

TO: TRANSFER 73836 FILE

FROM: DANIEL A. NELSON

DATE: 2/12/08

SUBJECT: OVERLAPPING WATER RIGHTS

In my review of this transfer application, I discovered a possibility of overlapping Boise Kuna Irrigation District water. Previous transfer did not address whether or not these lands had Boise Kuna Irrigation District shares. I contacted the applicant on 2/12/2008 to determine if they had shares, and they informed me that they did not have shares for this land.

Therefore this is a primary right and not a supplemental right.