

MEMORANDUM

To: Water Right No(s). 63-32958
From: Jean Hersley
Date: January 28, 2014
Re: Review of Applications to Lease Water Rights to the State Water Supply Bank

PURPOSE/NARRATIVE: This application was received at Western Region on November 7, 2013. It was routed to BSU who returned it to SPF Engineering LLC. The applications were received at the State Office on November 18, 2013.

AUTHORITY TO FILE: The application was signed by Justin Martin, Manager of Cloud Berry LLC, verified IDSOS.

WATER RIGHT VALIDITY: This parent of this right was decreed in 2007. Aerial photography indicates irrigation has taken place in the last 5 years. This right has combined use limits with 63-5094 and 63-32960, which are leased to the Bank until the end of 2017.

INJURY TO OTHER WATER RIGHTS: No injury is apparent.

ENLARGEMENT OF USE: No enlargement is evident through the lease alone. Proper rental review should protect against enlargement.

LOCAL PUBLIC INTEREST: Review staff has no information to suggest this application is inconsistent with the local public interest.

BENEFICIAL USE/CONSERVATION OF WATER RESOURCES: The lease appears consistent with the conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The leased right(s) are subject to Water District # 63. Rex Barrie returned his recommendation for all the rights Cloud Berry LLC are leasing to the Bank. The only water right that needed comments at this time was 63-32958 since it has a waste water source.