

MEMORANDUM

TO: Water Right Files 63-2472, 63-5109, and 63-5373
FROM: Daniel A. Nelson
DATE: February 2, 2011
SUBJECT: Chapman Ranch and C M LLC Water Supply Bank Lease Applications

SUMMARY

Barry Marcus as the managing member of Chapman Ranch and C M LLC has filed a water bank lease application for water rights 63-2472 for Chapman Ranch and 63-5109 and 63-5373 for C M LLC. The lease application requests to place all of water rights 63-2472, 63-5109, and 63-5373 into the water Bank, and all of the applications were filed on October 16, 2007.

Each of these water rights were decreed in either 2003 or 2004. It does not appear as though this land has been irrigated or used since the date that they were decreed. It does appear as though the owner has subdivided this land. There are two or three of the lots that have been sold to another owner, but these lots do not appear to have developed any irrigation, and only one appears to be close to where the original irrigation took place. All of the ponds and irrigated ground appears to be under the ownership of the applicants.

AUTHORITY TO FILE

The applications were signed by Barry Marcus who is a member of Chapman Ranch and C M LLC.

SUFFICIENCY OF SUPPLY

There is no evidence to suggest that there is a lack of water for these rights, but they are subject to storage rights on the Boise River.

INJURY

No injury is anticipated.

ENLARGEMENT

No enlargement is being proposed.

BENEFICIAL USE

All of the uses allowed on the water rights are beneficial uses.

LOCAL PUBLIC INTEREST

There is no evidence that this application is not within the local public interest.

WATER DISTRICT

The watermaster for Water District 63 has been contacted, and has no concerns regarding these applications.

RECOMMENDATION

I can find no reason these applications should not be admitted into the water bank from October 16, 2007 to October 17, 2012. Conditions from the water rights should be carried through to water bank lease agreements.