

MEMORANDUM

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Date: July 31, 2007

To: Transfer 73449 File

From: Kelly K Christensen

Re: Evaluation of Sufficiency of Information Submitted

The transfer proposes replacing the new well drilled for approved transfer 71793 as that well did not produce as expected. The current system consists of the 3 wells (including the bad well) approved through that transfer for a dairy system (rights. 45-2434B and 45-12909B) and a feedlot (right 45-10454). The dairy operation is located approximately 2.0 - 2.25 miles west and 0.3 - 0.5 miles north of the center of Oakley. The feedlot is located approximately 1.75 - 2.0 miles west of the center of Oakley. The proposed location of the new well is approximately one half mile west and one half south of the center of Oakley.

· Authority to File:

The applicant is listed as the current owner of the rights being transferred according to IDWR records. The applicant provided a quitclaim deed indicating the sole ownership of the rights involved.

· Water Right Validity:

The rights involved with the transfer have decreed as of 8-18-2005.

· Injury to Other Water Rights:

None anticipated. The rights will continue to be diverted from two of the historic points of diversion and a replacement well

· Enlargement of Use:

None anticipated. The new well is being developed to produce the combined total decreed rate and volume.

· 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.

