

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**WATER SUPPLY BANK RENTAL AGREEMENT No. 283**

This is to certify that:

EAST VALLEY CATTLE LLC  
471 N 300 W  
JEROME, ID 83338-5078

**RECEIVED**  
**APR 08 2019**  
DEPARTMENT OF  
WATER RESOURCES

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

**Summary of Water Rights or Portions Rented from the Bank**

Water Right No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate Per Acre (CFS/AC)	Volume Per Acre (AF/AC)
43-2347	9/7/1950	GROUND WATER	1.960	532.00	134.00	0.015	3.97
43-2413	9/21/1954	GROUND WATER	1.800	360.00	90.00	0.020	4.00
<b>Combined Rental Totals</b>			<b>3.760</b>	<b>892.00</b>	<b>224.00</b>	<b>0.017</b>	<b>3.98</b>

**Term of Rental:** This rental agreement shall take effect when all parties have signed it and shall continue in effect until December 31, 2019. 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 2019, whichever occurs last.

**Annual Rental Fee:**

2019: \$17,840.00

The full fee for the rental of the above-described right(s) is \$17,840.00 for 2019. The rental fee includes an administrative fee of \$1,784.00 for 2019.

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	3.600	818.2	204.9	0.017	4.0
<b>Combined Total</b>	<b>3.600</b>	<b>818.2</b>	<b>204.9</b>	<b>0.017</b>	<b>4.0</b>

\* The authorized water usage reflects a reduction from the water right elements rented, to account for the combined limits of the renter's irrigation water rights portfolio at the rental place of use.

Detailed water right conditions are attached.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**WATER SUPPLY BANK RENTAL AGREEMENT No. 283**

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

April 5, 2019  
\_\_\_\_\_  
Date

William J. Millenkamp  
\_\_\_\_\_  
Printed Name

Manager  
\_\_\_\_\_  
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 4/24/2019

Rental approved by IDWR   
\_\_\_\_\_

Date 4-24-2019

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**WATER SUPPLY BANK RENTAL AGREEMENT No. 283**

**WATER USE DETAILS**

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

GROUND WATER	NESW	Sec. 35, Twp 10S, Rge 27E,	CASSIA County
GROUND WATER	SWSE	Sec. 35, Twp 10S, Rge 27E,	CASSIA County
GROUND WATER	NESE	Sec. 3, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	NESE	Sec. 9, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	NENE	Sec. 10, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	NWSE	Sec. 13, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	NESE	Sec. 14, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SENW	Sec. 15, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SESW	Sec. 15, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SESE	Sec. 15, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SWSW	Sec. 16, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SESE	Sec. 16, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SENW	Sec. 22, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SESW	Sec. 22, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SESE	Sec. 22, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SENE	Sec. 26, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SENW	Sec. 26, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SESW	Sec. 26, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SESE	Sec. 26, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	NENE	Sec. 34, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SENE	Sec. 34, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SENW	Sec. 34, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SESW	Sec. 34, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SENE	Sec. 35, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SENW	Sec. 35, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SESE	Sec. 35, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	SESE	Sec. 36, Twp 11S, Rge 27E,	CASSIA County
GROUND WATER	2SWNW	Sec. 31, Twp 11S, Rge 28E,	CASSIA County
GROUND WATER	SENE	Sec. 1, Twp 12S, Rge 27E,	CASSIA County
GROUND WATER	SENE	Sec. 2, Twp 12S, Rge 27E,	CASSIA County
GROUND WATER	SENE	Sec. 4, Twp 12S, Rge 27E,	CASSIA County
GROUND WATER	1NENE	Sec. 6, Twp 12S, Rge 28E,	CASSIA County

**BENEFICIAL USE**

IRRIGATION

**DIVERSION RATE**

3.50 CFS

**VOLUME**

818.20 AF

**SEASON OF USE**

<b>Water Right No.</b>	<b>From</b>	<b>To</b>
43-2413	3/15	11/15
43-2347	3/15	11/15

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**WATER SUPPLY BANK RENTAL AGREEMENT No. 283**

**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	
10S	27E	36					25.0	25.0	26.0	26.9	25.0	25.0	26.0	26.0					204.9

Total Acres: 204.9

**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. Use of water under this rental 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. 143.
10. 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 lands above.
11. The following rights are diverted through point(s) of diversion described above for East Farm: 43-4060D, 43-4063D, 43-10787, 43-10795, 43-12923, 43-2321B, 43-2574B, 43-2576B, 43-4012B, 43-4012C, 43-4012D, 43-4013B, 43-4015B, 43-10045, 43-10046, 43-13301, 43-13303, 43-13305, 43-13458, 43-13460, 43-13462, 43-2317C, 43-2339C, 43-2423C, 43-2467C, 43-2510C, 43-4002C, 43-10019, 43-2317E, 43-2339E, 43-2423E, 43-2467E, 43-2510E, 43-4002E, 43-12933, 43-2574E, 43-2576E, 43-4014A, 43-4014B, 43-13405, 43-13490, 43-13492, 43-13494, 43-13496, 43-13498, 43-13500, 43-13502, 43-13504, 43-13506, 43-13508, 43-13510, 43-2313D, 43-2340, 43-2343, 43-2345, 43-2364, 43-2365, 43-10366, 43-2339F, 43-2423F, 43-2317F, 43-2320B, 43-2467F, 43-2510F, 43-4002F, 43-2320A, 43-10365, 43-13491, 43-13493, 43-13497, 43-13499, 43-13501, 43-13503, 43-13505, 43-13507, 43-13509, 43-13511, 43-13449, 43-13451, 43-13453, 43-13455, 43-13457, 43-13459, 43-13461, 43-13463 and 43-13763.
12. When combined with the above listed water rights, this rental authorizes a maximum combined diversion rate of 113.7 cfs and 26,086.7 afa for the irrigation of 6,532.8 acres within a 9,204 acre permissible place of use.
13. When combined with the above listed water rights, this rental authorizes a maximum combined diversion rate of 118.3 cfs and 27,869.5 afa for irrigation and commercial/stock water uses on East Farm.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**WATER SUPPLY BANK RENTAL AGREEMENT No. 283**

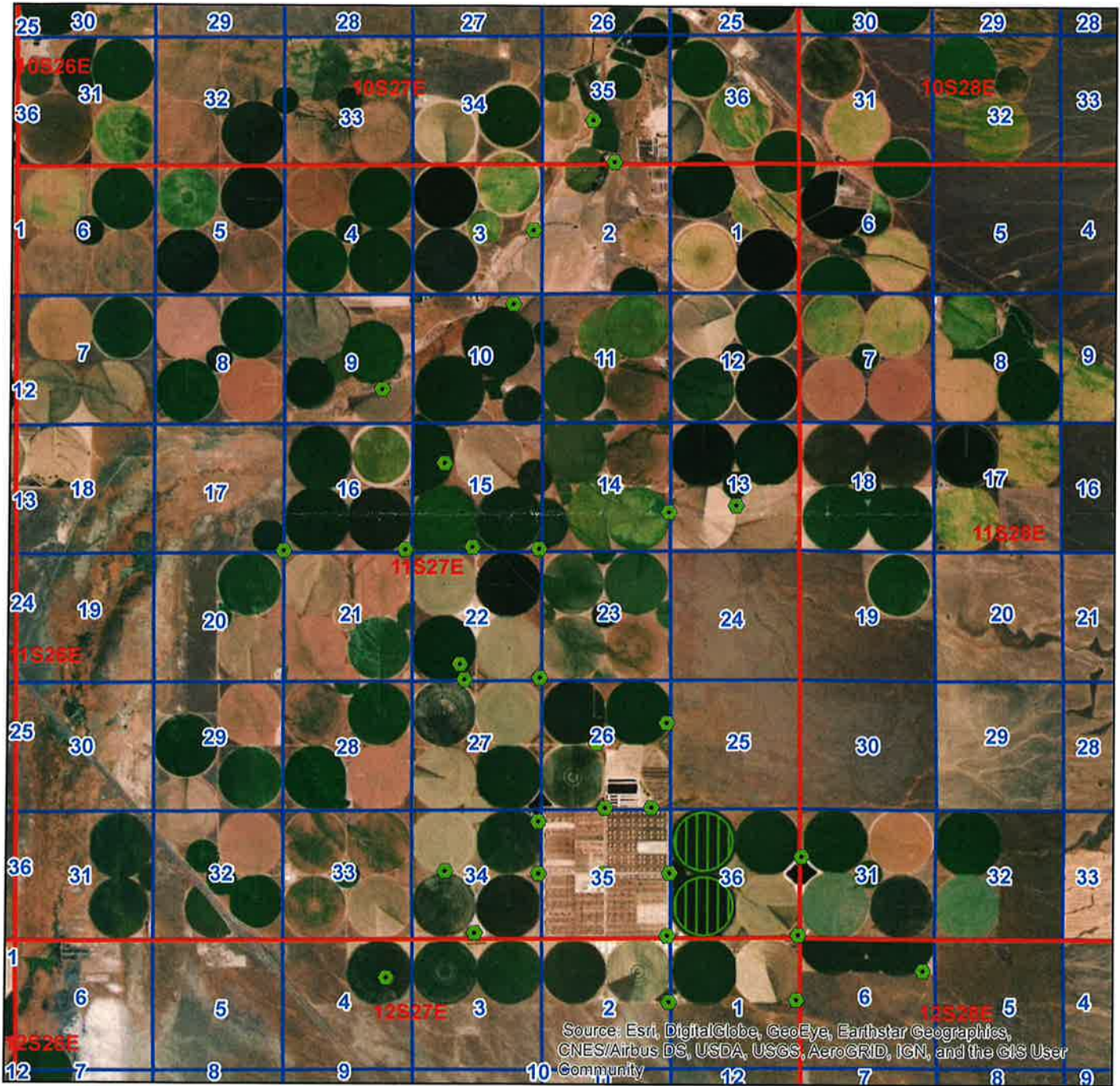
14. Renter shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
15. The period of use for the irrigation described in this approval may be extended to an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 06-28-2002.





# Idaho Water Resource Board


## Attachment to Water Supply Bank Rental Agreement No. 283

Effective until December 31, 2019

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

 Feet  
0 2,500



STATE OF IDAHO  
WATER RESOURCE BOARD

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

RECEIVED  
JUL 18 2018  
DEPARTMENT OF  
WATER RESOURCES

Applicant Name: East Valley Cattle

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	
	<input checked="" type="checkbox"/>	Completed <i>Application to Rent Water from the Board's Water Supply Bank</i>
	<input checked="" type="checkbox"/>	Confirmation that this form has been printed single sided, per requirement of the Water Supply Bank
Attachment	N/A	Yes
2	<input checked="" type="checkbox"/>	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	<input type="checkbox"/>	<input checked="" type="checkbox"/> Detailed information on a proposed use of rental water
3F	<input checked="" type="checkbox"/>	<input type="checkbox"/> Authorization from the owner/operator of the rental point(s) of diversion
3H	<input checked="" type="checkbox"/>	<input type="checkbox"/> Water modeling to account for the impacts of the rental request
3J	<input checked="" type="checkbox"/>	<input type="checkbox"/> Documents justifying a rate of flow greater than 0.02 cfs/acre
3K	<input checked="" type="checkbox"/>	<input type="checkbox"/> Authorization from the owner/operator of the property at the proposed rental place(s) of use
4B	<input type="checkbox"/>	<input checked="" type="checkbox"/> Explanation of how the rental water will sufficiently accomplish your rental purposes
4C	<input type="checkbox"/>	<input checked="" type="checkbox"/> Explanation of consumptive use amounts for water rights experiencing a change in nature of use

Department Use Only – Proposed Water Right(s)
43-2347
43-2413

1129

**STATE OF IDAHO  
WATER RESOURCE BOARD**

**Application to Rent Water (Continued)**

**1. CONTACT INFORMATION**

A. Applicant East Valley Cattle LLC

Mailing Address 471 N 300 W Jerome, Idaho 83338

Street City State Zip Code

Email Address \_\_\_\_\_ Phone Number 208-324-2350

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 Greg Sullivan Professional Title Engineer

Organization Brockway Engineering Relationship to Applicant Consultant

Mailing Address 2016 North Washington St Ste 4 Twin Falls, Idaho 83301

Email Address greg.sullivan@brockwayeng.com Phone Number 208-736-8543

**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**:

Water right was converted from irrigation water to S/C by Transfer 80639 in 2017. The S/C water is not needed for 2018. The water right owner would like to rent 52.5 acres back for irrigation during the 2018 irrigation season.

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)
3.76 CFS	892.1 AF	3.76 CFS	892.1 AF	224 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?	
4/15/2019	7/30/2019	<input checked="" type="checkbox"/> 1	<input 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):  
Existing PODs, mainlines and delivery system.

---



---

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
See Exhibit A	Ground Water	43-2423C et al.

*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 224 (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:

43-2423C et al. Additional water is need to cover areas that are not currently covered by an active irrigation water right.

---

**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)
43-2347	Irrigation	2.0	544	137		1.96	532	134
43-2413	Irrigation	1.8	360	90		1.8	360	90
<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>	3.76	892.1	224
						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**:  
N/A

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:  
Water was rented from 43-2347 and 43-2413 during the 2018 irrigation season. No additional water rights have been identified to be purchased at this time.

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  
None

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

Greg Sullivan  
Limited Power of Attorney  
Printed Name of Applicant

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Representative

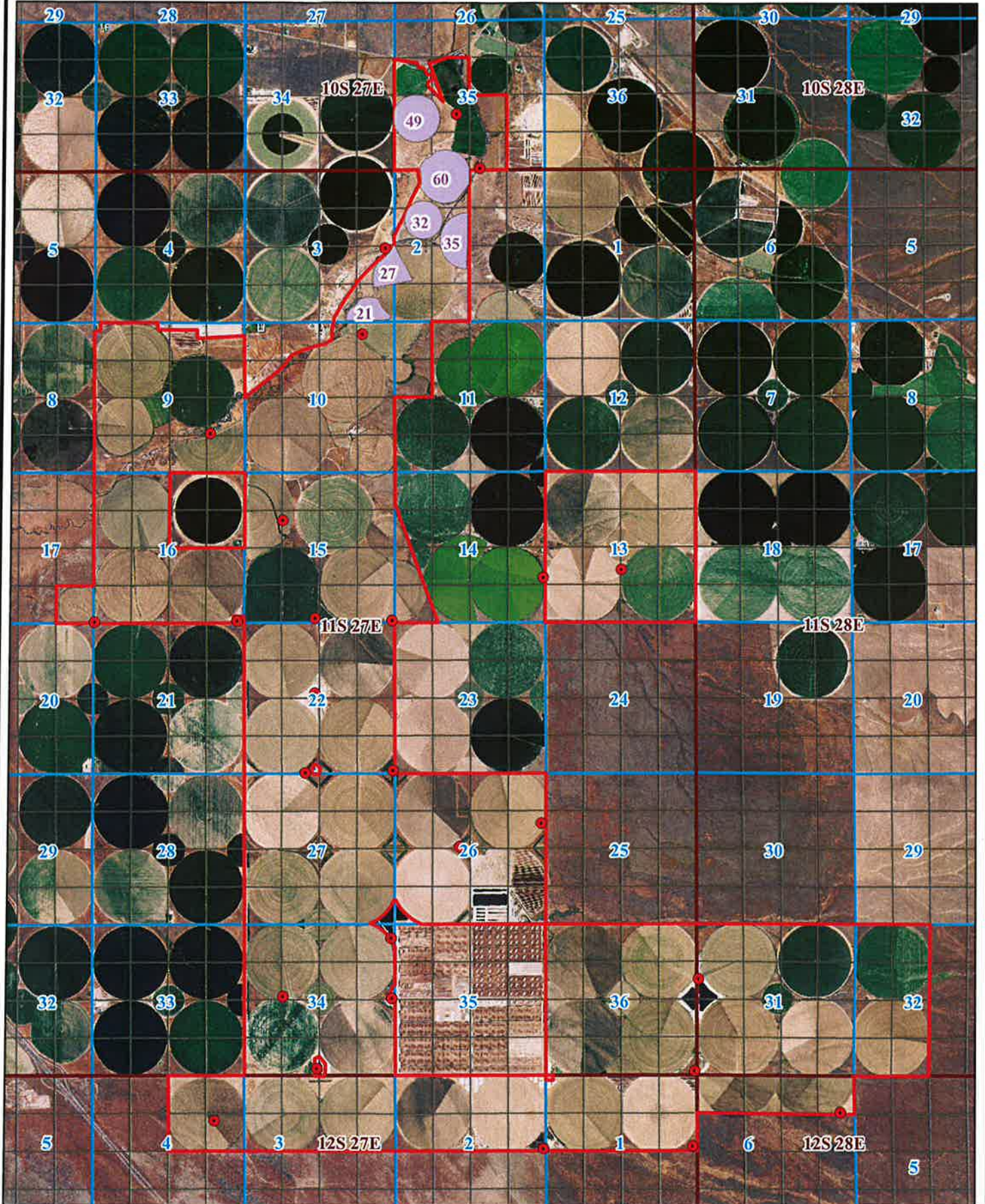
\_\_\_\_\_  
Printed Name of Representative

\_\_\_\_\_  
Date

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

Exhibit A  
Points of Diversion

	NEW ?	Lot	¼	¼	¼	Sec.	Township	Range	County	Source
1	No		SE	NE	SW	35	10S	27E	Cassia County	Groundwater
2	No		SW	SW	SE	35	10S	27E	Cassia County	Groundwater
3	No		NE	NE	SE	3	11S	27E	Cassia County	Groundwater
4	No		SW	NE	SE	9	11S	27E	Cassia County	Groundwater
5	No		NW	NE	NE	10	11S	27E	Cassia County	Groundwater
6	No		SW	NW	SE	13	11S	27E	Cassia County	Groundwater
7	No		SE	NE	SE	14	11S	27E	Cassia County	Groundwater
8	No		NW	SE	NW	15	11S	27E	Cassia County	Groundwater
9	No		SE	SE	SW	15	11S	27E	Cassia County	Groundwater
10	No		SE	SE	SE	15	11S	27E	Cassia County	Groundwater
11	No		SW	SW	SW	16	11S	27E	Cassia County	Groundwater
12	No		SE	SE	SE	16	11S	27E	Cassia County	Groundwater
13	No		SE	SE	NW	22	11S	27E	Cassia County	Groundwater
14	No		SE	SE	SW	22	11S	27E	Cassia County	Groundwater
15	No		SE	SE	SE	22	11S	27E	Cassia County	Groundwater
16	No		NE	SE	NE	26	11S	27E	Cassia County	Groundwater
17	No		SE	SE	NW	26	11S	27E	Cassia County	Groundwater
18	No		SE	SE	SW	26	11S	27E	Cassia County	Groundwater
19	No		SW	SE	SE	26	11S	27E	Cassia County	Groundwater
20	No		NE	NE	NE	34	11S	27E	Cassia County	Groundwater
21	No		SE	SE	NE	34	11S	27E	Cassia County	Groundwater
22	No		SW	SE	NW	34	11S	27E	Cassia County	Groundwater
23	No		SE	SE	SW	34	11S	27E	Cassia County	Groundwater
24	No		SE	SE	NE	35	11S	27E	Cassia County	Groundwater
25	No		SE	SE	NW	35	11S	27E	Cassia County	Groundwater
26	No		SE	SE	SE	35	11S	27E	Cassia County	Groundwater
27	No		SE	SE	SE	36	11S	27E	Cassia County	Groundwater
28	No	2	NW	SW	NW	31	11S	28E	Cassia County	Groundwater
29	No		SE	SE	NE	1	12S	27E	Cassia County	Groundwater
30	No		SE	SE	NE	2	12S	27E	Cassia County	Groundwater
31	No		NW	SE	NE	4	12S	27E	Cassia County	Groundwater
32	No	1	SE	NE	NE	6	12S	28E	Cassia County	Groundwater

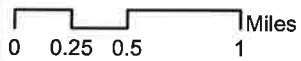


**EAST VALLEY CATTLE LLC**

224.0 ACRE RENTAL 2019  
NAIP 2017 AERIAL

**Legend**

- IRRIGATION PPU
- Points\_of\_Diversion
- ▭ 2019\_Rental







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

April 24, 2019

EAST VALLEY CATTLE LLC  
471 N 300 W  
JEROME ID 83338-5078

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK  
WATER RIGHT NOS. 43-2347 and 43-2413, AGREEMENT 283**

Dear Renter:

Please find enclosed a receipt in the amount of **\$17,840.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 892.0 acre-feet of water for irrigation of 204.9 acres during 2019. 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 \$16,056.00 of the rental fee will be paid to the lessor(s) and 10% or \$1,784.00 will be retained by the Department to offset administrative costs.

If you have any questions, please contact this office at (208) 287-4800.

Sincerely,

A handwritten signature in black ink, appearing to read 'Gary Spackman', is written over a circular stamp. The stamp contains the text 'Water Supply Bank' and a small logo to the left.

Enclosures: Receipt No. C106536  
Rental Agreement (copy)

c: Sascha Marston – Fiscal  
Corey Skinner – IDWR Southern Regional Office  
Nathan Erickson – State Water District No. 143  
Greg Sullivan – Brockway Engineering  
Cherie Palmer - IDWR Compliance Bureau



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

April 2, 2019

EAST VALLEY CATTLE LLC  
471 N 300 W  
JEROME ID

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK  
WATER RIGHT NOS. 43-2347 and 43-2413, AGREEMENT 283**

**\*\*\*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 \$17,840.00 was calculated based on the current rental rate of \$20.00 per acre-foot times a diversion volume of 892.0 acre-feet.

**Please send a check for \$17,840.00** 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 \$16,065.00 of the rental fee will be paid to the lessor(s) and 10% or \$1,784.00 will be retained by the Department to offset administrative costs.

If you have any questions, please contact this office at (208) 287-4800.

Sincerely,

  
& Water Supply Bank

Enclosure

c: IDWR Front Desk  
Greg Sullivan – Brockway Engineering  
Cherie Palmer - IDWR

## Buyer, Remington

---

**From:** Greg Sullivan <greg.sullivan@brockwayeng.com>  
**Sent:** Friday, March 29, 2019 7:46 AM  
**To:** Buyer, Remington  
**Subject:** East Valley Cattle  
**Attachments:** 2019\_Rental\_2.0.dbf; 2019\_Rental\_2.0.prj; 2019\_Rental\_2.0.sbn; 2019\_Rental\_2.0.sbx; 2019\_Rental\_2.0.shp; 2019\_Rental\_2.0.shx

Remington,

See the attached shape file for 204.9 acres. The location of that this shape identifies was picked because I know for sure these pivots will not be affected by the curtailment acres that this farm has to dry up in 2019.

Greg Sullivan  
Brockway Engineering  
2016 North Washington Street, Suite 4  
Twin Falls, Idaho 83301  
208-736-8543

*All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.*



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

March 12, 2019

EAST VALLEY CATTLE LLC  
471 N 300 W  
JEROME ID 83338-5078

**RE: REQUEST FOR RETURN OF SIGNED RENTAL AGREEMENT 283 AND PAYMENT FOR WATER RIGHTS 43-2347 and 43-2413**

**\*\*\*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 12, 2019. 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 \$17,840.00 within ten (10) days** of this letter to complete processing. Diversion and use of the water rights 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 rights 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 287-4800.

Sincerely,

for Water Supply Bank

c: Greg Sullivan – Brockway Engineering



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

February 12, 2019

EAST VALLEY CATTLE LLC  
471 N 300 W  
JEROME ID 83338-5078

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK  
WATER RIGHT NOS. 43-2347 and 43-2413, AGREEMENT 283

\*\*\*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 \$17,840.00 was calculated based on the current rental rate of \$20.00 per acre-foot times a diversion volume of 892.0 acre-feet.

**Please send a check for \$17,840.00** 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 \$16,056.00 of the rental fee will be paid to the lessor(s) and 10% or \$1,784.00 will be retained by the Department to offset administrative costs.

If you have any questions, please contact this office at (208) 287-4800.

Sincerely,

  
for Water Supply Bank

Enclosure

c: IDWR Front Desk  
Greg Sullivan – Brockway Engineering  
Cherie Palmer – IDWR Compliance Bureau

## Memorandum

**To:** Application 1129

**From:** Remington Buyer

**Date:** January 3, 2019

**Re:** Water Supply Bank Rental Application 1129

**Purpose/Narrative:** On July 18, 2018, IDWR received a 2019 irrigation rental application (#1129) from East Valley Cattle (EVC), submitted through their representative Greg Sullivan of Brockway Engineering.

EVC is renting water from the Water Supply Bank because they desire to irrigate more acres than is presently possible under their available water right portfolio. EVC holds 73 irrigation water rights that authorize irrigation of 8,068.7 acres, split between two farms, the 967.1 acre "Buck Farm" and 7,101.6 acre "East Farm." Presently, six irrigation water rights are associated with a specific 967.1 acres on the Buck Farm, while 67 irrigation water rights authorize irrigation of 7,101.6 acres within a 9,204 acre permissible place of use at the East Farm. A large commercial dairy is also operated within the 9,204 acre East Farm, for which EVC holds 20 commercial/stock ground water rights.

Rental application 1129 is effectively a continuation of 2018 irrigation rental agreements numbers 242 and 244 for EVC, which both expired in 2018. Through agreements 242 and 244, EVC was authorized to irrigate an additional 231 acres on the larger East Farm and 54 acres of their smaller Buck Farm. It is noteworthy that condition 13 of rental agreement 242 calculated EVC's irrigation limit on the East Farm at 7,381.6 acres (7,150.6 acres under EVC's already available water rights, plus 73 additional acres under agreement 242 and 158 additional acres under agreement 244), which is 49 acres more than the current 7,101.6 acre limit.

EVC's farms are located within the Raft River Critical Ground Water Area (CGWA), which is subject to a 2016 expansion acre irrigation water right curtailment order of the Director of Water Resources. The curtailment order has now come fully into effect and EVC's expansion acre irrigation water rights (43-10019, 43-10365, 43-10366, 43-12923, 43-12933 and 43-13405) are no longer authorized to be used on the East Farm.

Collectively, as decreed, these expansion acre water rights authorize irrigation of 773.7 acres and it has been recommended that a full reduction of 773.7 acres should be accomplished on the East Farm in 2019. It appears that additive and deductive combined limit amounts associated with expansion acre water rights 43-10365 and 43-10366 do not require an absolute irrigation acre reduction under these rights; though these two rights additively authorize expansion irrigation of 47.7 acres, when combined with fourteen other irrigation water rights, these two rights appear to only contribute an additional 13.5 acres of irrigation to an overall authorized maximum irrigation of 918.1 acres. (See Attachment 1 of this memo for a list of all 67 irrigation water rights held by EVC at the East Farm, along with overall irrigation combined limits for all 67 water rights, as well as the overall combined limits for 61 irrigation water rights that are not expansion acre water rights.) However, it has been recommended that a full reduction of 773.7 acres is required on the East Farm during 2019, which allows for irrigation of 6,327.9 acres.

Rental application 1129 was submitted in July 2018 and requested an authorization to irrigate an additional 244 acres of the East Farm, through a rental of water rights 43-2347 and 43-2413, which are leased to the Bank through 2019. Application 1129 includes a map which indicates the 224 acres are to be located at the northern edge of the East Farm in Townships 10 and 11 South, Range 27 East.

**Authority to File:** Greg Sullivan of Brockway Engineering has included with application 1129 a limited power of attorney document signed by Bill Millenkamp (owner of East Valley Cattle LLC). No concerns about authority to file.

**Water Right Validity/Forfeiture Evaluation:** The water rights authorized to be rented are leased to the Bank and the water rights to be supplemented are active. No concerns about water right validity.

**Injury Evaluation:** The ground water points of diversion for both the leased water rights and the rental location are situated in the RRCGWA. No injury is anticipated under this rental.

**Enlargement of Use:** The nature of this 2019 rental being for irrigation purposes, through the diversion of ground water from within the boundaries of a CGWA, it is useful to reflect on 2018 diversion volumes and irrigation uses at the East Farm, to ensure no enlargement occurred with respect to the already appurtenant water rights.

Per the 2018 lease contract for water right 43-13763, commercial/stock water diversions in 2018 were limited to 1,766.6 acre feet, and (as mentioned previously) irrigation diversion volumes were calculated as limited to 25,646.5 acre feet, for a total annual diversion volume limit of 27,413.1 acre feet. Rental agreements 242, 244, 252 and 263 authorized an additional diversion volume of 1,059 acre feet, which resulted in a maximum 2018 diversion volume of 28,472.1 acre feet. A review of WMIS data for 2018 confirms that 17,455 acre feet of volume was diverted from the East Farm ground water wells during 2018, which is well below the already authorized volumes available to EVC under their water right portfolio.

Furthermore, a review of Sentinel satellite imagery from 2018 reveals EVC irrigated approximately 7,163 acres during 2018, which is 12.4 acres more than their 2018 authorized limit of 7,150.6 acres, but approximately 218 acres less than their additional authorized limit of 7,381.6 acres (through rentals 242 and 244). Thus, it appears no enlargement occurred the EVC water rights already associated with their East Farm, and it is presumed no enlargement should occur under a 2019 rental at the same place of use.

Sentinel satellite imagery also confirms that leased water rights 43-2347 and 43-2413 were not used for irrigation during 2018. Water right 43-2413 authorizes irrigation at a rate of 0.02 cfs/acre and 4.0 af/acre, while water right 43-2347 has a reduced per-acre diversion rate of 0.015 cfs/acre. Factoring in the required curtailment of expansion acre water rights, EVC is authorized to divert 110.15 cfs and 25,268.5 af for the irrigation of 6,327.9 acres, which provides for 0.017 cfs/acre and 4.0 af/acre and combined limit conditions on the rental of water rights 43-2347 and 43-2413 should prevent enlargement.

EVC's irrigation of approximately 7,163 acres during 2019 is 835.1 acres more than the 6,327.9 acres they are authorized to irrigate in 2019. As such, to ensure no enlargement occurs in the water rights being rented, nor to EVC's available irrigation water rights portfolio, a rental condition should be imposed to limit EVC to a maximum diversion of 113.7 cfs and 26,086.7 af, for irrigation of a maximum of 6,532.8 acres during 2019, which is calculated in Table 1.

	<b>Div. Rate</b>	<b>Div. Vol</b>	<b>Acres</b>	<b>Rate/AC</b>	<b>Vol/AC</b>
WR Portfolio	110.15	25,268.5	6,327.9	0.017	4.0
<b>Leased water rights (available to be rented)</b>					
43-2347	2.0	544.0	137.0	0.015	4.0
43-2413	1.8	360.0	90.0	0.020	4.0
<b>Rented water rights (as conditioned)</b>					
43-2347	2.0	458.8	114.9	0.017	4.0
43-2413	1.6	359.4	90.0	0.017	4.0
<b>Totals</b>	<b>113.7</b>	<b>26,086.7</b>	<b>6,532.8</b>	<b>0.017</b>	<b>4.0</b>

**Table 1 – Water Right Rental Enlargement Reductions**

**Local Public Interest:** Because this rental involves ground water from CGWA, controlled management of ground water is important to meeting local public interests and it would be contrary to local public interests to permit a rental use of water that results in over diversions of ground water. Presently, EVC can divert 25,268.5 af of ground water annually for irrigation use, and an additional 1,782.8 af for commercial/stock water use, for a total maximum diversion volume 27,051.3 acre feet. Provided EVC diverts no more than 26,086.7 acre feet of water for irrigation purposes, and no more than 27,869.5 af overall for all water use purposes, this rental is consistent with local public interests.

**Beneficial Use/Conservation of Water Resources:** Irrigation is a recognized beneficial use and this rental appears consistent with beneficial use and water conservation practices.

**Department/Watermaster Comments:** IDWR Southern Region staff and Water District 143 Watermaster Nathan Erikson will be consulted for comments on this rental.

**Water Supply Bank Evaluation:** The rental application identified 240 acres that are to be satisfied by this rental request, however, it appears only 204.9 additional acres can be irrigated with water rights 43-2347 and 43-2413. As such, the rental place of use should be reduced by 10 acres and the applicant should be contacted to identify the location of the reduced acres.

Once the reduced acres are identified, and subject to favorable Water District and Regional Office comments, it is recommended this rental be approved.

## Attachment 1 – East Valley Cattle Irrigation Water Rights and Combined Limits

1	5	7	20	26	43-4012B	7/1/1952	IRRIGATION	3.8	1848	485	7100.9	GROUND WATER	
1	5	7	20	26	43-4012C	6/1/1963	IRRIGATION	1.8	92	485	7100.9	GROUND WATER	
1	5	7	20	26	43-4012D	6/1/1954	IRRIGATION	1.4		485	7100.9	GROUND WATER	
1							IRRIGATION	7	1940	485		4	
2	5	7	20	26	43-10345	4/1/1906	IRRIGATION	3.8		320	7100.9	RAFT RIVER	
2	5	7	20	26	43-10046	4/1/1909	IRRIGATION	2.1		320	7100.9	RAFT RIVER	
2							IRRIGATION	5.9	0	320		0	
3	5	7	20	26	43-4015B	9/26/1953	IRRIGATION	0.6		313	7100.9	GROUND WATER	
3	5	7	20	26	43-2321B	9/24/1948	IRRIGATION	5.66		313	7100.9	GROUND WATER	
3							IRRIGATION	6.26	1252	313		4	
4	5	7	20	26	43-2574B	7/19/1963	IRRIGATION	9.71		906	7100.9	GROUND WATER	
4	5	7	20	26	43-2576B	3/24/1964	IRRIGATION	6.47		906	7100.9	GROUND WATER	
4							IRRIGATION	16.18	3624	906		4	
5	7		20	26	43-4013B	6/15/1963	IRRIGATION	8.55	1772	443	7100.9	GROUND WATER	
5							IRRIGATION	37.99	8588	2147		4	
6	7		20	26	43-13303	11/27/1957	IRRIGATION	0.28	124.5	43.2	7100.9	GROUND WATER	
6	7		20	26	43-13305	11/30/1957	IRRIGATION	0.44	712.8	43.2	7100.9	GROUND WATER	
6							IRRIGATION	1.04	172.8	43.2		4	
7			20	26	43-13301	5/29/1950	IRRIGATION	0.34	79.2	19.8	7100.9	GROUND WATER	
7							IRRIGATION	39.03	8840	2210		4	
8	9		20	26	43-10737	1/31/1952	IRRIGATION	1.94	823.5	496	7100.9	GROUND WATER	
8	9		20	26	43-10705	5/1/1957	IRRIGATION	2.58	1095.1	496	7100.9	GROUND WATER	
8	9		20	26	43-4263D	4/6/1964	IRRIGATION	0.33	140.1	496	7100.9	GROUND WATER	
8	9		20	26	43-4263D	5/1/1955	IRRIGATION	0.85	350.8	496	7100.9	GROUND WATER	
8							IRRIGATION	5.7	1984	496		4.0	
9			20	26	43-12923	6/30/1985	IRRIGATION	0.28		26	7100.9	GROUND WATER	
9							IRRIGATION	5.98	1984	522		3.8	
10	12		19	20	26	43-13458	1/9/1959	IRRIGATION	1.7	381.3	95.3	7100.9	GROUND WATER
10	12		19	20	26	43-13460	2/24/1956	IRRIGATION	0.74	153.6	38.4	7100.9	GROUND WATER
10	12		19	20	26	43-13462	12/14/1965	IRRIGATION	3.01	106.4	37.4	7100.9	GROUND WATER
10							IRRIGATION	5.45	641.3	171.1			
11	12		19	20	26	43-2317C	8/14/1948	IRRIGATION	0.99	483.1	120.8	7100.9	GROUND WATER
11	12		19	20	26	43-2339C	2/27/1950	IRRIGATION	2.39	1166.2	291.6	7100.9	GROUND WATER
11	12		19	20	26	43-2423C	3/1/1955	IRRIGATION	1.63	795.3	198.8	7100.9	GROUND WATER
11	12		19	20	26	43-2467C	12/23/1958	IRRIGATION	1.77	31.4	7.8	7100.9	GROUND WATER
11	12		19	20	26	43-2510C	6/18/1961	IRRIGATION	1.25		0	7100.9	GROUND WATER
11	12		19	20	26	43-4002C	7/1/1963	IRRIGATION	1.67		0	7100.9	GROUND WATER
11	12		19	20	26	43-10019	6/30/1985	IRRIGATION	3.66		466.4	7100.9	GROUND WATER
11							IRRIGATION	9.7	2476	1085.4			
12							IRRIGATION	15.15	3117.3	1256.5		4.0	
13	19	20		26	43-2317E	8/14/1948	IRRIGATION	0.87	424.5	106.1	7100.9	GROUND WATER	
13	19	20		26	43-2339E	2/27/1950	IRRIGATION	2.09	1019.8	255	7100.9	GROUND WATER	
13	19	20		26	43-2423E	3/1/1955	IRRIGATION	1.43	697.8	174.4	7100.9	GROUND WATER	
13	19	20		26	43-2467E	12/23/1958	IRRIGATION	1.54	87.9	22	7100.9	GROUND WATER	
13	19	20		26	43-2510E	6/18/1961	IRRIGATION	1.1		0	7100.9	GROUND WATER	
13	19	20		26	43-4002E	7/1/1963	IRRIGATION	1.47		0	7100.9	GROUND WATER	
13	19	20		26	43-12933	6/30/1985	IRRIGATION	0.02		1.5	7100.9	GROUND WATER	
13							IRRIGATION	8.5	2230	559			
14	16	19	20	26	43-2574E	7/19/1963	IRRIGATION	2	628	157	7100.9	GROUND WATER	
14	16	19	20	26	43-2576E	3/24/1964	IRRIGATION	1.14		157	7100.9	GROUND WATER	
14							IRRIGATION	3.14	628	157			
15	16	19	20	26	43-4014A	7/1/1952	IRRIGATION	0.72	351.3	104	7100.9	GROUND WATER	
15	16	19	20	26	43-4014B	6/1/1954	IRRIGATION	0.98	64.7	104	7100.9	GROUND WATER	
15							IRRIGATION	1.7	416	104			
16							IRRIGATION	4.84	1044	261			
17	18	19	20	26	43-13492	2/27/1950	IRRIGATION	1.11	324.3	102.6	7100.9	GROUND WATER	
17	18	19	20	26	43-13498	3/1/1955	IRRIGATION	0.77	86.1	102.6	7100.9	GROUND WATER	
17							IRRIGATION	1.88	410.4	102.6			
18	19	20		26	43-13494	3/2/1950	IRRIGATION	7.59	1494.4	372.1	7100.9	GROUND WATER	
18	19	20		26	43-13496	2/27/1950	IRRIGATION	2.62	515.6	128.9	7100.9	GROUND WATER	
18	19	20		26	43-13498	8/14/1948	IRRIGATION	0.47	102.8	25.7	7100.9	GROUND WATER	
18	19	20		26	43-13500	12/23/1958	IRRIGATION	0.62	292	50.5	7100.9	GROUND WATER	
18	19	20		26	43-13502	12/24/1965	IRRIGATION	2.83	438.4	107.1	7100.9	GROUND WATER	
18	19	20		26	43-13504	1/12/1961	IRRIGATION	2.62	515.6	128.9	7100.9	GROUND WATER	
18	19	20		26	43-13506	6/18/1961	IRRIGATION	0.57	101.6	25.9	7100.9	GROUND WATER	
18	19	20		26	43-13508	7/1/1963	IRRIGATION	0.77	202.4	50.6	7100.9	GROUND WATER	
18	19	20		26	43-13510	3/15/1962	IRRIGATION	2.04	602.4	150.6	7100.9	GROUND WATER	
18	19	20		26	43-13405	6/30/1985	IRRIGATION	2.83		232.1	7100.9	GROUND WATER	
18							IRRIGATION	22.34	4571.6	1375			
19							IRRIGATION	50.83	10962.9	3451.5		3.2	
20							IRRIGATION	95.6	21785.9	6183.5	0.015	3.5	
21	25	26		43-2313D	6/19/1948	IRRIGATION	0.5	160	40	7100.9	GROUND WATER		
21	25	26		43-2340	3/20/1950	IRRIGATION	1.6	320	80	7100.9	GROUND WATER		
21	25	26		43-2343	4/28/1950	IRRIGATION	2.89	640	160	7100.9	GROUND WATER		
21	25	26		43-2345	5/2/1950	IRRIGATION	1.6	320	80	7100.9	GROUND WATER		
21	25	26		43-2364	7/9/1951	IRRIGATION	1.3	260	65	7100.9	GROUND WATER		
21	25	26		43-2365	7/27/1951	IRRIGATION	1.4	320	80	7100.9	GROUND WATER		
21	25	26		43-10366	6/30/1985	IRRIGATION	0.14		9.7	7100.9	GROUND WATER		
21							IRRIGATION	9.29	2020	514.7		3.9	
22	23	25	26	43-2339F	2/27/1950	IRRIGATION	0.32	135.2	34.2	7100.9	GROUND WATER		
22	23	25	26	43-2423F	3/1/1955	IRRIGATION	0.22	92.9	34.2	7100.9	GROUND WATER		
22							IRRIGATION	0.54	136.8	34.2		4.0	
23	25	26		43-2317F	8/14/1948	IRRIGATION	0.13	34.4	8.6	7100.9	GROUND WATER		
23	25	26		43-2320B	9/10/1948	IRRIGATION	0.58	163.6	40.9	7100.9	GROUND WATER		
23	25	26		43-2467F	12/23/1958	IRRIGATION	0.24	67.6	16.9	7100.9	GROUND WATER		
23	25	26		43-2510F	6/18/1961	IRRIGATION	0.17	34.8	8.7	7100.9	GROUND WATER		
23	25	26		43-4002F	7/1/1963	IRRIGATION	0.22	68.4	17.1	7100.9	GROUND WATER		
23							IRRIGATION	1.88	505.6	126.4		4.0	
24	25	26		43-2320A	9/10/1948	IRRIGATION	3.42	956	239	7100.9	GROUND WATER		
24	25	26		43-10365	6/30/1985	IRRIGATION	0.47		38	7100.9	GROUND WATER		
24							IRRIGATION	3.42	956	277		3.5	
25							IRRIGATION	14.59	3481.6	918.1		3.8	
26							IRRIGATION	110.15	25268.5	7101.6		3.6	

Irrigation combined limits for EVC's six expansion acre irrigation water rights:

Stack	Enlargement WR	Water Right Limit OR Combined Limit	Rate	Vol	Acres
9	43-12923		0.28	0	26
9		Authorized	5.98	1984	522
9		Possible with curtailment	5.70	1984	496
9		Difference (Reduction)	0.28	0	26
11	43-10019		3.66	0	466.4
11		Authorized	9.70	2476	1085.4
11		Possible with curtailment	9.70	2476	619
11		Difference (Reduction)	0.00	0	466.4
12	43-10019. Stack 11 is within stack 12				
12		Authorized	51.15	3117.3	1256.5
12		Possible with curtailment	15.15	3117.3	790.1
12		Difference (Reduction)	0.00	0	466.4
13	43-12933		0.02	0	1.5
13		Authorized	8.50	2230	559
13		Possible with curtailment	8.50	2230	557.5
13		Difference (Reduction)	0.00	0	1.5
18	43-13405		2.83	0	232.1
18		Authorized	22.34	4571.6	1375
18		Possible with curtailment	22.34	4571.6	1142.9
18		Difference (Reduction)	0.00	0	232.1
19	43-10019, 43-12933, 43-13405. Stack 19 includes stack 11 (within stack 12) and stack 13 and stack 18				
19		Authorized	50.83	10962.9	3451.5
19		Possible with curtailment	50.83	10962.9	2751.5
19		Difference (Reduction)	0.00	0	700.0
20	43-12923, 43-10019, 43-12933, 43-13405. Stack 20 includes stack 19 and stack 9				
20		Authorized	95.6	21786.9	6183.5
20		Possible w/ curtailment	95.56	21786.9	5457.5
20		Difference (Reduction)	0.04	0	726.0
21	43-10366		0.14	0	9.7
21		Authorized	9.29	2020	514.7
21		Possible w/ curtailment	9.29	2020	505
21		Difference (Reduction)	0.00	0	9.7
24	43-10365		0.47	0	38
24		Authorized	3.42	956	277
24		Possible w/ curtailment	3.42	956	239
24		Difference (Reduction)	0.00	0	38
25	43-10365 and 43-10366. Stack 25 includes stacks 21 and 24				
25		Authorized	14.59	3481.6	918.1
25		Possible w/ curtailment	14.59	3481.6	904.6
25		Difference (Reduction)	0.00	0	13.5

26	43-12923, 43-10019, 43-12933, 43-13405, 43-10365 and 43-10366. Stack 26 includes stacks 20 & 25			
26	Authorized	110.15	25268.5	7101.6
26	Possible w/ curtailment	110.15	25268.5	6362.1
26	Difference (Reduction)	0.00	0	739.5

RECEIVED  
JUL 18 2018  
DEPARTMENT OF  
WATER RESOURCES



**BROCKWAY**  
ENGINEERING  
P.L.L.C.

Hydraulics

Hydrology

Water Resources

July 16, 2018

Remington Buyer  
Idaho Water Supply Bank  
Idaho Department of Water Resources  
P.O. Box 83720  
Boise, ID 83720-0098

Re: East Valley Cattle

Dear Mr. Buyer:

East Valley Cattle is submitting a rental application for 224 acres for the 2019 irrigation season. It is proposed to rent 224.0 acres from water rights 43-2347 and 43-2413. Both of these water rights are leased into the Water Supply Bank until 12/31/2019.

Please copy our office on all correspondence regarding this application.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Bill Millenkamp, Mike Creamer  
Enc: Rental Application, Aerial Maps, Limited Power of Attorney

CHARLES E.  
BROCKWAY,  
PH.D., P.E.

CHARLES G.  
BROCKWAY,  
PH.D., P.E.

2016 NORTH  
WASHINGTON  
STREET • SUITE 4

TWIN FALLS,  
IDAHO 83301

208•736•8543

FAX: 736•8506