

MEMORANDUM

Date: March 19, 2013

To: File

From: Nick Van Dyke

Re: Revised Chase Carter Application(s) to Rent Water from the Water Supply Bank

Purpose/Narrative: This memo addresses revisions of two approvable rental applications that had been sent to the applicant earlier in the month, utilizing right 35-13991 for the rental. While awaiting the return of the signed agreements from the applicant, revisions were suggested from other water users to accommodate other pending rental applications, with the caveat being any changes could not impact availability of water for Chase Carter's rentals. A revision was submitted and given the okay by Department staff.

Please see the review memorandum dated March 7, 2013, for the earlier history regarding the rental applications in file 35-13991

Authority to File: Chris Carter signed the applications.

Water Right Validity: Rights 35-13340 and 35-13362 were identified as viable candidates to satisfy both rentals. Both were accepted into the bank in June of 2004 (note retroactive) for an indefinite time period. No forfeiture concerns.

Injury to Other Water Rights: None anticipated. An ESPA analysis was run, no injury was predicted in any reach. See Jason Helm's March 18, 2013, email in file. The model data entry can be found at: N:\WRDocs\WSB\WSB PROCESSING DOCUMENTS\2013 Lease-Rentals\2013 RENTALS\CHASE CARTER

Enlargement of Use: None anticipated. Rate/Volume per acre amounts were calculated to keep in line with how the two rights are leased to the bank.

Local Public Interest: No issues identified.

Beneficial Use/Conservation of Water Resources: The rental appears to be consistent with conservation of water resources in Idaho.

Department Staff or Watermaster Comments: None. The watermaster for district 120 is aware of the rental and has no objections.

Van Dyke, Nick

From: Van Bussum, Monica
Sent: Monday, March 18, 2013 12:20 PM
To: Van Dyke, Nick
Cc: Jason Helms
Subject: FW: Chase Carter Rentals
Attachments: Carter_Rentals_JCH_03182013.xls

Hi Nick,

Since you were the one who reviewed Chase Carter's rental applications and know much more about them than I do, I'm forwarding Jason's email and model analysis regarding an alternative to satisfying those applications. Thanks for agreeing to take another look at Chase's applications. I've copied Jason on this email so he knows you have them in case he has questions, or in case you need to call.

Monica

From: Jason Helms [<mailto:jasoncivil@alumni.nd.edu>]
Sent: Monday, March 18, 2013 6:46 AM
To: Van Bussum, Monica
Subject: Chase Carter Rentals

Hi Monica,

Attached spreadsheet showing the Chase Carter rentals can be filled utilizing 35-13340 & 35-13362 at least as far as the ESPA impacts go. Let me know if you see any problems. The Houghland sub is using 44 afa which is just about the maximum amount of those rights already so there is some left over. 35-13991 fits much better for me with Houghland.

I still haven't located an appropriate substitution for the confounded funk rental of 35-7534B. The main difficulty is finding a right to satisfy Houghland's current rental period, through 2015. Everything meaningful in the PEP rental is short period or a poor fit so at this point I am considering the substitution of just the portion we can satisfy and just add those acres to the 2013 rental for County Line Farms. Suddenly, what you said about substituting just a portion makes sense.

I'll work on the updates to the County Line Farms substitution, the additional volume basis may allow larger portions of the other rights reducing the amount of 29-14012 i'll actually need.

I hope to send it along later today.

Thanks,
Jason C. Helms, P.E.
JCH Engineering & Consulting, PLLC
(208) 308-2109