

MEMORANDUM

To: Water Right File No(s). 63-2768

From: Monica Van Bussum

Date: December 29, 2010

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

PURPOSE/NARRATIVE: On December 30, 2009, the Department received an application to lease 0.04 cfs, 4 AFA and 1 acre of 63-2768 to the Bank.

The application says the POD was incorrectly partially decreed on Township 4 North instead of Township 3 North. I advised the applicants in the lease cover letter this can not be changed through the Bank and they can file for a transfer or file a motion to set aside the partial decree with the SRBA Court.

AUTHORITY TO FILE: The application was signed by Pete Bailey at the District Services Center.

WATER RIGHT VALIDITY: The right was partially decreed on May 29, 2009, so forfeiture is not an issue and the SRBA validated the right.

INJURY TO OTHER WATER RIGHTS: No injury is apparent.

ENLARGEMENT OF USE: No enlargement is apparent.

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.