

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 589

RECEIVED
DEC 17 2021
DEPT OF WATER RESOURCES

This is to certify that:

NELSEN FARMS
120 E 600 N
JEROME, ID 83338-5021

filed an application to rent water from the Water Supply Bank ("Bank"). The Idaho Water Resource Board ("Board"), being authorized to operate a Bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director, Department") for rental of water from the Bank, agrees to rent water as follows:

Summary of Water Rights or Portions Rented from the Bank

Water Right No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate Per Acre (CFS/AC)	Volume Per Acre (AF/AC)
36-17110	2/25/1953	GROUND WATER	0.06	15.0	0.0	0.0	0.0
Combined Rental Totals			0.06	15.0	0.0	0.0	0.0

Term of Rental: This rental agreement shall take effect when all parties have signed it and shall continue in effect until December 31, 2021. Use of rental water shall be authorized as of either the date this rental agreement takes effect or the first day of the rental season of use, in 2021, whichever occurs last.

Annual Rental Fee:

2021: \$300.00

The full fee for the rental of the above-described right(s) is \$300.00 for 2021. The rental fee includes an administrative fee of \$30.00 for 2021.

Detailed water right conditions are attached.

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DEPARTMENT OF WATER RESOURCES

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DEPARTMENT OF
WATER RESOURCES

The undersigned renter agrees to use the water rented under this agreement in accordance with the Water Supply Bank rules and in compliance with the limitations and conditions of use described in this agreement:

Jon Nelson
Signature of Renter

12-9-21
Date

Jon Nelson
Printed Name

managing partner
Title

*Title required if signing on behalf of a company or organization or with power of attorney

Having determined that this agreement satisfied the provisions of Idaho Code § 42-1763 and IDAPA 37.02.03.030 (Water Supply Bank Rule 30), for the rental and use of water under the terms and condition herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board.

By Brian Patton
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

Date 12/27/21

Rental approved by IDWR Patton

Date 12/27/21

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	3NESW	Sec. 7, Twp 07S, Rge 17E,	JEROME County
GROUND WATER	3NWSW	Sec. 7, Twp 07S, Rge 17E,	JEROME County

BENEFICIAL USE
STOCKWATER

DIVERSION RATE
0.06 CFS

VOLUME
15.0 AF

SEASON OF USE

Water Right No.	From	To
36-17110	1/1	12/31

RENTERS PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	17E	7									X L3	X L3							X

RENTAL AGREEMENT CONDITIONS OF ACCEPTANCE

1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
3. Use of water under this agreement does not constitute a dedication of the water to renter's place of use, and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to those authorized under the water right and/or again be available to rent from the bank.
4. Use of water under this agreement shall not prejudice any action of the Department in its consideration of an application for transfer or permit filed by the applicant for this same use.
5. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
6. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
7. Renter acknowledges and agrees that the Director may terminate authorization for the use of a water right based on a water right's priority date.
8. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
11. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 589

12. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
13. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
14. This rental, when combined with water right 36-8745, authorizes an annual diversion volume of 58.3 af.

Idaho Water Resource Board

Attachment to Water Supply Bank Rental Agreement No. 589

Effective until December 31, 2021

This map depicts the **rental place of use** pursuant to the rental agreement and is attached to the agreement solely for illustrative purposes.



⬡ Authorized Rental Point of Diversion

⬡ Authorized Rental Place of Use

⬡ Township/Range

⬡ Sections

⬡ QQ



0 500 1,000 Feet

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

NOV 10 2021

APPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANKDEPARTMENT OF
WATER RESOURCESApplicant Name: Nelson Farms LLC

Is this application being submitted with a lease application as a lease/rental package?

Yes ☐ No ☐

If yes, specify companion water rights in Section 4

This application must be completed according to the minimum requirement checklist below. This checklist is part of the rental application and must be included with the rental application. **Applications that do not meet the minimum requirements will not be placed in the processing queue and may be returned until all minimum requirements have been met.**

Rental applications should be submitted well in advance of the desired start date for the use of rental water. Rental applications may be processed as early as November 1 of the year prior to the intended use of rental water. Any rental application received on or before November 1 for use in the next year will be assigned a received date of November 1. Rental applications submitted more than one year in advance of the proposed start date for the use of rental water will not be accepted and will be returned to applicants. Rental applications may be returned to applicants if the desired start date for the use of rental water cannot be accommodated by the Water Supply Bank. Rental requests will not be accepted once the rental season of use period has concluded.

One rental application per beneficial use of water. For multiple beneficial uses of water, separate rental requests should be submitted for each unique beneficial use of water. One rental application can be submitted if you propose to rent water from multiple sources.

For additional instructions on completing a rental application, visit the Bank's website at http://idwr.idaho.gov/water_supply_bank.

MINIMUM REQUIREMENT CHECKLIST

Check All Items as Either Attached (Yes) or Not Applicable (N/A)

Yes

- ☐ Completed *Application to Rent Water from the Board's Water Supply Bank*
- ☐ Confirmation that this form has been printed single sided, per requirement of the Water Supply Bank

Attachment N/A Yes

- 2 ☐ A map showing the proposed point(s) of diversion, place(s) of use, and water diversion and distribution systems proposed to be used with your rental request
- 3A ☐ ☐ Detailed information on a proposed use of rental water
- 3F ☐ ☐ Authorization from the owner/operator of the rental point(s) of diversion
- 3H ☐ ☐ Water modeling to account for the impacts of the rental request
- 3J ☐ ☐ Documents justifying a rate of flow greater than 0.02 cfs/acre
- 3K ☐ ☐ Authorization from the owner/operator of the property at the proposed rental place(s) of use
- 4B ☐ ☐ Explanation of how the rental water will sufficiently accomplish your rental purposes
- 4C ☐ ☐ Explanation of consumptive use amounts for water rights experiencing a change in nature of use

Department Use Only – Proposed Water Right(s)

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Nelsen Farms LLC

Mailing Address 120E600N Jerome ID 83338
Street City State Zip Code

Email Address cadenelsen@gmail.com Phone Number _____

B. Is this application being completed by an authorized representative on behalf of the applicant? Yes ☐ No ☐
 If yes, representatives (includes company employees if the applicant is a corporation, as well as legal counsel or consultants) should provide their information below if they desire to be included on correspondence with the rental applicant.

Representative Katie Nelsen Professional Title _____

Organization _____ Relationship to Applicant _____

Mailing Address _____

Email Address katielsen06@gmail.com Phone Number _____

2. MAP

Create a map of the proposed point(s) of diversion, place(s) of use and water diversion, delivery and distribution systems. Make sure the rental place of use is outlined and annotated with legal land descriptions (Township, Range, Section and Quarter-Quarters) or with GPS coordinates. For irrigation purposes, mark the number of acres you desire to irrigate. Attach the map to this application and label it **Attachment 2**.

3. DESCRIPTION OF PROPOSED USE FOR RENTAL WATER

A. Describe why you desire to rent water and provide a detailed description of your proposed use. If the proposed use is not for irrigation, describe in detail how you determined the amount of rental water required. If the space below is insufficient, attach additional sheets as required and label them **Attachment 3A**:

Exceeding annual water use by 15 af annually

B. Enter the desired and/or minimum rates of flow, volume, or irrigable acres requested for your rental purposes:

Desired Rate (Cubic Feet/Second)	Desired Volume (Acre-Foot)	Minimum Rate* (Cubic Feet/Second)	Minimum Volume* (Acre-Foot)	Desired Acres (if applicable)
CFS	15 AF	CFS	15 AF	AC

* Sometimes water rights provide an exceptionally low rate per acre and/or low volume per acre. This section is meant to establish an acceptable range of water sufficient for your proposed water use. Please see question 4B and complete if necessary.

C. This section must be completed in full. Enter the proposed start date and latest possible start date for using rental water as well as the number of years you would like to rent water. The latest possible start is the latest possible date by which you would be willing to pay for a rental and be able to benefit from utilizing rental water.

Desired Start Date (month/day/year)	Latest Possible Start Date (month/day/year)	*Mark Desired Rental Duration (Calendar Years)					**Applicant's preference if rental application cannot be processed prior to the latest possible start?	
11/10/2021	12/31/2021	☐ 1	☐ 2	☐ 3	☐ 4	☒ 5	☒ Process application as soon as possible	☐ Return application to applicant

* The number of years permissible for a rental is subject to the lease contract duration for the water right(s) being rented.

** Per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right. Water Supply Bank rental applicants are not authorized to utilize rental water prior to the execution of an approved rental agreement. Rental requests may be returned to applicants if no water is available from the Bank to fulfill a rental request.

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

- D. Describe your water distribution system and how rental water will be delivered from the point(s) of diversion (POD) to the proposed place of use (POU):

well to pump to dairy

- E. Describe the physical type (pump, headgate, etc.) and location of the POD from which rental water is proposed to be diverted:

POD Description	Water Source	Other Water Rights Diverted from this POD
75 IFE	ESPA Gw	36-8745

If the POD(s) above are located where water is turned into a canal, lateral or ditch, or if they are located on your property but are serviced by water that is delivered via a canal, lateral or ditch, your rental request must include documented authorization from all relevant canal companies, irrigation districts and/or water delivery entities, confirming that they consent to your diversion of water from their system.

- F. Has documented consent from all relevant water delivery entities been obtained? Yes ☐ N/A ☒
If yes, include documented consent as **Attachment 3F**.

- G. Do any POD(s) identified in Question 3E divert from a water source that may require water modeling? Yes ☒ No ☐
Refer to the Water Modeling Requirements Information Sheet to determine if a rental POD may require water modeling.

- H. Has water modeling been provided with your rental request? Yes ☒ N/A ☐
If yes, label modeling Attachment 3 H.
Rental applications that require modeling will be returned if modeling is not provided.

- I. Specify the desired beneficial use of water and the requested season of use or number of acres required:

☐ Irrigation _____ (number of acres) Duration: Subject to IDWR standard seasons of use
☒ Commercial from: 01/01 (mm/dd) to: 12/31 (mm/dd)
☒ Stockwater from: 01/01 (mm/dd) to: 12/31 (mm/dd)
☐ Industrial from: _____ (mm/dd) to: _____ (mm/dd)
☐ Other: _____ from: _____ (mm/dd) to: _____ (mm/dd)

- J. For irrigation uses, do you propose to divert water at a rate greater than 0.02 cfs/acre? N/A ☒ Yes ☐ No ☐
If yes, justify the rate of flow and attach any supporting documents as **Attachment 3J**. Justification may include information on soil composition, conveyance losses, crop type, irrigation systems, public access areas, etc. A rate of 0.03 cfs/acre is permissible for irrigation of 5 acres or less.

- K. Do you own the land at the proposed rental place of use (POU)? Yes ☒ No ☐
If no, attach documentation from the POU owner/operator confirming your authorization to use the POU and label it **Attachment 3K**.

- L. List all other water rights and sources of water at the rental place of use for the same purpose, including privately owned water rights and water received from a municipal supplier, an irrigation district, a canal company or any other water delivery entity. Explain why additional water is required:

36-8745

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

4. RENTAL REQUESTS FOR SPECIFIC WATER RIGHTS

A. Are you requesting to rent specific water rights?

Yes ☒ No ☐

If yes, specify below the elements of the water rights you are requesting to rent. If no, continue to Question 4B.

Important Information: Diversion rates and volumes sought for rent must be proportionate to the per acre diversion rates and per acre volume limits of the water right under lease contract to the Water Supply Bank. Prior to completing this section, applicants should review all water right lease contracts and any active rental agreements to determine which elements of a water right are available to satisfy a rental request. Lease and rental documents are searchable via [IDWR's website](#).

Water rights identified below must either already be leased to the Bank or a lease proposal should accompany this rental request. **Rental requests for water rights not yet leased to the Bank will be returned if companion lease applications are not provided with the rental request.** For leased rights featuring combined limits, rentals must be consistent with combined diversion rate, volume or acre limits. Combined limits should be listed on a row below water right numbers.

Water Right Elements Leased to Water Supply Bank					Leased totals, minus water right elements involved in active rental agreements, equals water right elements available for rent	Water Supply Bank Rental Request		
Water Right Number (leave blank if sub-total of combined limits)	Nature of Use	Diversion Rate (CFS)	Volume (AF)	Acres (AC)		Diversion Rate (CFS)	Volume (AF)	Acres (AC)
36-17100	stock commercial	0.33	86.4				15	
Applicants must ensure the requested rate per acre and volume per acre do not exceed the rate per acre and volume per acre limits of water rights leased to the Water Supply Bank					TOTAL		15	
						CFS	AF	AC

**Attach multiple copies of this page if space above is insufficient to list all water rights requested to be rented on this application.*

B. If water right conditions, combined limits, or the sum of all water right elements being requested provide an unconventional duty of water (e.g., an unusually low rate per acre or volume per acre for irrigation use), explain how your proposed rental will sufficiently accomplish your intended purposes. Attach a separate page if space is insufficient and label it **Attachment 4B**:

C. Does your rental request propose to change the nature of use for any water right(s) being rented?

Yes ☐ No ☒

If yes, explain how the water right(s) will be converted to new uses. Include the historic, consumptive use amounts for the water right being rented if you have it, as well as the new consumptive use amount for your proposed beneficial use. If space below is insufficient, attach a separate page and label it **Attachment 4C**:

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

5. ADDITIONAL INFORMATION

- A. Is this the first time that rental water is being requested for this purpose at the rental place of use? Yes ☒ No ☐
If no, list previous rental requests/agreements and explain why you have not secured a permanent water right for your needs:

- B. Have you or do you intend to submit an application for permit or transfer proposing a similar use as this rental? Yes ☐ No ☒
If yes, describe:

- C. Was this rental application submitted in response to a Notice of Violation (NOV) or a pending NOV? Yes ☒ No ☐
If yes, describe the date and location of the NOV.

- D. Additional Information

DECLARATION

I hereby assert that the information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval. I understand that if this rental application is approved, it will be subject to the provisions of Section 42-1766, Idaho Code and all applicable state and federal laws. I understand that the submission of a rental application provides no guarantee for approval of a rental agreement. I also understand that, per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right and that I am not authorized to utilize water as proposed in this application prior to the execution of an approved rental agreement.

Cash
Signature of Applicant

Cade Nelson
Printed Name of Applicant

11-10-21
Date

Signature of Representative

Printed Name of Representative

Date

Mail to:

Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098



IDAHO DEPARTMENT
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 28, 2021

NELSEN FARMS
120 E 600 N
JEROME, ID 83338-5021

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 36-17110 AGREEMENT 589**

Dear Renter:

Please find enclosed a receipt in the amount of **\$300.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 15.0 acre-feet of water for stockwater use during 2021. Upon receipt of this fully executed agreement, you are authorized to divert water in compliance with the conditions of water use described in the agreement.

Pursuant to the Water Supply Bank Rules, 90% or \$270.00 of the rental fee will be paid to the lessor(s) and 10% or \$30.00 will be retained by the Department to offset administrative costs.

If you have any questions, please contact this office at bank@idwr.idaho.gov or (208) 287-4800.

Sincerely,

Amanda Johnson-Veibell

for
Water Supply Bank

Enclosures: Receipt No. C111544
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR Southern Regional Office



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

November 30, 2021

NELSEN FARMS
120 E 600 N
JEROME, ID 83338-5021

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 36-17110 AGREEMENT 589**

*****TIME SENSITIVE RESPONSE REQUIRED*****

Dear Applicant:

The Department of Water Resources acknowledges receipt of your application to rent water from the Water Supply Bank. **I have enclosed a Water Supply Bank Rental Agreement for your review and signature.** Upon signature and return of the original agreement, together with the rental fee described below, the Department will also sign the original agreement and return an executed copy to you. Execution of the agreement and compliance with the conditions of approval authorize diversion and use of water as provided in the agreement.

A rental fee of \$300.00 per year was calculated based on the current rental rate of \$20.00 per acre-foot times a diversion volume of 15.0 acre-feet.

Please send a check for \$300.00 for 2021 made payable to the Idaho Department of Water Resources, **together with the signed rental agreement, within 14 days** so I can complete processing. An annual payment shall be received by the Department prior to the execution of this agreement and prior to January 1 in all subsequent years for the duration of the rental period. The agreement will be void if payment is not received prior to the due date in a given year. If you would like to terminate the agreement prior to the end of the rental period, you must submit written notice of your intent to the Department at least 30 days prior to the rental fee due date.

Pursuant to the Water Supply Bank Rules, 90% or \$270.00 of the rental fee will be paid to the lessor(s) and 10% or \$30.00 will be retained by the Department to offset administrative costs for **2021**.

If you have any questions, please contact this office at bank@idwr.idaho.gov or (208) 287-4800.

Sincerely,

Amanda Johnson-Veibell

for
Water Supply Bank

Enclosure

c: IDWR Front Desk

MEMORANDUM FOR AGREEMENT # 589

To: Water Supply Bank Rental Application 2194
From: Remington Buyer
Date: November 26, 2021
Re: Review & Analysis of Application to Rent Water from the State Water Supply Bank

PURPOSE/NARRATIVE: On November 10th, 2021, IDWR received from Cade Nelsen, an application to rent Eastern Snake River Plain Aquifer (ESPA) ground water rights in 2021, for the purposes of supplying additional water to a dairy farm operated by Nelsen Farms LLC in Jerome County. The dairy farm is provided with ESPA ground water authorized under water rights 36-8745, which provide for a diversion rate of 0.11 cfs and a diversion volume of 43.3 af, for commercial/stockwater purposes.

36-8745 Per Water Management Information System (WMIS) data for WMIS ID 400121, the well for water right 36-8475 has, on average, over the past five years, diverted approximately 16.6 af in excess of the 43.3 af annual volume limit, as described in the table below:

WR	Div Vol	Five Yr Avg	+/-	2020	2019	2018	2017	2016
36-8745	43.3 af	59.9 af	-16.6 af	58.5 af	64.5 af	67 af	60 af	49.5 af

This rental request is for an authorization to divert 15 af, which would allow for an overall rental volume of 58.3 af in 2021. Commercial/stockwater right 36-17110 was requested for this rental. The right is leased to the Bank through 2021 under contract 1392. A new lease application for 36-17110 has been proposed for the period of 2022-2026, however it is not yet processed and to accommodate this 2021 rental, a one year rental against contract 1392 is proposed.

AUTHORITY TO FILE: Cade Nelsen is a manager of Nelsen Farms LLC. No concerns about Cade Nelsen's authority to file this rental application on behalf of Nelsen Farms LLC.

The dairy is situated on land owned by Jack Nelsen and Nelsen Dairy. Nelsen Dairy is a registered business and Idaho Secretary of State records indicate Jack and Jonathan Nelsen are affiliated with Nelsen Dairy. Jonathan Nelsen is a registered manager of Nelsen Farms LLC. No concerns about Nelsen Farms LLC's request to rent water on lands owned by Nelsen Dairy.

WATER RIGHT VALIDITY: Water right 36-17110 is leased to the Bank and available for rental in 2021.

INJURY TO OTHER WATER RIGHTS: ETRAN modeling confirms water right 36-17110 can be rented at the dairy without inducing injury.

ENLARGEMENT OF USE: Water right 36-17110 is a commercial/stockwater (dairy) water right. No enlargement is evident through the rental.

LOCAL PUBLIC INTEREST: Staff are not aware of any information that indicates this rental is contrary to or inconsistent with any local public interests.

BENEFICIAL USE/CONSERVATION OF WATER RESOURCES: Stockwater is a beneficial use. The rental appears consistent with the conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: Review comments were requested from IDWR's Southern Region and Water District 130 staff on November 26, 2021.

WATER SUPPLY BANK RECOMMENDATION: Staff recommend this rental be approved.

Buyer, Remington

From: Erickson, Nathan
Sent: Monday, November 29, 2021 8:54 AM
To: Buyer, Remington
Cc: Bank
Subject: RE: Rental Agreement 589 - Nelsen Farms LLC

Remington,

The rental agreement looks good. It appears it should be enough to cover the use. Thank you for helping to get this done for 2021. It will also be good to get the rental for 2022-2026.

Thanks,
Nathan

From: Buyer, Remington <Remington.Buyer@idwr.idaho.gov>
Sent: Friday, November 26, 2021 3:15 PM
To: Erickson, Nathan <Nathan.Erickson@idwr.idaho.gov>
Cc: Bank <Bank@idwr.idaho.gov>
Subject: Rental Agreement 589 - Nelsen Farms LLC

Nathan,

Cade Nelsen submitted a rental request on behalf of Nelsen Farms LLC, for an additional annual diversion volume of 15 af, for this year, and for future years. Water right 36-17110 was identified as a candidate for the rental, however at the time of application, the water right was only leased to the Bank through 2021. Hence, our rental approval is also only for 2021. Recently, a new lease application has been proposed to place water right 36-17110 back into the Bank for the period of 2022-2026 so next year, we may be able to approve a five year rental of 15 af for Nelsen Farms, if they submit a new rental application and request water right 36-17110.

On behalf of Southern and WD 130, please advise if you have any questions, comments or concerns about this rental.

Thanks,

Remington Buyer
Project Manager
Idaho Department of Water Resources
(208) 287-4918

From: Cade Nelsen <cadenelsen@gmail.com>
Sent: Wednesday, November 10, 2021 4:43 PM
To: Erickson, Nathan <Nathan.Erickson@idwr.idaho.gov>; Bank <Bank@idwr.idaho.gov>
Subject: Re: Water

Yes, I would like this for next year! Thank you!

On Wed, Nov 10, 2021 at 11:53 AM Erickson, Nathan <Nathan.Erickson@idwr.idaho.gov> wrote:

From: Buyer, Remington <Remington.Buyer@idwr.idaho.gov>
Sent: Friday, September 3, 2021 4:16 PM
To: cadenelsen@gmail.com
Cc: Erickson, Nathan <Nathan.Erickson@idwr.idaho.gov>; Bank <Bank@idwr.idaho.gov>
Subject: Water Supply Bank Rental

Mr. Nelsen,

As we spoke about on the phone today, you are looking for a Water Supply Bank rental authorization for 2021 and 2022, to increase the overall diversion volume at your dairy by 15 af. To process the request, I'll need you to [complete and submit to our office a rental application](#), requesting 15 af for stockwater/commercial purposes. Because your rental is for Eastern Snake River Plain Aquifer (ESPA) ground water, ground water modeling must be submitted with the rental application. For your convenience, I've identified stockwater/commercial water right 36-17110 as a candidate rental water right for you. Attached to this email is ESPA modeling which confirms there are no injury concerns associated with the relocation of 15 af of water right 36-17110 to your dairy, for 2021 and 2022. If you complete the rental application and email it back to me, along with the attached ESPA modeling, we will initiate our review of your rental request. You can email the rental application to Bank@idwr.idaho.gov.

Regards,

Remington Buyer
Water Supply Bank Coordinator
Idaho Department of Water Resources
[322 East Front Street, Boise, ID, 83720](#)
T: (208) 287-4918 | F: (208) 287-6700