

MEMORANDUM

To: File(s) 35-7246M, 35-7632A, 35-13609, 35-14258, 35-14260, 35-14262, 35-7169, 35-7373, 35-10422, 35-14014, 35-14015, 43-13595, and 43-13597 (NPVR Potatoes)

From: Monica Van Bussum

Date: March 29, 2013

Re: Review of Application to Rent Water from the State Water Supply Bank

PURPOSE/NARRATIVE: On February 12, 2013, the Department received 6 rental applications from Lance Funk.

Two of the rights rented, 35-14015 and 35-14015, are for industrial use. The Department allowed the Funks in 2012 to rent these rights for irrigation use. We are continuing to honor that decision by approving this rental application allowing the change in nature of use from industrial to irrigation. The Department allowed the renter to use 4 AF/ac of the volume allowed under the rights for irrigation, and this decision is reflected in the new approval.

AUTHORITY TO FILE: Lance signed on his own behalf.

WATER RIGHT VALIDITY: The water rights were previously accepted into the Bank.

INJURY TO OTHER WATER RIGHTS: No injury is apparent. ESPA modeling, reviewed by Mike McVay of Technical, indicates mitigation is required so we will require rental of mitigation water. Mike's memo is attached.

ENLARGEMENT OF USE: Proper administration of limiting conditions should avoid 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 rental appears consistent with conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS:

None.