

MEMORANDUM

To: File(s) 63-10393

From: Cherie Palmer

Date: June 3, 2013

Re: Review/Analysis for Application to Rent Water from the State Water Supply Bank

PURPOSE/NARRATIVE: This application was received on May 28, 2013. The purpose of the application is to rent water from the bank because the church does not have access to the ditch that delivers their surface water. The church currently has a well that serves the church's in-house uses. They intend to use that well to water their lawn and landscaping. Ultimately, they would like to get their ditch reinstated but are pursuing that through attorneys and may take awhile. They plan to submit an application for a new permit from ground water just in case the surface water doesn't pan out. They are aware the permit may take time to process so the bank application will be in place to cover them in the meantime.

Note that ground water irrigation water right 63-8464 is appurtenant to the POU. The church will file a change in ownership form and I told him that a transfer will be required to change the point of diversion to the church's well. 63-8464 may face some forfeiture issues but he will pursue the transfer and ownership change as recommended by his attorney.

AUTHORITY TO FILE: The pastor for the church submitted the application and is authorized to act on behalf of the church.

WATER RIGHT VALIDITY: Water right 63-10393 will fulfill this rental. Right 63-10393 was accepted into the bank in 2012 and is leased until 2016. Even though the pastor requested 5 years, right 63-10393 will serve their needs through 2016 and a different right can be located if they need the rental the 5th year. Most likely, they will only need this rental for the 2013 season as the permit and/or transfer they intend to file will cover the irrigation use so long as it is approved.

INJURY TO OTHER WATER RIGHTS: The water will be moving not even a mile so injury should not be an issue.

ENLARGEMENT OF USE: There are no enlargement issues.

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 rental appears consistent with conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: None.

Hi Steve,

Eagle Family Worship has filed a WSB application to rent 5 acres of water at their Floating Feather church (4N1W Sec 1 SWSE). They have a well that serves the in-house needs of the church and plan on using that for their irrigation. They have surface water but it's not available as the ditch has been blocked off. I attached my review memo for you to review if needed. The lease that I think will work is from the Meridian Joint School that is less than a mile to the SE of the church. If there are no concerns I will move forward. Thanks!

<< File: ~\$.8 Rental Review Memorandum.docx >>

Cherie

Palmer, Cherie

From: Lester, Steve
Sent: Monday, June 03, 2013 1:19 PM
To: Palmer, Cherie
Subject: RE: Eagle Family Worship Rental ap 63-10393

Yep. That worked.

Comments:

63-10393 POD listed in 4N 1E S.30, church is about 5 miles NW. Well log for 63-10393 shows shallow ground water upstream from Star. Can't id well log for church, nothing found for church name or that street address of 3838 W. Floating Feather.

WSB rental would be ok if church well taps shallow ground water & would be ok if church well is for deeper water since the site is open for new uses from deeper water. So looking good.

Might be good for WSB review memos to cover shallow/deeper ground water issue upstream from Star. Would not be ok if leased well is deeper & rental well is shallow since that would be injury. Please pass that thought along to fellow WSB reviewers if not already being covered.

Thx

From: Palmer, Cherie
Sent: Monday, June 03, 2013 12:21 PM
To: Lester, Steve
Subject: RE: Eagle Family Worship Rental ap 63-10393

Oh no, hopefully this one works:

<< File: L2.8 Rental Review Memorandum.docx >>

Cherie

From: Lester, Steve
Sent: Monday, June 03, 2013 11:38 AM
To: Palmer, Cherie
Subject: RE: Eagle Family Worship Rental ap 63-10393

Cherie:

I can't open the attachment, says file is corrupt, whatever that means!?

From: Palmer, Cherie
Sent: Monday, June 03, 2013 10:44 AM
To: Lester, Steve
Subject: Eagle Family Worship Rental ap 63-10393