

MEMORANDUM

TO: Transfer File No.

FROM: Lori Graves

DATE: 7/21/04

RE: Evaluation of Sufficiency of Information Submitted

Brief: The purpose of the transfer is to change the City of Middleton's ground water municipal rights to reflect a combined system of three existing wells and one proposed well.

Contact person for the applicant is Chris Duncan with Holladay Engineering.

Authority to File: Applicants are owners of record.

Water Right Validity: Right presumed to be valid based on pending SRBA recommendation.

Injury to Other Water Rights: None anticipated.

Enlargement of Use: No change in nature of use has been proposed.

Local Public Interest: No negative impacts are anticipated.

Beneficial Use/Conservation of Water Resources: Applicant proposed beneficial use consistent with conservation of water resources in Idaho.

Review of the application finds there is no clear inconsistency with criteria of I.C. § 42-222 preventing processing of this application.

Additional Information: Applicants originally filed a transfer including only three of their five ground water rights. After discussion, an amended application listing all five rights was received 7/7/04.

Discussion: Since the transfer involves municipal SRBA claims, Dave Tuthill was contacted regarding the rights SRBA status. He responded 7/26/04, stating that the transfer looked fine to process, but that it be subject to review and modification in the SRBA.

Applicants propose one new well, aka well no. 7, and plan to abandon two existing wells, aka well no.s 1 and 2. The combined municipal system will consist of four wells, no.s 4, 5, 6 and 7, that will provide up to 12.02 cfs ground water to the city.

The city owns the three existing wells and property. Proposed well no. 7 is subject to the attached well lot lease agreement from Garnet Energy.

The city also has water right 63-3545 from Middleton Mill Slough for irrigation of their city park. This right is from a surface water source, separate from the city's ground water municipal system.

Conditions: Assuming protests are not filed and/or other information does not contradict the above analysis, and assuming it is determined the application should be approved, the conditions listed on the draft transfer approval should be applied.