

MEMORANDUM

To: Water Right File No(s). 22-7336

From: Monica Van Bussum

Date: February 2, 2011

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

PURPOSE/NARRATIVE: On July 12, 2010, the Department received an application to lease all of 22-7336 to the Bank for an indefinite period of time.

AUTHORITY TO FILE: All three right holders signed the application. The right holders do not own the property in question but the water right was partially decreed in their names, indicating their ownership of the water right. Since the applicants are the same as the right holders, they can help confirm ownership of the water right.

WATER RIGHT VALIDITY: The water right was partially decreed on November 24, 2008. An extension of time to avoid forfeiture was granted until November 1, 2018. A lease renewal after 12/31/2015 will need to consider the resumption requirement of the extension of time that required resumption by November 1, 2018.

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. The applicant/owner has been operating under an approved permit and a right licensed with the State of Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS:

None.