

WATER SUPPLY BANK LEASE CONTRACT No. 682

This Lease Contract ("**Lease**") is between the Idaho Water Resource Board ("**Board**"), and

LESSOR: CODY COATES
PO BOX 322
GOODING, ID 83330

RECEIVED

DEC 18 2017

DEPARTMENT OF
WATER RESOURCES

RECITALS

1. The Board is authorized under chapter 17, title 42, Idaho Code to operate a water supply bank and to contract with lessors to act as an intermediary in facilitating the rental of water.
2. The Lessor has filed a completed application to lease water rights described below into the Water Supply Bank on forms supplied by the Idaho Department of Water Resources and received by the Department on November 1, 2017.
3. The Director of the Idaho Department of Water Resources has reviewed the application for compliance with the Water Supply Bank rules and has approved the Lease subject to conditions listed below.

NOW, THEREFORE, in consideration of the mutual covenants and contracts herein contained, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. **WATER RIGHTS:** The Lessor shall lease and the Board shall accept into the Bank the Applicant's water rights described as follows:

Summary of Water Rights or Portions Leased to the Bank

Water Right No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)
37-22662	10/28/1955	GROUND WATER	0.38	150.3	213.0
37-22198	1/26/1977	WILLOW CREEK, tributary to CAMAS CREEK	0.47	144.3	63.0
Combined Limit Totals			0.85	294.6	213.0

Summary of Water Rights Elements Rentable From the Bank

Water Right	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (Limited) (AC)	Rate Per Acre (CFS/AC)	Volume Per Acre (AF/AC)
37-22662	0.38	150.3	213	0.002	0.7
37-22198	0.47	144.3	63.0	0.007	2.3
Combined Limit Totals	0.85	294.6	213.0	0.004	1.4

** The water right elements rentable have been reduced from the water right elements leased to account for combined limits.*

SUPPORT DATA

IN FILE # 37-22198

LEASE CONTRACT NO. 682

2. **COMPENSATION:** The Lessor shall accept and the Board shall pay compensation determined by the amount of water rented under the following rental rate during such times as the water is rented from the Bank over the term of this Lease.

Minimum Payment Acceptable: Current Rental Rate

3. **TERM OF LEASE:** The term of this lease shall be January 1, 2018 to December 31, 2022. This Lease shall bind the parties and take effect when both parties have signed it.
4. **WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE:** The Lessor shall abide by all terms and conditions contained in the Water Supply Bank Conditions of Acceptance, attached hereto as "Attachment A" and incorporated herein by this reference.
5. **CHANGE OF WATER RIGHT:** This lease specifies water right elements including but not limited to: diversion rates; diversion volumes; number of acres authorized to be irrigated; places of use; points of diversion; beneficial uses; and seasons of use. During the term of this lease, if a water right is administratively changed due to a water right split and renumbering, this lease may be reduced by an equal amount to reflect the water right elements as legally defined under the water right. If a lease contract cannot be reduced sufficient to reflect the legal definition of a water right as amended through a water right split and/or water right transfer, the Board may release the water right from the Water Supply Bank.
6. **ASSIGNMENT OF CONTRACT:** This lease is between the Board and the Lessor, who is the recognized owner or designated representative of the recognized owners of water rights described herein. Should ownership of any part of a water right herein described change during the term of this lease, either through a water right split, a water right transfer, sale of property to which the water right is appurtenant, or through any other recognized water right reassignment, the lease benefits and obligations to the conditions of acceptance for any such water rights will be assigned to the new owners.
7. **DUPLICATE ORIGINAL:** This Lease is executed in duplicate. Each of the documents with an original signature of each party shall be an original.

LEASE CONTRACT NO. 682

IN WITNESS WHEREOF, the parties have executed this Contract on the date following their respective signatures.

LESSOR: CODY COATES
PO BOX 322
GOODING, ID 83330

By Cody Coates
Title _____
Date 12-5-17

IDAHO WATER RESOURCE BOARD
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

By Brian Patton
Brian Patton, Acting Administrator
Idaho Water Resource Board

Date 12/18/2017

Lease approved by IDWR [Signature]

Date 12-18-2017

ATTACHMENT A
WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE
FOR LEASE CONTRACT NO. 682

The water rights or portions thereof leased to the bank are described as follows:

Source and Location of Point(s) of Diversion for Water Right No(s): 37-22198

WILLOW CREEK SESESW Sec. 10 Twp 01S Rge 16E CAMAS County

Source and Location of Point(s) of Diversion for Water Right No(s): 37-22662

GROUND WATER SWSESE Sec. 3 Twp 01S Rge 16E CAMAS County

Water Right	Beneficial Use	Season of Use			Diversion Rate (CFS)	Volume (AF)
		From		To		
37-22198	IRRIGATION	04/15	to	10/31	0.47 cfs	144.3 AF
37-22662	IRRIGATION	04/15	to	10/31	0.38 cfs	150.3 AF
Totals:					0.85 cfs	294.6 AF

PLACES OF USE TO BE IDLED UNDER THIS LEASE: 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	
01S	16E	10															30.0	38.0	68.0
01S	16E	15	37.0	34.0	35.0	39.0													145.0

Total Acres: 213.0

ADDITIONAL CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the Department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
4. A right accepted into the bank stays in the bank until the Board releases it, or the lease term expires. A right may be released from the bank upon request, provided the Board approves the release. Unless approved by the Department, leased rights may not be immediately available for release.
5. While a water right is in the bank, forfeiture provisions are stayed pursuant to Idaho Code § 42-223(5).
6. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.

8. Acceptance of a right into 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.
9. In accordance with Idaho Code § 42-248 and § 42-1409(6), all owners of water rights are required to notify the Department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
10. If a water right leased into the Water Supply Bank is sold or conveyed during the lease term, and if the leased right was rented, the rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
 - a. Rental payments will go to the lessor(s) of record at the beginning of the rental season, even if the Department processes a Notice of Change in Water Right Ownership during the rental season.
 - b. New lessor(s) of record will receive payment for any subsequent rental seasons.
11. The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.
12. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
13. This right does not authorize the irrigation of land not previously irrigated.
14. 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. 37B.
15. Rights 37-22662 and 37-22198 when combined shall not exceed the irrigation of 213 acres.
16. Water may not be diverted under 37-22198 unless all of the prior water rights including those on the Wood River and for the storage of water in Magic Reservoir are fulfilled.

Idaho Water Resource Board
Water Supply Bank Lease Contract No. 682

37-22198

Effective until December 31, 2022

This map depicts the **place of use to be idled** pursuant to the lease contract and is attached to the contract solely for illustrative purposes.



-  Approved Lease Point of Diversion
-  Approved Lease Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



0 500 1,000 Feet

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

AUG 22 2017

DEPARTMENT OF
WATER RESOURCES

**APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANK**

Designated Applicant Cody Coates
(Select one owner - see item 1A on the application)

Water Right No. 37-22198
(One water right per application)

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

Yes ☐ No ☐

This application must be prepared in accordance with the minimum requirement checklist below. Use this checklist to ensure all necessary documentation has been provided. This checklist is part of the lease application and must be included with the lease application. Applications that do not meet the minimum requirements will not be processed and may be returned or denied.

MINIMUM REQUIREMENT CHECKLIST

All items must be checked as either *Attached (Yes)* or *Not Applicable (N/A)*

Yes

- ☒ Completed *Application to Sell or Lease a Water Right to the Water Supply Bank*.
- ☒ Application filing fee of \$250.00 per water right. If you are submitting more than one lease application and the water rights have an overlapping, common place of use, or a common diversion rate or volume, the total fee for all water rights is \$500.00. For places of use, multiple water rights must be used to irrigate the same lands in order to qualify for the joint filing fee. Individual filing fees are required for water rights that share a common permissible place of use but which cover separate acres within the permissible place of use.
- ☒ Confirmation this form has been printed **single sided**, per requirement of the Water Supply Bank.

Attachment N/A Yes

- | | | | |
|----|-------------------------------------|-------------------------------------|--|
| 1A | ☐ | ☒ | Signatures and contact information for <i>all owners</i> of the water right to be leased or sold on this application. |
| 1B | ☐ | ☒ | An <u>Internal Revenue Service (IRS) Form W-9</u> for the Designated Applicant. |
| 1C | ☒ | ☐ | <u>Notice of Change in Water Right Ownership</u> form (accessible from www.idwr.idaho.gov). |
| 1D | ☒ | ☐ | Contact information for an authorized representative and documentary proof they are authorized to represent the Designated Applicant on this application. If the Designated Applicant is a business, partnership, municipality, organization or association, include documents identifying officers authorized to sign or act on behalf of the entity. |
| 2 | ☐ | ☒ | Description of a water right portion offered to the Water Supply Bank. |
| 3 | ☐ | ☒ | A map that clearly outlines the specific location where irrigated acres will be dried up, or where a beneficial use of water will be suspended. You have the option of printing a map using the map tool on IDWR's website at: www.idwr.idaho.gov . |
| 4A | ☒ | ☐ | Written consent from irrigation district or water delivery company. |
| 4G | ☐ | ☒ | Evidence demonstrating the water right has not been forfeited pursuant to <u>Section 42-222(2), Idaho Code</u> . |

Department Use Only

Fee Amount \$ <u>250</u>	Received By: <u>SB</u>	Date Received: <u>8/22/17</u>	Receipt # <u>C1041027</u>
W-9 received? Yes ☒ No ☐ (Route W-9 to Fiscal)		Name on W-9: <u>Cody Coates</u>	

867

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

1. CONTACT INFORMATION

- A. This application must be completed by a Designated Applicant who is a current owner of the water right being sold or leased to the Water Supply Bank. If there are additional current owners, those individuals must authorize the Designated Applicant to represent them on this application by completing and signing Attachment 1A of this application package.

Designated Applicant Cody Coates
Mailing Address Po Box 322 Gooding Id 83330
Street City State Zip Code
Email Address Codycoates100@gmail.com Phone Number (208) 539-0787

☒ The Designated Applicant is the sole owner of the water right being sold or leased to the Water Supply Bank.

OR

☐ The Designated Applicant is representing additional water right holders who have completed Attachment 1A.

- B. Has the Designated Applicant submitted an IRS Form W-9 to this Department within the last 2 years? Yes ☐ No ☒
If no, complete the form and attach to this application (Attachment 1B).

- C. Are all applicants on this form listed in IDWR's records as the current owners of the water right? Yes ☒ No ☐
If no, attach a *Notice of Change in Water Right Ownership* form along with the required documentation and fee (Attachment 1C).

- D. Is this application being completed by an authorized representative of the Designated Applicant? Yes ☐ No ☒
If yes, representatives (includes employees of Designated Applicant companies) must complete this section and submit documentary proof of their authority to represent the Designated Applicant (Attachment 1D).

Name of Representative _____ Organization _____
Professional Title _____ Email Address _____
Mailing Address _____ Phone Number _____

☐ Send all correspondence for this application to the representative and not to the Designated Applicant.

OR

☐ Send original correspondence to the Designated Applicant and copies to the representative.

2. DESCRIPTION OF WATER RIGHT OFFERED TO THE BANK

☒ The full water right is being offered to the Bank.

OR

☐ A part of the water right is being offered to the Bank.
If a portion of the water right is being offered, complete Attachment 2.

3. MAP

Attach a map of the point(s) of diversion and place(s) of use proposed to be idled by this lease application. Make sure the idled 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 idle. If the water right proposed for lease is located within a permissible place of use (PPU) and portions of the PPU will continue to receive water from non-leased water rights, clearly outline on a map the acres within the PPU that will continue to be irrigated, as well as acres that will be idled during the lease term. Label the map Attachment 3.

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

4. GENERAL INFORMATION

- A. Is the diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☐ No ☒
If yes, provide written consent from the company, corporation or irrigation district authorizing the proposed sale or lease (Attachment 4A).
If your water right is delivered through a canal, lateral or ditch operated by a canal company, irrigation district, or similar delivery entity, your lease request must include written consent from the company, district, or similar entity for your removal of water from its system pursuant to Section 42-108, Idaho Code and IDAPA WSB Rule 37.02.03.25.02e.
- B. Please provide a description of the current water diversion and delivery system.
check and ditch system.
- C. Describe any other water rights used for the same purpose at the same place of use as the water right being offered to the Bank. 37-22662
- D. Are any of the water rights identified in Section 4C stacked with the water right proposed for lease? Yes ☒ No ☐
Stacked water rights are used together to achieve a common beneficial use, such as irrigation of the same lands. Stacked water rights cannot be separated and must be jointly leased to the Water Supply Bank. Stacked water rights qualify for the multiple fee payment of \$500.
- E. Will the present place of use continue to receive water from any other source? Yes ☐ No ☒
If yes, explain the relationship between the different water sources and how enlargement of the authorized use will not occur if this water right is leased.
- F. Identify annual volumes and/or rates of water diverted in the last 5 years to accomplish the beneficial use authorized by this water right. Nothing since Water District was formed in 2014 but was used in 2013.
- G. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☒
If yes, describe the circumstances and attach evidence to demonstrate how the water right has not been lost through forfeiture (Attachment 4G). See Section 42-223, Idaho Code for exceptions to forfeiture. Your application may be denied if forfeiture concerns are not addressed.
- H. Is this water right involved in any other IDWR process, such as an application for transfer or a mitigation plan? Yes ☐ No ☒
If yes, describe.

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

5. SALE/LEASE AGREEMENT

A. Is the water right, or portion thereof, offered to the Idaho Water Resource Board (IWRB) for sale ☐ or lease ☒?

If lease, specify the years when the use of water will be suspended: 2018 to 2022 (maximum lease period 5 calendar years).
(Year) (Year)

B. Show the minimum payment acceptable to the seller/lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than the current rental rate.

Current rental rate

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this water right for sale or lease to the Idaho Water Resource Board.

The Designated Applicant acknowledges the following:

1. Payment to the Designated Applicant is contingent upon the sale or rental of the water right from the Bank.
2. While a water right is in the Bank, the seller/lessor of the water right may not use the water right, even if the water right is not rented from the Bank.
3. A water right accepted into the Bank stays in the Bank until the Designated Applicant receives written confirmation from the Board or Water Supply Bank that the water right has been released from the Bank.
4. While a water right is in the Bank, forfeiture is stayed.
5. Acceptance of a water right into the Bank does not, in itself, confirm the validity of the water right or any element of the water right.

Cody Coe
Signature of Designated Applicant

Cody Coe
Printed Name

8-16-17
Date

Signature of Authorized Representative

Printed Name

Date

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

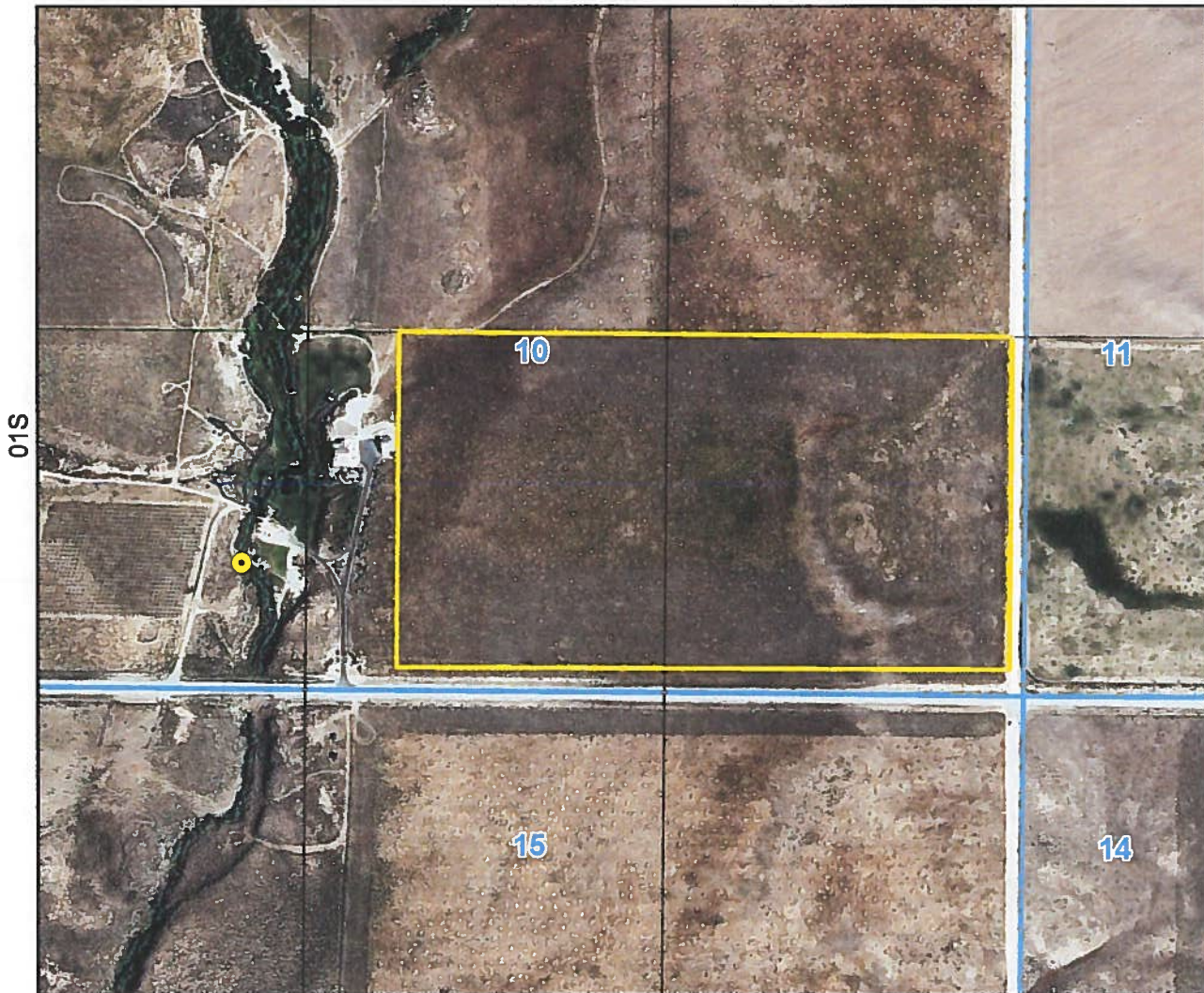
State of Idaho
Department of Water Resources

Water Right
37-22198

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

16E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles





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

December 20, 2017

CODY COATES
PO BOX 322
GOODING ID 83330

RE: WATER SUPPLY BANK LEASE CONTRACT FOR WATER RIGHTS 37-22198 and 37-22662

Dear Lessor:

Water rights **37-22198 and 37-22662** were leased into the Water Supply Bank (Bank) as of November 1, 2017, in accordance with the enclosed executed lease contract. **Your water rights, as described on the lease contract, are considered leased into the Bank and should remain unused until they are formally released from the Bank.** More information and further restrictions placed on your water rights while leased can be found in conditions of acceptance of the lease contract. Read the conditions of acceptance carefully.

The rights will automatically be released from the Bank on **December 31, 2022**, unless the rights are released earlier by the Water Resource Board (Board). On behalf of the Board, the Department of Water Resources (Department) can evaluate an early release of the lease contract upon your request. To release the water rights from the Bank prior to the release date, submit a written request on the *Request to Release a Water Right from the Bank* form. This form is available on our public website at www.idwr.idaho.gov. **Please note your water rights may not be available for immediate release if they have been rented or are being considered for a future rental. Furthermore, it is at the discretion of the Department whether or not a water right can be released early from a lease contract.**

If you have questions regarding this matter, please contact this office at 287-4800.

Sincerely,

Water Supply Bank

Enclosure: Executed Lease Contract

c: Corey Skinner - IDWR Southern Region
Kevin Lakey - Water District 37



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

November 30, 2017

CODY COATES
PO BOX 322
GOODING ID 83330

**RE: REQUEST FOR RETURN OF SIGNED WATER SUPPLY BANK LEASE CONTRACTS FOR
WATER RIGHT(S) 37-22198 & 37-22662**

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

Dear Applicant,

The Department of Water Resources (Department) mailed **two original Water Supply Bank Lease Contracts for your review and signature** on November 7, 2017. The signed contracts have not been returned to the Department.

Please sign both original Lease Contracts and return them to the Department within ten (10) days of this letter to complete processing. The Lease Contract is not considered final until both you and the Department have signed.

If the signed lease contracts are not received by the Department within the 10-day period, the lease application(s) will be returned, and the application fee will not be refunded. You can reapply to lease the water right(s) in the future by submitting new application form(s) along with applicable fees.

Please note the forfeiture period is not tolled unless a right is accepted into the Bank, or unless an exception or defense to forfeiture applies as described under Idaho Code § 42-223. If forfeiture is a concern, you may consider filing an Application for Extension of Time to Avoid Forfeiture of a Water Right form. This and other water right forms are available from the Department's web site at www.idwr.idaho.gov.

If you have questions regarding this matter, please contact this office at 287-4800.

Sincerely,

for Water Supply Bank



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

November 7, 2017

CODY COATES
PO BOX 322
GOODING ID 83330

RE: APPLICATIONS TO LEASE WATER RIGHT 37-22198 & 37-22662 TO THE WATER SUPPLY BANK

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

Dear Applicant:

The Department of Water Resources has completed its review of your application to lease the above-mentioned water right to the Water Supply Bank. **I have enclosed two original Water Supply Bank Lease Contracts for your review and signature. Please sign and return ALL Lease Contracts within 14 days.** Upon signature and return of the contracts, the Department will also sign the original contracts and return an executed copy to you. The Lease Contract is not considered final until you and the Department have both signed.

The right will automatically be released from the Bank on **December 31, 2022**, unless the right is released earlier by the Board, or upon your request. To release the right from the Bank prior to the release date, submit a written request on the Request to Release a Water Right from the Bank form. To propose a new lease period, submit a new Application to Sell or Lease a Water Right to the Water Supply Bank form along with applicable fees to the Department. These forms are available from any IDWR office or from our public website at <http://www.idwr.idaho.gov>. Please note your rights may not be available for immediate release if they have been rented.

Please review the conditions of acceptance listed on the Lease Contract, including #3 which says:

"While a right is in the bank, **the lessor may not use the right** without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B."

If you have questions regarding this matter, please contact this office at 287-4800.

Sincerely,

Water Supply Bank

Enclosure: Proposed Lease Contracts
Receipt # C104027

Hersley, Jean

From: Rusty Krame <waterdistrict37b@outlook.com>
Sent: Tuesday, November 07, 2017 11:11 AM
To: Hersley, Jean
Subject: Re: WSB Lease for Coates 37-22198 & 37-22662

Jean,
I have no concerns with this.

Thank you

Rusty Kramer - Water Master
Water District 37B
208-870-3217

From: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Sent: Tuesday, November 7, 2017 10:03 AM
To: Skinner, Corey; Rusty Krame
Subject: WSB Lease for Coates 37-22198 & 37-22662

Please let me know within 7 days if you have any comments or concerns about this lease. Thank you.

Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942

Hersley, Jean

From: Skinner, Corey
Sent: Tuesday, November 07, 2017 12:10 PM
To: Hersley, Jean
Subject: RE: WSB Lease for Coates 37-22198 & 37-22662

The use in the last five years might be shaky, but other than that, no concerns from me.

From: Hersley, Jean
Sent: Tuesday, November 07, 2017 11:04 AM
To: Skinner, Corey <Corey.Skinner@idwr.idaho.gov>; Rusty Krame <waterdistrict37b@outlook.com>
Subject: WSB Lease for Coates 37-22198 & 37-22662

Please let me know within 7 days if you have any comments or concerns about this lease. Thank you.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

2014

WaterRight Number	Source	TributaryOf	First	Leas/Organization	Priority Date	DivRate (cfs)	Usage	Total Acres	Auth Acres	CombiLe d rate	CombiLe d Volume	Estimated Annual Vol (AF)	User Total Vol (AF)	Unadjusted Assess Cost
37-2718	GROUND WATER			CITY OF FAIRFIELD	10/11/1965	1.23 MUNICIPAL								
37-21287	SOLDIER CREEK	CAMAS CREEK	BRIAN	CLARK	6/1/1886	0.16 IRRIGATION		36.4	30.7	0.42		31	800	\$849.91
37-22462	SOLDIER CREEK	CAMAS CREEK	BRIAN	CLARK	6/27/1883	0.28 IRRIGATION		36.4						
37-22461	SOLDIER CREEK	CAMAS CREEK	BRIAN	CLARK	6/27/1883	0.02 IRRIGATION		2.3	2.3	0.02		2	33	\$35.06
37-13050	WILLOW CREEK	CAMAS CREEK		CLIFFORD S TOONE TRUST	5/2/1890	1.2 IRRIGATION		60	60	1.20		60	60	\$63.74
37-22662	GROUND WATER	CAMAS CREEK	ADAM	CLINGERMAN	10/28/1955	0.45 IRRIGATION		250	250	0.45	176.4	437		
37-22198	WILLOW CREEK	CAMAS CREEK	ADAM	CLINGERMAN	1/26/1977	0.88 IRRIGATION		118	118	0.88	270.3	118	555	\$589.63
37-91	WILLOW CREEK	CAMAS CREEK	ADAM	COATES	7/15/1880	5.6 IRRIGATION		320	320	10.80		320		
37-92	WILLOW CREEK	CAMAS CREEK	DAVID	COATES	6/15/1887	5.2 IRRIGATION		320	320					
37-7483	GROUND WATER	CAMAS CREEK	DAVID	COATES	3/12/1976	1.47 IRRIGATION		308	308	1.47		539	320	\$339.97
37-21429	SOLDIER CREEK	CAMAS CREEK	GEORGE C	GRANDLEMIRE	8/31/1883	0.94 IRRIGATION		47	47	0.94	624	47	539	\$572.63
37-13261B	CORRAL CREEK	CAMAS CREEK	JOHN	CRISTOBAL	6/1/1882	0.26 IRRIGATION		46	46	0.76		46	47	\$49.93
37-13267B	CORRAL CREEK	CAMAS CREEK	JOHN	CRISTOBAL	6/1/1884	0.08 IRRIGATION		46	46					
37-13268B	CORRAL CREEK	CAMAS CREEK	BARBARA	CRISTOBAL	6/1/1886	0.06 IRRIGATION		46						
37-13269B	CORRAL CREEK	CAMAS CREEK	JOHN	CRISTOBAL	6/1/1888	0.03 IRRIGATION		46						
37-454B	CORRAL CREEK	CAMAS CREEK	JOHN	CRISTOBAL	6/1/1887	0.05 IRRIGATION		46						
37-463D	CORRAL CREEK	CAMAS CREEK	JOHN	CRISTOBAL	9/1/1883	0.04 IRRIGATION		46						
37-728B	CORRAL CREEK	CAMAS CREEK	JOHN	CRISTOBAL	6/1/1885	0.07 IRRIGATION		46						
37-2139B	GARDEN SPRING	CAMAS CREEK	JOHN	CRISTOBAL	6/1/1883	0.07 IRRIGATION		46						
37-13271B	LANSING CREEK	WEST FORK CORRAL	JOHN	CRISTOBAL	6/7/1909	0.03 IRRIGATION		46						
37-2139B	WEST FORK CORRAL CREE	CAMAS CREEK	BARBARA	CRISTOBAL	5/20/1901	0.04 IRRIGATION		46						
37-3A	SOLDIER CREEK	CAMAS CREEK	JOHN	CRISTOBAL	6/7/1909	0.03 IRRIGATION		46						
37-369B	SOLDIER CREEK	CAMAS CREEK	ANN C	CUEVA	6/1/8/1883	1 IRRIGATION		46					46	\$48.87
37-57	SOLDIER CREEK	CAMAS CREEK	ANN C	CUEVA	8/3/1883	0.91 IRRIGATION		71	71	1.00		71		
37-636	SOLDIER CREEK	CAMAS CREEK	ANN C	CUEVA	8/3/1883	2.6 IRRIGATION		426	426	8.71		426		
37-473A	ELK CREEK	CAMAS CREEK	ANN C	CUEVA	8/3/1883	5.2 IRRIGATION		426						
37-474A	ELK CREEK	CAMAS CREEK	WILLIAM M	DAVIS	6/1/1883	0.75 IRRIGATION		140	140	2.80		140	497	\$528.01
37-4174	MINNEHAHA CREEK	CAMAS CREEK	WILLIAM M	DAVIS	6/1/1893	0.8 IRRIGATION		140						
37-4174	MINNEHAHA CREEK	CAMAS CREEK	FRICKE CREEK	DAVIS	6/1/1893	1.25 IRRIGATION		140						
37-10118	ELK CREEK	CAMAS CREEK	WILLIAM M	DAVIS	12/14/1909	1.25 IRRIGATION		140						
37-39C	SOLDIER CREEK	CAMAS CREEK	ARLIN KELLY	DAVIS	12/14/1909	1.25 IRRIGATION		140						
37-2147	SOLDIER CREEK	CAMAS CREEK	ARLIN KELLY	DENNIS	8/4/1884	1.17 IRRIGATION		38	38	0.76		38	140	\$148.74
37-2147	SOLDIER CREEK	CAMAS CREEK	ARLIN KELLY	DENNIS	7/10/1909	0.6 IRRIGATION, DOMESTIC		58.4	58.4	1.17		58	96	\$101.98
37-2147	SOLDIER CREEK	CAMAS CREEK	ARLIN KELLY	DENNIS	12/31/1933	0.76 IRRIGATION		345.4	345.4	4.60		345		
37-228	CHIMNEY CREEK	CAMAS CREEK		DIAMOND A LIVESTOCK INC	6/1/1883	2 IRRIGATION		345.4						
37-229	CHIMNEY CREEK	CAMAS CREEK		DIAMOND A LIVESTOCK INC	6/1/1883	2 IRRIGATION		345.4						
37-229	CHIMNEY CREEK	CAMAS CREEK		DIAMOND A LIVESTOCK INC	6/1/1884	2 IRRIGATION		345.4						
37-570A	SOLDIER CREEK	CAMAS CREEK		DIAMOND A LIVESTOCK INC	6/1/1884	2 IRRIGATION		345.4						
37-410	DEER CREEK	CAMAS CREEK		DIAMOND/SOLDIER PROPERTIES LLC	6/1/1892	0.1 IRRIGATION		5	5	0.10		5	345	\$366.53
37-411	DEER CREEK	CAMAS CREEK		DIAMOND/SOLDIER PROPERTIES LLC	5/9/1883	0.25 IRRIGATION, DOMESTIC		30.1	30.1	1.65		30		
37-2076A	MC MAHAN CREEK	THREEMILE CREEK		DIAMOND/SOLDIER PROPERTIES LLC	5/15/1883	1.4 IRRIGATION		30.1						
37-2076A	THREEMILE CREEK	THREEMILE CREEK		DIAMOND/SOLDIER PROPERTIES LLC	5/17/1907	6.1 IRRIGATION, STOCKWATER		513.9	513.9	15.45		514		
37-2455	MC MAHAN CREEK	THREEMILE CREEK		DIAMOND/SOLDIER PROPERTIES LLC	5/17/1907	3 IRRIGATION, STOCKWATER		513.9						
37-368A	THREEMILE CREEK	THREEMILE CREEK		DIAMOND/SOLDIER PROPERTIES LLC	3/12/1940	2.7 IRRIGATION, MITIGATION		513.9						
37-409A	THREEMILE CREEK	CAMAS CREEK		DIAMOND/SOLDIER PROPERTIES LLC	6/15/1884	2.85 IRRIGATION, STOCKWATER		513.9						
37-2157	UNNAMED STREAM	MC MAHAN CREEK		DIAMOND/SOLDIER PROPERTIES LLC	4/1/1907	0.8 IRRIGATION, STOCKWATER		513.9						
37-2566	GROUND WATER			EVERETT COATES ESTATE	10/4/1909	0.91 IRRIGATION		514	514	0.91		899	549	\$583.25
37-2540	CORRAL CREEK	CAMAS CREEK		FIELDS LAND CO	9/4/1953	3.12 IRRIGATION		156	156	3.42		156	899	\$955.08
37-718	CORRAL CREEK	CAMAS CREEK		FIELDS LAND CO	6/1/1881	0.3 STOCKWATER		156						
37-13110	MC KINNEY CREEK	CAMAS CREEK		FIR GROVE LTD PARTNERSHIP	6/5/1887	2 IRRIGATION, STOCKWATER		100	100	2.00		100	156	\$165.73
37-13110	UNNAMED STREAM	MC KINNEY CREEK		FIR GROVE LTD PARTNERSHIP	6/5/1887	2 IRRIGATION, STOCKWATER		100						
37-22785	SAMPSON CREEK	SOLDIER CREEK	PATRICK	FLORENCE	4/18/1906	0.15 IRRIGATION		9.7	9.7	0.15		10	100	\$106.24
37-39A	SOLDIER CREEK	CAMAS CREEK	OTTO	FLORENCE JR	8/4/1884	0.56 IRRIGATION		28	28	0.56		28	10	\$10.62
														\$29.75

WATER SUPPLY BANK

Lease Review Checklist

Applicant(s) Name: Cody Coates

Memo Date: November 2, 2017

Water Right Number(s): 37-22198 and 37-22662

Reviewers Name: Jean

Quick Tools

Decreed Year	No Forfeiture Concerns Thru:
2011	2017
2012	2018
2013	2019
2014	2020
2015	2021

	Check box		COMMENTS/CONCERNS:
1 Fill out WSB Data Entry Checklist for Leases (Front of File)	x		
2 Reason for lease of water rights (Brief description of lease proposal in narrative)			
Portion of right			
All of right	x		
3 Check GWMA/CGWA/ADC and basin 63 areas of concern (note area in comments)			
	Yes	No	
4 Rentable? (If no explain in comments or narrative)	x		
5 Authority to file			
Current owner or designated applicant	x		
SOS Web site checked for business entity			
Other (explain in comments)			
6 Water Right validity			
Decreed/Licensed/Statutory claim date (write in comments section)			2009
Past irrigation to ensure forfeiture is not an issue if decreed or licensed over 7 years ago (consider transfers that changed the POU, rentals to the POU etc.)			
Has this right previously been leased to the bank or in CREP?		x	
7 Injury to other water rights			
If the POD is through a delivery entity, was consent provided?		na	
If the POD is through a delivery entity, was holdback required? (percentage in comments)			%
Any other concerns			
8 Enlargement concerns	Check box		
Complete a POU comparison overlap analysis	x		
Complete a combined limits review	x		
Complete POD overlap analysis (if there is an overlap add condition to lease)	x		
	Yes	No	
Are there overlapping rights that need to be placed in the bank also?		x	
Will the place of use continue to receive water? (if yes explain in comments)		x	
9 Local Public Interest			
Does the processor know of any problems this action will cause for the local public?		x	
10 Have you contacted regional office and watermaster for comment/concerns?	x		
Send the watermaster comment request form or e-mail request	x		
11 Area Headgate requirement (write in Comments)			3.5
12 Is water right involved in any other department action? Pull file and check database () Ownership Change () Transfer () Mitigation () Other - Explain in comments		x	

Narrative: The Department received the applications on August 22, 2017. Cody Coates, current owner signed the application. The right was decreed in 2009. The 2014 watermaster report states the water was delivered and aerial photos confirm some irrigation took place in 2014. Forfeiture is not an issue. Water right 37-22662 completely overlaps this right. These rights together will be limited to 213 acres for rent. This water right is currently within WD 37B.