

MEMORANDUM

To: Water Right File No(s). 35-13608

From: Monica Van Bussum

Date: November 24, 2010

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

PURPOSE/NARRATIVE: On April 30, 2010, the Department received an application from Reid Stewart to lease all of water right 35-13608 to the Bank (5 acres of irrigation from ground water.) 35-7246F was split into 35-13608, 35-13609 and 35-13610.

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

WATER RIGHT VALIDITY: Transfer 73345 was approved on August 31, 2007. 35-13608 was partially decreed on February 19, 2002 and was in CRP until September 30, 2008. The right was valid as of 2007 per transfer review and was in CRP until 2008, so the right is valid because five years of non-use have not elapsed.

INJURY TO OTHER WATER RIGHTS: No injury is evident.

ENLARGEMENT OF USE: No enlargement is apparent. Proper rental review will protect from 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. A phone conversation with James Cefalo, WD 120 Watermaster, on November 22nd indicates no concerns.