

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 472

RECEIVED

APR 12 2021

DEPARTMENT OF
WATER RESOURCES

This is to certify that:

TODD FISHER
153 S 3RD E
REXBURG, ID 83440

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)
21-7089	5/13/1976	GROUND WATER	0.44	76.7	21.9	0.02	3.5
21-12952	6/1/1977	GROUND WATER	0.14	24.4	7.1	0.02	3.5
Combined Rental Totals			0.44	101.1	29.0	0.02	3.5

Term of Rental: This rental agreement shall take effect when all parties have signed it and shall continue in effect until December 31, 2024. 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 - 2022: \$2,022.00 annually
2023 - 2024: \$2,325.30 annually

SUPPORT DATA

IN FILE # 21-7089

The full fee for the rental of the above-described right(s) is \$2,022.00 per year for years 2021 - 2022 and \$2,325.30 per year for years 2023 - 2024. The rental fee includes an administrative fee of \$202.20 per year for years 2021 - 2022 and \$232.53 per year for years 2023 - 2024.

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.

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 472

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:

Todd Fisher or Soni Fisher

Signature of Renter

3-11-2021

Date

Todd Fisher or Soni Fisher

Printed Name

3-11-2021

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

4/14/21

Rental approved by IDWR

AP

Date

4/14/21

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 472

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER 2NWNE Sec. 4, Twp 06N, Rge 39E, MADISON County

BENEFICIAL USE
IRRIGATION

DIVERSION RATE
0.44 CFS

VOLUME
101.2 AF

SEASON OF USE

From To
5/1 10/31

RENTERS PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	39E	4	2.8 L9	22 L2	1.8	1.7													28.3
07N	39E	33															0.7		0.7

Total Acres: 29

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 use of water for irrigation under this agreement may begin as early as April 1, provided other elements of the right are not exceeded. The use of water before May 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
10. Use of water right 21-12952 is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights

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WATER SUPPLY BANK RENTAL AGREEMENT No. 472

decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

11. Prior to December 31 of each year, the Board may review this rental agreement to determine whether it is consistent with the management plan that may be approved for the Eastern Snake Plain Aquifer Ground Water Management Area ("ESPA GWMA Plan") pursuant to Idaho Code § 42-233b. The Board may cancel this rental agreement if the Board determines it is not consistent with the ESPA GWMA plan. If this rental agreement is canceled, the cancellation shall not take effect until December 31 of the year in which the rental agreement is canceled.
12. This rental agreement does not authorize the construction of a well.
13. Use of water under this agreement 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. 100.
14. The renter shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

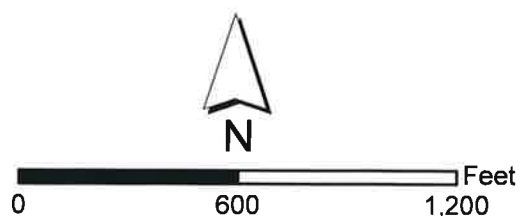
Idaho Water Resource Board
Attachment to Water Supply Bank Rental Agreement No. 472

Effective until December 31, 2024

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



STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

OCT 01 2020

DEPARTMENT OF
WATER RESOURCESAPPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANKApplicant Name: Todd Fisher

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)

21-7089

21-12952

1784

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Todd Fisher

Mailing Address 153 S 3 E Rexburg ID 83442
Street City State Zip Code
 Email Address tonicptt@gmail.com Phone Number 208-351-0338

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 Kristin Moore Professional Title Sen Water Right Analyst
 Organization Rocky Mountain Environmental Assoc. Relationship to Applicant consultant
 Mailing Address 482 Constitution Way Ste 303, Idaho Falls, ID 83402
 Email Address kristin.rmea@gmail.com Phone Number 208-524-2353

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**:

Applicant has no water right to use with the existing well and irrigation system. It is proposed to rent water to provide an authorized source for irrigation beginning in 2021.

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)
0.58 CFS	101.5 AF	0.44 CFS	72.5 AF	29 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?	
5/1/2021	6/15/2021	☐ 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):

Existing well and pump with mainline to wiper pivot.

- 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
NWNE S4 T6N R39E	Ground water	none

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 29 (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: _____ 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:

None

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)
21-7089	Irrigation	1.92	336	96		0.44	76.7	21.9
21-12952	Irrigation	0.6	107	31		0.14	24.8	7.1
		1.92	443	127				
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	0.44	101.5	29
						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**:

Rate is 0.015 cfs/ac, or 3/4 inch per acre. This is adequate for sprinkler irrigation.

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.


Signature of Applicant

Todd Fisher
Printed Name of Applicant

8-25-2020
Date

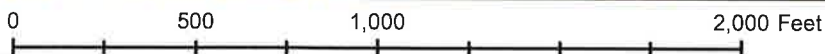
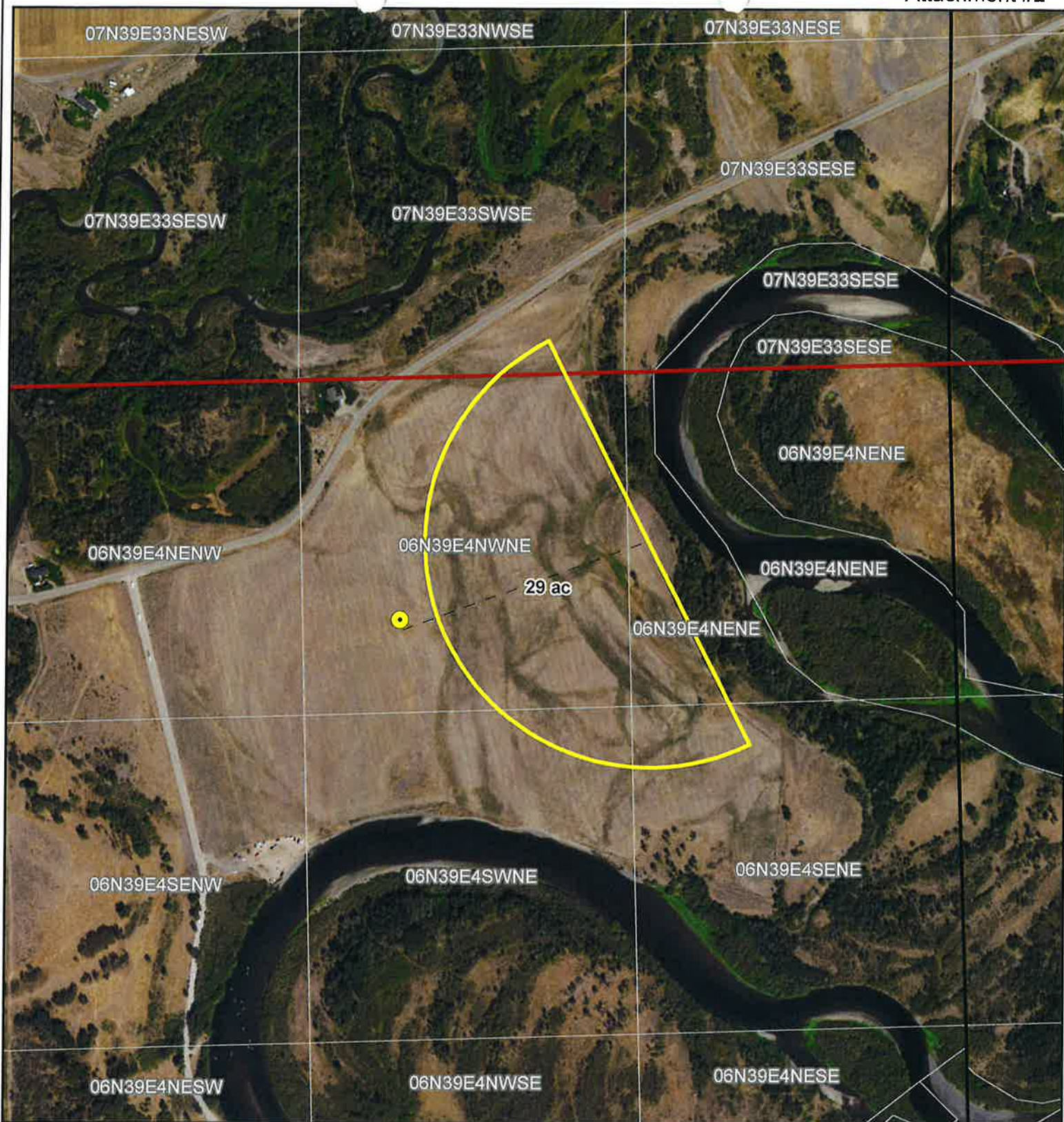

Signature of Representative

Toni Fisher
Printed Name of Representative

8-25-2020
Date

Mail to:

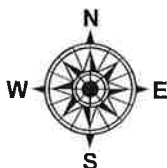
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098



2019 NAIP

Legend

- Rental POD
- Section
- Buried Mainline
- QQ
- Rental POU
- Twp & Rng



WSB Rental Application

Todd Fisher

RMEA #20-0136

by: KM

Date: 8/24/2020



Eastern Snake Plain Aquifer Modeling Analysis

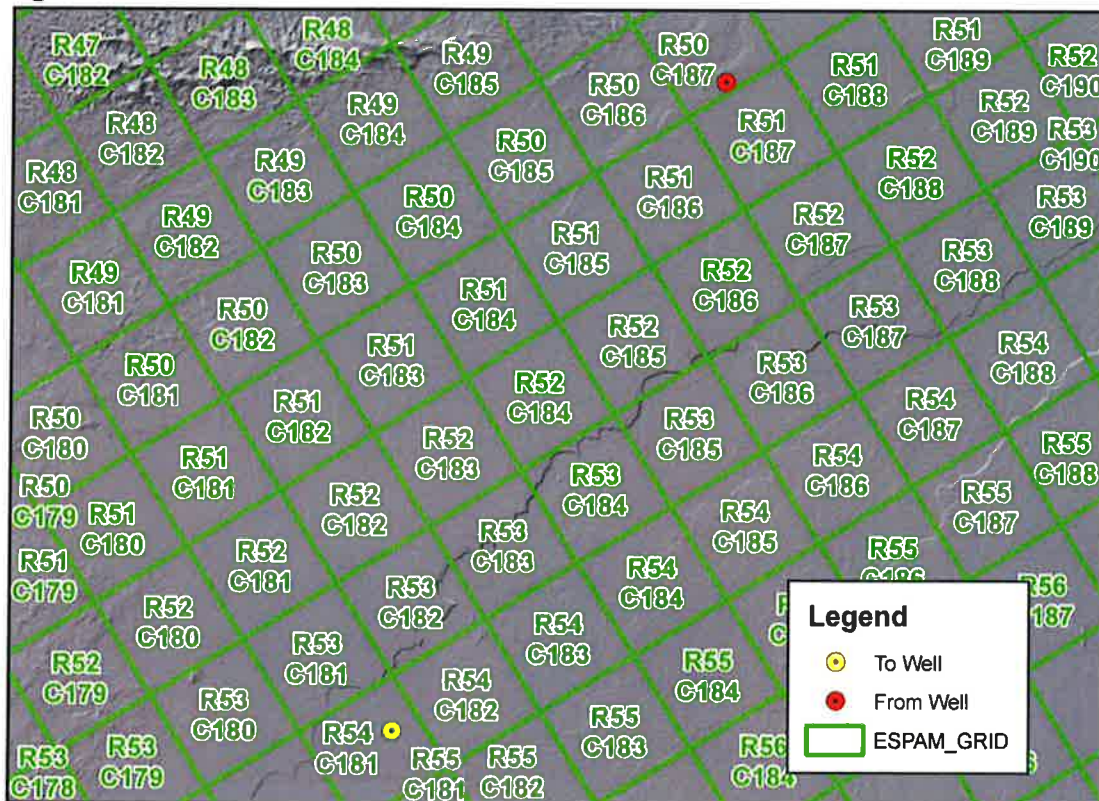
Todd Fisher

The Applicant proposes to rent 29 acres for the proposed place of use to irrigate additional acres for the 2021-2024 seasons. Using ETRAN 3.3 to simulate the depletions of transferring 29 acres to the proposed point of diversion, the affects do not exceed the threshold of 2.0 af/trimester. No mitigation is required.

Modeling inputs were based upon the consumptive irrigation requirement of 2.5 af/trimester for the existing and proposed locations, as displayed in the table below. Well locations are illustrated in Figure 1.

WR#	WATER RIGHT QUANTITIES				MODELING QUANTITIES		
	acres	AF/acre	AFA	AF/tri	AF/acre	AFA	AF/tri
21-7089	21.9	3.5	76.7	25.6	2.5	54.8	21.6
21-12952	7.1	3.5	24.8	8.3	2.5	17.7	5.9
TOTAL	29	3.5	101.5	33.8	2.5	72.5	24.2

Figure 1. ESPA Model Grid



Figures 2-4 include excerpts from the ETRAN 3.3 simulation.

Figure 2. Data Entry

ENHANCED GROUND-WATER RIGHTS TRANSFER
UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are set up for user entries

UPDATE DATES

RUN MODEL

GET OUTPUT

ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

TRANSFER NO: 21-7089

YEAR: 1976

SEASON: SPRING

TRANSFER NAME: Parker to Fisher

CALCULATE EFFECTS

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	54	50	53	0
COLUMN	181	187	200	0

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 1976	0	24	24	0	0	0	0
SUM 1976	0	24	24	0	0	0	0
WIN 1976	0	24	24	0	0	0	0
SPR 1977	0	24	24	0	0	0	0
SUM 1977	0	24	24	0	0	0	0
SPR 2020	0	24	24	0	0	0	0
SUM 2020	0	24	24	0	0	0	0
WIN 2020	0	24	24	0	0	0	0
SPR 2021	24	0	24	0	0	0	0
SUM 2021	24	0	24	0	0	0	0
WIN 2021	24	0	24	0	0	0	0
SPR 2022	24	0	24	0	0	0	0
SUM 2022	24	0	24	0	0	0	0
WIN 2022	24	0	24	0	0	0	0
SPR 2023	24	0	24	0	0	0	0
SUM 2023	24	0	24	0	0	0	0
WIN 2023	24	0	24	0	0	0	0
SPR 2024	24	0	24	0	0	0	0
SUM 2024	24	0	24	0	0	0	0
WIN 2024	24	0	24	0	0	0	0
SPR 2025	0	24	24	0	0	0	0
SUM 2025	0	24	24	0	0	0	0
WIN 2025	0	24	24	0	0	0	0
SPR 2026	0	24	24	0	0	0	0
SUM 2026	0	24	24	0	0	0	0
SPR 2123	0	24	24	0	0	0	0
SUM 2123	0	24	24	0	0	0	0
WIN 2123	0	24	24	0	0	0	0
SPR 2124	0	24	24	0	0	0	0
SUM 2124	0	24	24	0	0	0	0
WIN 2124	0	24	24	0	0	0	0
SPR 2125	0	24	24	0	0	0	0
SUM 2125	0	24	24	0	0	0	0
WIN 2125	0	24	24	0	0	0	0

Figure 3. Net Transfer Graphs

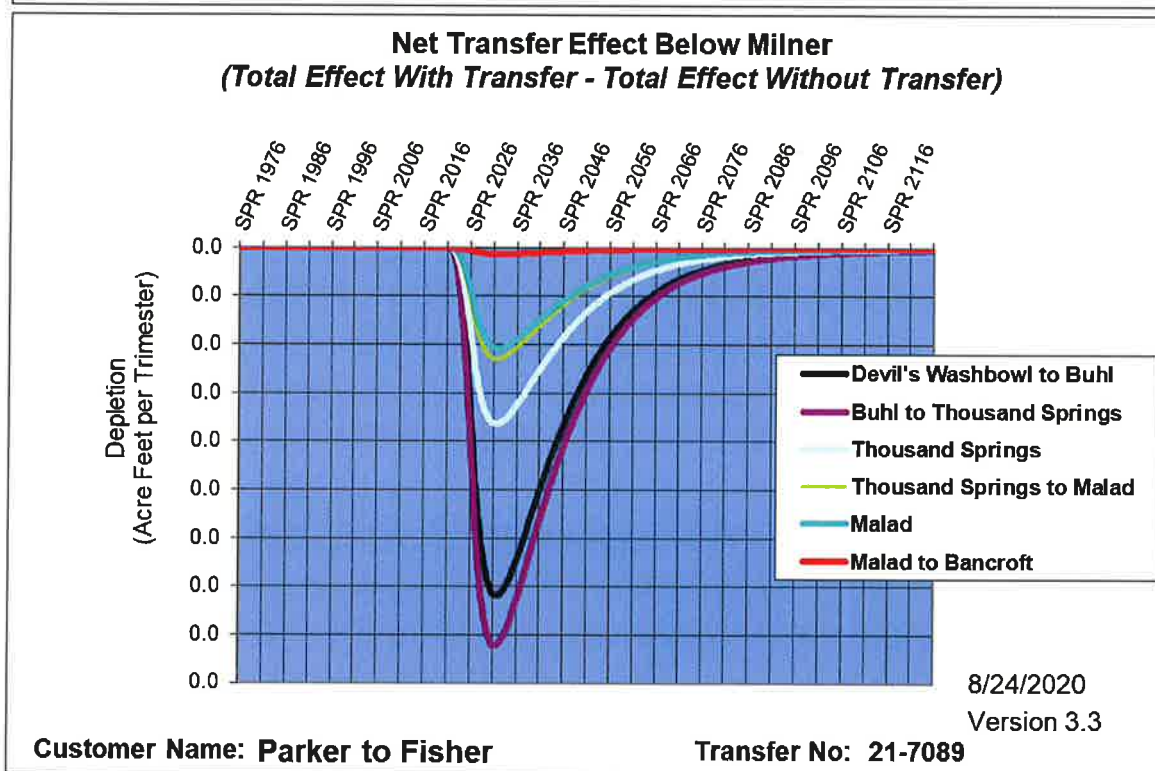
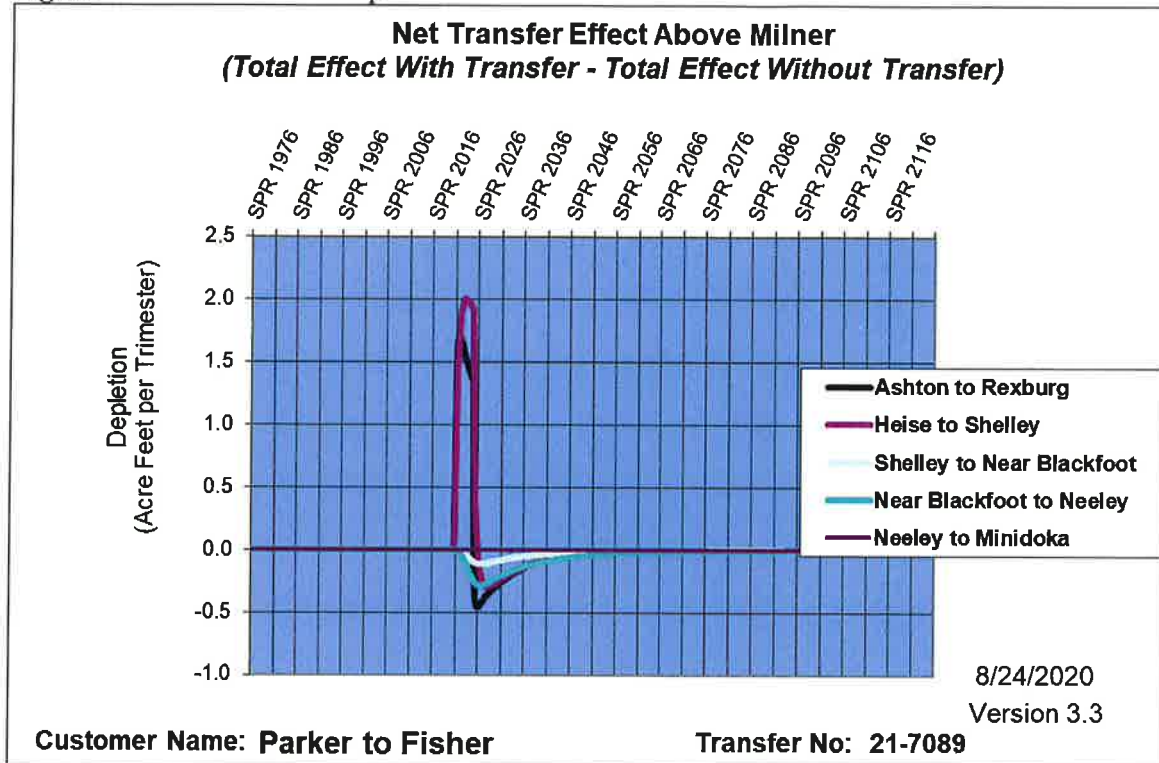


Figure 4. Calculated Affects.

	Net Transfer Effect (AF/four months)										
	Ashton to	Heise to	Shelley to	Nr Bickft	Neeley to	Dev. Wbl.	Buhl to	Kspr	Kspr to	Malad	Malad to
	Rexburg	Shelley	Nr Bickft	Neeley	Minidoka	Buhl	Kspr		Malad		Bancroft
SPR 1976	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1976	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1976	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1977	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1977	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1977	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2020	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2020	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2020	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2021	1.4	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2021	1.7	1.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2021	1.7	1.8	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2022	1.7	1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2022	1.6	2.0	0.0	-0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2022	1.6	2.0	0.0	-0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2023	1.5	2.0	0.0	-0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2023	1.5	2.0	0.0	-0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2023	1.5	2.0	-0.1	-0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2024	1.4	2.0	-0.1	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2024	1.4	1.9	-0.1	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2024	1.3	1.9	-0.1	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2025	-0.1	0.9	-0.1	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2025	-0.4	0.4	-0.1	-0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2025	-0.5	0.1	-0.1	-0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2026	-0.5	-0.1	-0.1	-0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2026	-0.4	-0.2	-0.1	-0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2026	-0.4	-0.2	-0.1	-0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2027	-0.4	-0.3	-0.1	-0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2027	-0.4	-0.3	-0.1	-0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2027	-0.4	-0.3	-0.1	-0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2028	-0.4	-0.3	-0.1	-0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2028	-0.3	-0.3	-0.1	-0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2028	-0.3	-0.3	-0.1	-0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2029	-0.3	-0.3	-0.1	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2029	-0.3	-0.3	-0.1	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2029	-0.3	-0.3	-0.1	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2030	-0.3	-0.3	-0.1	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2030	-0.3	-0.3	-0.1	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2030	-0.3	-0.2	-0.1	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2031	-0.3	-0.2	-0.1	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2031	-0.2	-0.2	-0.1	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0

er First Time Step of Transfer:	SPR 2021											
Match:	136	Match: 456										
	AIR	HIS	StNB	NBIN	NIM	DWtB	BtTS	TS	TStM	M	MtB	Total
Effects @ SS (Last Time Step):	9.13	7.58	1.95	5.09	0.03	0.10	0.11	0.05	0.03	0.03	0.00	24.10
Value of Dep. @ Last Time Step:	9.13	7.58	1.95	5.09	0.03	0.10	0.11	0.05	0.03	0.03	0.00	24.10
ient State (Max Value Timestep):	9.13	7.58	1.95	5.09	0.03	0.10	0.11	0.05	0.03	0.03	0.00	24.10
Max. Value of Dep. After Transfer:	10.67	9.45	1.95	5.09	0.03	0.10	0.11	0.05	0.03	0.03	0.00	27.52
Steady State Change:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
Transient State Change:	1.55	1.87	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	

August 25, 2020

To whom it may concern:

My husband Blair Fisher passed away October 2019. A copy of the death certificate is attached. The land that he owned, including the acres described in this application, are currently in probate, after which I will be the owner of the property. My son, Todd Fisher, manages the land, including irrigating and farming. Todd has authorization to pursue rental of water rights on behalf of our family's interests.

Thank you,

A handwritten signature in cursive script, appearing to read "Jeanie Fisher". The signature is written in dark ink and is positioned below the "Thank you," text.

STATE OF IDAHO CERTIFICATE OF VITAL RECORD

STATE OF IDAHO

DATE FILED BY STATE REGISTRAR

State of Idaho CERTIFICATE OF DEATH

STATE FILE NO. 2010-10709

10/08/2019

RECEIVED BY THE STATE OF IDAHO THE DEPARTMENT OF HEALTH AND WELFARE
RECEIVED BY THE DEPARTMENT OF HEALTH AND WELFARE

Local Reg. No.

DECEDENT	1. DECEDENT'S LEGAL NAME (Include first, middle, last, suffix) ROBERT BLAIR FISHER		2. SEX MALE	3. SOCIAL SECURITY NUMBER [REDACTED]
	4a. AGE LAST BIRTHDAY 83 (Years)		4b. UNDER 1 YEAR 4c. UNDER 1 DAY 5. DATE OF BIRTH (Mo/Day/Yr) 02/07/1936	
TYPE OF DEATH PRINTED PERMANENT BLACK INK DO NOT USE FELT TIP PEN	7a. RESIDENCE - STATE OR FOREIGN COUNTRY IDAHO		7b. COUNTY MADISON	
	7c. CITY OR TOWN REXBURG		7d. APT. NO. 7e. ZIP CODE 83440	
7f. STREET AND NUMBER 150 S 3RD E	8. MARITAL STATUS AT TIME OF DEATH		9. PREVIOUS SPOUSE'S NAME (If wife, give maiden name) FLORETTA JEAN "JEANIE" WEBSTER	
	10. PARENTS 10a. FATHER'S NAME (First, Middle, Last, Suffix) ETSIL ISADOR FISHER 10b. MOTHER'S M maiden name (First, Middle, Last, Suffix) LILLAS HILLMAN		11. BIRTHPLACE (State, Territory, or Foreign Country) IDAHO	
12. INFORMANT'S NAME (Type or print) JEANIE FISHER	13. RELATIONSHIP TO DECEDENT WIFE		14. MAILING ADDRESS (Street and Number, City, State, Zip Code) 150 S 3RD E REXBURG, ID 83440	
	15. METHOD OF DISPOSITION ☒ Burial ☐ Cremation ☐ Other (Specify) PLANO CEMETERY		16. NAME AND ADDRESS OF FUNERAL FACILITY FLAMM FUNERAL HOME 61 NORTH FIRST EAST REXBURG, IDAHO 83440	
17. SIGNATURE OF FUNERAL SERVICE LICENSEE OR PERSON ACTING AS SUCH ELECTRONICALLY FILED: HYRUM G. FLAMM	18. LICENSE NUMBER (If license) M1163		19. WAS CORONER CONTACTED DUE TO CAUSE OF DEATH? ☐ Yes ☒ No	
	20. PLACE OF DEATH (19-22) 20a. IF DEATH OCCURRED IN A HOSPITAL 20b. IF DEATH OCCURRED SOMEWHERE OTHER THAN A HOSPITAL 20c. FACILITY NAME (If not facility, give street and number) 150 S 3RD E 20d. CITY, TOWN, OR LOCATION OF DEATH, AND ZIP CODE REXBURG, ID 83440 20e. COUNTY OF DEATH MADISON			
21. DATE OF DEATH (Mo/Day/Yr) (24hr) October 4, 2019	22. TIME OF DEATH (24hr) 16:30		23. CAUSE OF DEATH HYPERTENSIVE HEART DISEASE HYPERTENSION ATHEROSCLEROSIS	
	24. PART 1. Enter the immediate cause of death (e.g., heart failure, pneumonia, etc.) and the underlying cause of death (e.g., hypertension, atherosclerosis, etc.) HYPERTENSIVE HEART DISEASE HYPERTENSION ATHEROSCLEROSIS			
25. DATE OF INJURY (Mo/Day/Yr) (24hr) October 4, 2019	26. TIME OF INJURY (24hr) 16:30		27. PLACE OF INJURY (24hr) 150 S 3RD E	
	28. INJURY AT WORK? ☐ Yes ☒ No			
29. LOCATION OF INJURY 150 S 3RD E	30. DESCRIBE HOW INJURY OCCURRED (If transportation injury, state the type(s) of vehicle(s) involved. Automobile, pickup, motorcycle, ATV, bicycle, etc.) TYPE 1.5 DIABETES; STAGE 3 RENAL FAILURE		31. MANNER OF DEATH ☐ Natural ☐ Pending investigation ☐ Accident ☐ Suicide ☐ Could not be determined	
	32. TRANSPORTATION 32a. WAS DECEDENT ☐ Driver/Operator ☐ Passenger ☐ Other (Specify) 32b. WHAT SAFETY DEVICES(S) DID DECEDENT USE/EMPLOY? ☐ Seat belt ☐ Child safety seat ☐ Helmet ☐ Air bag ☐ None ☐ Unknown			
33. CERTIFIER PHYSICIAN	34. CERTIFIER PHYSICIAN ASSISTANT		35. CERTIFIER ADVANCED PRACTICE REGISTERED NURSE	
	36. SIGNATURE AND TITLE OF CERTIFIER ELECTRONICALLY SIGNED: CHARLES J. ZOLLINGER, M.D.			
37. REGISTRAR James B. Galt	38. REGISTRAR'S SIGNATURE		39. DATE SIGNED 10/08/2019	
	40. DATE SIGNED 10/08/2019			



OCTOBER 08, 2019





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700

Website: idwr.idaho.gov • Email: idwrinfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

April 15, 2021

TODD FISHER
153 S 3RD E
REXBURG, ID 83440

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 21-7089 & 21-12952, AGREEMENT 472**

Dear Renter:

Please find enclosed a receipt in the amount of **\$2,022.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 101.1 acre-feet of water for irrigation of 29 acres 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 \$1,819.80 of the rental fee will be paid to the lessor(s) and 10% or \$202.20 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. C110219
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR Eastern Regional Office
State Water District No. 100
Kristin Moore – Rocky Mountain Environmental



State of Idaho

DEPARTMENT OF WATER RESOURCES

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BRAD LITTLE
Governor

GARY SPACKMAN
Director

April 2, 2021

TODD FISHER
153 S 3RD E
REXBURG, ID 83440

**RE: REQUEST FOR RETURN OF SIGNED RENTAL AGREEMENT 472 AND PAYMENT
FOR WATER RIGHT(S) 21-7089 & 21-12952**

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

Dear Applicant:

The Department of Water Resources ("Department") mailed a **Water Supply Bank Rental Agreement ("Agreement")** for your review and signature on February 25, 2021. The signed agreement and rental fee has not been returned to the Department.

Please sign the rental agreement and return it with the rental payment in the amount of \$2,022.00 within ten (10) days of this letter to complete processing. Diversion and use of the water right(s) is not authorized under the proposed agreement until it has been signed by both the renter and the Department. Any use associated with your proposed rental request before it has been executed is considered unauthorized and, if occurring, will be subject to any necessary enforcement action.

If the signed rental agreement and fee is not received by the department within the 10-day period, the rental application will be returned, and the proposed rental right(s) made available for other rental applicants. You can reapply to rent water from the Bank again in the future by submitting a new rental application form that will be processed in turn with other pending applications.

If you have questions regarding this matter, please contact this office at bank@idwr.idaho.gov or 287-4800.

Sincerely,

Amanda Johnson-Veibell

for
Water Supply Bank



State of Idaho

DEPARTMENT OF WATER RESOURCES

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Website: idwr.idaho.gov • Email: idwrinfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

February 25, 2021

TODD Fisher
153 S 3rd E
REXBURG, ID 83440

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 21-7089 & 21-12952 AGREEMENT 472**

*****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 \$2,022.00 was calculated based on the current rental rate of \$20.00 per acre-foot times a diversion volume of 101.1 acre-feet.

Please send a check for \$2,022.00 made payable to the Idaho Department of Water Resources, **together with the signed rental agreement, within 14 days** so I can complete processing.

Pursuant to the Water Supply Bank Rules, 90% or \$1,819.80 of the rental fee will be paid to the lessor(s) and 10% or \$202.20 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

Enclosure

c: IDWR Front Desk
Kristin Moore – Rocky Mountain Environmental

Memorandum

To: Water Rights 21-7089 & 21-12952

From: Justin Ferguson

Date: November 9, 2020

Re: Water Supply Bank Rental Application 1784

Purpose/Narrative: An application was received on behalf of Mr. Todd Fisher on November 1, 2020 requesting a rental of ground water rights, for the irrigation of 29 acres in Madison County. As stated in the application package, Mr. Fisher intends to irrigate the 29 acres using a half pivot along acreage that does not currently feature a water right held by Mr. Fisher.

It is of note that the acreage intended to be irrigated from ground water under this rental is already authorized to be irrigated with Henrys Fork surface and storage water rights, possessed by the US Bureau of Reclamation and the Fremont Madison Irrigation District. The acreage to be irrigated is recorded as being owned by Blair Fisher; a death certificate was provided as part of the application package, noting that Mr. Blair Fisher had passed away and, per a document signed by Mr. Fisher's wife Jeanie, Todd both manages the land and has authorization to irrigate.

Additionally, per the information provided in the application package, Mr. Fisher would like a full five year rental. The water rights requested are currently leased to the Bank through 2024 and cannot be used to facilitate a full five year rental. The applicant's representative was contacted to determine if a four year rental would be sufficient or if they would like to use other water rights. Ms. Kristen Moore of Rocky Mountain Environmental confirmed that a four year rental would be sufficient.

Authority to File: The application was prepared by Mr. Fisher's representative at Rocky Mountain Environmental and signed by both Todd and Toni Fisher. Review of the Madison County parcel data indicates the land is currently held by Mr. Blair Fisher however, provided in the application package is a death certificate acknowledging the passing of Mr. Fisher. An additional document was provided by Ms. Fisher's wife, Ms. Jeanie Fisher, allowing Todd the use of the land for irrigation. No concerns at this time.

Water Right Validity/Forfeiture Evaluation: The water rights being used are valid and currently leased to the Bank through 2024. No concerns at this time.

Injury Evaluation: no injury in apparent through this rental as it seeks to break out new acreage in an area that does not have an existing, useable water right. ESPA modeling was provided and verified by the review staff, based on a consumptive use (CU) of 2.5 afa and a headgate standard (HG) of 3.5 afa (2.5 afa / 3.5 afa = 0.714%). A total of 101.5 af was modeled as 24.2 af per trimester for a total of 72.5 af per year divided by the CU/HG totaling 101.5 af for the rental. No mitigation is required and no injury is foreseeable. No concerns at this time.

Enlargement of Use: No enlargement is evident as the rental is not intended to supplement any existing water right. Further, the land will not receive water any other way as there is not an existing, usable water right available to Mr. Fisher without an agreement from the United States Bureau of Land Management. No concerns at this time.

Local Public Interest: Staff are unaware of any local public interests that are averse to the rental.

Beneficial Use/Conservation of Water Resources: The rental appears consistent with the conservation of water resources in Idaho.

Department/Watermaster Comments: Watermaster for water district 100 and IDWR Eastern Region comments were requested on November 9, 2020

Water Supply Bank Evaluation: Bank staff recommend the approval of this application for Mr. Fisher through the end of 2024

Parker, Cody

From: Jordan, Blake
Sent: Monday, November 9, 2020 2:04 PM
To: Ferguson, Justin
Cc: Cefalo, James
Subject: RE: WSB Rental - Todd Fisher

Hi Justin,

I don't oppose the rental as long as a magnetic flow meter is installed at the diversion or Mr. Fisher receives an approved variance to use an alternative measurement method.

From: Ferguson, Justin
Sent: Monday, November 9, 2020 1:20 PM
To: Cefalo, James <James.Cefalo@idwr.idaho.gov>; Jordan, Blake <Blake.Jordan@idwr.idaho.gov>
Subject: WSB Rental - Todd Fisher

James, Blake,

Afternoon! Attached is the draft map, memo, and agreement for Mr. Todd Fisher. Please let me know if you have any concerns or comments in the next 14 days

Thank you!