

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT NO. 171

RECEIVED

JUN 02 2017

DEPARTMENT OF
WATER RESOURCES

This is to certify that:

SANDERS FAMILY LLLP
PO BOX 236
HAMER, ID 83425

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)
31-2380	11/18/1960	GROUND WATER	0.06	17.15	4.9	0.012	3.5
31-2465	2/9/1961	GROUND WATER	0.31	72.80	20.8	0.015	3.5
35-7777	1/24/1978	GROUND WATER	0.16	38.00	9.5	0.017	4.0
Rental Totals			0.53	127.95	35.2	0.015	3.6

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:

2017: \$2,175.15

2018: \$2,559.00

The full fee for the rental of the above-described right(s) is \$2,175.15 for 2017 and \$2,559.00 for 2018. The rental fee includes an administrative fee of \$217.51 for 2017 and \$255.90 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.

Total Water Use Authorized Under Rental Agreement [Click here to enter text.](#)

Beneficial Use	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate/Acre (CFS/AC)	Volume/Acre (AF/AC)
IRRIGATION	0.53	123.15	35.2	0.015	3.5
Total	0.53	123.15	35.2	0.015	3.5

*** The authorized water usage reflects a reduction from the water right elements rented, to account for the headgate allowance.**

Detailed water right conditions are attached.

SUPPORT DATA

IN FILE # 31-2380

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK RENTAL AGREEMENT NO. 171

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:

David Sanders
Signature of Renter

5-30-17
Date

David Sanders
Printed Name

owner
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 6/5/2017

Rental approved by IDWR By Web

Date 6-5-2017

WATER SUPPLY BANK RENTAL AGREEMENT NO. 171

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec. 15, Twp 07N, Rge 36E,	JEFFERSON County
GROUND WATER	SWNW	Sec. 14, Twp 07N, Rge 36E,	JEFFERSON County

Beneficial Use	Diversion Rate	Volume
IRRIGATION	0.53 CFS	123.15 AF

BENEFICIAL USE & SEASON OF USE

Water Right No.	From	To
31-2380	4/1	10/31
31-2465	4/1	10/31
31-7489	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	
07N	36E	14								20.0									20.0
07N	36E	15		0.6	10.8											3.8			15.2

Total Acres: 35.2

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.
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. Prior to diversion and use of water under this approval, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

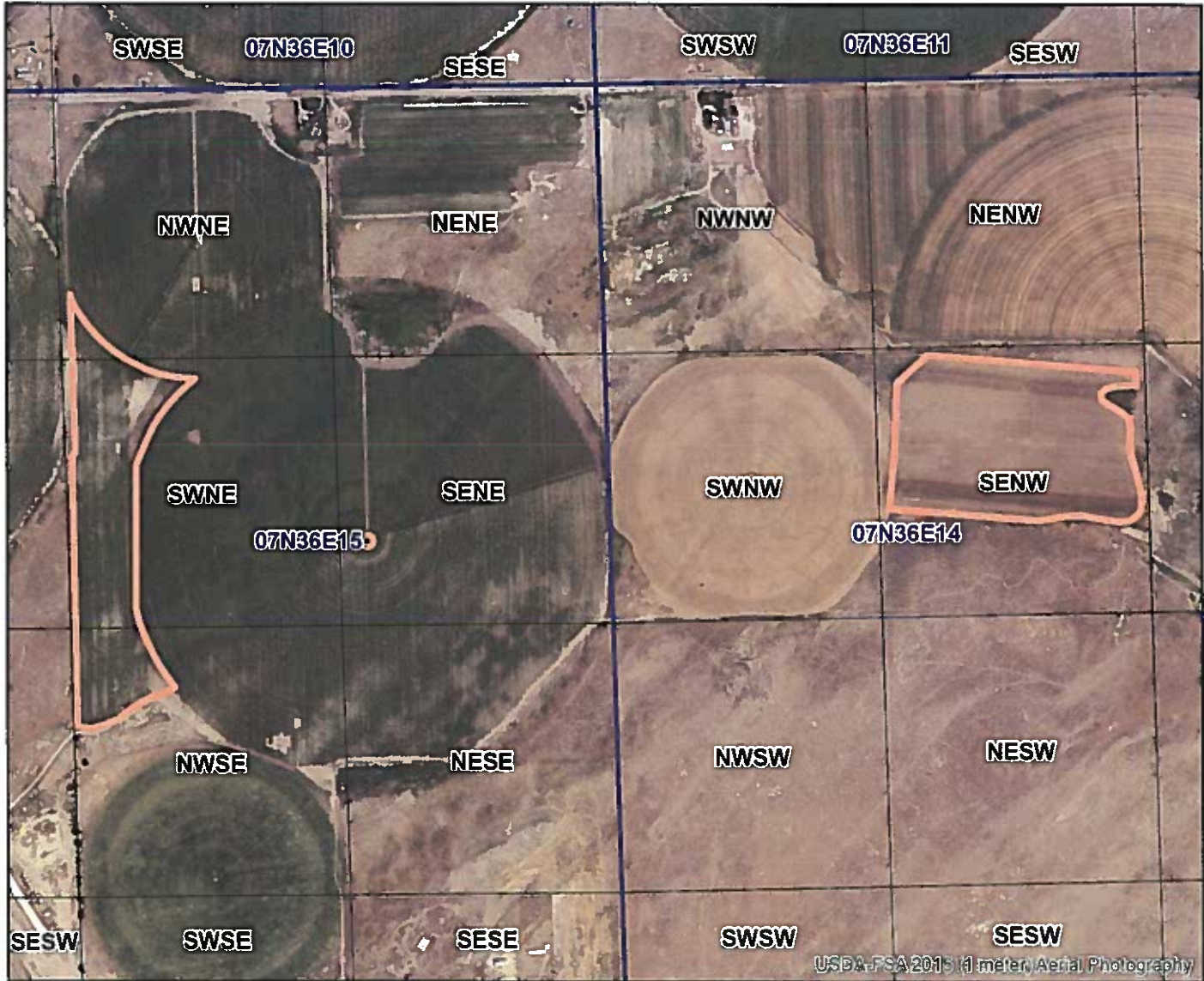
10. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
11. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
12. 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.
13. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
14. The following rights are diverted through the points of diversion described above: 31-12196, 31-12198 (well #300243) and 31-7318, 31-12193, 31-121955, 31-12197 and 31-12199 (well #300241).



Idaho Water Resource Board
Attachment to Water Supply Bank Rental Agreement No. 171

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



STATE OF IDAHO
WATER RESOURCE BOARDAPPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANK

RECEIVED

MAR 23 2017

DEPARTMENT OF
WATER RESOURCESApplicant Name: Sanders Family LLLP

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 *Application to Rent Water from the Board's Water Supply Bank*
- ☒ Confirmation that this form has been printed single sided, per requirement of the Water Supply Bank

Attachment N/A Yes

- 2 ☒ A map showing the proposed point(s) of diversion, place(s) of use, and water diversion and distribution systems proposed to be used with your rental request
- 3A ☒ ☐ Detailed information on a proposed use of rental water
- 3F ☒ ☐ Authorization from the owner/operator of the rental point(s) of diversion
- 3H ☐ ☒ Water modeling to account for the impacts of the rental request
- 3J ☒ ☐ Documents justifying a rate of flow greater than 0.02 cfs/acre
- 3K ☒ ☐ Authorization from the owner/operator of the property at the proposed rental place(s) of use
- 4B ☒ ☐ Explanation of how the rental water will sufficiently accomplish your rental purposes
- 4C ☒ ☐ Explanation of consumptive use amounts for water rights experiencing a change in nature of use

Department Use Only – Proposed Water Right(s)

22-14206

8/14

**STATE OF IDAHO
WATER RESOURCE BOARD**

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Sanders Family LLLP c/o David Sanders

Mailing Address <u>2473 E 2100 N</u>	Hamer	Idaho	83425
Street	City	State	Zip Code
Email Address <u>sanders@mudlake.net</u>	Phone Number <u>208-662-5437</u>		

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 <u>Kristin Moore</u>	Professional Title <u>Senior Water Rights Analyst</u>
Organization <u>Rocky Mountain Environmental Assoc. Inc.</u>	Relationship to Applicant <u>Consultant</u>
Mailing Address <u>482 Constitution Way, Suite 303, Idaho Falls, ID 83402</u>	
Email Address <u>kristin.rmea@gmail.com</u>	Phone Number <u>208-524-2353</u>

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:

For the irrigation of additional fields not covered under water rights.

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)
0.70 CFS	123.2 AF	0.70 CFS	123.2 AF	35.2 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?	
April 15, 2017	June 1, 2017	☒ 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):

Two wells mainlines to laterals with 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
7N 36E Sec 14 SWNW	Groundwater	31-12196, 31-12198
7N 36E Sec 15 SENE	Groundwater	31-7318, 31-12193, 31-12195, 31-12197, 31-12199

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 35.2 (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:

N/A

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)
22-14206	Irrigation	0.70	123.2	35.2		0.70	123.2	35.2
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					TOTAL	0.70	123.2	35.2
						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 Rights 22-7336 and 31-7128 were rented from the WSB in 2016. Applicant is seeking water rights to purchase that can be reasonably transferred to the proposed location.

- 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

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

David Sanders

Printed Name of Applicant

3-1

Date

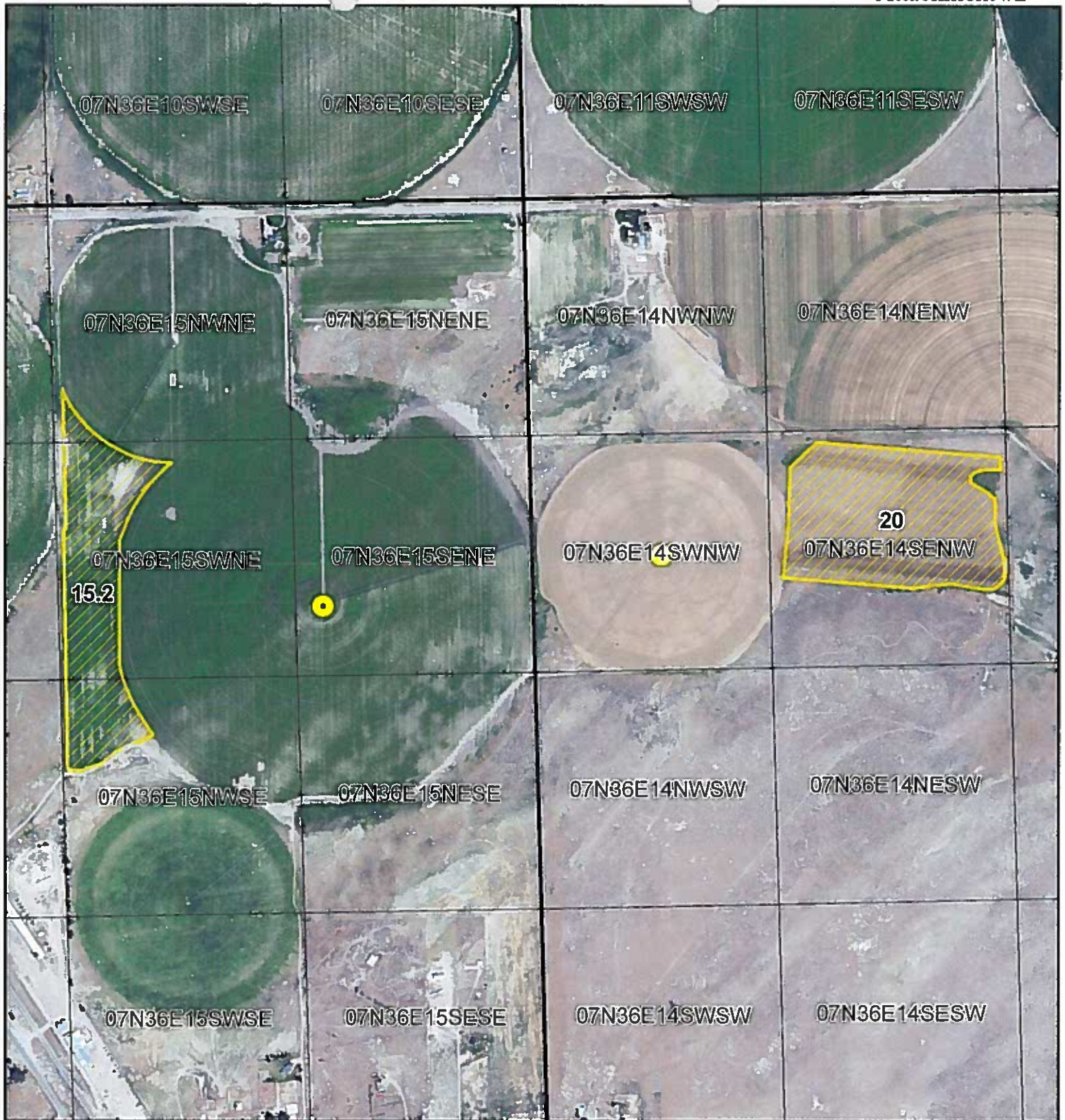
Signature of Representative

Printed Name of Representative

Date

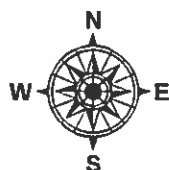
Mail to:

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



Legend

-  WSB_2017_POD
-  QQ
-  WSB 2017 Irrigated Acres
-  Twp & Rng
-  Section



Application to Rent from WSB

Sanders Family LLLP

RMEA #15-0024

by: KM

February 28, 2017



Eastern Snake Plain Aquifer Modeling Analysis

The Applicant requires an additional 35.2 acres at the proposed place of use to irrigate additional acres. Water Right 22-14206 is proposed to be leased to the Water Supply Bank in this lease/rental package. Using ESPAM 2.1 to simulate the depletions of transferring 35.2 acres from the original point of diversion of 22-14206 to the proposed place of use, the affects do not exceed the threshold of 2.0 af/trimester. No mitigation is required.

Figures 1-3 include excerpts from the ESPAM 2.1 simulation.

Figure 1. Data Entry

ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are set up for user entries

UPDATE DATES

RUN MODEL

GET OUTPUT

CALCULATE EFFECTS

ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

TRANSFER NO:

YEAR: TRANSFER NAME:

SEASON:

ENTER CELL LOCATIONS:

	TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	42	57	75	45
COLUMN	169	192	105	30

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 1982	0	41	41	0	0	0	0
SUM 1982	0	41	41	0	0	0	0
WIN 1982	0	41	41	0	0	0	0
SPR 1983	0	41	41	0	0	0	0
SUM 1983	0	41	41	0	0	0	0
WIN 1983	0	41	41	0	0	0	0
SPR 2018	0	41	41	0	0	0	0
SUM 2018	0	41	41	0	0	0	0
WIN 2018	0	41	41	0	0	0	0
SPR 2017	41	0	41	0	0	0	0
SUM 2017	41	0	41	0	0	0	0
WIN 2017	41	0	41	0	0	0	0
SPR 2018	0	41	41	0	0	0	0
SUM 2018	0	41	41	0	0	0	0
WIN 2018	0	41	41	0	0	0	0
SPR 2110	0	41	41	0	0	0	0
SUM 2110	0	41	41	0	0	0	0
WIN 2110	0	41	41	0	0	0	0
SPR 2111	0	41	41	0	0	0	0
SUM 2111	0	41	41	0	0	0	0
WIN 2111	0	41	41	0	0	0	0

Figure 2. Net Transfer Graphs

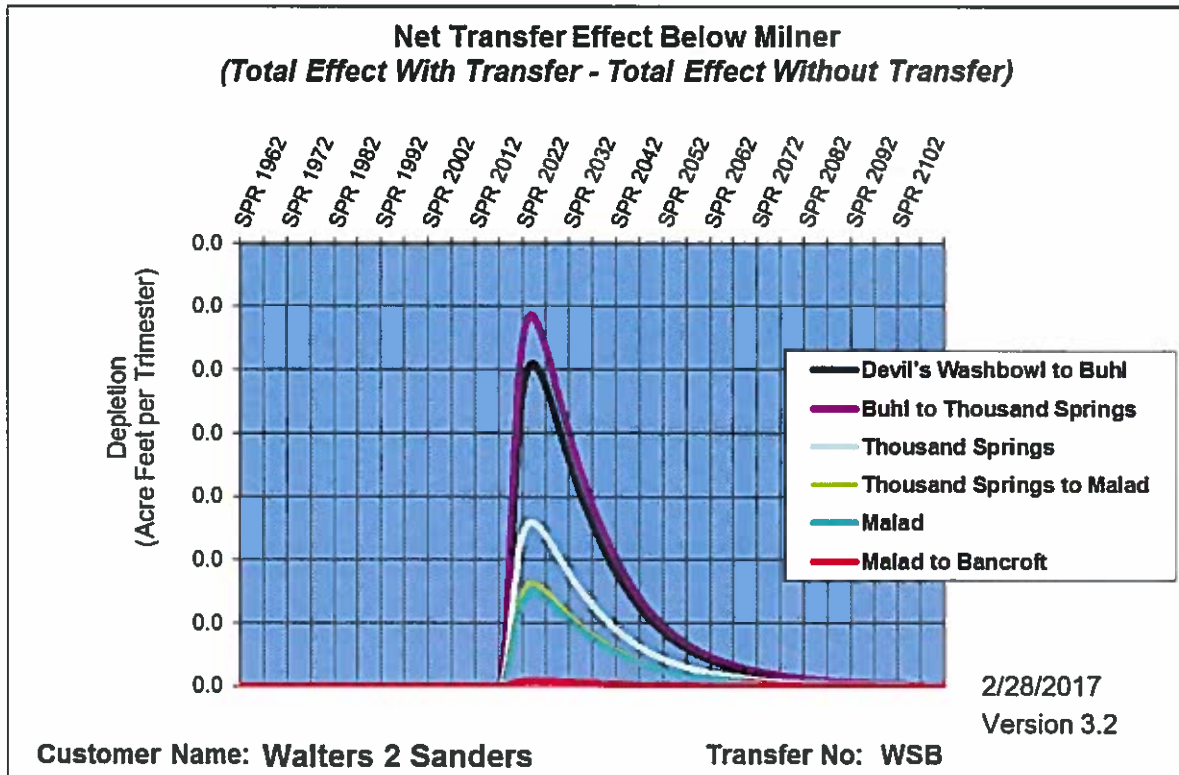
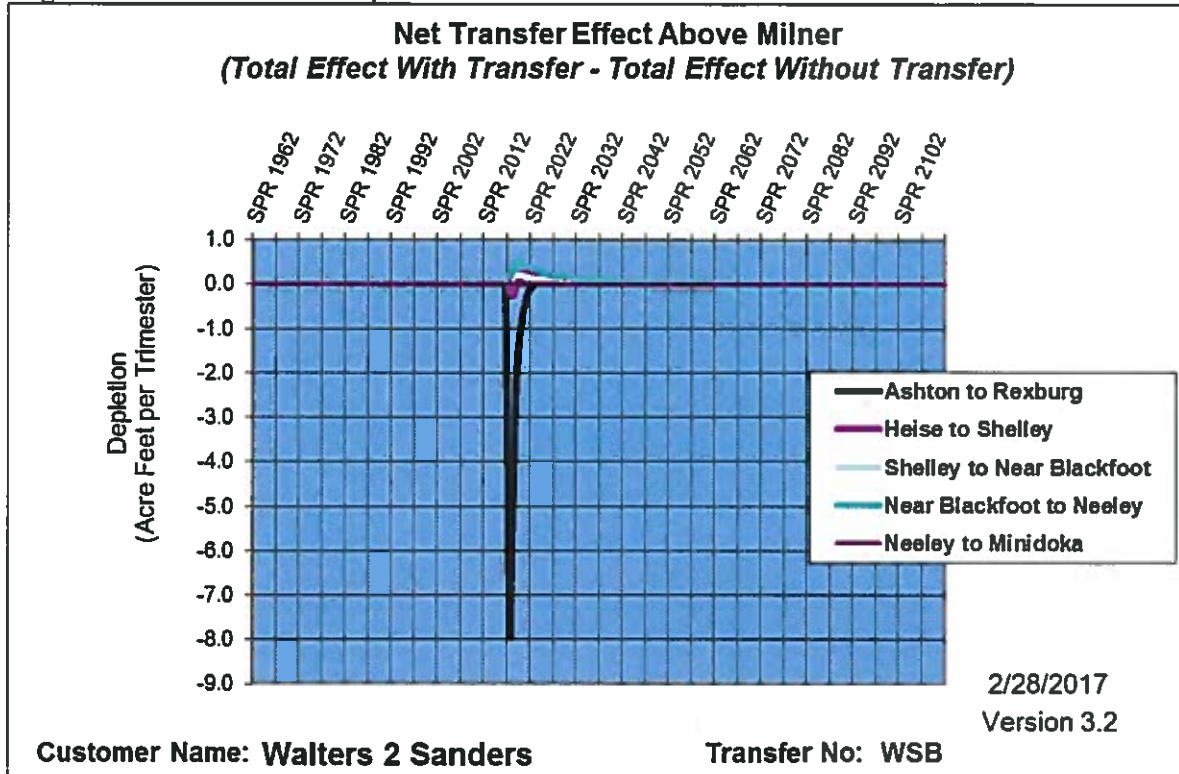


Figure 3. Calculated Affects.

	Net Transfer Effect (AF/four months)										
	Ashton to Rexburg	Heise to Shelley	Shelley to Nr Bickt	Nr Bickt to Neeley	Neeley to Minidoka	Dev. Wbl. Buhl	Buhl to Kspr	Kspr Kspr	Kspr to Malad	Malad Malad	Malad to Bancroft
SPR 1962	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1962	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1962	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1963	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1963	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1963	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2016	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2016	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2016	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2017	-3.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2017	-8.1	-0.1	0.0	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2017	-8.0	-0.2	0.1	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2018	-5.9	-0.3	0.1	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2018	-4.2	-0.2	0.2	0.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2018	-3.0	-0.2	0.2	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2019	-2.2	-0.1	0.2	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2019	-1.6	0.0	0.2	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2019	-1.2	0.1	0.2	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2020	-0.9	0.1	0.2	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2020	-0.6	0.2	0.2	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2020	-0.5	0.2	0.2	0.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2021	-0.3	0.2	0.2	0.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2021	-0.2	0.2	0.2	0.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2021	-0.2	0.2	0.1	0.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2022	-0.1	0.2	0.1	0.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2022	0.0	0.2	0.1	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2022	0.0	0.2	0.1	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2023	0.0	0.2	0.1	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2023	0.1	0.2	0.1	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2023	0.1	0.2	0.1	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2024	0.1	0.2	0.1	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2024	0.1	0.2	0.1	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2024	0.1	0.2	0.1	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2025	0.1	0.2	0.1	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2025	0.1	0.2	0.1	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2025	0.1	0.2	0.1	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2026	0.1	0.2	0.1	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2026	0.1	0.2	0.1	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2110	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2110	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2110	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2111	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2111	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2111	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0



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

June 5, 2017

SANDERS FAMILY LLLP
PO BOX 236
HAMER ID 83425

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 31-2380, 31-2465, and 31-7777**

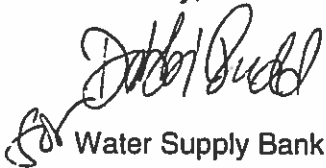
Dear Renter:

Please find enclosed a receipt in the amount of **\$2,175.15** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 127.95 acre-feet of water for irrigation of 35.2 acres during 2017. 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 \$1,957.64 of the rental fee will be paid to the lessor(s) and 10% or \$217.51 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

Enclosures: Receipt No. C103664
Rental Agreement (copy)

c: Sascha Marston – Fiscal
James Cefalo – IDWR Eastern Regional Office/Water District # 110
Kristin Moore – Rocky Mountain Environmental
Jefferson Clark GWD



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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 31, 2017

SANDERS FAMILY LLLP
PO BOX 236
HAMER ID 83425

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 31-2380, 31-2465, and 35-7777**

*****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 \$2,175.15 was calculated based on the current rental rate of \$17.00 per acre-foot times a diversion volume of 127.95 acre-feet. An annual payment shall be received by the Department prior to the execution of this agreement and prior to January 1 in all subsequent years for the duration of the rental period. The agreement will be void if payment is not received prior to the due date in a given year. If you would like to terminate the agreement prior to the end of the rental period, you must submit written notice of your intent to the Department at least 30 days prior to the rental fee due date.

Please send a check for \$2,175.15 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 \$1,957.64 of the rental fee will be paid to the lessor(s) and 10% or \$217.51 will be retained by the Department to offset administrative costs.

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

Sincerely,


Terri Judd
Water Supply Bank

Enclosure

c: IDWR Front Desk
Kristin Moore – Rocky Mountain Environmental

MEMORANDUM

To: Right(s) 31-2380, 31-2465, and 35-7777
From: Michele Edl
Date: May 25, 2017
Re: Review & Analysis of the Sanders Family LLLP's Application to Rent Water from the State Water Supply Bank

PURPOSE/NARRATIVE: On March 23, 2017, Kristin Moore (Sr WR Analyst, Rocky Mountain Environmental Associates, Inc) submitted a WSB rental application on behalf of the Sanders Family. The original application proposed to rent a portion of water right 22-14206 for the 2017 season. However, Eastern Region was not comfortable with renting that right and its sibling 22-4046 as primary ground water rights.

As an alternative, Kristin Moore proposed rental of 31-2380, 31-2465 and 35-7777 for the 35.2 acres required by the Sanders Family.

AUTHORITY TO FILE: According to available Jefferson County taxlot information, the proposed places-of-use are properties owned by Sanders Family Partnership. Sanders Family LLLP is listed with IDSOS as L6719. David B Sanders is listed as the general manager. David Sanders signed the rental application. The proposed rental points-of-diversion are WMIS wells (WMIS #300241 and #300243) located within the Sanders Family properties. They are the PODs for rights: 31-12196, 31-12198 (well #300243) and 31-7318, 31-12193, 31-121955, 31-12197 and 31-12199 (well #300241).

WATER RIGHT VALIDITY:

Right 31-2380 is for irrigation use and has been leased to the bank since 2008. Forfeiture is not an issue at this time. The current lease is in effect until December 31, 2019. A sufficient quantity of the right is available to satisfy this request but the lease availability will be exhausted by this rental.

Right 31-2465 is for irrigation use and has been leased to the bank since 2008. Forfeiture is not an issue at this time. The current lease is in effect until December 31, 2021. A sufficient quantity of the right is available to satisfy this request but the lease availability will be exhausted by this rental.

Right 35-7777 is for irrigation use and has been leased to the bank since 2006. Forfeiture is not an issue at this time. The current lease is in effect until December 31, 2018. A sufficient quantity of the right is available to satisfy this request.

INJURY TO OTHER WATER RIGHTS: No injury is apparent.

The consultant provided modeling of this water rental using the current version of the ETRAN modeling utility. I reviewed and ran modeling and I concur with the consultant; no mitigation is required for this rental.

ENLARGEMENT OF USE: No enlargement is anticipated.

The rental rate and volume requested from the rights will be made proportionate to the leased elements of the right. The authorized rental rate will be 0.015 cfs/ac which is less than the standard 0.02 cfs/ac but sufficient for irrigation of these fields.

The consultant is aware of the rate limitations of these rights. The rental places-of-use have no water rights and according to the consultant, the renter has planted a grain crop for the 2017

season which does not need a high rate/acre. When pieced together the 3 rights will provide enough water to save the crop.

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: The leased right 35-7777 is subject to Water District #120. The rental location is subject to Water District #110. Comment will be solicited from the Watermaster and Eastern Region.

The rental wells are located within the Jefferson Clark GW District.

Edl, Michele

From: Kristin <kristin.rmea@gmail.com>
Sent: Wednesday, May 24, 2017 9:31 PM
To: Edl, Michele
Subject: Re: Sanders Family

That sounds great! YES, he would like to rent these rights for two years.

Thank you,
Kristin

Sent from my iPhone

> On May 24, 2017, at 5:14 PM, Edl, Michele <Michele.Edl@idwr.idaho.gov> wrote:

>

> Kristin Moore

> For the Sanders Family, I've put together an agreement on 31-2380, 31-2465 and 35-14040 for the one year requested. The cost will be \$2494.75 because I needed to concentrate the elements of 35-14040. My ESPA modeling shows that this rental accrues rather than depletes the river. This combination of rights is available to rent for two years. Do you know if Dave Sanders would be interested in a 2-year term on this agreement?

>

> -----Original Message-----

> From: Kristin [mailto:kristin.rmea@gmail.com]

> Sent: Wednesday, May 24, 2017 9:51 AM

> To: Edl, Michele <Michele.Edl@idwr.idaho.gov>

> Subject: Pocock and sanders

>

> Any news? Were you able to recreate that modeling? Or look at the modeling I sent for Sanders? Do you have 30 hrs in the day?

>

> Thanks,

>

> Kristin

>

> Sent from my iPhone

Term	AF/1
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Sanders Family rental #171 2017-2018

WR No.	Div. Rate (CRS)	Con. Vol. (ATA)	No. of Irr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AIT	Model Node
Transfer 1: Proposed Steady State Impacts following Transfer							
???	???	275.6	68.9	1/1/1960	8526E-3	275.6	SP082075/5
???	???	275.6	68.9	1/1/1960	8526E-3	275.6	SP080606/6
Transfer 1: Worst Case Transfer State Impacts following Transfer							
???	???	275.6	68.9	1/1/1960	8526E-3	275.6	SP082075/5
???	???	275.6	68.9	1/1/1960	8526E-3	275.6	SP080606/6

Impact by Reach (Af/Triester)									
Ashton to Rexburg	Heise to Shelley	Shelley to Nr Bickit	Nr Bickit to Neelley	Neelley to Mindoka	Buhl to Buhl	Kspr to Kspr	Maid to Maid	Bancroft to Bancroft	
8.34	8.94	5.86	16.61	0.10	0.33	0.38	0.17	0.10	0.01
8.32	8.93	5.86	16.59	0.10	0.33	0.38	0.17	0.10	0.01
8.34	8.94	5.86	16.61	0.10	0.33	0.38	0.17	0.10	0.01
8.32	8.93	5.86	16.59	0.10	0.33	0.38	0.17	0.10	0.01

[illegible][illegible]

Read Me

No. L 6719	Due no later than Aug 31, 2016		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed.		GREGORY C CALDER 2105 CORONADO IDAHO FALLS ID 83404			
	SANDERS FAMILY LLLP DAVID B SANDERS PO BOX 205 HAMER ID 83425		3. <u>New</u> Registered Agent Signature:*			
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
GENERAL PARTNER	DAVID B SANDERS	PO BOX 205	HAMER	ID	USA	83425
5. Organized Under the Laws of: ID L 6719	6. Annual Report must be signed.* Signature: David Sanders Name (type or print): David Sanders Date: 09/21/2016 Title: General Partner					
Processed 09/21/2016 * Electronically provided signatures are accepted as original signatures.						