

MEMORANDUM

To: File(s) 2-2259
From: Monica Van Bussum
Date: February 1, 2012
Re: Review of Application to Rent a Water Right from the State Water Supply Bank

PURPOSE/NARRATIVE: On December 12, 2011, we received an application from Deruyter Properties LP to rent water to irrigate 115.5 acres for a period of five years.

AUTHORITY TO FILE: The application was signed by Nick Deruyter of Deruyter Properties LP.

WATER RIGHT VALIDITY: The water right to be rented has been in the Bank since 2003. However, there was a change of ownership on the right and the new owner had not been contacted to confirm the status of the lease. We sent the new owner a lease confirmation letter that said the water right was leased to the Bank and should remain unused. We received no response from the owner and no returned mail. Since the letter said they didn't have to respond if they wanted the right in the Bank, we can assume no response is a confirmation.

INJURY TO OTHER WATER RIGHTS: No injury is apparent. I corresponded with Steve Lester of IDWR's Western Regional Office and he indicated no concerns from them, either.

ENLARGEMENT OF USE: No enlargement is apparent.

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.