

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 148

This is to certify that:

GRANDVIEW MUTUAL CANAL COMPANY
PO BOX 9
GRANDVIEW, ID 83624

RECEIVED

MAY 05 2017.

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)
2-40	3/1/1956	SNAKE RIVER	0.040	4.80	1.20	0.030	4.00
2-7061	4/9/1970	SNAKE RIVER	1.840	460.00	92.00	0.020	5.00
2-7062	4/9/1970	SNAKE RIVER	0.230	57.50	11.50	0.020	5.00
2-10471	2/25/1963	SNAKE RIVER	3.250	649.20	162.30	0.020	4.00
Combined Limit Totals			5.360	1,171.50	267.00	0.020	4.39
Combined Rental Totals			5.360	1,171.50	267.00	0.020	4.39

Term of Rental: This rental shall take effect when all parties have signed it and shall continue in effect until December 31, 2019

Annual Rental Fee:

2017 - 2018: \$19,915.50
2018 - 2019: \$23,430.00
2019 - 2020: \$23,430.00

The full fee for the rental of the above-described right(s) is \$19,915.50 per year for years 2017 and \$23,430.00 per year for years 2018 - 2020. The rental fee includes an administrative fee of \$1,991.55 per year for years 2017 and \$2,384.30 per year for years 2018 - 2020.

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

Total Water Use Authorized Under Rental Agreement

Beneficial Use	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate/Acre (CFS/AC)	Volume/Acre (AF/AC)
IRRIGATION	5.360	1171.50	267.00	0.020	4.39
Combined Total	5.360	1171.50	267.00	0.020	4.39

Detailed water right conditions are attached.

SUPPORT DATA

IN FILE # 2-40

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

The undersigned renter agrees to use the water rented under this agreement in accordance with the Water Supply Bank rules and in compliance with the limitations and conditions of use described in this agreement:

Phil Hipwell
Signature of Renter

1 May 2017
Date

Phil Hipwell
Printed Name

CHAIRMAN, GRANDVIEW Mutual
Title CANAL CO.

*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 5/5/2017

Rental approved by IDWR Chay W...

Date 5-5-2017

WATER SUPPLY BANK RENTAL AGREEMENT No. 148

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER Lot 10 (NWSW) Sec. 34, Twp 05S, Rge 04E, OWYHEE County

Beneficial Use	Diversion Rate	Volume
IRRIGATION	5.36 CFS	1171.50 AF

BENEFICIAL USE & SEASON OF USE

Water Right No.	From	To	Diversion Rate
2-7062	3/1	11/15	0.230 CFS
2-7061	3/1	11/15	1.840 CFS
2-10471	3/1	11/15	3.250 CFS
2-40	3/1	11/15	0.040 CFS

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	
04S	02E	35																0.2	0.2
05S	02E	1						6.3	35.0	0.1		38.0							79.4
								L4											
05S	02E	2	36.0	36.0	33.0	38.0	12.0	11.0	26.0	29.0					25.0	25.0			271.0
			L1	L2			L3	L4											

Total Acres: 350.6

Acre Limit: 267.0

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.
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. The following rights are diverted through point of diversion described above: 2-2220, 2-2221, 2-2222, 2-2409, 2-7040, 2-7396, 2-10471 and 2-10472.

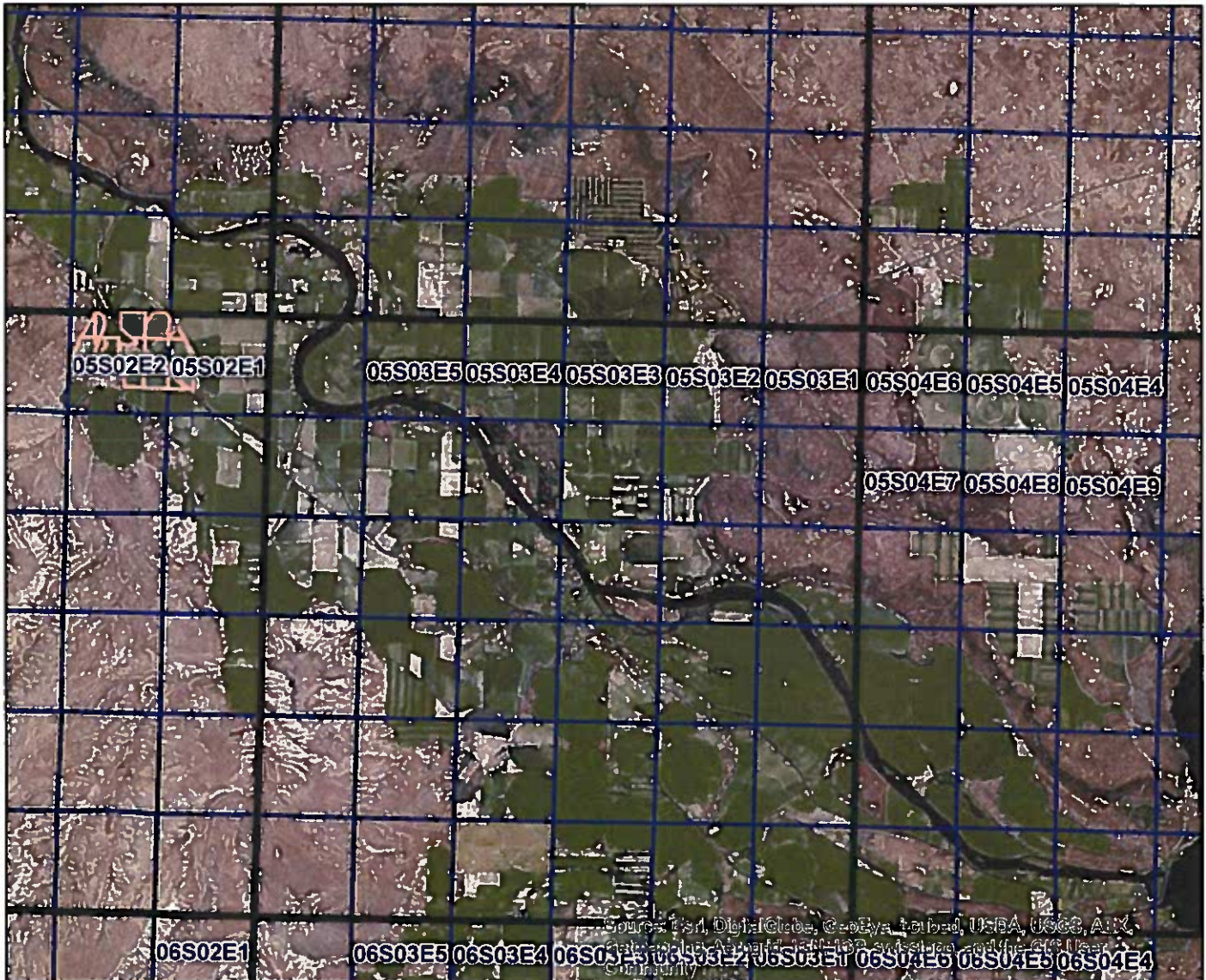
9. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
10. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
11. Use of water rights utilized under this rental agreement when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
12. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within Sate Water District No. 02.
13. The following rights are diverted through point of diversion described above: 2-202A, 2-7032, 2-2405A, 2-2084, 2-2083, 2-2271, 2-2272, 2-10167, 2-10169, 2-56, 2-51, 2-52, 2-10039, 2-202B, 2-10015, 2-203, 2-10136, 2-29, 2-2034, 2-10141, 2-2176A, 2-2176C, 2-63, 2-4027, 2-10298, 2-10171, 2-10031, 2-80, 2-81, 2-7336.



Idaho Water Resource Board
Water Supply Bank Rental Agreement

Effective until December 31, 2020

This map depicts the rental place of use pursuant to the rental agreement and is attached to the agreement solely for illustrative purposes.



-  Rental Point of Diversion
-  Rental Place of Use
-  Townships
-  PLS Sections



 Miles
0 1 2

STATE OF IDAHO
WATER RESOURCE BOARD

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

RECEIVED

FEB 27 2017

DEPARTMENT OF
WATER RESOURCESApplicant Name: Grand View Mutual Canal Company

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 Conveyance Loss
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)

**STATE OF IDAHO
WATER RESOURCE BOARD**

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Grand View Mutual Canal Company

Mailing Address PO Box 9 Grand View Idaho 83624

Street City State Zip Code

Email Address mcdaniel@speedyquick.net Phone Number (208) 834-2350

B. Is this application being completed by an authorized representative on behalf of the applicant? Yes ☐ No ☐

If yes, representatives (includes company employees if the applicant is a corporation, as well as legal counsel or consultants) should provide their information below if they desire to be included on correspondence with the rental applicant.

Representative _____ Professional Title _____

Organization _____ Relationship to Applicant _____

Mailing Address _____

Email Address _____ Phone Number _____

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 - Conveyance Loss

2914 acres of ground within our service area are going to be

Irrigated no additional acres will be Irrigated.

- 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)
5.36 CFS	1141.5 AF	CFS	AF	267.0 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?	
3/15/17	7/01/2017	☐ 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):

Idaho Power Head Gate

- 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
Head gate	Snake River	2-80, 2-81, 2-7336
	CJ Strike Dam	

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 _____ (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:

places of use is owned by canal shareholders

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)
02-40						0.04 cfs	4.8 af	1.2 ac
02-7061						1.84 cfs	460.0 af	92.0 ac
02-7062						0.23 cfs	57.5 af	11.5 ac
02-10471						3.25 cfs	619.2 af	162.3 ac
See	Current	Arrangement						
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	5.36 cfs	1141.5 af	267.0 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:

- 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:

See current Rental Agreement that
we are seeking to ammend &
update. We have filed for an Additional
water right - 2-105-04 Permit # 79278

- 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.

Chairman for the Grand View Mutual Canal Company

Randy Hipwell
Signature of Applicant

Randy Hipwell
Printed Name of Applicant

2-24-17
Date

Signature of Representative

Printed Name of Representative

Date

Mail to:

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

Water Modeling Requirement Information Sheet

Information on water modeling requirements for rental requests within special administrative areas

Important information on requesting rental water within special administrative areas: Refer to the information below to determine whether the modeling of potential impacts from your rental request is necessary. Use Section 4 of the rental application to identify selected water rights. **If you submit an application to rent water from within a special administrative area and water modeling is required, your rental request will be returned if water modeling is not provided.**

Water modeling may be required when an application to rent water involves one of two scenarios:

Scenario 1: The rental request proposes to divert water from a regulated water source and/or within a special administrative area AND the distance between the rental point(s) of diversion (POD) and the POD(s) for the leased water right(s) is greater than the administratively established, acceptable distance.

Regulated water sources may areas include:

- A. Ground water resources within the modeled area of the Eastern Snake Plain Aquifer (ESPA) and tributary aquifers;
- B. Ground water within Ground Water Management Areas (GWMAs) or Critical Ground Water Areas (CGWAs);
- C. Water resources within other specified administrative areas, as established by the Idaho Water Resource Board (IWRB) or the Idaho Department of Water Resources.

The distance between any rental POD(s) and the POD(s) for a leased water right to be rented is important. On the ESPA, distance is measured in terms of model cells that cover an area of one square mile. Ground water modeling is not required if lease POD(s) and rental POD(s) are located within the same model cell or within adjacent model cells. If the lease and rental PODs are separated by more than one model cell groundwater modeling must be completed using the IDWR ESPA Transfer Tool and modeling results must be submitted with the rental application. ESPA modeling tools can be accessed and freely downloaded from IDWR's website by visiting: www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.

Ground water modeling may be required within GWMAs, CGWAs or other regulated administrative areas. Applicants who desire to rent water within an established GWMA, CGWA or other regulated administrative area should consult IDWR's website before submitting their application to review the current status of administrative orders related to regulated administrative areas. Consult www.idwr.idaho.gov/WaterInformation/GroundWaterManagement/designated_areas.htm for information on GWMAs or CGWAs, visit <https://idwr.maps.arcgis.com/home/> to use mapping tools to find other regulated areas.

Applicants interested in renting water within a GWMA, CGWA or other regulated administrative areas should request water rights that have been leased into the Bank from within the same administrative area. Generally, the Bank will not permit a rental of water within a regulated administrative area if the leased water rights are not located within that same administrative area.

Scenario 2: A rental request proposes to divert water from a different but hydraulically connected water source.

Modeling situations may include:

- A. Rental requests that propose to divert surface water rights via ground water POD(s) (wells); and
- B. Rental requests that propose to divert ground water from one aquifer when the right being rented authorizes the diversion of ground water from a hydraulically connected, tributary aquifer.

Rental requests that propose to divert surface water rights from ground water points of diversion may be considered if ground water modeling establishes that the surface and ground water resources are directly and immediately hydraulically connected. An acceptable hydraulic connection occurs when at least 50 percent of the total depletions from a well are detectable from the original water source within a 24 hour period. The existing (leased) POD and proposed (rental) POD must be proximate such that diversion and use of water from the proposed POD would have substantially the same effect on the hydraulically-connected source as diversion and use of water from the original POD.

Requests to rent ground water across tributary aquifer sources may be considered if ground water modeling is provided to demonstrate that two aquifers are hydraulically connected and the anticipated impacts of diverting ground water from one source through the other is modeled accordingly.

For more information about rental application requirements, contact IDWR at (208) 287-4800.

RECEIVED

MAY 20 2015

DEPARTMENT OF
WATER RESOURCES

This is to certify that: **GRANDVIEW MUTUAL CANAL COMPANY**
BOX 9
GRAND VIEW ID 83624
(208) 834-2350

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	Priority Date	Source	Tributary	Rented Rate	Annual Rented Volume	Acre Limit	Total Rented Acres
-------------	---------------	--------	-----------	-------------	----------------------	------------	--------------------

02-40	3/1/1956	Snake River	Columbia River	0.04 cfs	4.8 af	NA	1.2 ac
02-7061	4/9/1970	Snake River	Columbia River	1.84 cfs	460.0 af	NA	92.0 ac
02-7062	4/9/1970	Snake River	Columbia River	0.23 cfs	57.5 af	NA	11.5 ac
02-10471	2/25/1963	Snake River	Columbia River	3.25 cfs	619.2 af	NA	162.3 ac
Total Annual Combined Limit				5.36 cfs	1141.5 af	NA	267.0 ac

02-2176A	5/1/1962	Snake River	Columbia River	1.06 cfs	396.7 af	NA	91.1 ac
02-2405A	5/18/1967	Snake River	Columbia River	0.65 cfs	314.2 af	NA	91.1 ac
Total Annual Combined Limit				1.71 cfs	410.0 af	NA	91.1 ac

Annual Combined Rental Totals	7.07 cfs	1551.5 af	NA	358.1 ac
--------------------------------------	-----------------	------------------	-----------	-----------------

Term of Rental: April 1, 2015 thru December 31, 2019

Rental Fee:	Years 2015-2017	\$26,375.50 annually
	Years 2018-2019	\$31,030.00 annually

The fee for rental of the above-described water is \$26,375.50 for years 2015-2017, \$31,030.00 for years 2018-19. Ten percent will go to the Department for administrative costs: \$2,637.55 years 2015-2017, and \$3,103.00 for years 2018-2019. The remainder will be paid to the lessor(s). No rental fees will be refunded once the fee is collected and the start date for a Rental Agreement has passed.

Detailed water right conditions are attached.

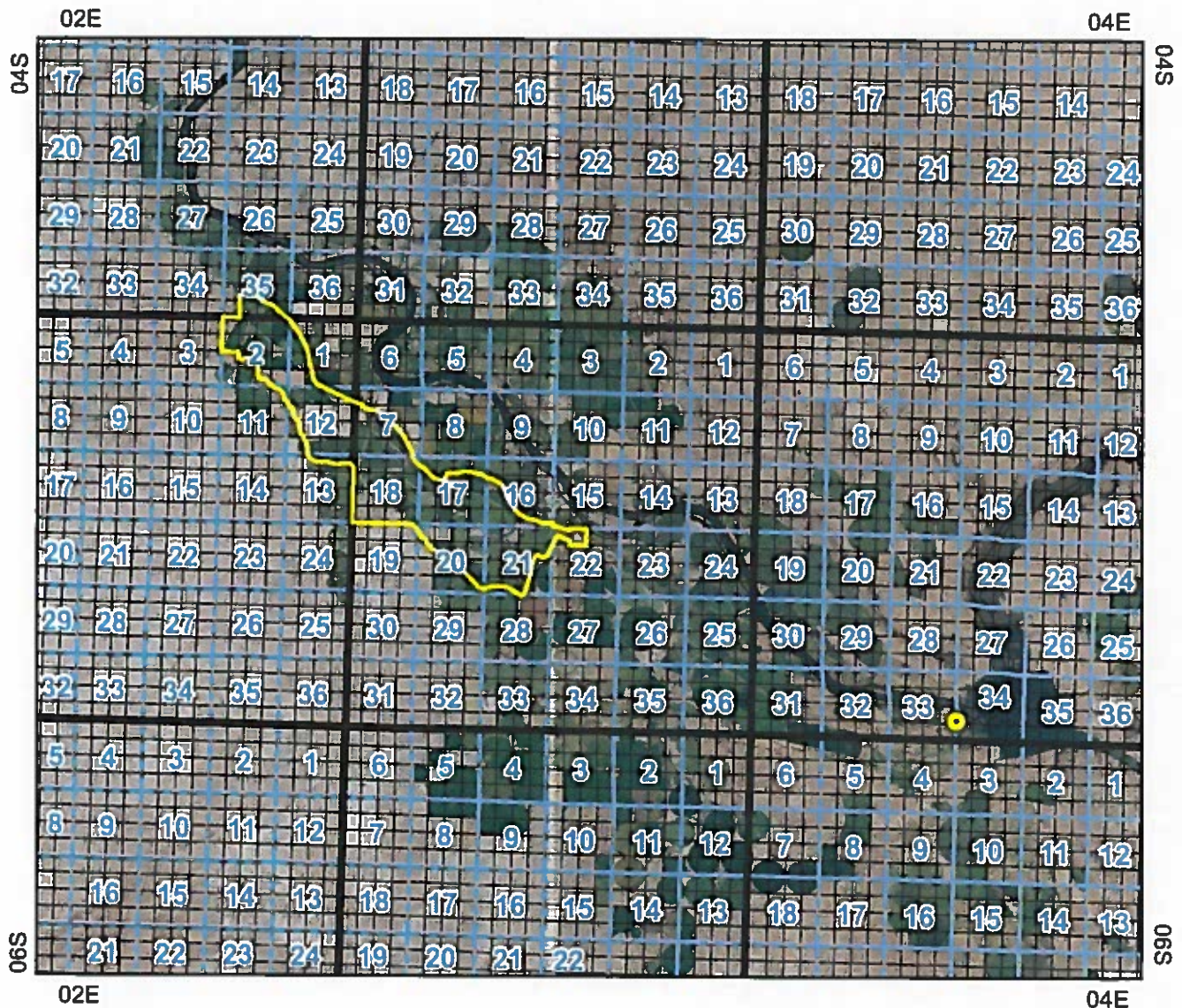
SUPPORT DATA

IN FILE # 2-40

Water Right License

2-80

No additional acres are being irrigated, and instead, that the rental is to cover conveyance losses within the canal.



Point of Diversion



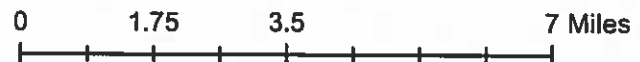
Place Of Use Boundary



Townships



PLS Sections



**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

**IN THE MATTER OF PERMIT TO)
APPROPRIATE WATER NO.)**

2-10504)

**IN THE NAME OF:)
GRANDVIEW MUTUAL CANAL CO)**

**NOTICE OF PRE-HEARING
CONFERENCE**

On 3/7/2014, GRANDVIEW MUTUAL CANAL CO, filed an Appropriation of a Water Right Permit No. 2-10504 with the Idaho Department of Water Resources (department). Protest(s) were filed by UNITED STATES OF AMERICA ACTING THROUGH

The department has scheduled the matter for pre-hearing conference on **Tuesday, November 15, 2016, beginning at 9:30 AM**, at IDAHO DEPT OF WATER RESOURCES, Western Conference Room, WESTERN REGION 2735 AIRPORT WAY, BOISE, ID, 83705.

Agenda items for the pre-hearing conference will include:

1. Identify spokesman and/or counsel representing the protestant
2. Review of the application
3. Identify issues of protest
4. Designate date for identifying witnesses
5. Designate target date for conducting administrative hearing if resolution is not possible during the pre-hearing conference.

The department encourages the applicant and protestants to discuss and resolve the protests before the pre-hearing conference. If private discussions are not possible or do not resolve the protests, the department's Rules of Procedure provide for a pre-hearing conference to be held before scheduling a formal hearing.

The pre-hearing conference provides another informal opportunity for the applicant and protestants to meet. The parties often settle their differences at the pre-hearing conference. If a formal hearing is needed to resolve the protests, the pre-hearing conference serves as an opportunity to formulate or simplify the issues, obtain concessions of fact or identification of documents to avoid unnecessary proof, schedule discovery (when discovery is allowed), arrange for the exchange of proposed exhibits or prepared testimony, limit witnesses, schedule hearings, establish procedure at hearings, and address other matters that may expedite orderly conduct and disposition of the proceeding.

It is important for all parties to give considerable thought to each of these matters before appearing at the pre-hearing conference and to make the most of the opportunity to resolve the dispute informally.

The pre-hearing conference will be conducted in a facility that satisfies the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in, or understand the pre-hearing conference, please notify the department at least (10) days prior to the hearing. Inquiries about scheduling, hearing facilities, etc., should be directed to Rachel Neely (208)334-2190.

Dated this 21st day of October, 2016.

A handwritten signature in black ink, appearing to read 'Nick Miller', is written over a horizontal line.

Nick Miller
Regional Manager

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 21st day of October, 2016, true and correct copies of the documents described below were served by placing a copy of the same with the United States Postal Service, postage prepaid and properly addressed to the following:

Document Served: Notice Of Pre-Hearing Conference
Hearing Procedure for Application for Permit

DANIEL V STEENSON
SAWTOOTH LAW OFFICES PLLC
PO BOX 7985
BOISE, ID 83707

GRANDVIEW MUTUAL CANAL CO
PO BOX 9
GRAND VIEW, ID 83624

UNITED STATES OF AMERICA ACTING
THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
ATTN FRED PRICE
1387 S VINNELL WAY
BOISE, ID 83709-1657



Rachel Neely
Administrative Assistant



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

May 8, 2017

GRANDVIEW MUTUAL CANAL COMPANY
PO BOX 9
GRANDVIEW ID 83624

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 2-40, 2-7061, 2-7062, and 2-10471**

Dear Renter:

Please find enclosed a receipt in the amount of **\$19,915.50** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 1,171.50 acre-feet of water for irrigation of 267.0 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 \$17,923.95 of the rental fee will be paid to the lessor(s) and 10% or \$1,991.55 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. C103503
Rental Agreement (copy)

c: Sascha Marston – Fiscal
Angie Grimm – IDWR Western Regional Office
Rob Whitney – State Water District No. 02



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

April 26, 2017

GRANDVIEW MUTUAL CANAL COMPANY
PO BOX 9
GRANDVIEW ID 83624

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 2-40, 2-7061, 2-7062, and 2-10471**

*****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 \$19,915.50 was calculated based on the current rental rate of \$17.00 per acre-foot times a diversion volume of 1,171.50 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 \$19,915.50 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 \$17,923.95 of the rental fee will be paid to the lessor(s) and 10% or \$1,991.55 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

Buyer, Remington

From: Buyer, Remington
Sent: Monday, April 24, 2017 4:45 PM
To: Whitney, Rob
Subject: Review of WSB Rental
Attachments: Rental Review Memo.docx; RentalMap.pdf; Rental Agreement.docx; Grandview Mutual Rental Agreement.PDF

Rob,

Grandview Mutual Canal Company has requested to amend their active rental agreement of water rights 2-40, 2-7061, 2-7062 and 2-10471. Their amended rental agreement (Agreement # 148) is attached. The reason for the amended rental is to reduce the total amount being diverted into the Grandview Mutual Canal, from 7.07 cfs, down to 5.36 cfs. The rental will continue through until 2020. The previous (still active) rental agreement is also attached for your convenience.

Please advise if you have any comments, questions or concerns about this rental.

Thanks,

Remington
287-4918

MEMORANDUM

To: Water Right No(s). 2-40, 2-7061, 2-7062 and 2-10471
From: Remington Buyer
Date: April 24, 2017
Re: Review of Applications to Rent Water Right from the State Water Supply Bank

PURPOSE/NARRATIVE: On February 27, 2017, the Department received an application to amend Water Supply Bank Rental Agreement #77, to decrease the amounts on the rental for the duration of the rental term, 2017 through 2019. The renter, Grandview Mutual Canal Company, has a canal in which conveyance losses impede their ability to deliver water to all shareholders. The previous and present rental seek authorization to divert natural flow from the Snake River at CJ Strike Dam, to mitigate for conveyances losses in the canal.

Previous rental agreements authorized irrigation as the beneficial use, however the rental beneficial use of water being undertaken by Grandview Mutual may be more accurately categorized as streamflow maintenance. If through this rental, Grandview Mutual shareholders are increasing the number of acres they are irrigating, then their beneficial use can be considered irrigation. However, IDWR is obligated to appropriately administer and avoid injury to Trust Water and Minimum Streamflow water rights within this section of Basin 2, and it may not be appropriate to allow Grandview Mutual shareholders to increase the number of acres being irrigated if such actions cause increased consumptive use and/or evapotranspiration within this part of the basin and thereby decrease flows in the Snake River.

The Department currently accepts that Grandview Mutual shareholders are not irrigating in excess of their maximum permissible acreage authorized under their decreed water right portfolio and this rental should not result in an increased number of acres or volume of water being irrigated or consumptively utilized in this basin. Therefore, because no additional acres are being irrigated and no additional consumptive use is occurring under this rental, the rental use of water might be better understood as the provision of additional flows into Grandview Mutual Canal, necessary to maintain adequate streamflow within the canal, to allow for irrigation accomplished by canal company shareholders. Notwithstanding the above, it is Departmental practice to categorize Grandview Mutual's use of water under this rental as irrigation and that is how this rental agreement has been drafted.

AUTHORITY TO FILE: Application is signed by Randy Hipwell, who is the recognized Vice President of the Canal Company (search via Secretary of State's Office). No concerns about the authority to file.

WATER RIGHT VALIDITY: The leased water rights are in the Bank and available to be rented. No concerns about its validity.

INJURY TO OTHER WATER RIGHTS: If this rental increases consumptive use of water that in turn decrease flows to or within reaches of the Snake River, impacts and injury are possible against Trust Water and/or Minimum Streamflow water rights. However, the Department finds that this rental will not increase consumptive use, and instead, only provides additional non-consumptive flows that assist in maintaining streamflow within the Grandview Mutual Canal.

ENLARGEMENT OF USE: No enlargement in the use of water is apparent through this rental.

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 rental right is subject to water right administration within Water District # 2. Comments have been requested from Water District #2 Watermaster and IDWR State Office staff member Rob Whitney.