

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 371

RECEIVED  
FEB 27 2020  
DEPT OF WATER RESOURCES

This is to certify that:

JIM WILLIAMS

206 S 1300 W

PINGREE, ID 83262-1133

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)
35-2324B	4/14/1953	GROUND WATER	0.40	90.0	22.5	0.02	4.0
35-7692	4/15/1977	GROUND WATER	0.40	70.0	17.5	0.02	4.0
<b>Combined Rental Totals</b>			<b>0.80</b>	<b>160</b>	<b>40.0</b>	<b>0.02</b>	<b>4.0</b>

**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 2020, whichever occurs last.

**Annual Rental Fee:**

2020 - 2021: \$3,162.00 annually

SUPPORT DATA

IN FILE #

35-2324B

The full fee for the rental of the above-described right(s) is \$3,162.00 per year for years 2020 - 2021. The rental fee includes an administrative fee of \$316.20 per year for years 2020 - 2021.

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**

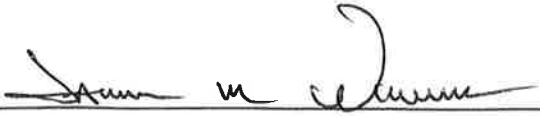
Beneficial Use	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate/Acre (CFS/AC)	Volume/Acre (AF/AC)
IRRIGATION	0.80	160	40.0	0.02	4.0
<b>Combined Total</b>	<b>0.80</b>	<b>160</b>	<b>40.0</b>	<b>0.02</b>	<b>4.0</b>

Detailed water right conditions are attached.

STATE OF IDAHO  
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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

Feb. 25, 2020  
Date

James M. Williams  
Printed Name

Mr.  
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 07/13/20

Rental approved by IDWR 

Date 07/13/20

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**WATER SUPPLY BANK RENTAL AGREEMENT No. 371**

**WATER USE DETAILS**

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER                      SWSE              Sec. 8, Twp 03S, Rge 34E,                      BINGHAM County

**BENEFICIAL USE**  
IRRIGATION

**DIVERSION RATE**  
0.80 CFS

**VOLUME**  
160 AF

**SEASON OF USE**

From              To  
4/1              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	
03S	34E	8													40				40

Total Acres: 40

**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. Renter acknowledges and agrees that the Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
9. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.

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10. 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.
11. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.
12. This rental agreement does not authorize the construction of a well.
13. Use of water under this agreement will 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. 120.
14. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
15. Prior to the diversion and use of water under Rental Agreement 371, renter shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
16. Pursuant to Idaho Code § 42-1412(6), the water rights rented under this agreement are subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**Effective until December 31, 2021**





STATE OF IDAHO  
WATER RESOURCE BOARD

RECEIVED

SEP 09 2019

DEPARTMENT OF  
WATER RESOURCESAPPLICATION TO RENT WATER  
FROM THE BOARD'S WATER SUPPLY BANKApplicant Name: Jim Williams

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](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)

35-2324B

35-7692

**STATE OF IDAHO  
WATER RESOURCE BOARD**

**Application to Rent Water (Continued)**

**1. CONTACT INFORMATION**

A. Applicant Jim Williams

Mailing Address 206 S 1300 W, Pingree, ID 83262

Street City State Zip Code

Email Address jwfarms@yahoo.com Phone Number 208-604-1218

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 Alan Jackson Professional Title District Manager

Organization Bingham GWD Relationship to Applicant \_\_\_\_\_

Mailing Address PO Box 1268, Blackfoot, ID 83221

Email Address alanj@binghamgroundwater.com Phone Number 208-680-9838

**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**:

This will be used to irrigate approximately 38 acres of agricultural land that doesn't currently have ground water rights on it. The land will be irrigated from an existing well and through an existing center pivot. The property can be irrigated by a canal using handlines but for potatoes it is preferable to use the center pivot irrigation system.

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)
0.8 CFS	152 AF	0.8 CFS	152 AF	38 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?	
4/1/2020	Open	<input type="checkbox"/> 1	<input checked="" type="checkbox"/> 2	<input type="checkbox"/> 3	<input type="checkbox"/> 4	<input type="checkbox"/> 5	<input checked="" type="checkbox"/> Process application as soon as possible	<input type="checkbox"/> 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):

There is an existing well with pipeline to deliver water to a center 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
03S 34E 08 05	GROUND WATER	35-2710, 35-7223

*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 38 (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:

Water is available from the Watson Canal Company however it cannot supply the entire pivot because it spans two separate canal companies.



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)
35-2324B	Irrigation	1.72	344	86		0.4	85	21
35-7692	Irrigation	1.63	272	68		0.4	67	17
<b>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</b>					<b>TOTAL</b>	0.8	152	38
						<b>CFS</b>	<b>AF</b>	<b>AC</b>

*\*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**:

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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**:

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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:

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- 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:

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- 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.

Feb 1, 2018 - Unauthorized Water Use - E2018-1273

NESE, Section 8, T03S, R34E

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- D. Additional Information


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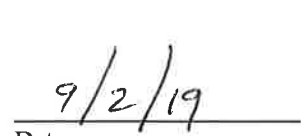
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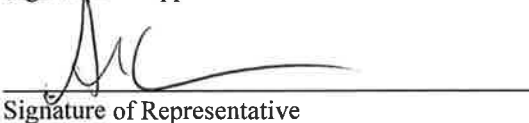
DECLARATION

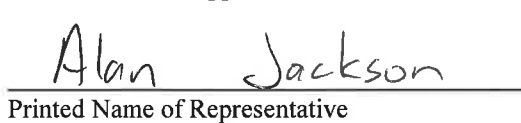
I hereby assert that the information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval. I understand that if this rental application is 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.

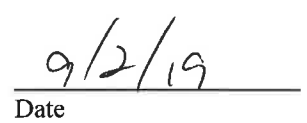
  
Signature of Applicant

  
Printed Name of Applicant

  
Date

  
Signature of Representative

  
Printed Name of Representative

  
Date

Mail to:

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

Attachement 3 F

Permission to use point of diversion

As the owner of the well located at 03S 34 E 08 05, I authorize Jim Williams to use the same POD to irrigate 38 acres using the existing mainline and center pivot to apply the water.

Sandra Twiggs

Name

Sandra Twiggs

Signature

9-2-19

Date

Attachment 2





## Attachment 3 H

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

YEAR 1950

SEASON SPRING

TRANSFER NO:

123

TRANSFER NAME:

Jwilliams

CALCULATE EFFECTS

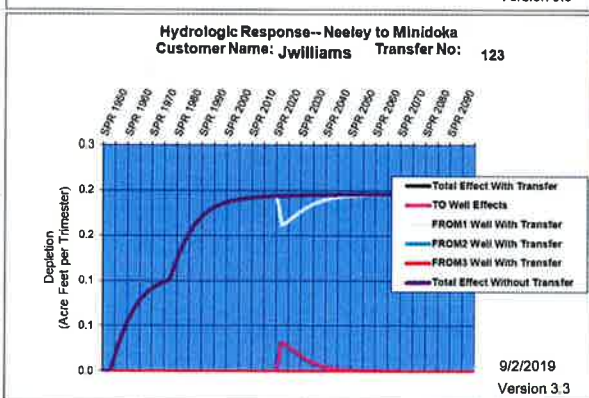
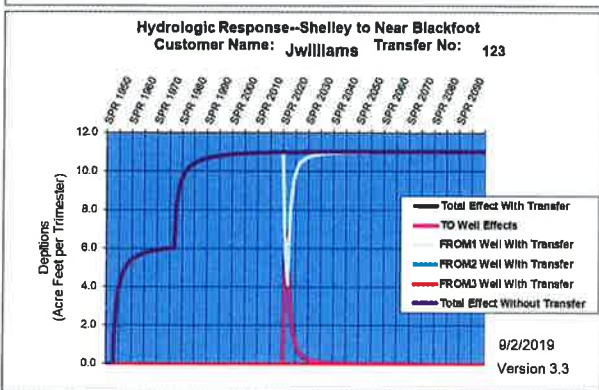
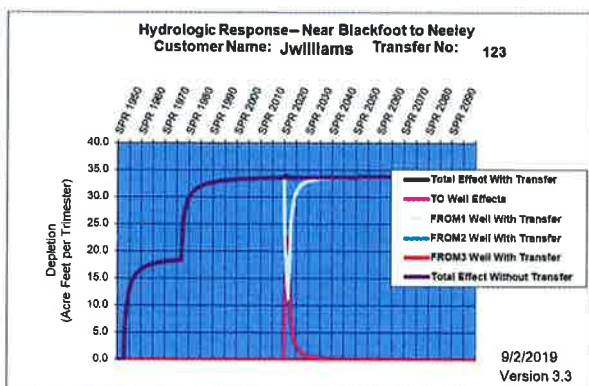
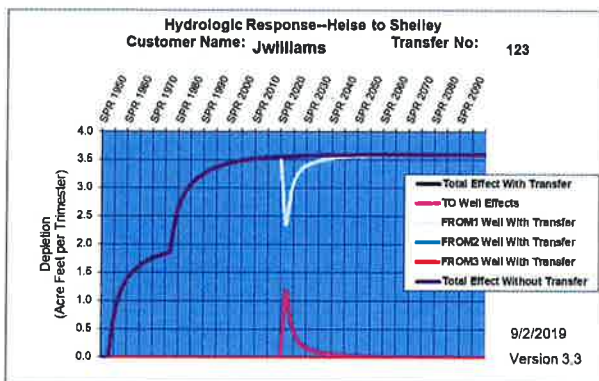
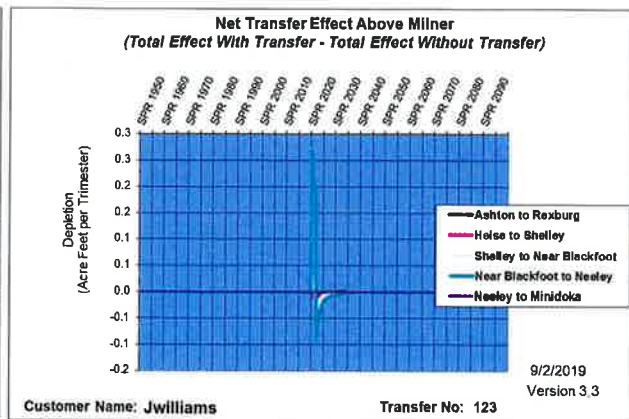
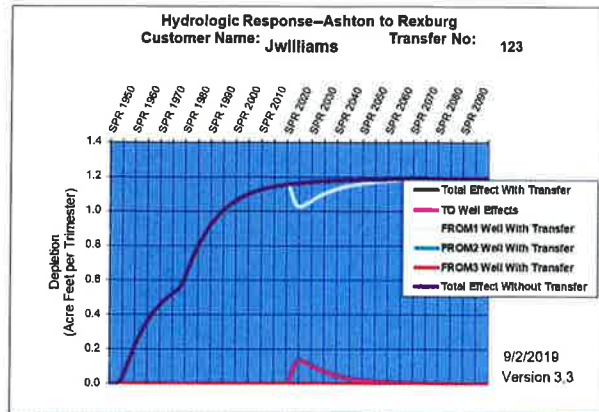
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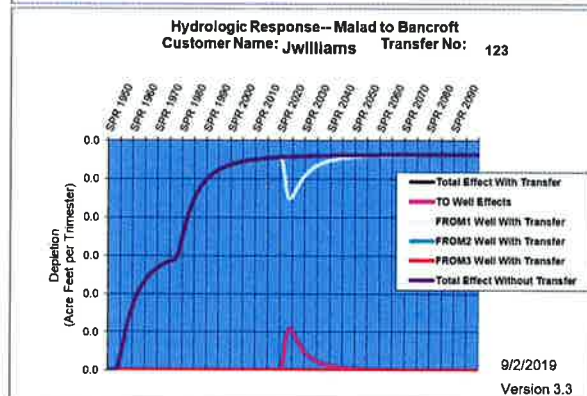
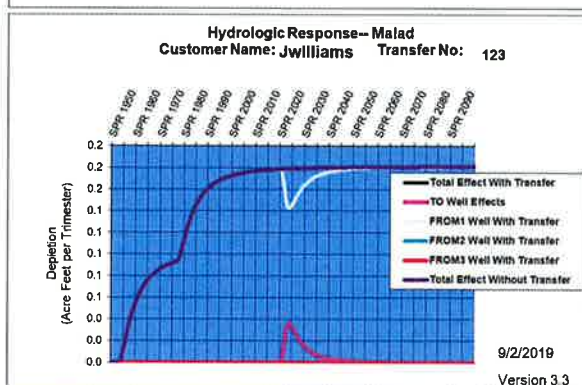
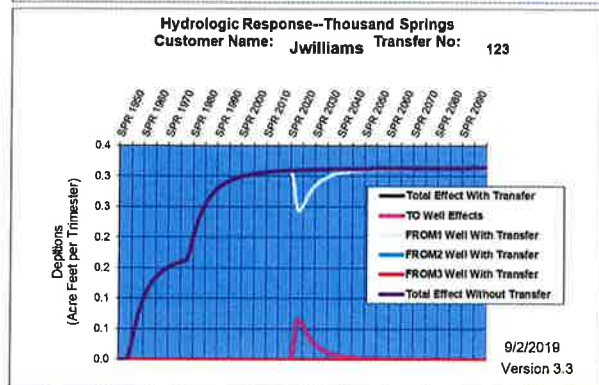
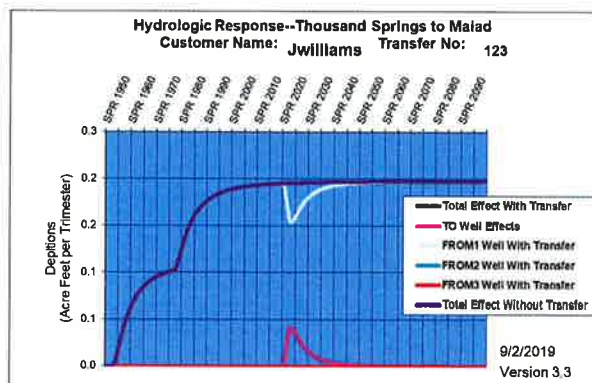
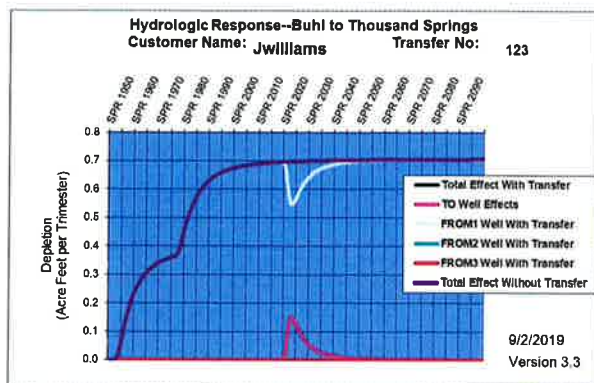
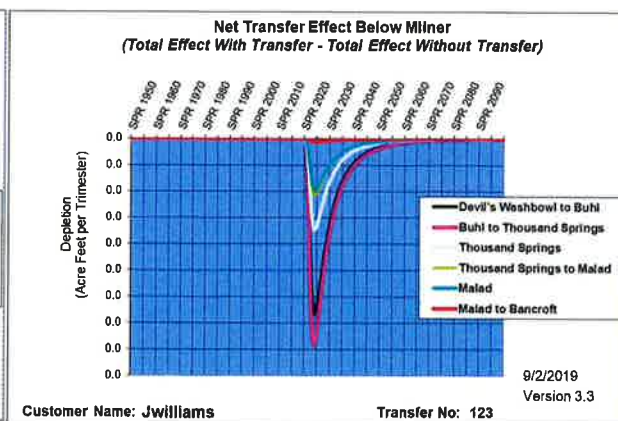
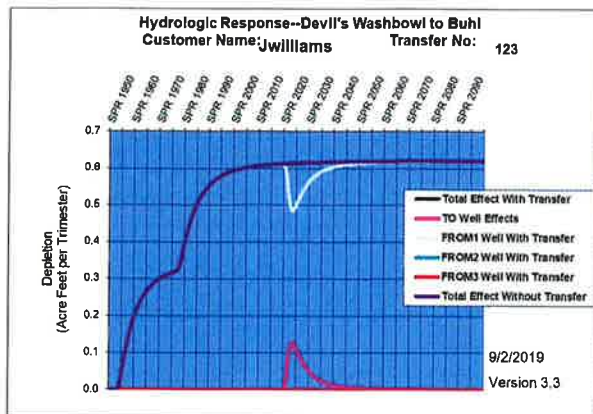
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ROW	80	74		
COLUMN	129	132		

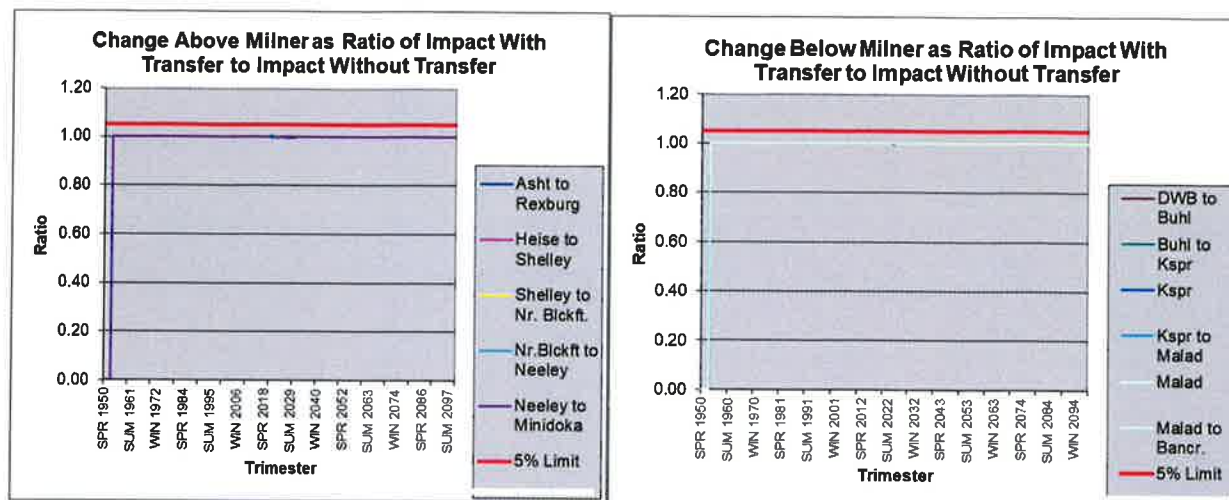
TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 1950	0	0	0	0	0	0	0
SUM 1950	0	0	0	0	0	0	0
WIN 1950	0	0	0	0	0	0	0
SPR 1951	0	0	0	0	0	0	0
SUM 1951	0	0	0	0	0	0	0
WIN 1951	0	0	0	0	0	0	0
SPR 1952	0	0	0	0	0	0	0
SUM 1952	0	0	0	0	0	0	0
WIN 1952	0	0	0	0	0	0	0
SPR 1953	0	29	29	0	0	0	0
SUM 1953	0	29	29	0	0	0	0
WIN 1953	0	29	29	0	0	0	0
SPR 1954	0	29	29	0	0	0	0
SUM 1954	0	29	29	0	0	0	0
WIN 1954	0	29	29	0	0	0	0
SPR 1955	0	29	29	0	0	0	0
SUM 1955	0	29	29	0	0	0	0
WIN 1955	0	29	29	0	0	0	0
SPR 1956	0	29	29	0	0	0	0
SUM 1956	0	29	29	0	0	0	0
WIN 1956	0	29	29	0	0	0	0
SPR 1957	0	29	29	0	0	0	0
SUM 1957	0	29	29	0	0	0	0
WIN 1957	0	29	29	0	0	0	0
SPR 1958	0	29	29	0	0	0	0
SUM 1958	0	29	29	0	0	0	0

SUM 2015	0	52	52	0	0	0	0
WIN 2015	0	52	52	0	0	0	0
SPR 2016	0	52	52	0	0	0	0
SUM 2016	0	52	52	0	0	0	0
WIN 2016	0	52	52	0	0	0	0
SPR 2017	0	52	52	0	0	0	0
SUM 2017	0	52	52	0	0	0	0
WIN 2017	0	52	52	0	0	0	0
SPR 2018	0	52	52	0	0	0	0
SUM 2018	0	52	52	0	0	0	0
WIN 2018	0	52	52	0	0	0	0
SPR 2019	0	52	52	0	0	0	0
SUM 2019	0	52	52	0	0	0	0
WIN 2019	0	52	52	0	0	0	0
SPR 2020	52	0	52	0	0	0	0
SUM 2020	52	0	52	0	0	0	0
WIN 2020	52	0	52	0	0	0	0
SPR 2021	52	0	52	0	0	0	0
SUM 2021	52	0	52	0	0	0	0
WIN 2021	52	0	52	0	0	0	0
SPR 2022	0	52	52	0	0	0	0
SUM 2022	0	52	52	0	0	0	0
WIN 2022	0	52	52	0	0	0	0
SPR 2023	0	52	52	0	0	0	0
SUM 2023	0	52	52	0	0	0	0
WIN 2023	0	52	52	0	0	0	0
SPR 2024	0	52	52	0	0	0	0
SUM 2024	0	52	52	0	0	0	0
WIN 2024	0	52	52	0	0	0	0
SPR 2025	0	52	52	0	0	0	0
SUM 2025	0	52	52	0	0	0	0
WIN 2025	0	52	52	0	0	0	0
SPR 2026	0	52	52	0	0	0	0
SUM 2026	0	52	52	0	0	0	0
WIN 2026	0	52	52	0	0	0	0
SPR 2027	0	52	52	0	0	0	0
SUM 2027	0	52	52	0	0	0	0
WIN 2027	0	52	52	0	0	0	0









#### One-Way Analysis of Independent Transfers

##### New Water Right (GModel):

WR No.	Div. Rate (CFS)	Con. Vol (AFA)	No. of Tr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT	Model Node	Impact by Reach (AF/Trimester)											
								Ashton to Rexburg	Heise to Shelley	Shelley to Nr. Bickft.	Nr. Bickft. To Neeley	Neeley to Minidoka	Dev. Wm. To Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancrft.	
<b>Transfer 1: Proposed Steady State Impacts following Transfer</b>																			
777	777	275.6	68.9	1/1/1960	8526E-3	275.6	91.9	1.19	3.60	11.05	33.77	0.20	0.62	0.71	0.31	0.20	0.18	0.01	
777	777	275.6	68.9	1/1/1960	8526E-3	275.6	91.9	1.19	3.60	11.05	33.77	0.20	0.62	0.71	0.31	0.20	0.18	0.01	
<b>Transfer 1: Worst Case Transient State Impacts following Transfer</b>																			
777	777	275.6	68.9	1/1/1960	8526E-3	275.6	91.9	1.19	3.60	11.05	33.77	0.20	0.62	0.71	0.31	0.20	0.18	0.01	
777	777	275.6	68.9	1/1/1960	8526E-3	275.6	91.9	1.19	3.60	11.05	33.82	0.20	0.62	0.71	0.31	0.20	0.18	0.01	
Steady State Analysis								Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
								Mitigation Check 2 - > 2 AF/Tr:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
								Mitigation Check 3 - >10% of Total:	2.3%	7.0%	21.3%	65.1%	0.4%	1.2%	1.4%	0.6%	0.4%	0.3%	0.0%
								Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
								Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Transient State Analysis								Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.4%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
								Mitigation Check 2 - > 2.01 AF/Tr:	0.0	0.0	0.0	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
								Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
								Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.0	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Read Me



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](http://idwr.idaho.gov) • Email: [idwrinfo@idwr.idaho.gov](mailto:idwrinfo@idwr.idaho.gov)

BRAD LITTLE  
Governor

GARY SPACKMAN  
Director

July 14, 2020

JIM WILLIAMS  
206 S 1300 W  
PINGREE, ID 83262-1133

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK  
WATER RIGHT NO(S). 35-2324B, 35-7692, AGREEMENT 371**

Dear Renter:

Please find enclosed a receipt in the amount of **\$3,162.00** and a copy of a fully executed Water Supply Bank Rental Agreement of 160.0 acre-feet of water for irrigation of 40 acres. 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 \$2845.80 of the rental fee will be paid to the lessor(s) and 10% or \$316.20 will be retained by the Department to offset administrative costs.

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

Sincerely,

  
f Water Supply Bank

Enclosures: Receipt No. C108368  
Rental Agreement (copy)

c: Sascha Marston – Fiscal  
IDWR Eastern Regional Office  
State Water District No. 120  
Alan Jackson – Bingham Ground Water District





State of Idaho

**DEPARTMENT OF WATER RESOURCES**

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BRAD LITTLE  
Governor

GARY SPACKMAN  
Director

February 18, 2020

JIM WILLIAMS  
206 S 1300 W  
PINGREE, ID 83262-1133

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK  
WATER RIGHT NOS. 35-2324B, 35-7692, AGREEMENT 371**

**\*\*\*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.

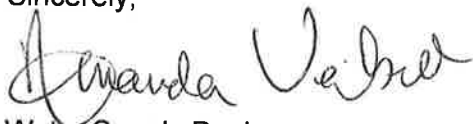
A rental fee of \$3,162.00 was calculated based on the current rental rate of \$20.00 per acre-foot times a diversion volume of 160 acre-feet.

**Please send a check for \$3,162.00** 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 \$2845.80 of the rental fee will be paid to the lessor(s) and 10% or \$316.20 will be retained by the Department to offset administrative costs.

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

Sincerely,

  
for Water Supply Bank

Enclosure

c: IDWR Front Desk  
Alan Jackson – Bingham Ground Water District

## Memorandum

**To:** Water Rights 35-2324B & 35-7629

**From:** Justin Ferguson

**Date:** January 29, 2020

**Re:** Water Supply Bank Rental Application 1461

**Purpose/Narrative:** The rental application was received September 9, 2019 to rent water for the irrigation of a potato farm. Per the information provided, canal water is available however the applicant stated that it is more beneficial to use groundwater through a pivot system to irrigate rather than handlines from the canal. The acreage requested by this rental is in response to an NOV received February 1, 2018 (No. E2018-1273) for unauthorized water use.

The rental is also in response to an NOV issued to Mr. Williams by IDWR for the irrigation of acreage not covered by a water right. It was determined that, while 38 acres were requested, 40 acres are being irrigated with Mr. Williams' pivot system. As such, the rental amount will be increased to 40 acres to avoid another NOV for unauthorized irrigation.

The groundwater well proposed for the rental location also authorizes diversion of water rights 35-2710 & 35-7223, which are used to irrigate the other three qq's of the SE quarter.

**Authority to File:** The application was submitted for Jim Williams by Alan Jackson, District Manager of the Bingham Ground Water District. Mr. Williams is the property owner for the acreage being covered by the rental. No concerns about the authority to file at this time.

**Water Right Validity/Forfeiture Evaluation:** The water rights requested are valid and currently in the bank for longer than the requested duration for this rental. There are no ground water rights appurtenant to the rental place of use, no concerns at this time.

**Injury Evaluation:** ESPA modeling was provided by the applicant as the rental place of use and rights being requested are both within the ESPA management area. No mitigation is required through this rental and no injury is apparent. No concerns at this time.

**Enlargement of Use:** Combined limit restrictions for the rights being requested will be enforced to prevent any possible enlargement. The water rights being used in conjunctions with the rental, 35-2710 & 35-7223, authorize per acre rates and volumes of 0.02 cfs/ac and 4.0 af/ac as do the rights being rented. No concerns at this time. Conditions will also be added to the contract in line with the proper management of ESPA resources.

**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 and IDWR Eastern Region comments were requested January 29, 2020.

**Water Supply Bank Evaluation:** Bank staff recommend the approval of this rental for Mr. Williams through 2021.



## Ferguson, Justin

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**From:** Ferguson, Justin  
**Sent:** Wednesday, January 29, 2020 8:08 AM  
**To:** Cefalo, James; Jordan, Blake  
**Subject:** WSB Rental - Jim Williams  
**Attachments:** Rental Map Williams 35-2324B, 35-7692.pdf; Draft Rental Agreement Williams.docx; Rental Review Memo.docx

Morning!

Attached are the rental map, memo, and agreement for Jim Williams through 2021. Please let me know if you have any comments or concerns, IDWR will assume you do not object to this application if a timely response is not received.

Thank you