

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT NO. 140

This is to certify that:

SALLY FAY ALMA REVOCABLE TRUST
214 BAYHORSE RD PO BOX 497
BELLEVUE, ID 83313-0497

RECEIVED

APR 11 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)
37-2747	8/11/1966	GROUND WATER	0.06	9.0	3.0
Combined Rental Totals			0.06	9.0	3.0

Term of Rental: This rental shall take effect when all parties have signed it and shall continue in effect until December 31, 2017

Annual Rental Fee:

2017: \$153.00

The full fee for the rental of the above-described right is \$153.00 for 2017. The rental fee includes an administrative fee of \$15.30 for 2017.

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK RENTAL AGREEMENT NO. 140

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


Signature of Renter

4/6/17
Date

Willem L. Alma
Printed Name

Trustee
Title

*Title required if signing on behalf of a company or organization or with power of attorney

Having determined that this agreement satisfied the provisions of Idaho Code § 42-1763 and IDAPA 37.02.03.030 (Water Supply Bank Rule 30), for the rental and use of water under the terms and condition herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board.

By 
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

Date 4/12/2017

Rental approved by IDWR 

Date 4-12-2017

WATER SUPPLY BANK RENTAL AGREEMENT NO. 140

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWSW

Sec. 31, Twp 02N, Rge 19e,

BLAINE County

BENEFICIAL USE & SEASON OF USE

Beneficial Use
IRRIGATION

Diversion Rate
0.06 CFS

Volume
9.00 AF

Water Right No.
37-2747

From To
4/1 11/1

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	
02N	19E	31											3.0 L4						3.0

Total Acres: 3.0

RENTAL AGREEMENT CONDITIONS OF ACCEPTANCE

1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
3. Use of water under this agreement shall not prejudice any action of the Department in its consideration of an application for transfer or permit filed by the applicant for this same use.
4. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
5. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
6. Renter acknowledges and agrees that the Director may terminate authorization for the use of a water right based on a water right's priority date. This rental for mitigation by non-use may be ineffective if the mitigating water right is not in priority.
7. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
8. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
9. This rental agreement does not authorize the construction of a well.
10. 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 place of use.
11. 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. 37.

Idaho Water Resource Board
Water Supply Bank Rental Agreement

Effective until December 31, 2017

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



-  Authorized Rental Point of Diversion
-  Authorized Rental Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



0 Miles
0.25

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

JUN 23 2016

DEPARTMENT OF
WATER RESOURCESAPPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANKApplicant Name: Sally Fay Alma Revocable Trust, Willem L. Alma, Trustee

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)

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Sally Fay Alma Revocable Trust, Willem L. Alma, Trustee

Mailing Address PO Box 497 Bellevue ID 83313
Street City State Zip Code
Email Address wlalma@frontier.com Phone Number 206-669-0978

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 James P. Speck Professional Title attorney
Organization Speck & Aanestad, A Professional Corp. Relationship to Applicant attorney
Mailing Address PO Box 987, Ketchum, ID, 83340
Email Address jim@speckandaanestad.com Phone Number 208-726-4421

2. MAP

Create a map of the proposed point(s) of diversion, place(s) of use and water diversion, delivery and distribution systems. Make sure the rental place of use is outlined and annotated with legal land descriptions (Township, Range, Section and Quarter-Quarters) or with GPS coordinates. For irrigation purposes, mark the number of acres you desire to irrigate. Attach the map to this application and label it Attachment 2.

3. DESCRIPTION OF PROPOSED USE FOR RENTAL WATER

A. Describe why you desire to rent water and provide a detailed description of your proposed use. If the proposed use is not for irrigation, describe in detail how you determined the amount of rental water required. If the space below is insufficient, attach additional sheets as required and label them Attachment 3A:

Irrigation of more than allowed with our domestic well

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)
0.06 CFS	10.5 AF	0.06 CFS	9.0 AF	3 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 1, 2016,	July 15, 2016	☒ 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):

Well, pump to underground irrigation system

- E. Describe the physical type (pump, headgate, etc.) and location of the POD from which rental water is proposed to be diverted:

POD Description	Water Source	Other Water Rights Diverted from this POD
well	ground water	domestic use

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 3 (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:
None

**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)
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			
						CFS	AF	AC

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

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

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

Yes ☐ No ☒

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

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

5. ADDITIONAL INFORMATION

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

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

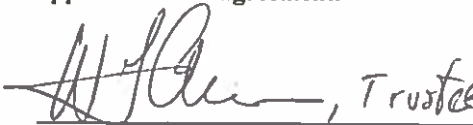
prior owner filed permit app. 37-8354

- 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.

 , Trustee
Signature of Applicant

William L. Alma
Printed Name of Applicant

4/26/16
Date

Signature of Representative

Printed Name of Representative

Date

Mail to:

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



0 50 100 200 Feet

ALMA, WILLEM
WATER BANK RENTAL MAP
NAIP 2015 AERIAL

BROCKWAY ENGINEERING, PLLC.
ALR - Date: 6/13/2016

Legend
WSB Rental Domestic ALMA_PARCEL
twnshp Sections ladesc

N

SALLY FAYE ALMA REVOCABLE TRUST
APPLICATION TO RENT WATER RIGHT - ATTACHMENT 2



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 12, 2017

SALLY FAY ALMA REVOCABLE TRUST
PO BOX 497
BELLEVUE ID 83313-0497

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO. 37-2747**

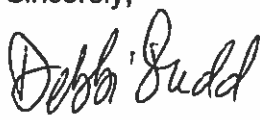
Dear Renter:

Please find enclosed a receipt in the amount of **\$153.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 9.0 acre-feet of water for irrigation of 3.0 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 \$137.70 of the rental fee will be paid to the lessor(s) and 10% or \$15.30 will be retained by the Department to offset administrative costs.

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

Sincerely,


For Water Supply Bank

Enclosures: Receipt No. C103360
Rental Agreement (copy)

c: Sascha Marston – Fiscal
Corey Skinner – IDWR Southern Regional Office
Kevin Lakey – State Water District No. 37
James Speck – Speck & Aanestad



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

March 27, 2017

SALLY FAY ALMA REVOCABLE TRUST
214 BAYHORSE RD
PO BOX 497
BELLEVUE ID 83313-0497

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO. 37-2747

*****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 \$153.00 was calculated based on the current rental rate of \$17.00 per acre-foot times a diversion volume of 9.0 acre-feet.

Please send a check for \$153.00 made payable to the Idaho Department of Water Resources, together with the signed rental agreement, within 14 days so I can complete processing. Pursuant to the Water Supply Bank Rules, 90% or \$137.70 of the rental fee will be paid to the lessor(s) and 10% or \$15.30 will be retained by the Department to offset administrative costs.

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

Sincerely,


for Water Supply Bank

Enclosure

c: IDWR Front Desk
James Speck – Speck & Aanestad

MEMORANDUM FOR AGREEMENT #140

To: Rights 37-2747

From: Sandra Thiel

Date: March 22, 2017

Re: Review & Analysis of the Sally Fay Alma Revocable Trust Application to Rent Water from the State Water Supply Bank

PURPOSE/NARRATIVE:

On June 23, 2016, the Alma Trust submitted an application to rent 0.06 cfs and 10.5 af to irrigate 3 acres. On June 24, the Department sent a letter to the trust explaining that the application would not be processed for the 2016 season. Email correspondence with the Trust's attorney Jim Speck confirmed that they wanted the application processed for the 2017 season.

According to the application the purpose of the rental is to irrigate more land than is covered under the domestic well. They asked for one year. Willem H. Alma filed application for permit 37-8354 in 1988. The application was protested and it appears that the Department did not issue a permit. The rental will be for one year.

AUTHORITY TO FILE: The application was signed by Willem L. Alma Trustee.

WATER RIGHT VALIDITY: This right was decreed in 2010 and portions were leased to the Bank in 2015 and 2016. Forfeiture is not an issue.

INJURY TO OTHER WATER RIGHTS: No injury is apparent.

ENLARGEMENT OF USE: No enlargement is evident. Both lease and rental points of diversion share the same season of use and headgate requirement.

LOCAL PUBLIC INTEREST: Review staff has no information to suggest this application is inconsistent with the local public interest. The lease and rental are within the Big Wood River Ground Water Management Area. The place of use is within Triangle West; however, the point of diversion falls within the Bellevue zone making this right available to the Trust.

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

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The leased right(s) are subject to Water District # 37. Both Corey Skinner from Southern and the water master Kevin Lakey responded that they didn't have concerns.

Thiel, Sandra

From: Kevin Lakey <watermanager@cableone.net>
Sent: Wednesday, March 22, 2017 11:21 AM
To: Thiel, Sandra
Subject: RE: Alma Trust water supply bank rental of right 37-2747

I have no questions or concerns at this time.

Kevin Lakey
Water District 37

From: Thiel, Sandra [mailto:Sandra.Thiel@idwr.idaho.gov]
Sent: Wednesday, March 22, 2017 11:03 AM
To: Kevin Lakey
Subject: FW: Alma Trust water supply bank rental of right 37-2747

Hello, The attached documents provide the back ground for a water supply bank application. The Sally Fay Alma Revocable Trust filed an application to rent ground water. Please let me know if you have questions or concerns.

Sandra Beer Thiel
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720-0098
(208)287-4881
sandra.thiel@idwr.idaho.gov

Thiel, Sandra

From: Skinner, Corey
Sent: Wednesday, March 22, 2017 11:41 AM
To: Thiel, Sandra
Subject: RE: Alma Trust water supply bank rental of right 37-2747

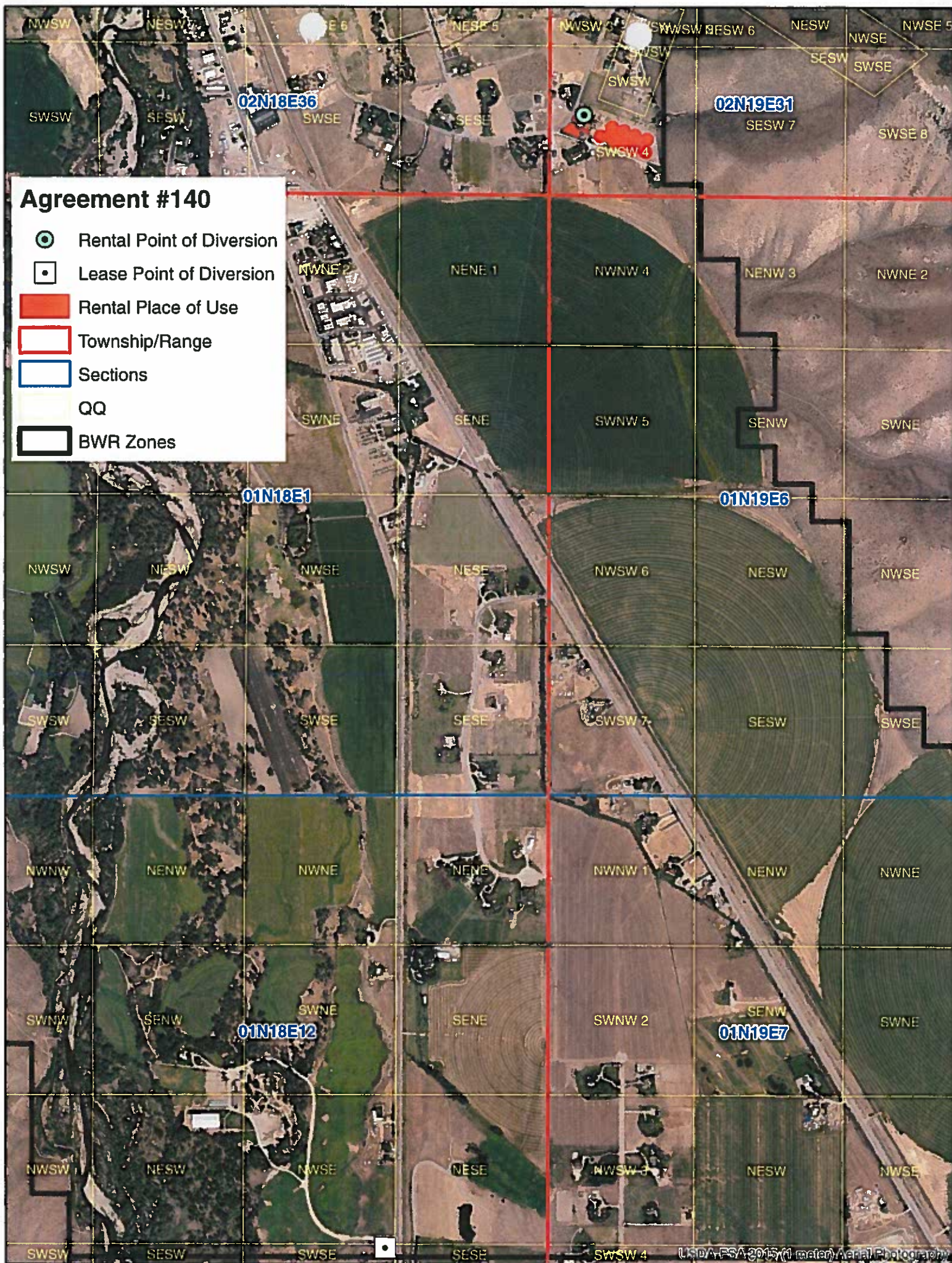
No concerns from me.

From: Thiel, Sandra
Sent: Wednesday, March 22, 2017 11:02 AM
To: Skinner, Corey <Corey.Skinner@idwr.idaho.gov>
Subject: Alma Trust water supply bank rental of right 37-2747

Hello, The attached documents provide the back ground for a water supply bank application. The Sally Fay Alma Revocable Trust filed an application to rent ground water. Please let me know if you have questions or concerns.

Sandra Beer Thiel
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720-0098
(208)287-4881
sandra.thiel@idwr.idaho.gov

- Rental Point of Diversion
- Lease Point of Diversion
- Rental Place of Use
- Township/Range
- Sections
- QQ
- BWR Zones



Thiel, Sandra

From: Jim Speck [jim@speckandaanestad.com]
Sent: Wednesday, October 05, 2016 10:23 AM
To: Thiel, Sandra
Subject: RE: RE: RE: RE: Water supply bank rental appliation for Sally Fay Alma Revocable Trust

Thanks, Sandy.

Jim

-----Original Message-----

From: Thiel, Sandra
Sent: Tuesday, October 04, 2016 4:49 PM
To: Jim Speck

Thank you. I will add their rental application to the 2017 queue.

Sandra Beer Thiel
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720-0098
(208)287-4881
sandra.thiel@idwr.idaho.gov

-----Original Message-----

From: Jim Speck [<mailto:jim@speckandaanestad.com>]
Sent: Tuesday, October 04, 2016 4:45 PM
To: Thiel, Sandra
Cc: 'H. Willem Alma'
Subject: RE: RE: RE: RE: Water supply bank rental appliation for Sally Fay Alma Revocable Trust

Sandy,

I have discussed this with my clients and they would like to have their WSB Rental Application processed for the 2017 season. Please confirm that you will now do so. Thank you.

Jim

-----Original Message-----

From: Thiel, Sandra
Sent: Tuesday, October 04, 2016 10:21 AM
To: Jim Speck

The rental agreement does not have an effective date. It would be the date we sign the agreement.

Term of Rental: This rental is in effect from the day the Idaho Water Resource Board signs the rental agreement and shall be in effect until December 31, 2020.

Sandra Beer Thiel
Idaho Department of Water Resources
322 East Front Street

Boise, Idaho 83720-0098
(208)287-4881
sandra.thiel@idwr.idaho.gov

-----Original Message-----

From: Jim Speck [<mailto:jim@speckandaanestad.com>]
Sent: Tuesday, October 04, 2016 9:29 AM
To: Thiel, Sandra
Subject: RE: RE: RE: Water supply bank rental appliation for Sally Fay Alma Revocable Trust

Sandy,

What would be the effective date for a 2016 rental agreement?

Jim

-----Original Message-----

From: Thiel, Sandra
Sent: Tuesday, October 04, 2016 8:46 AM
To: Jim Speck

Good morning, According to the rental application their desired volume is 10.6 af. The fees would be \$180.20.

Sandra Beer Thiel
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720-0098
(208)287-4881
sandra.thiel@idwr.idaho.gov

-----Original Message-----

From: Jim Speck [<mailto:jim@speckandaanestad.com>]
Sent: Monday, October 03, 2016 9:28 AM
To: Thiel, Sandra
Subject: RE: RE: Water supply bank rental appliation for Sally Fay Alma Revocable Trust

Sandy,

It it's for this year what would the effective date of the rental agreement be and how much would the rent be?

Jim

-----Original Message-----

From: Thiel, Sandra
Sent: Monday, October 03, 2016 8:49 AM
To: Jim Speck

Good morning, I am trying to determine if the Trust would like the rental processed for this year or would like to roll it over for 2017. If we process it for 2016 they will have to pay for the entire season. Are they interested in renting next year instead?

Sandra Beer Thiel
Idaho Department of Water Resources

322 East Front Street
Boise, Idaho 83720-0098
(208)287-4881
sandra.thiel@idwr.idaho.gov

-----Original Message-----

From: Jim Speck [<mailto:jim@speckandaanestad.com>]
Sent: Sunday, October 02, 2016 12:41 PM
To: Thiel, Sandra
Subject: RE: Water supply bank rental application for Sally Fay Alma Revocable Trust

Sandy,

Do you mean process for 2016 or for 2017?

Jim

-----Original Message-----

From: Thiel, Sandra
Sent: Thursday, September 29, 2016 5:22 PM
To: Jim Speck

Hello, In June we received a rental application for the Sally Fay Alma Revocable Trust. I understand that you are their representative. We were unable to process the the rental for the 2016 season. The latest possible start date on the application was July 15, 2016. You sent an email to Remington Buyer requesting to move the latest start date to August 15. I notice that the rental application is only for one year. Would you like us to process the rental application for this year?

Sandra Beer Thiel
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720-0098
(208)287-4881
sandra.thiel@idwr.idaho.gov<<mailto:sandra.thiel@idwr.idaho.gov>>



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

October 18, 2016

SALLY FEY ALMA REVOCABLE TRUST
WILLEM L ALMA, TRUSTEE
PO BOX 497
BELLEVUE ID 83313

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK

Dear Applicant:

On June 23, 2016 the Idaho Department of Water Resources (Department) received your application to rent water from the Water Supply Bank (Bank) for irrigation during 2016. A letter was sent on June 24, 2016 informing you it was unlikely the application would be processed.

Since the Department was not able to process your application prior to the latest possible start date of the proposed rental period, your application will be retained by the Department to process for the 2017 season.

If you have any questions regarding this matter, please contact me at (208) 287-4910.

Sincerely,

for Clay Webster
Water Resource Agent
WSB Process Point of Contact

C: James Speck – Speck & Aanestad

Thiel, Sandra

From: Thiel, Sandra
Sent: Tuesday, October 04, 2016 4:49 PM
To: 'Jim Speck'
Subject: RE: RE: RE: RE: Water supply bank rental appliation for Sally Fay Alma Revocable Trust

Thank you. I will add their rental application to the 2017 queue.

Sandra Beer Thiel
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720-0098
(208)287-4881
sandra.thiel@idwr.idaho.gov

-----Original Message-----

From: Jim Speck [<mailto:jim@speckandaanestad.com>]
Sent: Tuesday, October 04, 2016 4:45 PM
To: Thiel, Sandra
Cc: 'H. Willem Alma'
Subject: RE: RE: RE: RE: Water supply bank rental appliation for Sally Fay Alma Revocable Trust

Sandy,

I have discussed this with my clients and they would like to have their WSB Rental Application processed for the 2017 season. Please confirm that you will now do so. Thank you.

Jim

-----Original Message-----

From: Thiel, Sandra
Sent: Tuesday, October 04, 2016 10:21 AM
To: Jim Speck

The rental agreement does not have an effective date. It would be the date we sign the agreement.

Term of Rental: This rental is in effect from the day the Idaho Water Resource Board signs the rental agreement and shall be in effect until December 31, 2020.

Sandra Beer Thiel
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720-0098
(208)287-4881
sandra.thiel@idwr.idaho.gov

-----Original Message-----

From: Jim Speck [<mailto:jim@speckandaanestad.com>]
Sent: Tuesday, October 04, 2016 9:29 AM
To: Thiel, Sandra

Subject: RE: RE: RE: Water supply bank rental appliation for Sally Fay Alma Revocable Trust

Sandy,

What would be the effective date for a 2016 rental agreement?

Jim

-----Original Message-----

From: Thiel, Sandra

Sent: Tuesday, October 04, 2016 8:46 AM

To: Jim Speck

Good morning, According to the rental application their desired volume is 10.6 af. The fees would be \$180.20.

Sandra Beer Thiel
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720-0098
(208)287-4881
sandra.thiel@idwr.idaho.gov

-----Original Message-----

From: Jim Speck [<mailto:jim@speckandaanestad.com>]

Sent: Monday, October 03, 2016 9:28 AM

To: Thiel, Sandra

Subject: RE: RE: Water supply bank rental appliation for Sally Fay Alma Revocable Trust

Sandy,

It it's for this year what would the effective date of the rental agreement be and how much would the rent be?

Jim

-----Original Message-----

From: Thiel, Sandra

Sent: Monday, October 03, 2016 8:49 AM

To: Jim Speck

Good morning, I am trying to determine if the Trust would like the rental processed for this year or would like to roll it over for 2017. If we process it for 2016 they will have to pay for the entire season. Are they interested in renting next year instead?

Sandra Beer Thiel
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720-0098
(208)287-4881
sandra.thiel@idwr.idaho.gov

-----Original Message-----

From: Jim Speck [<mailto:jim@speckandaanestad.com>]

Sent: Sunday, October 02, 2016 12:41 PM

To: Thiel, Sandra

Subject: RE: Water supply bank rental appliation for Sally Fay Alma Revocable Trust

Sandy,

Do you mean process for 2016 or for 2017?

Jim

-----Original Message-----

From: Thiel, Sandra

Sent: Thursday, September 29, 2016 5:22 PM

To: Jim Speck

Hello, In June we received a rental application for the Sally Fay Alma Revocable Trust. I understand that you are their representative. We were unable to process the the rental for the 2016 season. The latest possible start date on the application was July 15, 2016. You sent an email to Remington Buyer requesting to move the latest start date to August 15. I notice that the rental application is only for one year. Would you like us to process the rental application for this year?

Sandra Beer Thiel

Idaho Department of Water Resources

322 East Front Street

Boise, Idaho 83720-0098

(208)287-4881

sandra.thiel@idwr.idaho.gov<<mailto:sandra.thiel@idwr.idaho.gov>>

Buyer, Remington

From: Buyer, Remington
Sent: Tuesday, July 26, 2016 4:19 PM
To: 'Jim Speck'; Palmer, Cherie; Hersley, Jean
Cc: H. Willem Alma
Subject: RE: Sally Fay Alma Revocable Trust, Willem L. Alma, Trustee - Application to Rent Water Right

Jim

Presently, I am the only IDWR staff member currently reviewing rentals for 2016. Per your email, I will note on your client's application your request that the latest possible start date be pushed to August 15 by adding a copy of this email to the file.

Remington Buyer
Water Supply Bank Coordinator
Idaho Department of Water Resources
322 East Front Street, Boise, ID, 83720
T: (208) 287-4918 | F: (208) 287-6700

-----Original Message-----

From: Jim Speck [<mailto:jim@speckandaanestad.com>]
Sent: Monday, July 25, 2016 3:51 PM
To: Buyer, Remington; Palmer, Cherie; Hersley, Jean
Cc: H. Willem Alma
Subject: RE: Sally Fay Alma Revocable Trust, Willem L. Alma, Trustee - Application to Rent Water Right

Remington, Cherie & Jean,

Did you get the e-mail below? Will you extend the latest start date?

Jim

-----Original Message-----

From: Jim Speck [<mailto:jim@speckandaanestad.com>]
Sent: Monday, July 18, 2016 10:48 AM
To: 'Remington Buyer'; Cherie Palmer (Cherie.Palmer@idwr.idaho.gov); Jean Hersley (Jean.Hersley@idwr.idaho.gov)
Cc: H. Willem Alma (wlalma@frontier.com)
Subject: Re: Sally Fay Alma Revocable Trust, Willem L. Alma, Trustee - Application to Rent Water Right

Remington, Cherie & Jean,

I represent the Sally Fay Alma Revocable Trust, Willem L. Alma, Trustee. The Application to Rent a Water Right which I filed on their behalf on June 23, 2016 lists July 15, 2016 as the latest possible start date. My client has asked me to get that date extended to August 15, 2016 to allow sufficient time for you to complete the processing. Please reply to confirm you received this e-mail and let me know if this extension request is acceptable.

Thank you.

Jim



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 24, 2016

SALLY FAY ALMA REVOCABLE TRUST
WILLEM L ALMA TRUSTEE
PO BOX 497
BELLEVUE ID 83313

RE: APPLICATION(S) TO RENT WATER FROM THE WATER SUPPLY BANK

Dear Applicant:

The Idaho Department of Water Resources (Department) acknowledges receipt of your application(s) to rent water from the Idaho Water Resource Board's Water Supply Bank (Bank) for irrigation of 3 acres. Filing a Bank rental application does not automatically result in approval. Before a rental application can be approved, the rental request must be reviewed, a rental agreement must be prepared, the agreement must be approved by the applicant and the Department, and the rental fee must be paid. To maximize the number of rental applications processed while managing competing priorities, the Department begins accepting rental applications on November 1 for use in the next calendar year, and it processes as many applications as it can before the start of the irrigation season in March or April. Once the irrigation season begins, Department staff members are reassigned to address field work and other duties. Consequently, few rental applications are processed after May 1.

Because your application was received near the beginning of the irrigation season, which is now well underway, it is unlikely the Department will be able to process your application in time for approval in 2016 unless you have proposed a start date late in the year. If your application was for 2016 only and the latest possible start date on your application has passed, the application may be returned to you. If your application requests a rental for more than one year, the rental application may be retained by the Department and evaluated for 2017.

In future years, we encourage you to file your rental applications as soon as possible after November 1 to improve the chances that they will be processed.

Additional information about the Bank may be found on the Department's website at <http://idwr.idaho.gov/water-supply-bank/>.

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

Sincerely,

Water Supply Bank

C: Jim Speck – Speck & Aanestad

RECEIVED

JUN 23 2016

DEPARTMENT OF
WATER RESOURCES

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

SPECK & AANESTAD
A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
jim@speckandaanestad.com
DOUGLAS J. AANESTAD
doug@speckandaanestad.com

June 21, 2016

Remington Buyer
Water Supply Bank Coordinator
Idaho Department of Water Resources
322 E. Front St.
Boise, Idaho 83720-0098

Re: Sally Fay Alma Revocable Trust, Willem L. Alma, Trustee - Application to Rent Water

Dear Remington:

Enclosed you will find the original and one copy of the above-referenced Application to rent water by my client, the Sally Fay Alma Revocable Trust, Willem L. Alma, Trustee. Please file the original and receipt date-stamp the copy, returning the latter to me in the postage prepaid self-addressed envelope I have included for that purpose. Contact me right away if you have any questions or comments about this Application.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: _____

James P. Speck

Enclosures

cc: Client w/encl.