

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT NO. 211

This is to certify that:

DEBORAH MC KILLOP
227 E 100 N
BLACKFOOT, ID 83221

RECEIVED

FEB 12 2018

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)
35-13340	11/13/1972	GROUND WATER	0.038	7.20	1.80	0.021	3.94
35-13362	11/13/1972	GROUND WATER	0.004	0.80	0.20	0.020	4.50
Combined Limit Totals			0.04	8.00	2.00	0.021	4.00
Combined Rental Totals			0.04	8.00	2.00	0.021	4.00

Term of Rental: This rental shall take effect when all parties have signed it and shall continue in effect until December 31, 2018.

Annual Rental Fee:

2018: \$160.00

The full fee for the rental of the above-described right(s) is \$160.00 for 2018. The rental fee includes an administrative fee of \$16.00 for 2018.

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

Detailed water right conditions are attached.

SUPPORT DATA

IN FILE # 35-13340

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK RENTAL AGREEMENT NO. 211

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:

Deborah McKillop
Signature of Renter

2-7-18
Date

Deborah McKillop
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
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

Date 2/12/2018

Rental approved by IDWR By Water

Date 2-12-2018

WATER SUPPLY BANK RENTAL AGREEMENT NO. 211

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENW Sec. 33, Twp 02S, Rge 36E, BINGHAM County

Beneficial Use **Diversion Rate** **Volume**
IRRIGATION 0.04 CFS 8.00 AF

SEASON OF USE

Water Right No.	From	To
35-13340	4/1	11/1
35-13362	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	
02S	36E	33					2.0												2.0

Total Acres: 2.0

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. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
8. This rental agreement does not authorize the construction of a well.
9. 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.
10. Use of water under this right 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.
11. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER SUPPLY BANK RENTAL AGREEMENT NO. 211

WATER USE DETAILS

12. Right No. 35-13362 is based upon an enlargement of Right No. 35-13340 pursuant to Section 42-1426, Idaho Code.
13. Right No. 35-13362 is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.



Idaho Water Resource Board
Water Supply Bank Rental Agreement No. 211

Effective until December 31, 2018

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
-  Townships
-  PLS Sections
-  Quarter Quarters



0  Miles
0.05

JAN 12 2018

DEPARTMENT OF
WATER RESOURCESAPPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANKApplicant Name: Debbie McKillop

Is this application being submitted with a lease application as a lease/rental package?

Yes ☐ No ☒

If yes, specify companion water rights in Section 4

This application must be completed according to the minimum requirement checklist below. This checklist is part of the rental application and must be included with the rental application. **Applications that do not meet the minimum requirements will not be placed in the processing queue and may be returned until all minimum requirements have been met.**

Rental applications should be submitted well in advance of the desired start date for the use of rental water. Rental applications may be processed as early as November 1 of the year prior to the intended use of rental water. Any rental application received on or before November 1 for use in the next year will be assigned a received date of November 1. Rental applications submitted more than one year in advance of the proposed start date for the use of rental water will not be accepted and will be returned to applicants. Rental applications may be returned to applicants if the desired start date for the use of rental water cannot be accommodated by the Water Supply Bank. Rental requests will not be accepted once the rental season of use period has concluded.

One rental application per beneficial use of water. For multiple beneficial uses of water, separate rental requests should be submitted for each unique beneficial use of water. One rental application can be submitted if you propose to rent water from multiple sources.

For additional instructions on completing a rental application, visit the Bank's website at http://idwr.idaho.gov/water_supply_bank.

MINIMUM REQUIREMENT CHECKLIST

Check All Items as Either Attached (Yes) or Not Applicable (N/A)

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

Department Use Only – Proposed Water Right(s)

35-13340

35-13362

985

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Deborah M. McKillop

Mailing Address 227 E. 100 N. Blackfoot ID 83221

Street City State Zip Code

Email Address dmmckillop61@yahoo.com Phone Number (208) 680-9247

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 Jason C. Helms, P.E.

Professional Title _____

Organization JCH Engineering & Consulting, PLLC

Relationship to Applicant Consultant

Mailing Address 6755 N. Albert Lane Idaho Falls, ID 83401

Email Address jasoncivil@alumni.nd.edu Phone Number (208) 308-2109

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**:

Irrigation of 2 acre pasture within Bingham County parcel RP0444408 (TWP. 2S, RNG. 36E, Section 33 NENW)

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)
0.04 CFS	8.0 AF	0.038 CFS	8.0 AF	2.0 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?	
4/1/2018	6/1/2018	☐ 1	☐ 2	☐ 3	☐ 4	☒ 5	☒ Process application as soon as possible	☐ Return application to applicant

* The number of years permissible for a rental is subject to the lease contract duration for the water right(s) being rented.

** Per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right. Water Supply Bank rental applicants are not authorized to utilize rental water prior to the execution of an approved rental agreement. Rental requests may be returned to applicants if no water is available from the Bank to fulfill a rental request.

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

- D. Describe your water distribution system and how rental water will be delivered from the point(s) of diversion (POD) to the proposed place of use (POU):

Existing well, pump & mainline to hand set sprinklers.

- 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
Irrigation well	ground water	domestic exemption for 1/2 acre

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 2.0 (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:

no other water rights apart from standard exemption for domestic in-house, stock and 1/2 acre of irrigation around home.

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)
35-13340	irrigation	0.47	88.8	22.2		0.038	7.1	1.8
35-13362		0.05	11.2	2.8		0.004	0.9	0.2
<i>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</i>					TOTAL	0.038	8.0	2.0
						CFS	AF	AC

**Attach multiple copies of this page if space above is insufficient to list all water rights requested to be rented on this application.*

B. If water right conditions, combined limits, or the sum of all water right elements being requested provide an unconventional duty of water (e.g., an unusually low rate per acre or volume per acre for irrigation use), explain how your proposed rental will sufficiently accomplish your intended purposes. Attach a separate page if space is insufficient and label it **Attachment 4B**:

C. Does your rental request propose to change the nature of use for any water right(s) being rented?

Yes ☐ No ☒

If yes, explain how the water right(s) will be converted to new uses. Include the historic, consumptive use amounts for the water right being rented if you have it, as well as the new consumptive use amount for your proposed beneficial use. If space below is insufficient, attach a separate page and label it **Attachment 4C**:

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

5. ADDITIONAL INFORMATION

- A. Is this the first time that rental water is being requested for this purpose at the rental place of use? Yes ☒ No ☐
If no, list previous rental requests/agreements and explain why you have not secured a permanent water right for your needs:

- B. Have you or do you intend to submit an application for permit or transfer proposing a similar use as this rental? Yes ☐ No ☒
If yes, describe:

- C. Was this rental application submitted in response to a Notice of Violation (NOV) or a pending NOV? Yes ☒ No ☐
If yes, describe the date and location of the NOV.

Letter received from IDWR requesting water be secured for use at this proposed place of use. This effort is made to comply and authorize legal irrigation.

- D. Additional Information

DECLARATION

I hereby assert that the information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval. I understand that if this rental application is approved, it will be subject to the provisions of Section 42-1766, Idaho Code and all applicable state and federal laws. I understand that the submission of a rental application provides no guarantee for approval of a rental agreement. I also understand that, per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right and that I am not authorized to utilize water as proposed in this application prior to the execution of an approved rental agreement.

Deborah McKillop
Signature of Applicant

Deborah McKillop
Printed Name of Applicant

1-3-18
Date

Signature of Representative

Printed Name of Representative

Date

Mail to:

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

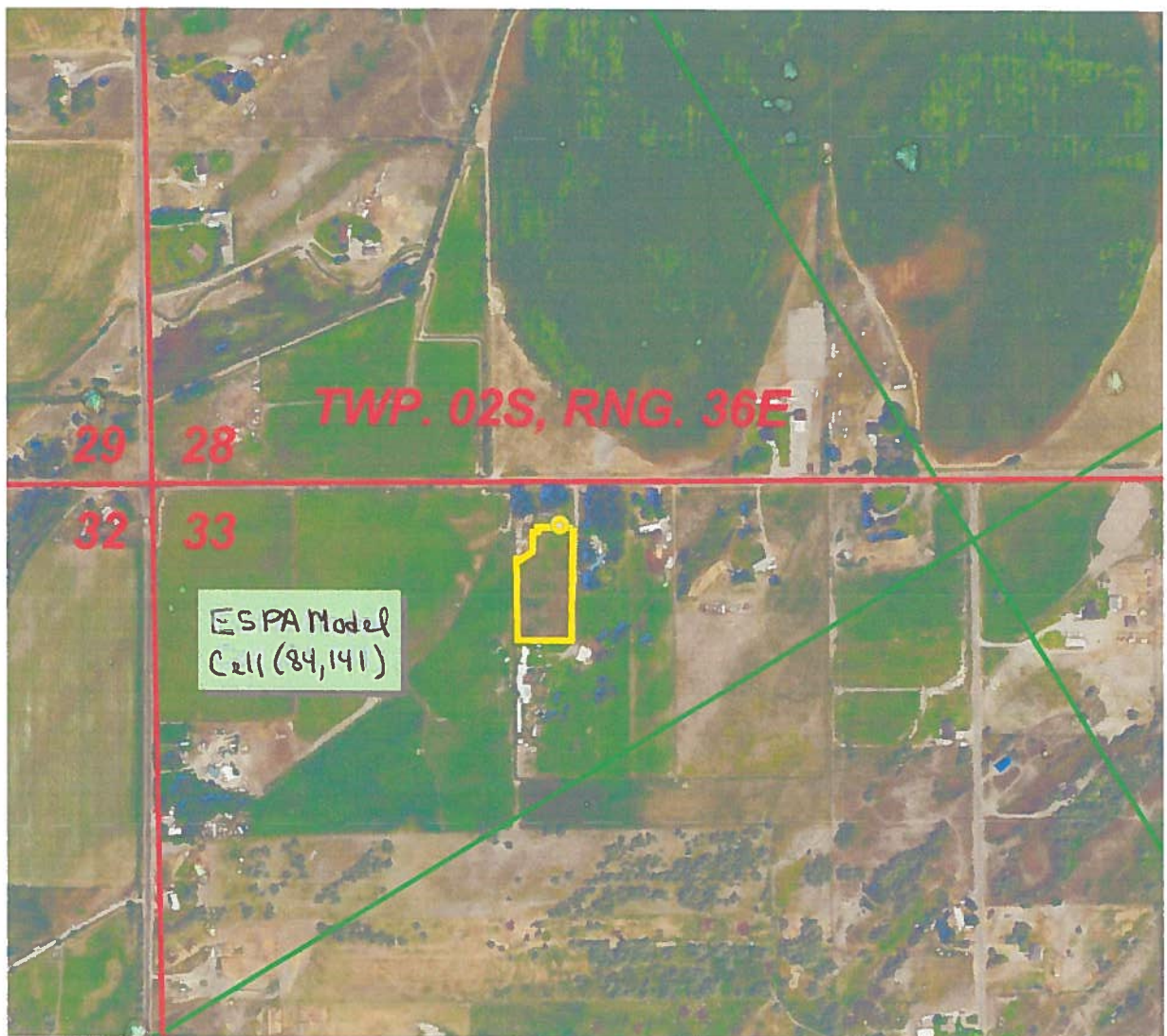
Application to Rent Water From The Water Supply Bank Deborah McKillop, (2S, 36E, Section 33 NENW)



- Proposed Rental Point of Diversion
- Proposed Irrigation Rental Place of Use (Yellow)
2.0 Total Acres
- Sections
- ESPA Model Grid
40s



Application to Rent Water From The Water Supply Bank
Deborah McKillop, (2S, 36E, Section 33 NENW)



JCH - 01/03/2018

2015 NAIP Aerial Photo

0.25

0

0.25

0.5 Miles

-  Proposed Rental Point of Diversion
-  Proposed Irrigation Rental Place of Use (Yellow)
2.0 Total Acres
-  Sections
-  ESPA Model Grid
40s





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 13, 2018

DEBORAH MCKILLOP
227 E 100 N
BLACKFOOT ID 83221

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 35-13340 and 35-13362**

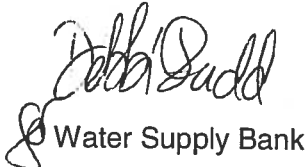
Dear Renter:

Please find enclosed a receipt in the amount of **\$160.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 8.0 acre-feet of water for irrigation of 2.0 acres during 2018. 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 \$144.00 of the rental fee will be paid to the lessor(s) and 10% or \$16.00 will be retained by the Department to offset administrative costs.

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

Sincerely,


Deborah McKillop
Water Supply Bank

Enclosures: Receipt No. C104643
Rental Agreement (copy)

c: Sascha Marston – Fiscal
James Cefalo – IDWR Eastern Regional Office/Water District # 120
Jason Helms – JCH Engineering & Consulting
Cherie Palmer - IDWR Compliance Bureau E2017-1259



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 2, 2018

DEBORAH MCKILLOP
227 E 100 N
BLACKFOOT ID 83221

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 35-13340 and 35-13362**

*****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 \$160.00 was calculated based on the current rental rate of \$20.00 per acre-foot times a diversion volume of 8.0 acre-feet.

Please send a check for \$160.00 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 \$144.00 of the rental fee will be paid to the lessor(s) and 10% or \$16.00 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
Jason Helm – JCH Engineering & Consulting

MEMORANDUM

To: Right(s) 35-13340 and 35-13362

From: Michele Edl

Date: January 26, 2018

Re: Review & Analysis of Application No 985 to Rent Water from the State Water Supply Bank

PURPOSE/NARRATIVE: On January 12, 2018, the Idaho Water Resource Board received an application to rent water from the Water Supply Bank from Deborah M. McKillop. The application appears to be a response to enforcement action 2017-1259. The application requested rental water for five years (2018-2022) to irrigate 2 acres which are not currently covered by a water right. Two rights were identified in the rental proposal.

35-13340 and 35-13362 are currently leased to the WSB and have sufficient water available to satisfy this request. However, they are available for rent through 2018 only, which limits the duration of the rental agreement.

AUTHORITY TO FILE: According to available Bingham County tax parcel information, the proposed place-of-use is property owned by Deborah McKillop. she signed the application.

The proposed rental point-of-diversion is an existing domestic well located within the applicant's property. It is not the authorized POD for any water rights.

WATER RIGHT VALIDITY: 35-13340 and 35-13362 were leased into the WSB indefinitely beginning 2004. In 2015, the IWRB passed a resolution to release indefinite leases from the Bank. The right holders were contacted and they agreed to extend the term of the leases for 3 more years or through 2018. A review of recent aerial photography shows that Rights 35-13340 and 35-13362 have been idled at their authorized POU.

Rights 35-13340 and 35-13362 are partially rented for the 2018 season but sufficient quantities are available to fill this rental request.

INJURY TO OTHER WATER RIGHTS: No injury is apparent.

The applicant's consultant, Jason Helms P.E. (JCH Engineering & Consulting, PLLC) provided modeling of the use with Etransfer_V3_2. Mr. Helms modeled the lease duration of the rights through 2020 which was not correct. However, I re-ran the model and produced results that concurred with Jason Helms modeling. No additional mitigation is required.

ENLARGEMENT OF USE: No enlargement is anticipated.

The NOU and SOU for the water will not be changed by this rental. The rental rate and volume have been made proportionate to the leased elements of the rights.

LOCAL PUBLIC INTEREST: Review staff has no information to suggest this application is inconsistent with the local public interest.

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

DEPARTMENT STAFF OR WATERMASTER COMMENTS: Both the lease well-POD and the proposed rental well-POD are within the ESPA, WD#120 and the Bingham Ground Water District.

Comment was requested from Eastern Region and the watermaster.

Edl, Michele

From: Cefalo, James
Sent: Friday, January 26, 2018 4:54 PM
To: Edl, Michele
Cc: Tracy, Ryan
Subject: RE: request for comment on WSB rental for McKillop

Michele,

I don't have any concerns with the proposed WSB rental for McKillop.

James

From: Edl, Michele
Sent: Friday, January 26, 2018 3:21 PM
To: Cefalo, James <James.Cefalo@idwr.idaho.gov>
Cc: Tracy, Ryan <Ryan.Tracy@idwr.idaho.gov>
Subject: request for comment on WSB rental for McKillop

James,

I have completed my review of two WSB rental proposals on behalf of Deborah McKillop. Ms. McKillop was irrigating 2 acres without a water right. See enforcement action 2017-1259.

The bank received two proposals within days of each other but only one can be processed. The earlier proposal of the two (application #984) dated Jan 10 was to rent water that was already completely spoken for by an application received on Jan 8. Application #984 appeared to have been put together by IDWR staff, included modeling and was well done. So please extend my compliments to that person.

On Jan 12, Jason Helms provided the ESPA modeling and Application #985 on behalf of Ms. McKillop. The rights that Jason Helms selected for her still have water available but are only leased to the bank through 2018.

I have attached a copy of my review memo for rental #985 and the map showing the vicinity of the rental POU and the POD.

Please let me know if you have any questions or concerns about rental #985.

Rental application #984 will be returned unprocessed.

Michele Edl

208-287-4946

Edl, Michele

From: Jason Helms <jasoncivil@alumni.nd.edu>
Sent: Wednesday, January 24, 2018 11:32 AM
To: Edl, Michele
Subject: Re: McKillop application to WSB
Attachments: McKillop_ESPAM_Modeling.pdf

Hi Michele

I hope you are having a great day.

Yes, I had the impression after talking with her there was some confusion.

Attached brief data-entry and charted results showing the rental meets ESPA requirements.

Let me know if I can help further.

Thanks,

Jason C. Helms, P.E.

JCH Engineering & Consulting, PLLC
(208) 308-2109

On Wed, Jan 24, 2018 at 10:45 AM, Edl, Michele <Michele.Edl@idwr.idaho.gov> wrote:

Jason Helms,

I have two WSB rental applications from Deborah McKillop. Either of the two applications will fill her request for water but they use different water rights. The applications came in only 2 days apart, she only needs one and I would like to use the combination that gives her the most bang for her buck. However, only one of the applications came in with modeling.

It looks like Ms. McKillop didn't recognize your ESPA modeling sheets for what they were and didn't send them with the application. Would you please provide me the ESPA modeling that you emailed to Ms. McKillop on Jan 3? It would be for water destined to two acres within cell 84,141.

Thank you,

Michele Edl

[208-287-4946](tel:208-287-4946)

ENHANCED GROUND-WATER RIGHTS TR

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTIDAHO DEF

Cells this color are
set up for user entries

1

2

3

4

ENTER STARTING DATE FOR
SIMULATION. THEN PUSH
"UPDATE DATES" BUTTO
YEAR 1972
SEASON SPRING

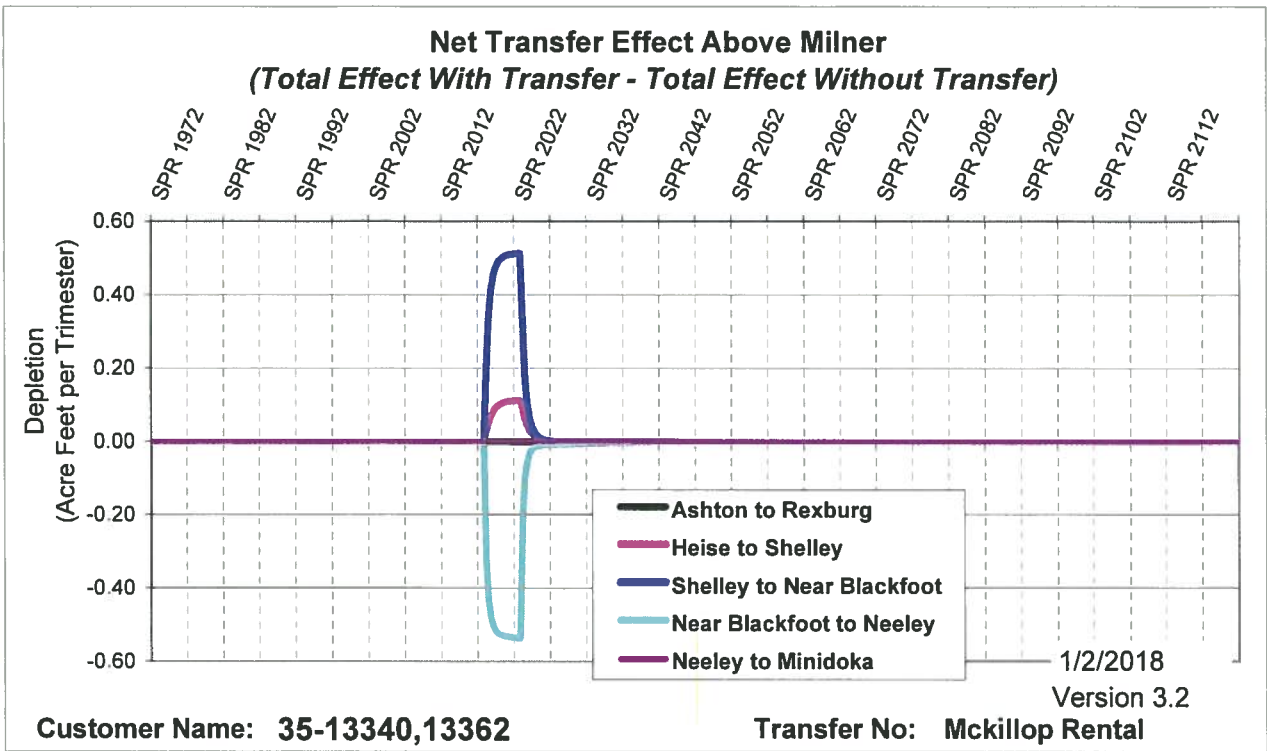
TRANSFER NO:
Mckillop Rental
TRANSFER NAME
5-13340,13362

ENTER CELL LOCATIONS				35-13340	11/13/1972	7.1
'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL	35-13362	11/13/1972	0.9
ROW 84	81					
COLUMN 141	135					

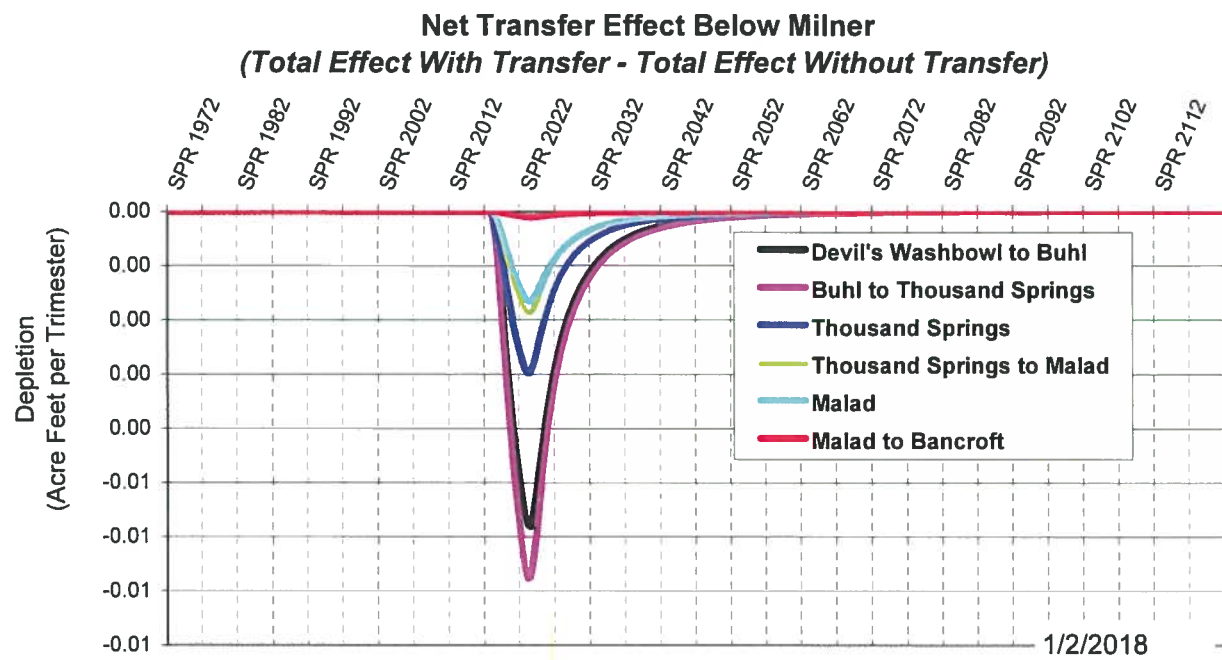
Total transfer: 8.0

TRIMESTER OF ACTIVITY	TO WELL		FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfe AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfe AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfe AF/TRIMESTER	
SPR 1972	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
SUM 1972	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
WIN 1972	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
SPR 1973	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
SUM 1973	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
WIN 1973	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
SPR 1974	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
SPR 2017	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
SUM 2017	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
WIN 2017	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
SPR 2018	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
SUM 2018	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
WIN 2018	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
SPR 2019	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
SUM 2019	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
WIN 2019	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
SPR 2020	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
SUM 2020	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
WIN 2020	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
SPR 2021	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
SUM 2021	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
WIN 2021	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
SPR 2022	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
SUM 2022	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
WIN 2022	2.67	0.00	2.67	0.00	0.00	0.00	0.00	
SPR 2023	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
SUM 2023	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
WIN 2023	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
SPR 2024	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
SPR 2120	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
SUM 2120	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
WIN 2120	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
SPR 2121	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
SUM 2121	0.00	2.67	2.67	0.00	0.00	0.00	0.00	
WIN 2121	0.00	2.67	2.67	0.00	0.00	0.00	0.00	

ATTACHMENT #3H
(Data Entry)



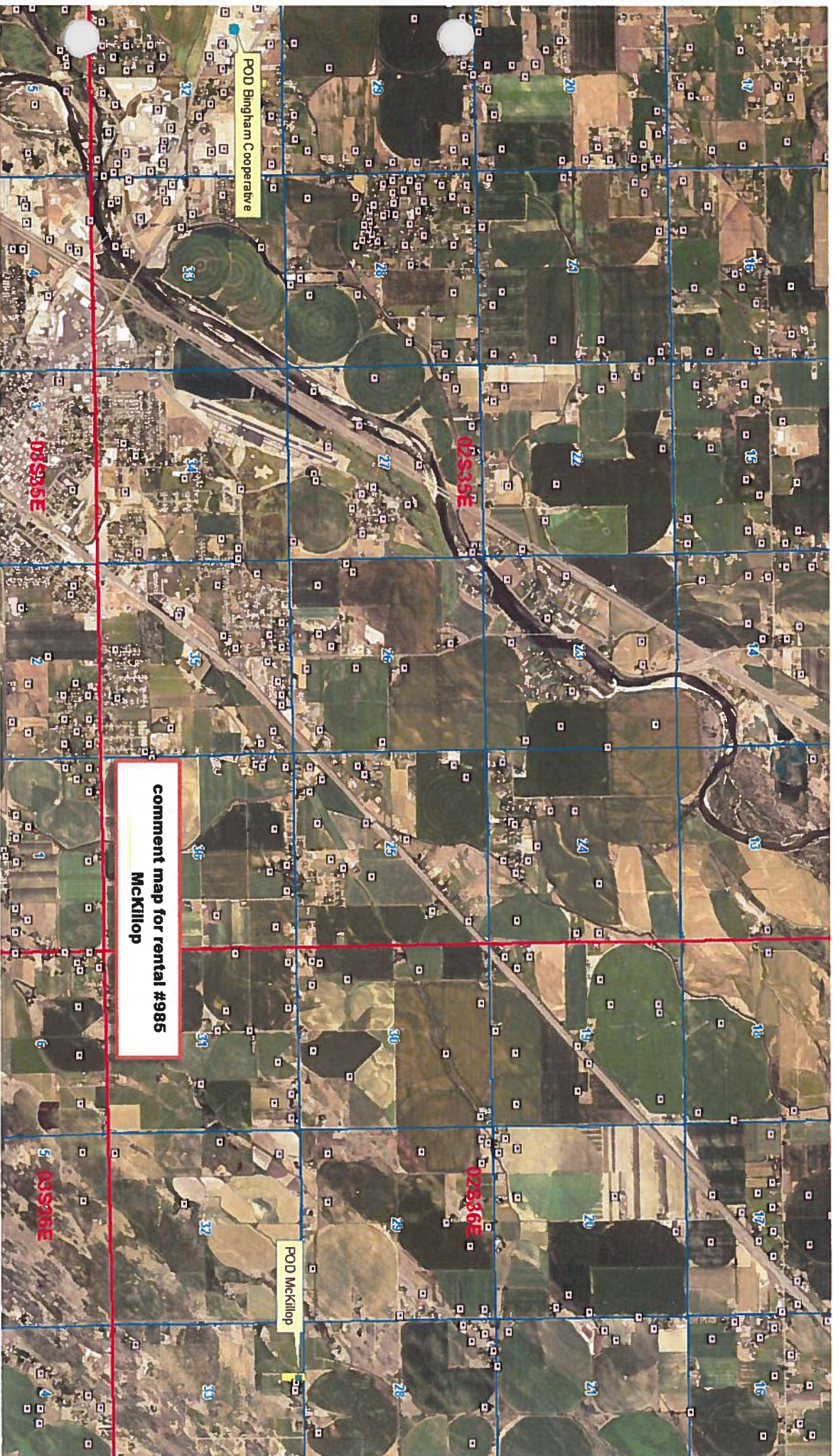
ATTACHMENT #3H
(Impacts Above Milner)



Customer Name: 35-13340,13362

Transfer No: Mckillop Rental

ATTACHMENT #3H
 Impacts Below Milner



Edl, Michele

From: Deborah Mckillop <dmmckillop61@yahoo.com>
Sent: Wednesday, January 24, 2018 10:31 AM
To: Edl, Michele
Subject: Fwd: Rent water rights

Sent from my iPhone

Begin forwarded message:

From: Jason Helms <jasoncivil@alumni.nd.edu>
Date: January 9, 2018 at 3:40:13 PM MST
To: Deborah Mckillop <dmmckillop61@yahoo.com>
Subject: Re: Rent water rights

Hi Debbie,
Sorry for any misunderstanding.
I am willing to support my work for no additional fee.
Call or e-mail anytime with questions.
Thanks,
Jason C. Helms, P.E.
JCH Engineering & Consulting, PLLC
6755 N. Albert Lane
Idaho Falls, ID 83401

On Mon, Jan 8, 2018 at 3:07 PM, Deborah Mckillop <dmmckillop61@yahoo.com> wrote:
I recived information from water recources about what is needed and yours is not the same i
will be using theirs but recognize you put time in and will pay compensation. Sorry to
inconvenience you.

Sent from my iPhone

On Jan 5, 2018, at 10:26 AM, Deborah Mckillop <dmmckillop61@yahoo.com> wrote:

I have 200. I can send could i pay the rest next month and where do i send it to

Sent from my iPhone

On Jan 3, 2018, at 3:26 PM, Jason Helms <jasoncivil@alumni.nd.edu> wrote:

Hi Debbie,
Attached application with map and modeling for your rental
application.
Look these over carefully and let me know if I need to make any
changes.

Otherwise print both attachments single sided, sign the page before the map and submit it all together to:

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

At this point I have 3 hours on this project so my fee is $(3 \times \$84) = \$252$

Give me a call or e-mail if you have any questions.

Thanks,

Jason C. Helms, P.E.

JCH Engineering & Consulting, PLLC

[\(208\) 308-2109](tel:2083082109)

On Tue, Jan 2, 2018 at 3:48 PM, Deborah Mckillop

[<dmmckillop61@yahoo.com>](mailto:dmmckillop61@yahoo.com) wrote:

2 acres in NENW, section 33, T02S,R36E

Sent from my iPhone

<McKillop Application to Rent Water.pdf>

<McKillop_ESPAM_Modeling.pdf>