

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT NO. 90

RECEIVED

FEB 21 2017

DEPARTMENT OF
WATER RESOURCES

This is to certify that:

NEVA ANN HAMILTON
51381 HWY 78
HAMMETT, ID 83627

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)
2-2376	7/26/1965	SNAKE RIVER	0.12	26.0	6.5
Combined Rental Totals			0.12	26.0	6.5

Term of Rental: This rental shall take effect when all parties have signed it and shall continue in effect until December 31, 2020

Annual Rental Fee:

2017:	\$442.00
2018:	\$520.00
2019:	\$520.00
2020:	\$520.00

The full fee for the rental of the above-described right is \$442.00 for 2017 and \$520.00 per year for years 2018 - 2020. The rental fee includes an administrative fee of \$44.20 for 2017 and \$52.00 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.

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK RENTAL AGREEMENT NO. 90

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:

Neva Ann Hamilton
Signature of Renter

2/16/17
Date

Neva Ann Hamilton
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 2/23/2017

Rental approved by IDWR Chris West

Date 2-23-2017

WATER SUPPLY BANK RENTAL AGREEMENT NO. 90

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER SENE Sec. 30, Twp 05S, Rge 06E, ELMORE County

Beneficial Use
IRRIGATION

Diversion Rate
0.12 CFS

Volume
26.0 AF

BENEFICIAL USE & SEASON OF USE

Water Right No. **From** **To** **Diversion Rate**
2-2376 3/15 11/15 0.12 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	
05S	06E	32						6.5											6.5

Total Acres: 6.5

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. Rights 2-2376, 2-2156, 2-2245A, 2-2245B, 2-2298, 2-2355, 2-2356, 2-7055, 2-7071, 2-7112A, 2-7112B, 2-7182 and 2-7222 are also diverted through the point of diversion described above.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
10. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 02.

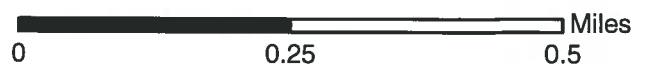
11. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.



Effective until December 31, 2020

[illegible]

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



STATE OF IDAHO
WATER RESOURCE BOARD

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

RECEIVED

APR 29 2016

DEPARTMENT OF
WATER RESOURCES

Applicant Name: Neva Hamilton

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 Neva Ann Hamilton

Mailing Address	<u>51381 Hwy. 78</u>	<u>Hammett</u>	ID	<u>83627</u>
	Street	City	State	Zip Code
Email Address			Phone Number	<u>(208) 366-2463</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>Roxanne Brown</u>	Professional Title <u>Water Right Specialist</u>
Organization <u>SPF Water Engineering</u>	Relationship to Applicant <u>consultant</u>
Mailing Address <u>300 E. Mallard Dr., Suite 350, Boise, ID 83706</u>	
Email Address <u>rbrown@spfwater.com</u>	Phone Number <u>(208) 383-4140</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**:

The applicant recently received the portion of water right 2-10518 appurtenant to land inherited from her father's estate. A review of the irrigated area identified 6.5 acres irrigated in excess of the appurtenant rights. The applicant seeks to rent water until a water right can be purchased to cover the additional land.

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)
0.13 CFS	AF	0.07 CFS	AF	6.5 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?	
immediately	7/1/2016	☐ 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):

Rental water will be delivered from the Snake River through the existing system used for water right 2-10518.

- 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
pump station to mainline	Snake River	2-10518, 2-10517, 2-2091

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 6.5 (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**:

Not applicable

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:
A transfer will be submitted when a suitable water right is identified and purchased.

- 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
A change in water right ownership will split water right 2-10518 between Ivan Shetler and Neva Hamilton during processing of two transfer applications filed at the same time as this rental application.

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.

Neva Hamilton
Signature of Applicant

Neva Hamilton
Printed Name of Applicant

4/29/16
Date

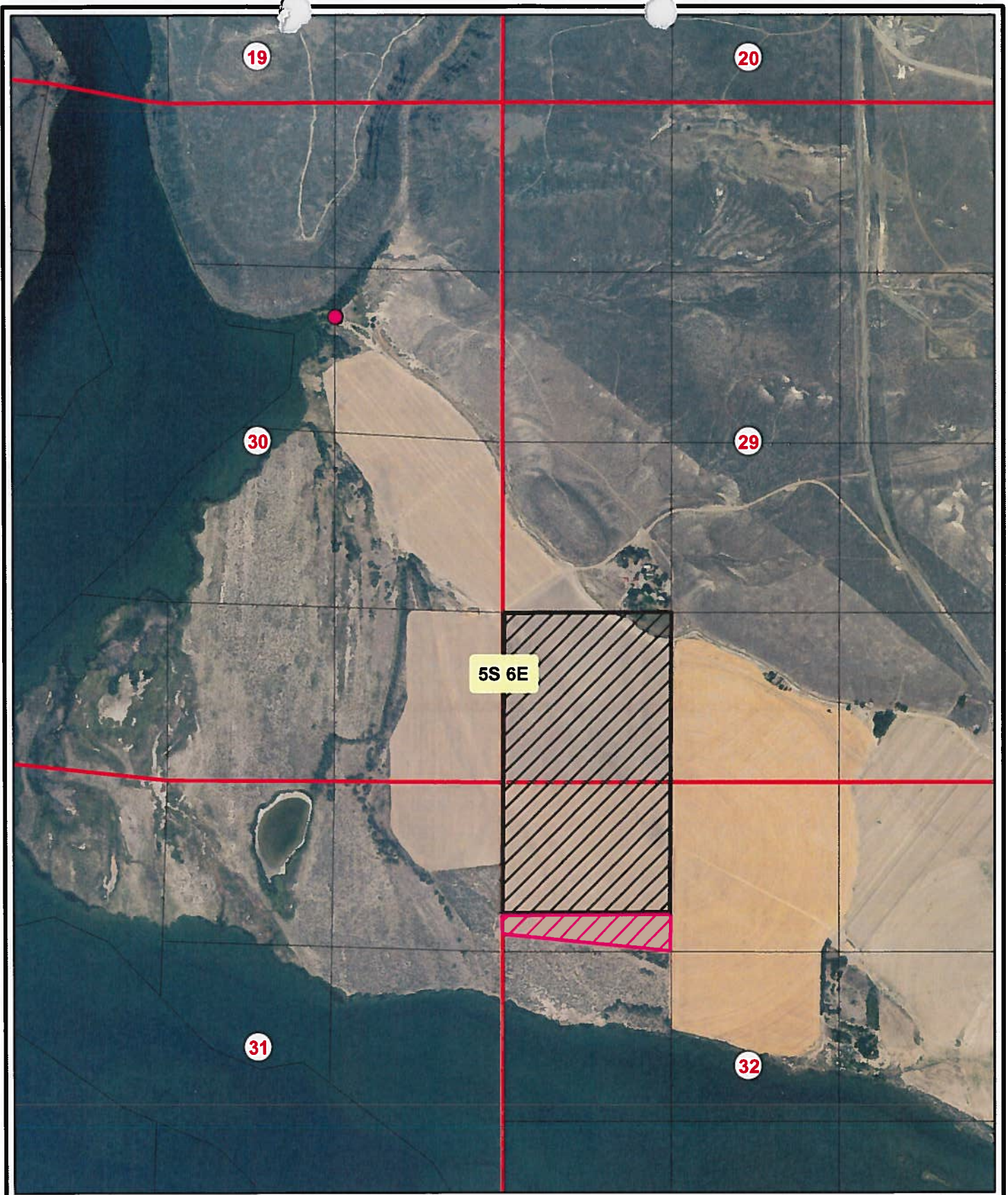
Signature of Representative

Printed Name of Representative

Date

Mail to:

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



- Existing Point of Diversion (2-10518)
- ▨ Proposed Rental Place of Use
- ▨ Existing Place of Use (portion of 2-10518)

Neva Hamilton IWSB Rental



0.25

Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 24, 2017

NEVA ANN HAMILTON
51381 HWY 78
HAMMETT ID 83627

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO. 2-2376**

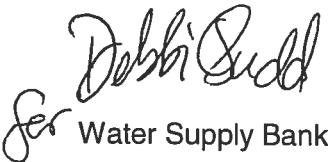
Dear Renter:

Please find enclosed a receipt in the amount of **\$442.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 26.0 acre-feet of water for irrigation of 6.5 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 \$397.80 of the rental fee will be paid to the lessor(s) and 10% or \$44.20 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. C103046
Rental Agreement (copy)

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 15, 2017

NEVA ANN HAMILTON
51381 HWY 78
HAMMETT ID 83627

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO. 2-2376**

*****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 \$442.00 was calculated based on the current rental rate of \$17.00 per acre-foot times a diversion volume of 26.0 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 \$442.00 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 \$397.80 of the rental fee will be paid to the lessor(s) and 10% or \$44.20 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
Roxanne Brown – SPF Water Engineering

MEMORANDUM

To: Water Right 2-2376

From: Sandra Thiel

Date: February 14, 2017

Re: Review & Analysis of Neva Hamilton's Application to Rent Water from the Bank

PURPOSE/NARRATIVE: On April 29, 2016, Roxanne Brown of SPF Engineering submitted a water supply bank rental application on behalf of Neva Hamilton. The application was not processed for the 2016 season. Ms. Hamilton requested 5 years for the rental of 6.5 acres of irrigation. When the Department resumed processing rental applications, I contacted Roxanne to determine if the application should be rolled over to the 2017 season. On October 3, 2016, Roxanne responded via email. She requested that the application be processed for years 2017 through 2021. Right 2-2376 is leased into the Bank through 2020. The rental will be limited to 4 years.

The applicant received a portion of water right 2-10515 appurtenant to the land inherited from her father's estate. A review of the irrigated area identified 6.5 acres not covered by transfer 80893. Ms. Hamilton seeks to rent until she can find water to cover the additional acres.

AUTHORITY TO FILE: According to the Elmore County 2016 tax lot data Neva Ann Hamilton owns the property at the place of use.

WATER RIGHT VALIDITY: Right 2-2376 was decreed in 2012 and was leased into the bank in 2016. Forfeiture is not an issue at this time.

INJURY TO OTHER WATER RIGHTS: No injury is apparent. The point of diversion will change from one side of the Snake River to the other. This right was decreed with a season of use from 03/01 through 12/01. I limited the rental to the standard season for the rental place of use.

ENLARGEMENT OF USE: No enlargement is anticipated. The rental has a shorter season of use than the lease. The right provides 0.018 cfs and 5 af per acre.

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 rented right is subject to Water District #02. Western region responded with no comments. I received no comments from the water master.

Thiel, Sandra

From: Whitney, Rob
Sent: Tuesday, February 14, 2017 2:29 PM
To: Thiel, Sandra
Subject: RE: Hamilton rental of water right 2-2376

I have no concerns with this rental.

R

From: Thiel, Sandra
Sent: Monday, February 13, 2017 1:07 PM
To: Whitney, Rob <Rob.Whitney@idwr.idaho.gov>
Subject: Hamilton rental of water right 2-2376

Hello, The attached documents explain a rental application submitted by Neva Hamilton. Please let me know if you have comments 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: Grimm, Angie
Sent: Friday, February 03, 2017 2:25 PM
To: Thiel, Sandra
Subject: RE: Hamilton rental of water right 2-2376

Sandy,

No local area concerns come to mind from the regional perspective for this rental. As always, thank you for the opportunity to comment.

Regards,
Angie

From: Thiel, Sandra
Sent: Thursday, February 02, 2017 12:13 PM
To: Grimm, Angie <Angie.Grimm@idwr.idaho.gov>
Subject: Hamilton rental of water right 2-2376

Hello, The attached documents explain a rental application submitted by Neva Hamilton. Please let me know if you have comments 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: Hummer, Phill
Sent: Tuesday, January 10, 2017 1:20 PM
To: Thiel, Sandra
Cc: Grimm, Angie
Subject: RE: water supply bank rental application

Sandra,

The transfer application for Neva Hamilton (80893) will be advertised the 3rd and 4th weeks of January. I don't anticipate any problems with the transfer since it involves a split with another person who has also filed a transfer and water rights obtained from Idaho Power. As they have already obtain the rights from Idaho power they probably wont protest but you never know. The rental application looks like it requests additional water not covered by the transfer so you may be able to proceed with the rental application.

CS Property's application 63-34202 has yet to be advertised but I am hoping to get it done by the next round. I did advertise some amendment of permit for permits at the same place of use and these were not protested so it is likely the application will not be protested as well. Based on that I would assume the permit 63-34202 will be approved before march 1 and you should continue to hold on their water supply bank application.

Let me know you have any other questions or need more detail.

-Phill

From: Grimm, Angie
Sent: Tuesday, January 10, 2017 8:53 AM
To: Hummer, Phill <Phill.Hummer@idwr.idaho.gov>
Subject: FW: water supply bank rental application

Phill,

Would you be able to provide Sandy with an update on these two pending applications? Last I spoke with Sandy, I indicated if 63-34202 (CS Properties) is advertised without protest we'd likely be able to get an approval done before March 1 (start of the irrigation season). It doesn't look like 63-34202 or Transfer 80893 have made it to advertising quite yet, but maybe close? Please let Sandy know where we are so she can gauge whether she wants to proceed with her associated water supply bank rentals (I believe they are rental applications).

Thanks,
Angie

From: Thiel, Sandra
Sent: Thursday, January 05, 2017 10:41 AM
To: Grimm, Angie <Angie.Grimm@idwr.idaho.gov>
Subject: water supply bank rental application

Good Morning, I believe that I was supposed to contact you about two rental applications after the new year. We were waiting on application 63-34202 for CS Properties Development LLC, I think, before proceeding on their rental application. I have attached a copy of the application. The other application is from Neva Hamilton. She is waiting on transfer for right 2-10531. Can you tell me the status of these rights?



State of Idaho

DEPARTMENT OF WATER RESOURCES

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Governor

GARY SPACKMAN
Director

October 4, 2016

NEVA ANN HAMILTON
51381 HWY 78
HAMMETT ID 83627

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK

Dear Applicant:

On April 29, 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 May 3, 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: Roxanne Brown – SPF Water Engineering

Thiel, Sandra

From: Roxanne Brown [RBrown@spfwater.com]
Sent: Monday, October 03, 2016 10:09 AM
To: Thiel, Sandra
Subject: RE: Water supply bank rental for Neva Hamilton

Thanks for the head-up, Sandy. Yes, Mrs. Hamilton would like to rent water for the 2017-2021 seasons.

Roxanne

From: Thiel, Sandra [<mailto:Sandra.Thiel@idwr.idaho.gov>]
Sent: Thursday, September 29, 2016 3:28 PM
To: Roxanne Brown <RBrown@spfwater.com>
Subject: FW: Water supply bank rental for Neva Hamilton

Hi Roxanne, In April, we received a rental application for Neva Hamilton. I understand that you are her representative. We were unable to process the rental for the 2016 season. The latest possible start date on the application was July 1, 2016. However, the application also shows the duration as being for the next 4 years, through 2020. Would you like us to process the rental application for 5 years for 2017 through 2021?

Sandra Beer Thiel
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720-0098
(208)287-4881
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

May 3, 2016

NEVA HAMILTON
51381 HWY 78
HAMMETT ID 83627

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 to irrigate 6.5 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: Roxanne Brown – SPF Water Engineering



RECEIVED

APR 29 2016

DEPARTMENT OF
WATER RESOURCES

April 29, 2016

Clay Webster
Idaho Department of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, ID 83720-0098

Re: Application to Rent Water from the Idaho Water Supply Bank

Dear Clay,

On behalf of Neva Hamilton, we are pleased to submit the enclosed *Application to Rent Water from the Board's Water Supply Bank*. The applicant seeks to rent a water supply for 6.5 acres. Mrs. Hamilton recently acquired the property as the result of settlement of her father's estate and was unaware that 6.5 acres were being irrigated without a valid right.

Please contact me with any questions.

Best Regards,

A handwritten signature in blue ink, appearing to read "Roxanne", is written over a faint, larger blue ink signature.

Roxanne Brown
Sr. Water Rights Specialist

CC: Neva Hamilton

Enclosures

SPF Job No. 1197.0010