

MEMORANDUM

To: Water Right File No(s). 37-20852

From: Monica Van Bussum

Date: April 29, 2011

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

PURPOSE/NARRATIVE: On June 19, 2007, the Department received an application to lease all of 37-20852 to the Water Supply Bank. The lessor sought a 10-year term but we are granting a 5-year lease term because that is the maximum we can grant without the approval of the Idaho Water Resource Board. The application states it is for the Bliss rest area.

AUTHORITY TO FILE: The application was signed by Scott Malone, an employee of the Idaho Transportation Department in the Shoshone office.

WATER RIGHT VALIDITY: The water right was partially decreed in the SRBA on December 11, 2002. The application states that the water right has not been used since it was purchased in 2002. The application was received on June 19, 2007, which would have been in the middle of the fifth year of non-use. Therefore, there is not a concern with forfeiture.

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.

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 leases appear to be consistent with conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS:

None.