

M E M O R A N D U M

Date: February 15, 2008
To: Transfer 73274 File
From: Kelly K Christensen
Re: Evaluation of Sufficiency of Information Submitted

Application proposes developing a new well to replace two existing wells for stock water and commercial uses associated with a feedlot operation located approximately 5.4 - 5.75 miles south and 0.75 - 1.05 miles east of the Highway 77 and Highway 81 intersection in Malta. In 2006 the applicant filed transfer 72527 to basically expand the feedlot operation and add a well. This transfer proposes developing a new well to replace two other wells. One well is abandoned as that point of diversion no longer produces and the second well production will be utilized by a neighbor. The neighbor has rights from that well and there were no combined right diversion rate limits recorded on any of the rights. This transfer was filed to drill a different well in a different location to obtain the necessary water.

- **Authority to File:**
The applicant is listed as the current owner of record of rights 43-13423 and 10499 according to IDWR records.
- **Water Right Validity:**
The rights were approved in 2006 through T-72527.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
Application will be subject to public notice and protest.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.

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