

RECEIVED

JAN 03 2017

DEPARTMENT OF
WATER RESOURCES

**This is to certify that: ANTHONY D ANGELO
JUDY D ANGELO
PO BOX 3267
KETCHUM ID 83340
(208) 726-1415**

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
-------------	---------------	--------	-----------	-------------	----------------------	------------	--------------------

37-8499	3/30/1989	Ground Water	NA	0.06 cfs	7.4 af	NA	2.1 ac
---------	-----------	--------------	----	----------	--------	----	--------

Annual Combined Rental Totals

0.06 cfs 7.4 af NA 2.1 ac

Term of Rental: January 1, 2017 to December 31, 2017

Rental Fee: \$125.80

The fee for rental of the above-described water is \$125.80. Ten percent (\$12.58) will go to the Department for administrative costs, and 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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT

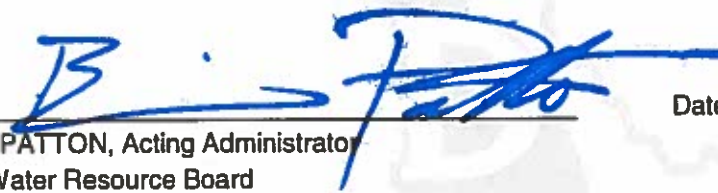
The undersigned renter agrees to use the water rented under this agreement in accordance with the Water Supply Bank rules and in compliance with the limitations and conditions of use described in this agreement:

 ANTHONY C. D'ANGELO 12-8-16
Signature of Renter Printed Name and Title* Date

 JUDY L. D'ANGELO 12-8-16
Signature of Renter Printed Name and Title* Date

*Please provide title of signatory 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  Date 1/3/2017
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

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

WATER USE DETAILS

LOCATION OF POINT OF DIVERSION

GROUND WATER	SE¼NE¼NW¼	Sec. 14	Twp 05N	Rge 17E	BLAINE County
GROUND WATER	SE¼NE¼NW¼	Sec. 14	Twp 05N	Rge 17E	BLAINE County
GROUND WATER	SE¼NE¼NW¼	Sec. 14	Twp 05N	Rge 17E	BLAINE County

BENEFICIAL USE

IRRIGATION

SEASON OF USE

04/15 TO 10/15

RENTER'S PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	17E	36					2.1												2.1

Total Acres: 2.1

CONDITIONS APPLICABLE TO ALL RENTED WATER RIGHTS

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 does not constitute a dedication of the water to renter's place of use, and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to those authorized under the water right and/or again be available to rent from the bank.
4. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.
5. 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.
6. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
7. 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.
8. Renter acknowledges and agrees that the Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
9. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
10. This rental agreement does not authorize the construction of a well.
11. The renter must diligently pursue a permanent water right to provide for the uses authorized under this rental agreement.

12. 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 lands above.
13. 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 State Water District No. 37.
14. The following rights are diverted through point(s) of diversion described above: 37-8515, 37-8517 and 37-8518.
15. The place of use is within HES #329.



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  Feet
500

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 Division
-  Authorized Rental Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



0  Feet
500



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

January 4, 2017

ANTHONY D ANGELO
JUDY D ANGELO
2408 THE STRAND
MANHATTAN BEACH CA 90266

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO. 37-8499**

Dear Renter:

Please find enclosed a receipt in the amount of **\$125.80** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 7.4 acre-feet of water for irrigation of 2.1 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 \$113.22 of the rental fee will be paid to the lessor(s) and 10% or \$12.58 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. C102782
Rental Agreement (copy)

c: Sascha Marston – Fiscal
Corey Skinner – IDWR Southern Regional Office
Kevin Lakey – State Water District No. 37
Zach Latham – Brockway 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

December 21, 2016

ANTHONY D ANGELO
JUDY D ANGELO
2408 THE STRAND
MANHATTAN BEACH CA 90266

**RE: REQUEST FOR RETURN OF SIGNED RENTAL AGREEMENT AND PAYMENT FOR
WATER RIGHT 37-8499**

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

Dear Applicant:

The Department of Water Resources ("Department") mailed a **Water Supply Bank Rental Agreement ("Agreement")** for your review and signature on November 25, 2016. The signed agreement and rental fee has not been returned to the Department.

Please sign the rental agreement and return it with the rental payment in the amount of \$125.80 within ten (10) days of this letter to complete processing. Diversion and use of the water right is not authorized under the proposed agreement until it has been signed by both the renter and the Department. Any use associated with your proposed rental request before it has been executed is considered unauthorized and, if occurring, will be subject to any necessary enforcement action.

If the signed rental agreement and fee is not received by the department within the 10-day period, the rental application will be returned, and the proposed rental right made available for other rental applicants. You can reapply to rent water from the Bank again in the future by submitting a new rental application form that will be processed in turn with other pending applications.

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

Sincerely,

Water Supply Bank

c: Zach Latham – Brockway 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

November 25, 2016

ANTHONY D ANGELO
JUDY D ANGELO
2408 THE STRAND
MANHATTAN BEACH CA 90266

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO. 37-8499

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 \$125.80 was calculated based on the current rental rate of \$17.00 per acre-foot times a diversion volume of 3.1 acre-feet.

Please send a check for \$125.80 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 \$113.22 of the rental fee will be paid to the lessor(s) and 10% or \$12.58 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
Zach Latham - Brockway Engineering PLLC

MEIAER 303/09VW03 01 37BVMU
91/11/1983 N0021 22 808 792329NY
OISE, ID 83720-0098

ADDRESS SERVICE
REQUESTED

NIXIE 833403037-1N 12/03/16P
RETURN TO SENDER
UNABLE TO FORWARD
RETURN TO SENDER

STP

RECEIVED
DEC 08 2016
DEPARTMENT OF
WATER RESOURCES

ANTHONY D ANGELO
PO BOX 3267
KETCHUM ID 83340

Resent 11-25-16 to:
Anthony D Angelo
Sudy The Grand of 902nd
2408 The Grand of 902nd
Manhattan Beach CA 90240

Boise, ID
PERMIT # 1
6020161115-113350604
4 SERVICE REQUESTED
83340



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

November 15, 2016

ANTHONY D ANGELO
PO BOX 3267
KETCHUM ID 83340

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO. 37-8499**

*****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 \$125.80 was calculated based on the current rental rate of \$17.00 per acre-foot times a diversion volume of 3.1 acre-feet.

Please send a check for \$52.70 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 \$113.22 of the rental fee will be paid to the lessor(s) and 10% or \$12.58 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
Zach Latham - Brockway Engineering PLLC



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

November 15, 2016

RALPH KENT FORGEON
PO BOX 2172
KETCHUM ID 83340

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO. 37-8499**

*****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 \$52.70 was calculated based on the current rental rate of \$17.00 per acre-foot times a diversion volume of 3.1 acre-feet.

Please send a check for \$52.70 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 \$47.43 of the rental fee will be paid to the lessor(s) and 10% or \$5.27 will be retained by the Department to offset administrative costs.

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

Sincerely,

Sor Water Supply Bank

Enclosure

c: IDWR Front Desk
Zach Latham - Brockway Engineering PLLC

The associated lease is in the bank through 2019

MEMORANDUM

To: Water Rights 37-8499

From: Clay Webster

Date: October 1, 2015

Re: Review & Analysis of Application to Rent Water from the State Water Supply Bank

The Interim Ground Water Rental Policy for the Wood River Valley only allows for one year ground water rentals. Anthony and Judy D'Angelo requested water through 2019. According to the taxlot data Anthony C D'angelo Sr and Judy L D'angelo Trustees are the land owners. The requested water rights remain in the Bank and can be rented for another year. -SBT 11/7/2016

PURPOSE/NARRATIVE: The department received the application to rent 0.06 cfs and 7.4 af to irrigate 2.1 acres for Anthony and Judy D'Angelo from Brockway Engineering on 11/7/2014. The cover letter requested to use water right 37-8499.

The application lists the PODs and the POU in the SE NW of 05N17E section 14. However, it also listed the Property Identification Numbers. I was able to find the location was actually in the NENW of 05N17E section 14.

AUTHORITY TO FILE: This application was signed by both Anthony C and Judy L D'Angelo, owners of the property associated with the POD and POU for this rental according to the taxlot records.

WATER RIGHT VALIDITY: 37-8499 was leased entirely into the WSB in July of 2013 through 2014. It was leased again for 2015 through 2019. The lease application for 2015 contends that the owner is irrigating around his property utilizing water from the City of Ketchum municipal right. I have verified that the leased property falls within the municipal boundary of the City of Ketchum under their water right # 37-8269. I contacted the City of Ketchum to verify that 1 Blue Canyon Rd received water from the City of Ketchum. They do receive irrigation water from the City of Ketchum. (See email dated 3/5/2015)

INJURY TO OTHER WATER RIGHTS: This water right does not fall within the Ketchum Zone of the WSB Interim Ground Water Rental Policy for the Wood River Valley (WSBIGWRP). The rental POD does fall within the Ketchum Zone if the WSBIGWRP. Charles Brockway of Brockway Engineering contacted the department to petition for this water right to be included in the Ketchum Zone. Mike McVay, of the Hydrology section concluded that this right should be included in the Ketchum Zone (see email dated 3/4/2015). No injury is apparent.

ENLARGEMENT OF USE: There are other water rights that cover portions of the D'Angelos property. 37-8515 is an irrigation and stockwater right that covers 1.8 acres of irrigation. 37-8517 is an irrigation and stockwater right that covers 0.7 acres. 37-8518 is an irrigation stockwater and domestic right that covers 0.5 acres. This is depicted very well in the application map. There are no limits that will cause an enlargement with this rental. (See the Application Map)

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 # 37. The watermaster had no concerns with this rental. (see email dated 3/10/2015).