

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT NO. 215

This is to certify that:

GEORGE KELLEY
PO BOX 25
ALBION, ID 83311

RECEIVED
JUN 15 2020
DEPARTMENT OF
WATER RESOURCES
RECEIVED
JUN 09 2020
DEPT OF WATER RESOURCES
SOUTHERN REGION

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)
45-13998	2/26/1970	GROUND WATER	0.93	119.8	0.0	∞	∞
45-14000	1/7/1975	GROUND WATER	0.48	61.0	0.0	∞	∞
Combined Limit Totals			1.04	180.8	0.0	∞	∞
Combined Rental Totals			1.04	180.8	0.0	∞	∞

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

Annual Rental Fee:

2018: \$3,616.00
2019: \$3,616.00
2020: \$3,616.00
2021: \$3,616.00
2022: \$3,616.00

SUPPORT DATA
IN FILE # 45-13998

The full fee for the rental of the above-described right(s) is \$3,616.00 per year for years 2018 - 2022. The rental fee includes an administrative fee of \$361.60 per year for years 2018 - 2022.

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	1.04	70.5	70.5	0.015	1.0
Combined Total	1.04	70.5	70.5	0.015	1.0

** The authorized water usage reflects a reduction from the water right elements rented, to account for an overall per-acre diversion volume of 1.0 af/ac.*

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK RENTAL AGREEMENT

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

6.9.2020
Date

George KELLEY
Printed Name

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 7-1-20

Rental approved by IDWR 

Date 7-1-20

WATER SUPPLY BANK RENTAL AGREEMENT No. 215

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENE Sec. 35, Twp 11S, Rge 24E, CASSIA County

Beneficial Use
IRRIGATION

Diversion Rate
1.04 CFS

Volume
180.8 AF

SEASON OF USE

Water Right No.	From	To
45-13998	4/1	10/31
45-14000	4/1	10/31

RENTERS PLACE OF USE: IRRIGATION

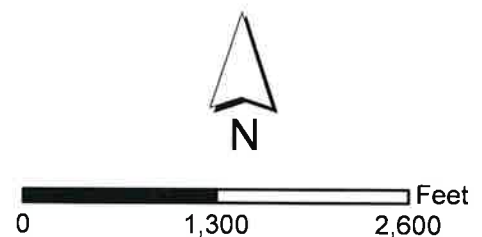
Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	24E	36									13.1		25.3	32.1					70.5

Total Acres: 70.5

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 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.
4. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
5. 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.
6. 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. This rental for mitigation by non use may be ineffective if the mitigating water right is not in priority.
7. Prior to the diversion and use of water under this rental, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point of diversion, in accordance with Department specifications.
8. The right holder shall maintain a lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
9. This right when combined with all other rights shall provide no more than 1.0 afa per acre at the field headgate for irrigation of the lands above.
10. 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. 140.

11. The renter must diligently pursue a permanent water right to provide for the uses authorized under this rental agreement.
12. The following rights will be diverted through point(s) of diversion described above: 45-4084 and 45-4236, 45-13998 and 45-14000.
13. This rental agreement does not authorize the construction of a well.





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

July 9, 2020

GEORGE KELLEY
PO BOX 25
ALBION, ID 83311

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 36-16458, 36-16460, 45-11969, 1-10443, 36-4179, AGREEMENT 454
& WATER RIGHT NOS. 45-13998, 45-14000, AMENDED AGREEMENT 215**

Dear Renter:

Please find enclosed a receipt in the amount of \$2,000.00 and a copy of a fully executed Water Supply Bank Rental Agreements 454 and 215. Upon receipt of this fully executed agreements, you are authorized to divert water in compliance with the conditions of water use described in the agreement.

A rental fee of \$17,628.00 was calculated for Rental Agreement 454 based on the current rental rate of \$20.00 per acre-foot times a diversion volume of 882 acre-feet. However, because you submitted a payment earlier this year for cancelled/curtailed agreement 168, only \$2,000.00 is needed at this time.

A rental fee of \$3,616.00 was calculated for Amended Rental Agreement 215 based on the current rental rate of \$20.00 per acre-foot times a diversion volume of 180.8 acre-feet. However, because you submitted a payment earlier this year for cancelled/curtailed agreement 168, no payment is necessary for this rental at this

Pursuant to the Water Supply Bank Rules for Agreement 454, 90% or \$1,800.00 of the rental fee will be paid to the lessor(s) and 10% or \$200.00 will be retained by the Department to offset administrative costs.

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

Sincerely,


Amanda Schenck-Vehill
Water Supply Bank

Enclosures: Receipt No. S037975
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR Southern Regional Office
State Water District No. 130 & 140
Jonas A. Reagan – Barker Rosholt & Simpson



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

June 6, 2020

GEORGE KELLEY
PO BOX 25
ALBION, ID 83311

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 36-16458, 36-16460, 45-11969, 1-10443, 36-4179, AGREEMENT 454
& WATER RIGHT NOS. 45-13998, 45-14000, AMENDED AGREEMENT 215**

*****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 \$17,628.00 was calculated for Rental Agreement 454 based on the current rental rate of \$20.00 per acre-foot times a diversion volume of 882 acre-feet. However, because you submitted a payment earlier this year for cancelled/curtailed agreement 168, only \$2,000.00 is needed at this time.


A rental fee of \$3,616.00 was calculated for Amended Rental Agreement 215 based on the current rental rate of \$20.00 per acre-foot times a diversion volume of 180.8 acre-feet. However, because you submitted a payment earlier this year for cancelled/curtailed agreement 168, no payment is necessary for this rental at this time.

Please send a check for \$2,000.00 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 for Agreement 454, 90% or \$1,800.00 of the rental fee will be paid to the lessor(s) and 10% or \$200.00 will be retained by the Department to offset administrative costs.

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

Sincerely,


for Water Supply Bank

Enclosure

c: IDWR Front Desk
Jonas A. Reagan – Barker Rosholt & Simpson

Buyer, Remington

From: Buyer, Remington
Sent: Friday, May 22, 2020 3:48 PM
To: 'adam@waterwellconsultants.com'; Erickson, Nathan
Subject: George Kelley WSB Rental Application 1736
Attachments: Draft Rental Agreement.docx; Rental Map George Kelley.pdf; Rental Review Memo_.docx

Adam, Nathan,

In light of the curtailment of water right 45-2746, George Kelley has requested to cancel rental agreement 168, and replace it with a new rental. Attached are my review memo, map and draft approval document for Mr. Kelley for 2020.

Based on the existence of water rights 45-4084 and 45-4236, and a possible irrigation of up to 70.5 acres under rental agreement 215, this rental is for an approval to irrigate an additional 220.5 acres. Because WMIS data from last year indicated Mr. Kelley irrigated as many as 348 acres with 314 af of water, an equivalent per-acre diversion volume of 0.9 afa/ac was used to establish a maximum diversion volume of 199 af under this rental. I also added a condition to this rental to affirm that overall irrigation use by Mr. Kelley under this rental, along with water rights 4084/4236 and rental agreement 215, is limited to no more than 4.09 cfs and 607.8 af for the irrigation of 348 acres.

On behalf of WD140 and IDWR Southern Region, I'd appreciate any comments, questions, or recommended edits you might have with respect to this draft rental approval.

Thanks,

Remington

From: Buyer, Remington
Sent: Thursday, June 4, 2020 1:59 PM
To: 'Jonas Reagan' <jreagan@idahowaters.com>
Subject: RE: Kelley Application

Jonas,

Thanks for confirming. We will update the agreements in an effort to provide them 1 afa/ac. We will email you as soon as the documents are ready for signature.

Remington.

From: Jonas Reagan [<mailto:jreagan@idahowaters.com>]
Sent: Thursday, June 4, 2020 1:57 PM
To: Buyer, Remington <Remington.Buyer@idwr.idaho.gov>
Subject: RE: Kelley Application

Hey Remington,

I just heard back, and the Kelley's would like 334 af if possible. If that would cause a delay in the processing of the application, then they will work with the 314 af. Ultimately they would prefer 1 afa/ac if they could get it. Please advise on the availability and timing.

Best,

*Jonas Reagan
Barker Rosholt & Simpson LLP
163 2nd Avenue West
P.O. Box 63
Twin Falls, Idaho 83303-0063
Office: (208) 733-0700
Fax: (208) 735-2444*

From: Buyer, Remington <Remington.Buyer@idwr.idaho.gov>
Sent: Thursday, June 4, 2020 1:01 PM
To: Jonas Reagan <jreagan@idahowaters.com>
Subject: RE: Kelley Application

Jonas,

We are almost ready to send out the new rental agreement for signature by the Kelleys. Our Water Rights Section recommended that we reissue an amended version of rental agreement 215 for the Kelleys to sign, to acknowledge that it will now authorize irrigation of 70.5 acres, not 45.2 acres, as is presently stated on the face of the agreement.

One final follow up with you: we've drafted both the new, and the amended rental agreement, to reflect a volume limit of 314 af, which is what the Kelleys diverted last year. The application you

submitted to us did not request a specific diversion volume for their new 2020 rental, so we've assumed the Kelleys will divert 314 af this year, similar to what they did last year. This will equate to a per-acre diversion volume of 0.9 afa/ac. In 2018, it appears they diverted 280 af, and their four year average diversion volume is 360.8 af. Please let us know immediately if the Kelleys are likely to require a diversion volume larger than 314 af or 0.9 afa/ac for their irrigation purposes in 2020.

Thanks,

Remington

From: Buyer, Remington
Sent: Wednesday, June 3, 2020 5:33 PM
To: 'Jonas Reagan' <jreagan@idahowaters.com>
Subject: RE: Kelley Application

Jonas,

I spoke with Cody Parker from our Water Rights Section today who is finalizing review of the rental. I believe he will have the review completed tomorrow and we should be able to provide the Kelley's with a draft rental agreement by Friday.

Please know, because the rental application did not request any diversion volume and a diversion rate of only 0.01 cfs, we have based our diversion rate and rental volume for the 2020 rental based on the per-acre diversion rate and volumes actually realized by the Kelleys in 2019 (0.009 cfs/ac and 0.9 afa/ac).

Remington

From: Jonas Reagan [<mailto:jreagan@idahowaters.com>]
Sent: Wednesday, June 3, 2020 4:56 PM
To: Buyer, Remington <Remington.Buyer@idwr.idaho.gov>
Subject: Kelley Application

Hey Remington,

Please provide an update on the processing and drafting of the new rental agreement for the Kelley.

Best,

*Jonas Reagan
Barker Rosholt & Simpson LLP
163 2nd Avenue West
P.O. Box 63
Twin Falls, Idaho 83303-0063
Office: (208) 733-0700
Fax: (208) 735-2444*

Memorandum

To: Water Supply Bank Rental Application 1736
From: Remington Buyer
Date: May 21, 2020
Re: Water Supply Bank Request for an Irrigation Rental Authorization for George Kelley

Purpose/Narrative: On May 19th, 2020, IDWR received from George Kelley, a request to cancel rental agreement 168 and an application for a new rental agreement for 2020, to replace rental agreement 168. The applications were submitted on Mr. Kelley's behalf by Jonas Reagan, the applicant's legal representative.

Mr. Kelley irrigates three center-pivot fields, approximately 346~348 acres in size, located on property owned by him, at a location approximately one mile northwest of Albion. A sum total of 243.5 acres were requested to be irrigated by the applicant, through rental application 1736. However, the map provided by the applicant indicates irrigation of as many as 348.0 acres might be intended on the applicant's property. The difference between the IDWR's 346.0 acre irrigation observation and the applicant's 348.0 acre irrigation request are outlined in the table below, and this rental will be specific to 348 acres requested by the applicant, as follows:

Field	IDWR Observations	Applicant's Request	Difference
North Field	111.0	106.0	-5.0
Center Field	119.0	119.0	0.0
Southern Field	116.0	123.0	+7.0
Totals	346.0	348.0	2.0

Mr. Kelley is authorized to irrigate 57.0 acres with ground water diverted under water rights 45-4084 and 45-4236. These two water rights are located within a 1,350.6 acre permissible place of use (PPU). A review of 2019 satellite imagery indicates as many as 346~348 acres may have been irrigated during 2019 (though not all acres were irrigated simultaneously). On average, it appears approximately 209 acres were irrigated monthly, and as few as 141 acres, and as many as 260 acres may have been irrigated during different months of the year. Water Management Information System (WMIS) data for 2019 indicates approximately 313.8 af was diverted, which equates to approximately 0.9 afa/ac for the entire farm. See Appendix A of this memo for imagery and diversion volume data associated with observed irrigation during 2019.

In addition to his two water rights, Mr. Kelley was authorized to irrigate additional acres under approved rental agreements 168 and 215.

Rental agreement 215 authorizes irrigation of up to 45.2 acres at a per-acre diversion volume of 4.0 afa/ac. The basis for the irrigation authorization under agreement 215 is a rental of water rights 45-13998 and 45-14000. These two rights authorize a diversions and use of ground water for commercial and stockwater (dairy) purposes, though they originate from parent irrigation water rights 45-7047A and 45-7221A. Transfer 72692 converted parts of the irrigation consumptive use for portions of water rights 45-7047A and 7221A, to stock and commercial water uses for 45-13998 and 14000. Prior to Transfer 72692, the portions of water rights 13998 and 14000 converted to stock/commercial use authorized the irrigation of 70.5 acres. As such, although rental agreement 215 was established to authorize irrigation of 45.2 acres, irrigation use under agreement 215 could be increased up to 70.5 acres, without causing enlargement in the rented water rights.

Rental agreement 168 was based solely on a rental of water right 45-2746, which became subject to curtailment due on May 13, 2020 (IDWR CM-DC-2011-004 "Rangen" Curtailment Order for Water Rights 36-2551 and 36-7694). In light of the curtailment of water use under rental agreement 168, Mr. Kelley has opted to cancel rental agreement 168, and to replace it with a new rental agreement, which is the subject of this review memo.

Subtracting 57.0 acres (under water rights 45-4084 and 4236) and 45.2 acres (under rental agreement 215) from 346 acres observed irrigated during 2019 leaves a remaining balance of 243.8 acres that would need to be covered by a rental. This 243.8 acre sum is almost exactly what the applicant requested on rental application 1736 and it is assumed that this is how the applicant calculated their 2020 irrigation acre needs.

A review of Water Management Information System (WMIS) data indicates the Kelleys have diverted between 280 and 458 af in recent years. On June 4, 2020, the Kelleys confirmed they desired a diversion volume of 334 af for this year.

Water right backfile information indicates that the ground water pump in the well proposed for this rental is limited to a maximum diversion rate of 1.34 cfs. Based on the minimum, average and maximum number of acres observed as irrigated monthly during 2019, it is assumed that the per-acre diversion rates for irrigation in 2020 might be as high as 0.01 cfs/ac (1.34 cfs / 141 ac) or as low as 0.005 cfs/ac (1.34 cfs / 260 ac), with an average monthly diversion rate of 0.006 cfs/ac (1.34 cfs / 209 ac). As such, irrigation by Mr. Kelley of 348 acres, at a maximum diversion rate of 1.34 cfs and a maximum diversion volume of 334 af, would require a rental authorization of 0.20 cfs, 106.0 af and 291 acres, to augment water rights 45-4084 and 4236 as follows:

Water Rights	Use	Div. Rate	Vol.	Acres	Rate/AC	Vol/AC
45-4084	Irrigation	0.540	108	27	0.020	4.0
45-4236	Irrigation	0.600	120	30	0.020	4.0
	Irrigation	1.140	228	57	0.020	4.0
2020 irrigation presumed:		1.340	334.0	348.0	0.006	1.0
2020 rental required:		0.200	106.0	291.0	0.001	0.4

Based on a maximum diversion rate of 1.34 cfs, and a maximum per-acre diversion rate and volume of 0.01 cfs/ac and 1.0 afa/ac, it is reasonable for rental agreement 215 to authorize up to 70.5 acres of irrigation, as the diversion rate and volume rented on agreement 215 still exceeds the low irrigation uses of Mr. Kelley (and an amended rental agreement 215 will be issued to the Kelleys with this rental approval). Accordingly, a new rental agreement for irrigation of additional 220.5 acres can be authorized through a rental of water rights 36-4179, 36-16458/16460, 45-13998/14000 and 45-11969, as follows:

Rentals Proposed for 2020						
WSB ID	Water Right	Div. Rate	Volume	Acres	Rate/Acre	Vol/Acre
rental 168:	45-2746	0.000	0.0	0.0	0.000	0.0
rental 215:	45-13998/14000	1.040	180.8	70.5	0.015	2.6
contract 567:	36-4179	0.810	523.5	130.9	0.006	4.0
contract 183:	45-11969	0.860	258.3	64.6	0.013	4.0
contract 853:	36-16458/16460	0.245	99.6	25.0	0.010	4.0
		2.955	1062.2	291.0	0.010	3.7

Authority to File: The point of diversion and place of use for this rental are located on lands owned by the applicant. No concerns about authority to file.

Water Right Validity/Forfeiture Evaluation: The water rights proposed to be rented are valid.

Injury Evaluation: Mr. Kelley's rental proposes a diversion of ground water from an aquifer that is tributary to the Snake River and Eastern Snake River Plain Aquifer (ESPA). As such, it is possible to rent ESPA water rights to him. The ESPA transfer tool was used to model the impact of transferring the above listed water right volumes to Mr. Kelley's rental location. Because a significant volume of water is rented, but actual

diversion volumes under the rental are assumed to remain low, at 86 af, no injury to the Snake River is envisioned through this rental.

Enlargement of Use: Because ground water right 45-11969 is combined with 1-10443, a portion of 1-10443 will also be rented on this agreement, however it will provide no additional rate, volume, or irrigable acres. Water right 36-4179 is a fully consumptive industrial water right, and the full rate and volume can be applied to this rental for irrigation purposes.

A total of 1.915 cfs, 881.4 af and 220.5 acres are being rented from water rights 36-4179, 45-11969/1-10443 and 36-16458/36-16460. Rental agreement 215 and the applicant's water rights (45-4084/4236) already authorize a diversion of 2.18 cfs and 408.8 af for the irrigation of up to 127.5 acres. In keeping with a maximum per-acre diversion rate of 0.01 cfs/ac and a maximum per acre diversion volume of 0.9 afa/ac, to avoid enlargement in water use, this rental will be limited to a diversion rate of 1.915 cfs and 199 af for the irrigation of 220.5 acres.

Local Public Interest: Staff have no information to suggest this rental is contrary to local public interests.

Beneficial Use/Conservation of Water Resources: Irrigation is a beneficial use. The low duty of water associated with this rental is conducive to a conservation of ground water resources.

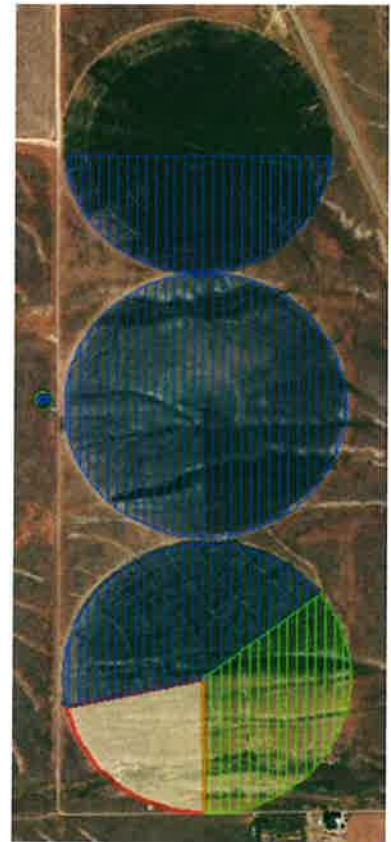
Because the low duty of water proposed to be used for irrigation in association with this rental allows for increased irrigation under rented water rights 45-13998 and 45-14000 without inducing enlargement, an additional 25.3 acres can be irrigated under rental agreement 215 on the southern field, leaving a balance of 52.5 acres of the southern field that will be authorized for irrigation specifically under this rental. The 119.0 acre central field will be authorized for irrigation under this rental, along with 49.0 acres of the northern field. The remaining 57.0 acres that will be irrigated on the northern field will be authorized under the applicant's water rights.

The 220.5 acres being irrigated specifically under this rental are delineated in blue in the image to the right while the 45.2 and 25.3 irrigable acres authorized under rental agreement 215 are delineated in green and yellow, respectively.

Department/Watermaster Comments: Watermaster and IDWR southern regional office comments were requested on May 22, 2020

Water Supply Bank Evaluation: A rental fee of \$17,628.00 was calculated for this agreement, based on a rental of 881.4 af of water. In recognition that a rental payment of \$15,628 was already receipted from the applicant for a 2020 irrigation under rental agreement 168 (Receipt ID C108290), the balance of payment owed for this rental is calculated to be: \$2,000.

Bank staff recommend the approval of this application for a single year.



Appendix A – Irrigation During 2019



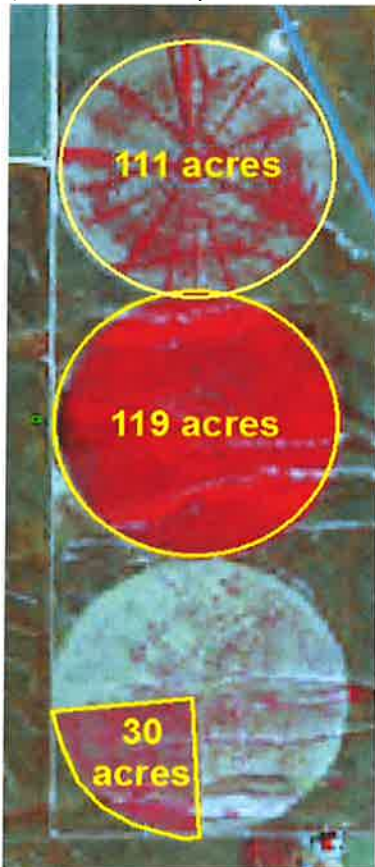
2017 Satellite Image
(Date Unknown)



June 5th, 2019



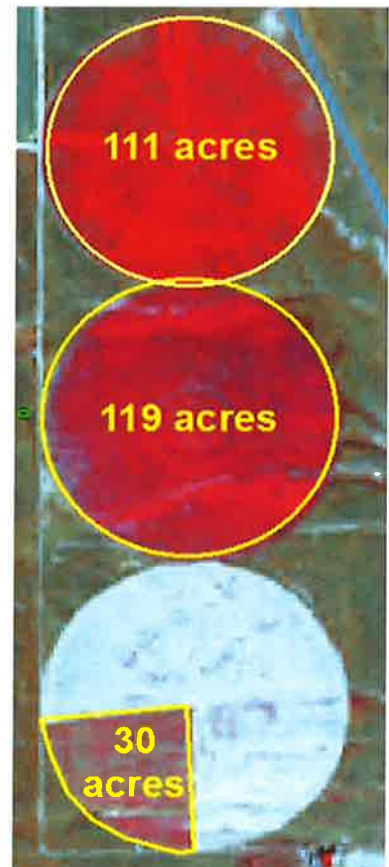
June 28th, 2019



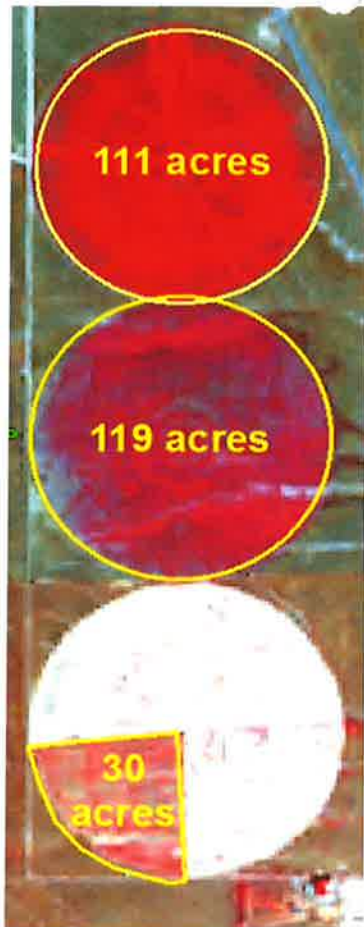
August 12th, 2020



August 17th – 24th, 2020



August 27th, 2020



September 1st, 2020



September 26th, 2020



September 26th, 2020 – Sum of all irrigated acres

Water Use	Volume	Acres	Acres Irrigated Monthly					
			June	July	August	September	Average	Median
North field		111.0	111	111	111	111		
Center Field		119.0			119			
Southern Field		116.0	97	116	30	30		
sub total		346.0	208	227	260	141	209	218
WMIS Data:	313.8							
AFA/AC:		0.9					1.5	1.4

Recent WMIS Water Use

Year	Volume
2019	313.80 AF
2018	280.30 AF
2017	391.00 AF
2016	458.00 AF
Average	360.78 AF



**Barker Rosholt
& Simpson LLP**

Jonas A. Reagan

EMAIL: jreagan@idahowaters.com

PHONE: 208.733.0700

WEB: idahowaters.com

Twin Falls

163 Second Ave. West

P.O. Box 63

Twin Falls, Idaho 83301

p. 208.733.0700

f. 208.735.2444

RECEIVED
MAY 20 2020
Attorneys
John A. Rosholt
Albert P. Barker
John K. Simpson
DEPARTMENT OF
WATER RESOURCES
Travis L. Thompson
Scott A. Magnuson
Jonas A. Reagan

May 19, 2020

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

Re: George Kelley Application to Rent Water from the Board's Water Supply Bank

To Whom It May Concern,

Enclosed, please find the original signed Application to Rent Water from the Board's Water Supply Bank. The attached map demonstrates the proposed place of use for the rental as outside the lined-area, but within the red outline.

Let this letter simultaneously serve as an official request to cancel Water Supply Bank Rental Agreement 168, and in lieu of reimbursement for monies paid pursuant thereto, apply the amount already provided for Rental Agreement 168 for the 2020 irrigation season toward the new rental that will be approved this year as requested herein.

Should you have any questions, please call me at (208) 733-0700.

Thank you,


Jonas A. Reagan

Enclosures

JAR/jn