

MEMORANDUM

To: Water Right File No(s). 37-2710

From: Monica Van Bussum

Date: August 11, 2012

Re: Review of Application to Lease A Water Right to the State Water Supply Bank

PURPOSE/NARRATIVE: On June 25, 2012, the Department received an application to lease all of 37-2710 to the Water Supply Bank for five years. The application itself says it is from 2013 through 2018 but that would be 6 years, so the application really can only be approved for 5 years, or through 2017.

AUTHORITY TO FILE: The applications were signed by Tim Silva on behalf of Sun Valley Co.

WATER RIGHT VALIDITY: The right was partially decreed in the Snake River Basin Adjudication on June 1, 2012, so five years of non-use is not an issue.

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.

At first glance, there is an overlap between this right and permit 37-8575A. However, further review indicates this right is for commercial use for the Roundhouse Restaurant and 37-8575A is a commercial permit for snowmaking. Therefore, it does not appear these rights overlap and enlargement in leasing this one alone is not an issue.

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 watermaster did not respond to a request for comment, indicating no concerns.