

MEMORANDUM

To: Water Right File No(s). 63-8609B Jerry Frederick
From: Sandy Hemenway
Date: 2/4/2010
Re: Review/Analysis for Application to Lease a Water Right to the State Water Supply Bank

PURPOSE/NARRATIVE: For sale or lease of "all" cfs &/or "all" acre-feet per annum.

AUTHORITY TO FILE:

Tax Lot Information shows

Property involved in both 63-2757, and 63-8609B is owned by Jerry D. and Vivian Frederick 8968 S. Black Cat Rd., Nampa, ID 83687.

WATER RIGHT VALIDITY:

Partial Decree 2/16/2007 for 63-8609B for Jerry Frederick.

INJURY TO OTHER WATER RIGHTS:

None (63-8609B is groundwater supplemental to water from Nampa Meridian Irrigation District)

ENLARGEMENT OF USE:

One of the conditions of approval on the Adjudication Recommendation (W51) states Use of this right is supplemental to water from Nampa Meridian Irrigation District. This is an explanatory remark, so it does not show up on the Partial Decree.

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:

Conditions of the permit should be considered prior to rental (see injury to other water rights). *The Adj. Recommendation condition W51 states that 63-8609B is supplemental to water from Nampa Meridian Irrigation District. Recommend a condition be placed on the Lease to prevent enlargement.*

Overlaps: (The following Irrigation Companies also overlap this area: Boise Project Board of Control, N.Y. Irrigation Dist., Nampa & Meridian Irrigation, and Boise-Kuna Irrigation District).

	WR #	Owner	Source	TRS	1	NENW	NWNW	SWNW	SENW
					E				
					F				
					E				
Right	63 2757	JERRY	UNNAMED DRAIN	02N01W10				30	10
		FREDERICK,							
Right	63 8609B	JERRY	GROUND WATER	02N01W10			2	39	17
		FREDERICK,							

Administrative Area:

Headgate Requirement: 4.5 (Partial Decree is 3.0 af/acre, for 58 acres)

Standard Season of Use:

3/1 – 11/15 (The 2/16/2007 Partial Decree has 3/15 – 11/15 w/shoulder remark).

**The Standard Season of Use will be used on the Sell/Lease Agreement.

Partial Decree and Adj. Recommendations CFS and AF:

Diversion Rate 0.340cfs/58 acres = 0.0058 cfs/acre

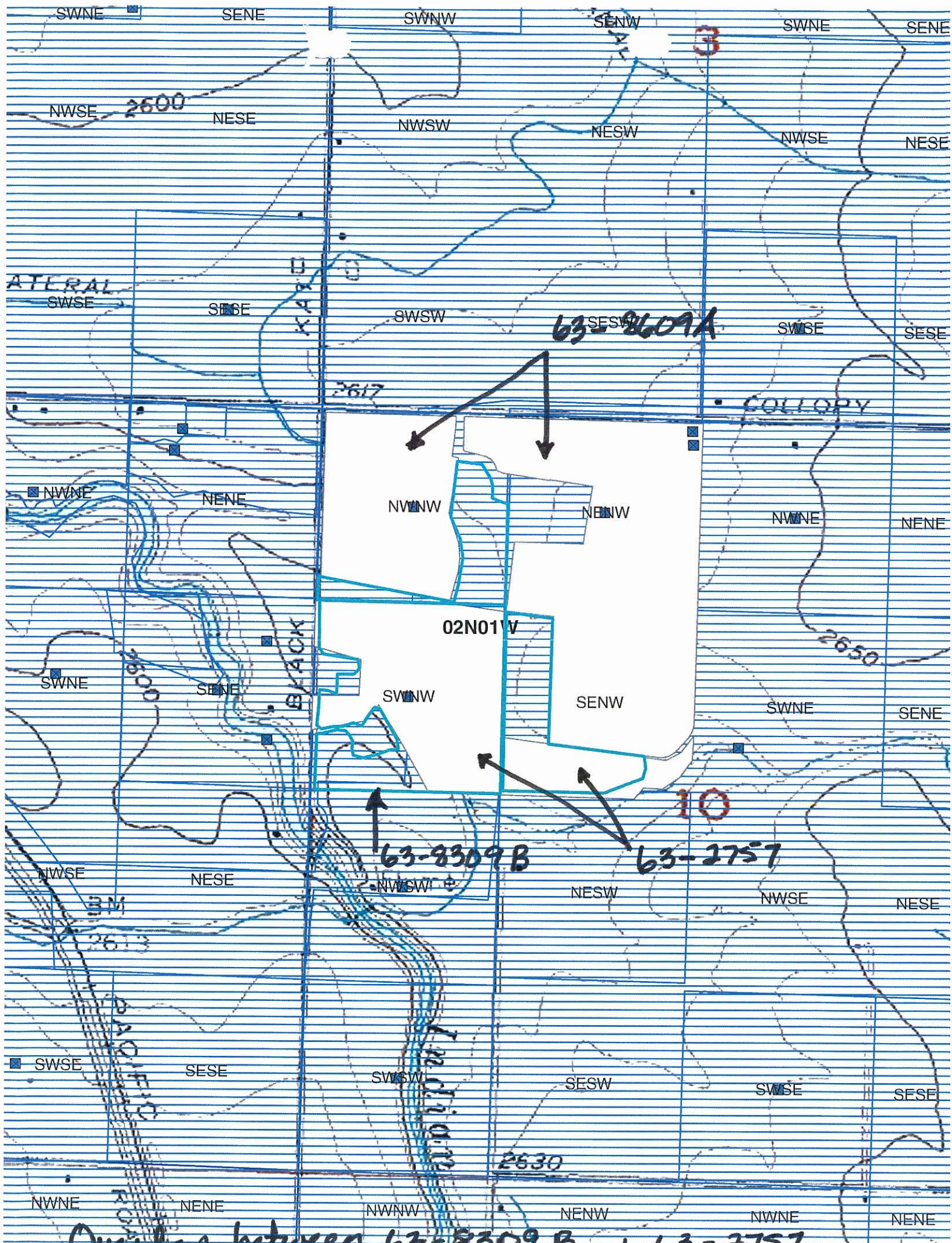
Annual Volume 175.34af/58 acres = 3.023 = 3.0 af/acre

Forfeiture Issues:

None

Additional Notes:

Sell/Lease Application states “all cfs” and “all af” indicating the entire right is for sale/lease.



Area between 63-8309B and 63-2757