

MEMORANDUM

To: Water Right File No(s). 37-793

From: Monica Van Bussum

Date: November 22, 2010

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

PURPOSE/NARRATIVE: On October 18, 2010, the Department received an application to lease part of 37-793 to the Water Supply Bank (0.35 cfs and 15.9 acres of the 92-acre POU) from Black Canyon Bliss.

The three rights have the same place of use (POU) and 15.9 acres was offered to the Bank for all three rights. The rights in total are limited to 92 acres of irrigation and 4.857 cfs. 37-793 and 37-21721 comprise all of the flow rate. Therefore, it was important to provide each a proportionate share of its individual flow rate and still limit the rights appropriately.

Since the three rights have acreage and flow limiting conditions with each other, the leases have acreage and flow limiting conditions.

AUTHORITY TO FILE: Zach Latham of Brockway Engineering, who has power of attorney, signed the application and included the power of attorney.

WATER RIGHT VALIDITY: The right was partially decreed in the SRBA in March 2007 and, from a review of aerial photography, was irrigated in 2009.

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.