

MEMORANDUM

To: File(s) 43-13595 and 43-13597

From: Monica Van Bussum

Date: August 17, 2011

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

PURPOSE/NARRATIVE: On July 29, 2011, the Department received an application to rent water from Reed W. Gibby for a 5-year period. The water is to complement water to be transferred to the same POU.

The lease and rental are in close proximity near the edge of the ESPA model grid. A check of the grid indicates they are in boundary cells and no model run is needed.

AUTHORITY TO FILE: The application was signed by Reed Gibby. Taxlot data indicates Willow Creek Enterprises is the landowner. Reed Gibby is the manager of Willow Creek Enterprises, per the Idaho Secretary of State's business entities search.

WATER RIGHT VALIDITY: Both 43-13595 and 43-13597 were leased to the Bank in their entirety under their parent numbers 43-4037 and 43-7126, in 1995.

INJURY TO OTHER WATER RIGHTS: No injury is apparent.

ENLARGEMENT OF USE: Currently there are no water rights covering this POU. However, if the transfer is approved, there will be additional water rights available. To protect against enlargement, I put a condition limiting water use to 0.02 cfs per acre and 4 AFA per acre when combined with other water rights.

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.