

MEMORANDUM

To: Water Right No(s). 63-5093 and 63-5098
From: Jean Hersley
Date: February 3, 2014
Re: Review of Applications to Lease Water Rights to the State Water Supply Bank

PURPOSE/NARRATIVE: These applications were received on November 7, 2013 at our Western region Office. Water right 63-5098 includes domestic. The domestic use is also covered under 63-10557 which only the stock and industrial uses are in the Bank.

AUTHORITY TO FILE: Applications were signed by Justin Martin, manager of Cloud Berry LLC. Verified on IDSOS.

WATER RIGHT VALIDITY: Water right 63-5093 was decreed in 1999 and right 63-5098 was decreed in 2007. Cloud Berry LLC acquired these rights in 2011. Assuming previous owner had used rights prior to selling to Cloud Berry LLC.

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 not subject to any Water District at this time.