

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

WATER SUPPLY BANK RENTAL AGREEMENT No. 593

AMENDED

This is to certify that:

GREEN HEAD RANCH LLC
C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON, CA 94583-5381

RECEIVED
DEC 23 2021
DEPT OF WATER RESOURCES

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)
63-34334	1/26/2017	BOISE RIVER	13.1	728
Rental Totals			13.1	728

Term of Rental: This rental agreement shall take effect when all parties have signed it and shall continue in effect until December 31, 2022. 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:

2022: \$1,456.00

The fee for individual years is based on the requested volume of water use in each year. The full fee for the rental of the above-described right(s) is \$1,456.00 for year 2022, which is the administrative fee. Note that the renter is obligated to pay only the administrative fees associated with the water right(s): 63-34334.

An annual payment shall be received by the Department on or before December 31 each year preceding the use of the rented water rights. The agreement will be void if payment is not received by the due date in a given year. Rental fees are non-refundable. To voluntarily terminate the agreement early, notify the Department in writing prior to the rental fee due date.

Total Water Use Authorized Under Rental Agreement

Beneficial Use	Diversion Rate (CFS)	Diversion Volume (AF)
DIVERSION TO STORAGE	13.1	
RECREATION	13.1	575
RECREATION STORAGE	13.1	152
WILDLIFE	13.1	575
WILDLIFE STORAGE	13.1	152
Combined Total	13.1	728

*** The authorized water usage reflects a reduction from the water right elements rented, to account for combined limits**

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 593

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:


Signature of Renter

12/23/21
Date

Tom J Louderback
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, Acting Administrator
Idaho Water Resource Board

Date 12/27/21

Rental approved by IDWR 

Date 12/27/21

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 593

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

BOISE RIVER SENW Sec. 17, Twp 05N, Rge 05W, CANYON County

BENEFICIAL USE

DIVERSION RATE

VOLUME

DIVERSION TO STORAGE	13.1 CFS	Not Stated
RECREATION	13.1 CFS	575 AF
RECREATION STORAGE	13.1 CFS	152 AF
WILDLIFE	13.1 CFS	575 AF
WILDLIFE STORAGE	13.1 CFS	152 AF

SEASON OF USE

From	To
1/1	1/28

RENTERS PLACE OF USE: RECREATION, WILDLIFE, AND STORAGE

Twp	Rng	Sec	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
05N	05W	17					X	X	X	X								
									L4	L3								

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. Wildlife and wildlife storage use is to create shallow water and moist soil wildlife habitats. These habitats are intended to provide resting, roosting, and refuge areas for waterfowl.
10. Water diverted under the wildlife and recreation flow components of this water right, minus evaporation and seepage losses, shall be returned to the Boise River.

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11. Recreation and recreation storage use is for waterfowl hunting and wildlife viewing. Recreation use under this right is for flow-through water and return-flow water associated with recreation storage.
12. Water right 63-34334 shall not exceed 13.1 cfs in combination with diversions of irrigation, wildlife, recreation, and diversion to storage water rights appurtenant to the place of use of 63-34334.
13. The field flooding established by the storage of water under this right shall not exceed a total capacity of 29 acre-feet or a total surface area of 58 acre(s).
14. 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. 63.

Idaho Water Resource Board
Water Supply Bank Lease Contract No. 1473
and Rental Agreement No. 593

63-34334

Effective until December 31, 2022

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



-  Rental POD
-  Proposed Lease Point of Diversion
-  Proposed Lease Place of Use
-  Township/Range
-  Sections



STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

APPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANK

NOV 12 2021

DEPARTMENT OF
WATER RESOURCESApplicant Name: Green Head Ranch 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 <i>Application to Rent Water from the Board's Water Supply Bank</i>
		☒	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)

63-34334

2197

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):
Existing private pump station

- 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
T5N R5W S17 L3 SENW	Boise River	63-34333
(Pump)		

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: _____ (mm/dd) to: _____ (mm/dd)
☐ Stockwater from: _____ (mm/dd) to: _____ (mm/dd)
☐ Industrial from: _____ (mm/dd) to: _____ (mm/dd)
☒ Other: Recreation/wildlife uses (field flooding) from: 11/16/21 (mm/dd) to: 1/28/22 (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:
Island Highline Ditch Co. water for irrigation during the irrigation season.

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)
63-34334	Wildlife/Recreation	13.1	1520.9			13.1	1520.9	n/a
	Wildlife/Rec Stor		401.9				401.9	n/a
	Div to Stor	13.1				13.1		n/a
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	13.1	1922.8	n/a
						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)

6. 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:
Lease/Rental applications are being submitted as part of pending protest negotiations for Transfer No. 84986 in response to Island Highline's request to cease gravity diversions for the authorized uses.

- 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
Applicants have set rental rate at \$0.50/ac-ft to be subject to administrative costs only (see accompanying lease application).

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.


Signature of Applicant

Tom J. Lunderback
Printed Name of Applicant

11/5/21
Date

Signature of Representative

Printed Name of Representative

Date

Mail to:

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

Proposed pod currently authorized
for applicant's permit 63-34333

Legend

-  Current pod
-  Proposed pod (existing)
-  63-34334 pou



SPF WATER
ENGINEERING

300 East Mallard Drive, Suite 350
Boise, Idaho 83706
Tel (208) 383-4140 Fax (208) 383-4156

Attachments 2 & 3 Lease/Rental Package WR 63-34334

Green Head Ranch LLC

DATE: 11/4/2021

CREATOR: Igraves

PROJECT: 1652.0010



Absolute Scale: 1:16,000

0 1,000 2,000
Feet

latePlane Idaho West FPS 1103.F11US



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 27, 2021

GREEN HEAD RANCH LLC
C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON, CA 94583-5381

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 63-34334 AGREEMENT 593**

Dear Renter:

Please find enclosed a receipt in the amount of **\$1,456.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 728 acre-feet of water for diversion to storage, recreation, recreation storage, wildlife, and wildlife storage during 2022. 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.

Since you are both the lessor and the renter of the right(s), **you are only obligated to pay the 10% administrative fee or \$1,456.00.**

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. C111600
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR Western Regional Office
Terry Scanlan



RECEIVED

DEC 23 2021

DEPARTMENT OF
WATER RESOURCES

December 23, 2021

Mary Condon
Idaho Department of Water Resources
322 E Front St
PO Box 83720
Boise, ID 83720-0098

Subject: WB Lease/Rental Package – 63-34334 Green Head Ranch LLC

Dear Mary,

Enclosed on behalf of Green Head Ranch LLC are signed water bank lease and rental contracts Nos. 1473 and 593.

Included is a \$1456 check for the 2022 rental fee. Green Head Ranch LLC determined that they do not want to rent water for the few remaining days of 2021 after learning that they would be charged the full season amount of \$2390 for just a few days of rental.

Thank you for your assistance with this matter. Please contact me with any questions.

Sincerely,

Terry M. Scanlan

Terry M. Scanlan, P.E., P.G.

Enclosures: Signed contracts and check No. 6828 for 2022 Rental Fee

Cc: TJ Louderback

SPF file number: 1652.0010

Veibell, Amanda

From: Veibell, Amanda
Sent: Thursday, December 23, 2021 1:07 PM
To: tscanlan@spfwater.com
Cc: Bank
Subject: Green Head Ranch Lease/Rental Package
Attachments: Green Head Ranch Lease.pdf; Green Head Ranch Rental.pdf

Good Afternoon,

Please see the attached Lease/Rental documents for your signature. If you have questions regarding the documents themselves, please contact a representative in the bank at bank@idwr.idaho.gov.

Thank you.

Amanda Johnson-Veibell

Technical Records Specialist I



PO Box 83720 Boise ID 83720-0098
208-287-4945

**MEMORANDUM FOR LEASE APPLICATION # 2196
& RENTAL APPLICATION # 2240**

To: Water Right no. 63-34334

From: Dave Betts

Date: December 21, 2021

Re: Review & Analysis of Applications to Lease Water to and Rent Water from the State Water Supply Bank

PURPOSE/NARRATIVE: On November 12, 2021, Terry Scanlan of SPF Engineering submitted a lease-rental package to the Water Supply Bank ("Bank") on behalf of Green Head Ranch LLC ("applicant"). The applications to lease and to rent are for a portion of water right 63-34334. The proposed quantity was the maximum diversion rate of 13.1 cubic feet per second ("cfs") for 74 days of use for a sum total of 1922.8 acre-feet ("AF"). Approval of the lease-rental package would result in a change in POD for the 2021-2022 season of use for water right no. 63-34334. The proposed rental would be for the same wildlife and recreational uses at the same place of use ("POU") as authorized by the water right proposed for lease.

The applicant previously filed application for transfer no. 84986 proposing the addition of a POD to water right no. 63-34334. The POD proposed by transfer no. 84986 is the same POD requested for use by rental application no. 2196. This new POD is being developed as authorized by permit no. 63-34333, which is also owned by the applicant. Permit no. 63-34333 has an overlapping water use with the water right to be leased (no. 63-34334).

The applicant submitted this lease-rental package in order to secure water for the 2021-2022 season of use while a protest against their application for transfer (no. 84986) is being resolved. The owners of the authorized diverting works for water right 63-34334, Island High Line Ditch Co. ("Island Highline"), protested the application for transfer. Island Highline is petitioning for the removal of the existing POD for right no. 63-34334. The protest may not be resolved until after the end of the 2021-2022 season of use.

The season of use of the water right proposed for lease and rental includes portions of two calendar years which conflicts with the Bank's standard management by calendar year. This review addresses Bank requirements as outlined by Idaho Code and Water Supply Bank Rules, but some adjustments had to be made to the processing of the applications to assist with administration and billing. Because of the unusual characteristics of these applications, the methods used to resolve the proposed use should not be considered standard policy for the Bank.

To address potential concerns with the proposed lease and rental, I requested comments from Western Region staff, the watermaster of Water District 63, and from Island Highline as part of my review.

AUTHORITY TO FILE: The applications were signed by Tom J. Louderback. The Department's contact information for the current owner of record, Green Head Ranch LLC, identifies T J Louderback as the point of contact. Authority to file is not a concern.

WATER RIGHT VALIDITY: Licensing for water right no. 63-34334 was completed in October 2019. No concerns with validity of the water right and portion offered to the bank.

INJURY TO OTHER WATER RIGHTS: Risk of injury to other water right does not appear to be a concern based on the following information.

The lease and rental applications propose to change the POD for the water use to a new location approximately 1.7 river miles downstream from the existing POD. The water rights with PODs within that 1.7 mile reach of the Boise River are irrigation rights whose seasons of use do not overlap with the proposed rental period. The authorized quantity for use during the lease-rental period would not change, limiting the risk of injury to surrounding water rights.

Mike Myers, on behalf of WD 63, replied by phone to the request for comments on Dec. 13. WD 63 does not oppose the lease and rental of the right. Mr. Myers stated that the proposed change in POD would not conflict with the district's ability to manage the water rights in this area.

Replying by phone, Western Region staff said that they did not see a risk of injury to other rights. Western Region staff also said that the proposed lease and rental do not share the same concerns as the protest against transfer no. 84986. The protest is concerned with the removal of the existing POD from water right 63-34334 and not with the use of the new POD proposed for use by the rental.

I requested comments from Island High Line Ditch Company, to address potential concerns of the other rights that use the same diverting works as the existing POD for water right 63-34334. Changing the point of diversion from the ditch to the proposed pump location would mean the diversion rate of the right would no longer contribute to the conveyance of water to all users of the ditch. In their response to my request for comments the representative for Island Highline said that they do not have concerns with the change in use of the points of diversion. According to IDWR records, there are no other water rights relying on water conveyed through the Island Highline ditch during the months November through February. The loss of water right 63-34334 from the delivery system should not injure other users of the ditch.

Island Highline expressed concerns about the potential for injury to the ditches due to the field flooding. In consideration of these concerns, the proposed rental will only change the point of diversion with all other elements of the water use remaining the same. The concern identified by Island Highline is not within the scope of this review. This review finds that use of the proposed rental would not limit the amount of water that would otherwise be available to other water rights. Injury is not concern.

ENLARGEMENT OF USE: The proposed lease and rental would change the point of diversion for the existing water use. The remaining elements of the use of the water right are expected to remain the same. Water was diverted at the point of diversion listed on the water right in 2021 from January 1 through January 28. The amount of water idled in each calendar year represents the volume of water not diverted during that time and still available for use. Enlargement of use is not a concern.

The amount of water proposed for use from the new point of diversion is calculated assuming a constant diversion rate of 13.1 cfs:

Total quantity = constant diversion rate (13.1 cfs) * number of days of proposed use.

The proposed rental subdivides the total quantity by calendar year. Outside of the proposed rental NO ADDITIONAL WATER is available for rent from 63-34334 in 2021 or 2022, even if Bank software reports available water.

LOCAL PUBLIC INTEREST: The applicants are not changing the nature of use or the quantity of water to be diverted by an authorized water right. The proposed lease and rental are only seeking to change the point of diversion. Comments from parties of interest have been taken into consideration in this review. It my understanding the protest to transfer no. 84986 filed by Island Highline is related to Green Head Ranch leaving the ditch point of diversion on the water right, and they are not opposed to Green Head removing the right from the ditch. The continued use of Boise River water for wildlife and recreation purposes in the fall and winter months is within the local public interest.

BENEFICIAL USE/CONSERVATION OF WATER RESOURCES: The lease and rental appear consistent with the conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The location for the rental POD is subject to Water District 63. Comments were requested and received from the watermaster (WD 63) and Western Region staff (IDWR). Neither opposed the lease and rental of this right.