

MEMORANDUM

To: Water Right No(s). 22-14026
From: Sandy Hemenway
Date: September 29, 2013
Re: Review of Applications to Lease Water Rights to the State Water Supply Bank

PURPOSE/NARRATIVE: To place 125.0 acres into the Water Supply Bank, to prevent forfeiture (Decreed 11/24/2008 with the forfeiture clock beginning 11/24/2013).

AUTHORITY TO FILE: Decreed 11/24/2008, with the current owner being Gary and Shannon Summers.

WATER RIGHT VALIDITY: Decreed 11/24/2008

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.

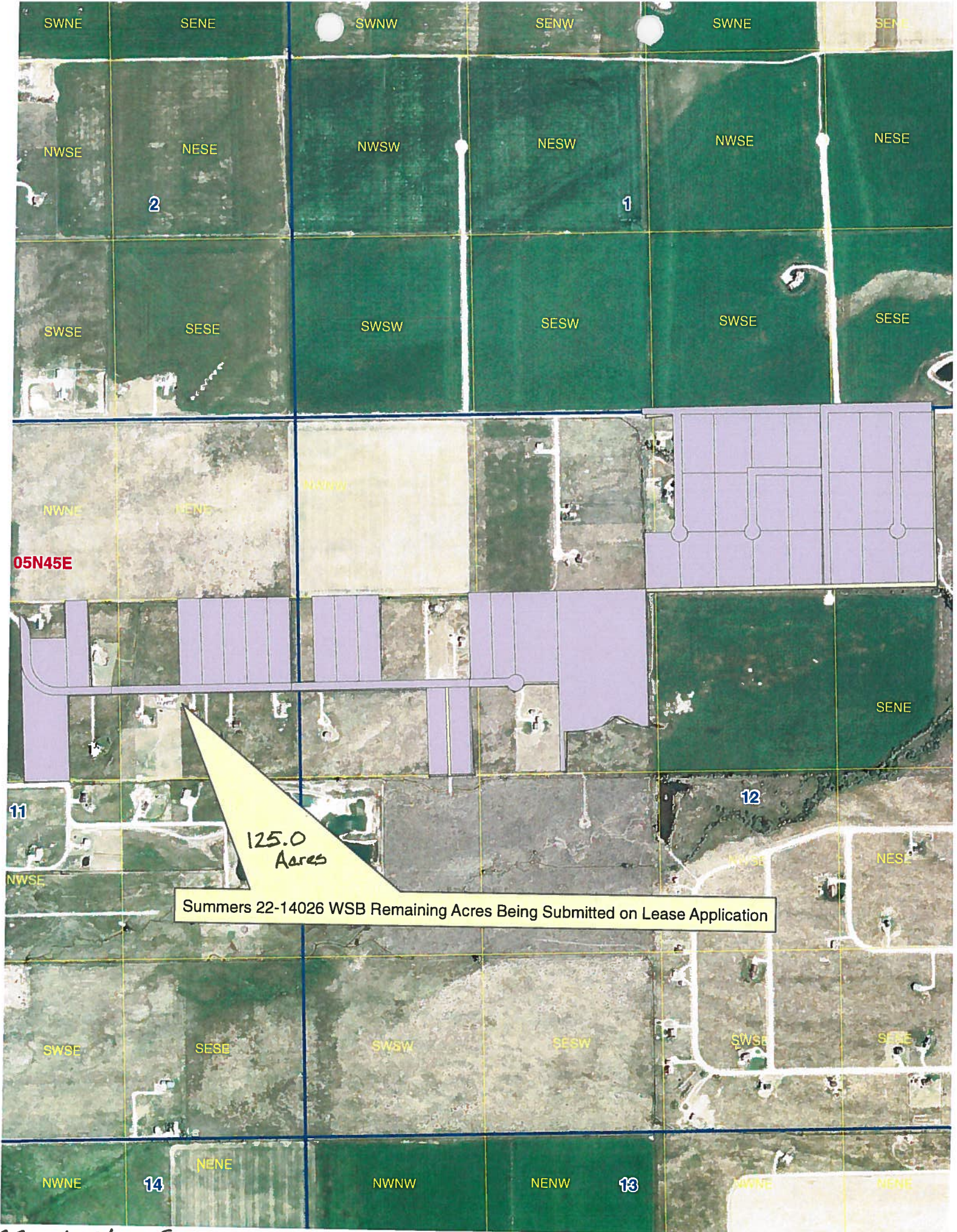
BENEFICIAL USE/CONSERVATION OF WATER RESOURCES: The lease appears consistent with the conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The leased right is not subject to any Water District.

ADDITIONAL INFORMATION:

The property being submitted into the WSB is owned by multiple owners, in addition to Gary and Shannon Summers. The original property was developed and divided into individual lots, with 23 lots sold, 14 of the lots currently have homes and private wells on the individual lots. Each of the lots sold, have included in their deeds, that the water right is solely owned by the Summers (copies of the deeds are included in the file).

The 20 shares of Grand Teton Canal Co. surface water have never been used on this property, are still owned by the Summers, but are delivered to neighboring property (although not formally changed in the record books yet). None of these shares will be used to irrigate the POU that is being placed in the WSB.



22-14026 Summers

S. Horn...

Hemenway, Sandy

From: Kristin M. Moore [kristin.rmea@gmail.com]
Sent: Wednesday, September 25, 2013 8:18 AM
To: Hemenway, Sandy
Subject: RE: 22-14026 Summers WSB Lease Application
Attachments: RemainingAcres.dbf; RemainingAcres.prj; RemainingAcres.sbn; RemainingAcres.sbx; RemainingAcres.shp; RemainingAcres.shx

Here it is.

Kristin Moore
Rocky Mountain Environmental Associates, Inc
208-524-2353

From: Hemenway, Sandy [<mailto:Sandy.Hemenway@idwr.idaho.gov>]
Sent: Tuesday, September 24, 2013 6:03 AM
To: Kristin M. Moore
Subject: RE: 22-14026 Summers WSB Lease Application

Can you resend the shape, with the duplicate removed?

From: Kristin M. Moore [<mailto:kristin.rmea@gmail.com>]
Sent: Monday, September 23, 2013 9:51 AM
To: Hemenway, Sandy; rwagner@rockymountainenvironmental.com
Subject: RE: 22-14026 Summers WSB Lease Application

Sandy,

I know that the 125 acres is correct. I double checked the shapefile this morning and found an error. Right before I sent it to you, I made a correction, and ended up with a duplicate polygon of the 15.2 acre piece in the E1/2 of SENW of Section 12, T5NR45E. If you remove that from your copy of the shapefile, then the total will be about 125 acres, give or take a bit for rounding differences. I think mine came out to 125.2, as a total, but when I calculated per QQ, it rounded to 125.

Sorry for the confusion, that's what I get for making last minute changes.

Kristin Moore
Rocky Mountain Environmental Associates, Inc
208-524-2353

From: Hemenway, Sandy [<mailto:Sandy.Hemenway@idwr.idaho.gov>]
Sent: Thursday, September 19, 2013 7:59 AM
To: Kristin M. Moore; rwagner@rockymountainenvironmental.com
Cc: Hemenway, Sandy
Subject: RE: 22-14026 Summers WSB Lease Application
Importance: High

Kristin and Roger,

Using the shapefile for the remaining acres that Kristin sent yesterday, and then checking the attributes table and totaling up each of the individual lot shapes, I am coming up with 140.23 acres. When I tried the acreage calculation, I

am coming up with 139.5 acres. Both of these figures are a lot higher than the 125.0 acres that the Summers have stated on their application.

Do you want to contact your client and ask them if they would like to amend their application, and increase the number of acres being placed in the water supply bank, or change the shapefile to show only 125.0 acres? If they amend their application, please resubmit page one of the application, indicating the changes (legal description, total acres, cfs and acre-feet).

Thanks so much,

Sandy

From: Kristin M. Moore [<mailto:kristin.rmea@gmail.com>]

Sent: Wednesday, September 18, 2013 8:56 AM

To: Hemenway, Sandy

Subject: 22-14026 Summers WSB Lease Application

Sandy,

Roger sent me your request for a shapefile for Gary Summers application. When I prepared the application, I took all of the lots to which Gary owned the water rights and created a shapefile out of them to calculate the acreage. But then I noticed that some of the lots extended south of the water rights POU boundary. So I clipped the polygons to remove anything that was outside the water right boundary. The shapefile that is attached shows these changes. Additionally, I also had to make adjustments so that I could calculate everything by QQ for the application, so you will notice some of the parcels have two polygons in them instead of just one. Additionally, when we filed a transfer this year to move some of the acres from Marvin Rieb's parcels, we only transferred 0.3 ac. So although the shapefile I am sending you may not match the POU shapefile IDWR created for that transfer, the acreage for each lot should be accurate. The difference could be our taxlot shapefiles.

Hope this helps. Let me know if you have more questions about it or if you find any more discrepancies.

Thanks,

Kristin Moore

Water Rights Analyst

482 Constitution Way, Ste 303, Idaho Falls, ID 83402

E-Mail: kmoore@rockymountainenvironmental.com

VOICE: 208-524-2353 ||| FAX: 208-524-1795



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Hemenway, Sandy

From: Hemenway, Sandy
Sent: Monday, September 16, 2013 7:13 AM
To: rwarner@rockymountainenvironmental.com
Cc: Hemenway, Sandy; Skaggs, Pam
Subject: 22-14026 Summers WSB Lease Application

Roger,

Thank you for sending all the information requested. Is there any way that you could send me your shapefile for the place of use for the 125.0 acres that are being requested to be put into the Water Supply Bank? When I construct the shape for the lots shown on the map you submitted, I come up with a different number of acres (higher). Once I have the shapefile, I should have everything completed today.

Thanks,

Sandy Hemenway
Sr. Water Resource Agent
IDWR State Office, Boise
(208)287-4920
Sandy.hemenway@idwr.idaho.gov

Hemenway, Sandy

From: Kristin M. Moore [kristin.rmea@gmail.com]
Sent: Wednesday, September 18, 2013 8:56 AM
To: Hemenway, Sandy
Subject: 22-14026 Summers WSB Lease Application
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Kristin Moore

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