

## **MEMORANDUM**

**To:** Water Right File No(s). 36-16479

**From:** Monica Van Bussum

**Date:** January 26, 2011

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

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**PURPOSE/NARRATIVE:** On December 18, 2010, the Department received an application to lease all of 36-16479 to the Water Supply Bank. The application cited a total of 119.3 acres, specifically 106 acres in the NW1/4 of Section 30. However, the water right only lists 56 acres in the NW1/4 of Section 30 and 69.3 acres overall. The acceptance is for 69.3 acres total.

**AUTHORITY TO FILE:** The application was signed by the right holder.

**WATER RIGHT VALIDITY:** An extension of time to avoid forfeiture was filed on December 21, 2006, and approved on May 3, 2007, and allowed until November 15, 2011. The applicant is well within the limits of the extension of time to avoid forfeiture.

**INJURY TO OTHER WATER RIGHTS:** No injury to other rights is apparent.

**ENLARGEMENT OF USE:** No enlargement is evident from 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.