundwater right within the service area for Garden Water Co.

Transfer will be advertised to determine any protests.

Enlargement of Use:

There is no evidence of enlargement of use.

Local Public Interest:

No issues identified.

Beneficial Use / Conservation of Water Resources:

No issue identified.

Review of the application finds there is not clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.