

MEMORANDUM

TO: Water Right File 47-52
FROM: Daniel A. Nelson
DATE: October 17, 2011
SUBJECT: Antelope Springs Ranch Water Supply Bank Lease Application

SUMMARY

Greg Sullivan of Brockway Engineering filed this water bank lease on behalf of his client Antelope Springs Ranch to lease a portion of water right 47-52 into the Water Supply Bank for a term of October 31, 2011 to October 31, 2016. Water right 47-52 is from Antelope Creek for 10.40 cfs to irrigate 289.5 acres. The applicant wishes to place 0.96 cfs for 26.8 acres into the Water supply Bank.

A water right transfer was filed on this water right. The transfer was approved on September 16, 2011.

This water right was decreed in the Snake River Basin Adjudication on June 1, 2010. Therefore, there should be no issues with forfeiture.

AUTHORITY TO FILE

The tax lot information and other ownership information suggest that Antelope Springs Ranch is the owner of these water rights. The Idaho Secretary of State Business Search website shows that Marc Brackett and Jared Brackett are the owners of Antelope Springs Ranch. There is also another listing on the Idaho Secretary of State Business Search website for an Antelope Springs Ranch LLC. The Antelope Springs Ranch LLC is listed in Jared Brackett's name only. The Water Supply Bank lease was signed by Jared Brackett, so there shouldn't be any issues over the authority to sign this document.

SUFFICIENCY OF SUPPLY

There is no evidence to suggest that the sufficiency of water supply would be an issue with this water bank lease.

INJURY

There is nothing to suggest that this water bank lease will cause injury to other water users.

ENLARGEMENT

No enlargement is being proposed.

BENEFICIAL USE

The application proposes beneficial use consistent with conservation of water resources in Idaho.

LOCAL PUBLIC INTEREST

There is nothing in the file to suggest that this water bank lease is not within the local public interest.

WATER DISTRICT

This water right is not within the borders of water district, so no watermaster comment is required.

RECOMMENDATION

I recommend that this water right be accepted into the water bank for a term of 10/31/2011 to 10/31/2016. The following conditions should be included:

Portion Being Leased to the Water Supply Bank:

The portion of water right 47-52 being leased to the Water Supply Bank used for conveyance losses is 0.41 cfs.

Portion Remaining for Irrigation Use:

The portion of water right 47-52 used for conveyance losses is 4.01 cfs.

This right is limited to the irrigation of a specific 262.7 acres within the 605 acre place of use authorized by this right in a single irrigation season. The specific 262.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right. Before changing the 262.7 acres to be irrigated within the 605 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

This right is limited to the irrigation of 262.7 acres within the authorized place of use in a single irrigation season.