

MEMORANDUM

To: Files 57-7100 and 2-202A

From: Cynthia Bridge Clark

Date: March 13, 2005

Re: Lease/Rental of Water Right to the State Water Supply Bank

The applicant filed applications to lease portions of water rights 57-7100 and 2-202A to the Water Supply Bank ("bank"). Companion applications were filed by the owner of the right, Ted Cantrell, to rent the same rights out of the bank for use on adjacent fields. The applicant filed similar applications for the 2004 irrigation season, but leased different lands to the bank.

Mr. Cantrell currently has three water rights used on an existing field in the NWNW, Section 31, Township 5S, Range 4E, B.M. Water right 57-7100 authorizes irrigation of 53 acres, including 48 acres in the NWNW, from Shoofly Creek, tributary to the Snake River. Rights 57-7051A (ground water source) and 2-202A (Snake River source) authorize 18 and 9 acres, respectively, of irrigation use in the same quarter quarter. Right 57-7051A authorizes irrigation of a total of 60 acres. Both of the basin 57 water rights were partially decreed in the Snake River Basin Adjudication (SRBA) in 1997, however conditions on the rights do not account for the overlapping portion, and currently authorize a total of 66 acres of irrigation in the above referenced NWNW tract. This should be considered when right 2-202A is reviewed in the SRBA to ensure an additional 9 acres are not authorized on the 48-acre tract. See memorandum dated May 4, 2004 for further discussion.

The applicant did not apply to lease acres in the NWNW quarter quarter in 2005. The following describes the portions of the rights that were leased and rented from the bank:

Portions Leased to the Bank:

Right No.	Acres (ac)	Diversion Rate (cubic ft per sec., cfs)	Diversion Vol (acre-feet, af)	Place of Use of Leased Right (Sec. 31, T5S, R4E)
57-7100	5 ac	0.10 cfs	22.5 af	5 acres SWSW
2-202A	30 ac	0.56 cfs	135 af	7 acres SWNE, 7 acres SWNW, 3 acres NESW, 13 acres NWSE