

MEMORANDUM

To: File 37-2627D

From: Monica Van Bussum

Date: November 8, 2010

Re: Review of Application to Rent a Water Right from the Water Supply Bank

PURPOSE/NARRATIVE: On January 21, 2009, the Department received an application to rent 2 acres of irrigation water for five years from Alan Yorkin. A similar rental was filed by Paul Brainerd for the same location, and filled from the same leased water right.

AUTHORITY TO FILE: Mr. Yorkin signed the application.

WATER RIGHT VALIDITY: 37-2627D was accepted into the Bank in 2002 and was partially decreed by the SRBA Court on February 3, 2010.

INJURY TO OTHER WATER RIGHTS: This is a very small quantity of water. There has been some concern with injury to rights in the Big Wood with rentals. However, this is a small rental, in proximity to the lease location and has been rented to this individual before. Potential for injury is small. The rental application seeks five years. We have, as a routine, not been accepting five-year rentals in this area, but two years maximum. I have maintained that policy with this rental and anticipate the possibility of granting future rentals.

ENLARGEMENT OF USE: The volume and acre limit 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.

RENTAL CONSIDERATIONS: I put a condition on that the renter should seek a permanent water right for this use.