

MEMORANDUM

Date: June 13, 2007
To: Transfer 73630
From: dcarlson
Re: transfer evaluation

This transfer proposes to correct the legal description of the place of use and point of diversion. Licensed for the wrong legal. Water District No. 100 personnel was reviewing a billing problem with a bad address and discovered that the Hibbard store was located in the incorrect tract. Water District confirmed the actual location of the Hibbard store. This is a gas station/conv. store.

Authority to File:

Applicant provided ownership documents/warranty deed for the property for Mother Hibbards store.

Water Right Validity:

This gas station/store has been in business since 1977. Forfeiture is not an issue.

Injury to Other Water Rights:

Inside the ESPA area and in Water District 100. Correction of the legal description only.

Watermaster will comment.

No advertisement needed for this correction. This transfer meets the criteria of the "No Advertisement" correction type transfer.

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.