

MEMORANDUM

To: Water Right 2-10420, 2-10422, 2-10510 & 57-11710
From: Remington Buyer
Date: 4/22/2016
Re: Review of WSB lease contracts & release requests for leased water rights

Water Rights 2-10420 and 2-10422 were proposed for full lease to the Bank in 2014. Through the lease review process, it was discovered that portions of water right 57-11710 overlapped with water rights 2-10420 and 2-10422. According to the review memo, 57.5 acres of the two aforementioned water rights overlapped with WR 57-11710 (21.5 acres under 2-10420, and 36 acres under 2-10422). Water right 57-11710 authorized irrigation of 99 acres while water right 2-10420 authorized irrigation of 69 acres and 2-10422 authorized irrigation of 100 acres.

To avoid enlargement, the overlapping portions of water right 57-11710 were also proposed for lease to the Bank and in 2014, portions of 57-11710 and all of water rights 2-10420 and 2-10422 were accepted for lease to the Bank.

In 2015, a transfer was proposed for water rights 2-10420 and 2-10422 (transfer #79727). The transfer resulted in authorized changes to the water right elements leased to the Bank.

Through the transfer review process, IDWR deemed that 39 acres (not 36 ac) of water right 57-11710 overlapped with water right 2-10422. To facilitate the transfer, the owner of 57-11710 relinquished and abandoned 39 acres of this water right. Additionally, though WR 2-10422 was leased for 100 ac, it was administratively reduced to 91 acres through the transfer.

Also of importance, it may be that the overlap of water rights 2-10420 and 57-11710 was in fact only 18.5 ac, not 21.5 acres, which can corroborate how the Department accepted that 20 acres of water right 2-10420 was available for transfer without any additional abandonment of overlapping acres under water right 57-11710. Twenty acres of water right 2-10420 have now been authorized for transfer to a new location--the split of these 20 acres resulted in the creation of water right 2-10510.

The following summarizes the current authorized elements of water rights 2-10420, 2-10422, 2-10510 and 57-11710 and their lease status to the Water Supply Bank:

Water Right / Lease Status	WR/Lease Status	Div. Rate	Div. Vol.	Acres
2-10420	Water Right Elements:	1.240 cfs	N/A	49 acres
Fully Leased	Leased Elements:	1.240 cfs	N/A	49 acres
2-10510	Water Right Elements:	0.500 cfs	N/A	20 acres
Fully Leased	Leased Elements:	0.500 cfs	N/A	20 acres
2-10422	Water Right Elements:	1.820 cfs	N/A	91 acres
Fully Leased	Leased Elements:	2.000 cfs	N/A	100 acres
57-11710	Water Right Elements:	1.160 cfs	N/A	60 acres
Partially Leased	Leased Elements:	1.110 cfs	N/A	57.5 acres
	*Leased Elements:	0.360 cfs	N/A	18.5 acres

Due to the partial abandonment of acres under 57-11710, only 18.5 acres of this right likely remains leased to the Bank (which are likely the 18.5 acres overlapping with right 2-10420).

On February 24, 2016, the new owner of water rights 2-10422 and 2-10510 requested that their water rights be released from the Bank. These water rights are not presently rented. It appears the previous owners of the rights have retained ownership of the non-transferred water rights (2-10420 and 57-11710) and no release request has been received for these water rights.

Upon the release of water rights 2-10422 and 2-10510 from the Bank, the following water right elements will remain leased to the Bank:

Water Right	Div. Rate	Div. Vol.	Acres
2-10420	1.240 cfs	N/A	49 acres
57-11710	0.360 cfs	N/A	18.5 acres
Combined Lease Totals	1.600 cfs	N/A	49 acres