

WATER SUPPLY BANK LEASE CONTRACT No. 223

This Lease Contract ("**Lease**") is between the Idaho Water Resource Board ("**Board**"), and

LESSOR: CADA LP
23250 CADA LN
CALDWELL, ID 83607

RECEIVED
DEC 14 2016
DEPARTMENT OF
WATER RESOURCES

RECITALS

1. The Board is authorized under chapter 17, title 42, Idaho Code to operate a water supply bank and to contract with lessors to act as an intermediary in facilitating the rental of water.
2. The Lessor has filed a completed application to lease water rights described below into the Water Supply Bank on forms supplied by the Idaho Department of Water Resources and received by the Department on January 21, 2016.
3. The Director of the Idaho Department of Water Resources has reviewed the application for compliance with the Water Supply Bank rules and has approved the Lease subject to conditions listed below.

NOW, THEREFORE, in consideration of the mutual covenants and contracts herein contained, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. **WATER RIGHTS:** The Lessor shall lease and the Board shall accept into the Bank the Applicant's water rights described as follows:

Summary of Water Rights or Portions Leased to the Bank

Water Right No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)
67-2365	9/26/1966	UNNAMED STREAM, tributary to TENNISON CREEK	2.000	506.40	126.60
Combined Limit Totals			2.000	506.40	126.60
Combined Lease Totals			2.000	506.40	126.60

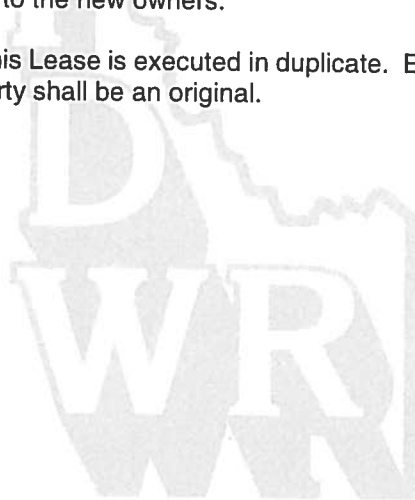
Summary of Water Rights Elements Rentable From the Bank

Water Right	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (Limited) (AC)	Rate Per Acre (CFS/AC)	Volume Per Acre (AF/AC)
67-2365	2.000	506.40	126.60	0.016	4.00
Combined Limit Totals	2.000	506.40	126.60	0.016	4.00

2. **COMPENSATION:** The Lessor shall accept and the Board shall pay compensation determined by the amount of water rented under the following rental rate during such times as the water is rented from the Bank over the term of this Lease.

Minimum Payment Acceptable: Current Rental Rate

3. **TERM OF LEASE:** The term of this lease shall be January 1, 2016 to December 31, 2020. This Lease shall bind the parties and take effect when both parties have signed it.
4. **WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE:** The Lessor shall abide by all terms and conditions contained in the Water Supply Bank Conditions of Acceptance, attached hereto as "Attachment A" and incorporated herein by this reference.
5. **CHANGE OF WATER RIGHT:** This lease specifies water right elements including but not limited to: diversion rates; diversion volumes; number of acres authorized to be irrigated; places of use; points of diversion; beneficial uses; and seasons of use. During the term of this lease, if a water right is administratively changed due to a water right split and renumbering, this lease may be reduced by an equal amount to reflect the water right elements as legally defined under the water right. If a lease contract cannot be reduced sufficient to reflect the legal definition of a water right as amended through a water right split and/or water right transfer, the Board may release the water right from the Water Supply Bank.
6. **ASSIGNMENT OF CONTRACT:** This lease is between the Board and the Lessor, who is the recognized owner or designated representative of the recognized owners of water rights described herein. Should ownership of any part of a water right herein described change during the term of this lease, either through a water right split, a water right transfer, sale of property to which the water right is appurtenant, or through any other recognized water right reassignment, the lease benefits and obligations to the conditions of acceptance for any such water rights will be assigned to the new owners.
7. **DUPLICATE ORIGINAL:** This Lease is executed in duplicate. Each of the documents with an original signature of each party shall be an original.



IN WITNESS WHEREOF, the parties have executed this Contract on the date following their respective signatures.

LESSOR: CADA LP
23250 CADA LN
Caldwell, ID 83607

By [Signature]
Title Partner
Date 12/12/16

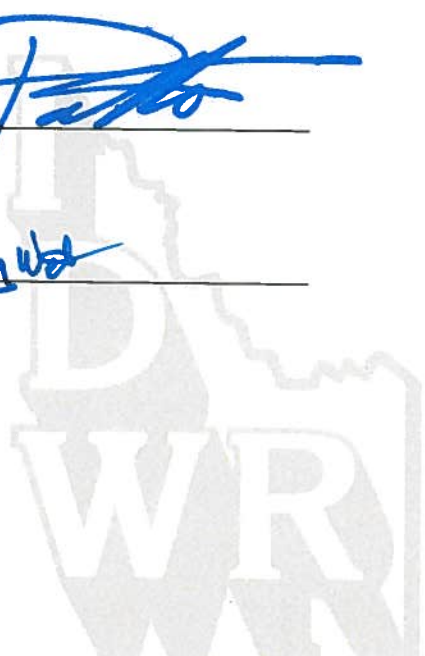
IDAHO WATER RESOURCE BOARD
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

By [Signature]
Brian Patton, Acting Administrator
Idaho Water Resource Board

Date 12/16/2016

Lease approved by IDWR [Signature]

Date 12-16-2016



**ATTACHMENT A
WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE
FOR LEASE CONTRACT NO. 223**

The water rights or portions thereof leased to the bank are described as follows:

Source and Location of Point(s) of Diversion for Water Right No(s): 67-2365

UNNAMED STREAM L 2(SENWNE) Sec. 2 Twp 11N Rge 02W WASHINGTON County

Water Right	Beneficial Use	Season of Use			Diversion Rate (CFS)	Volume (AF)
		From		To		
67-2365	IRRIGATION	03/15	to	10/31	2.00 cfs	506.40 AF
	STOCKWATER	01/01	to	12/31	0.16 cfs	8.60 AF
Totals:					2.00 cfs	506.40 AF

PLACES OF USE TO BE IDLED UNDER THIS LEASE: 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	
11N	02W	1						0.1 L4	32.0	3.2	16.0	16.0		7.7		1.7	2.6		79.3
11N	02W	2	2.8 L1	1.5 L2	8.0	34.0									1.0				47.3

Total Acres: 126.6

PLACES OF USE TO BE IDLED UNDER THIS LEASE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	02W	1							X		X	X	X						0.0
11N	02W	2	X	X L2	X	X													0.0

ADDITIONAL CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the Department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
4. A right accepted into the bank stays in the bank until the Board releases it, or the lease term expires. A right may be released from the bank upon request, provided the Board approves the release. Unless approved by the Department, leased rights may not be immediately available for release.
5. While a water right is in the bank, forfeiture provisions are stayed pursuant to Idaho Code § 42-223(5).

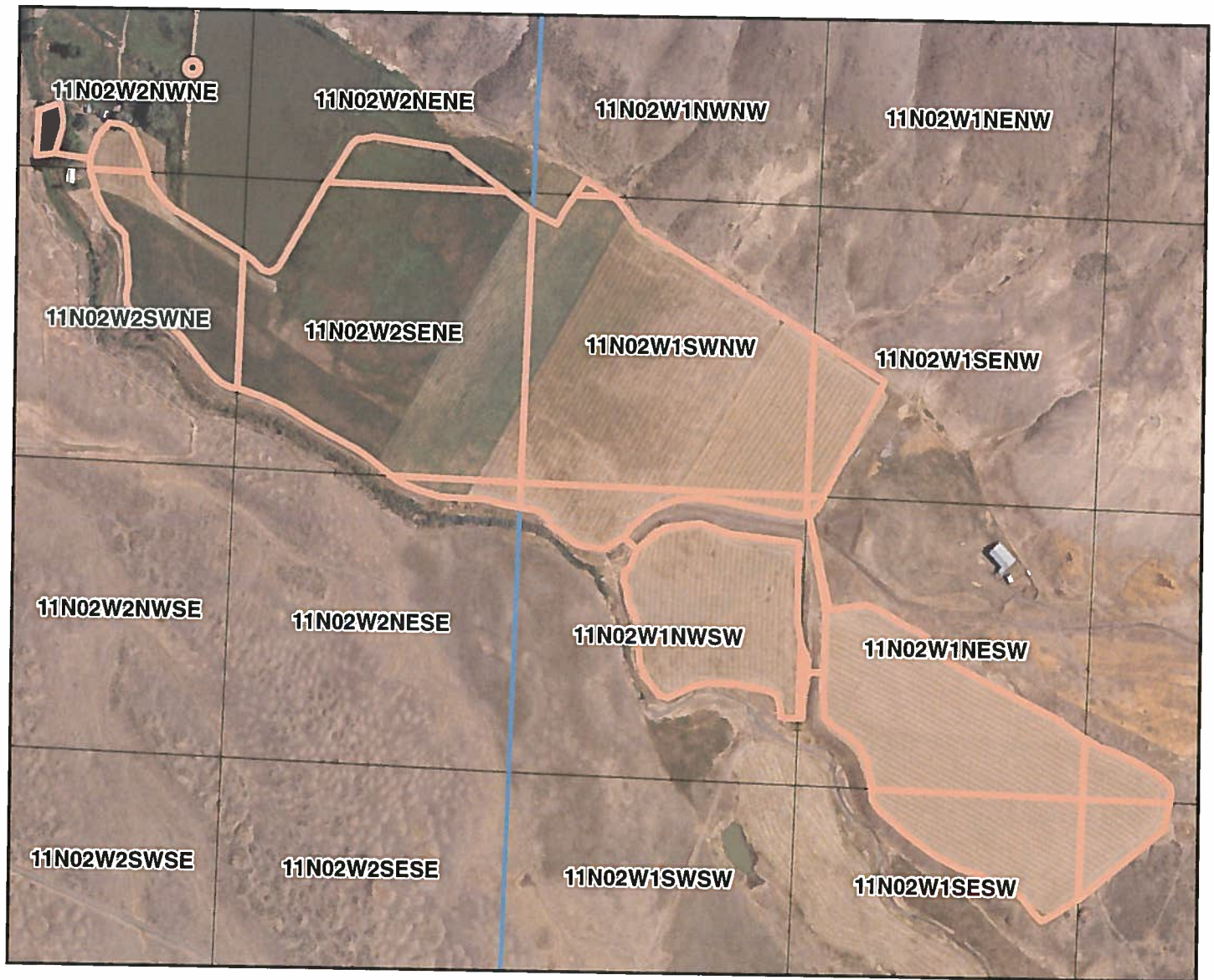
6. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
8. Acceptance of a right into the bank does not, in 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.
9. In accordance with Idaho Code § 42-248 and § 42-1409(6), all owners of water rights are required to notify the Department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
10. If a water right leased into the Water Supply Bank is sold or conveyed during the lease term, and if the leased right was rented, the rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
 - a. Rental payments will go to the lessor(s) of record at the beginning of the rental season, even if the Department processes a Notice of Change in Water Right Ownership during the rental season.
 - b. New lessor(s) of record will receive payment for any subsequent rental seasons.
11. The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.
12. This right when combined with Right No. 67-7281, and 67-7292 shall provide no more than .02 cfs per acre, nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
13. Right Nos. 67-2365, 67-7281 and 67-7292 are limited to the irrigation of a combined total of 0.00 acres in a single irrigation season while this right is in the Bank.
14. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within State Water District No. 67.

Idaho Water Resource Board Water Supply Bank Lease

67-2365

Effective until December 31, 2020

This map depicts the **place of use to be idled** pursuant to the lease contract and is attached to the contract solely for illustrative purposes.



● Approved Lease Point of Diversion

Approved Lease Place of Use

Townships

PLS Sections

Quarter Quarters



0 500 1,000 Feet

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

JAN 21 2016

WATER RESOURCES
WESTERN REGION

RECEIVED

JAN 25 2016

DEPARTMENT OF
WATER RESOURCESAPPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANK

Designated Applicant Cada LP

(Select one owner – see item 1A on the application)

Water Right No. 67-2365

(One water right per application)

Is this application being submitted with a rental application as a lease/rental package?

Yes ☐ No ☒

This application must be prepared in accordance with the minimum requirement checklist below. Use this checklist to ensure all necessary documentation has been provided. This checklist is part of the lease application and must be included with the lease application. **Applications that do not meet the minimum requirements will not be processed and may be returned or denied.**

MINIMUM REQUIREMENT CHECKLIST

All items must be checked as either *Attached (Yes)* or *Not Applicable (N/A)*

Yes

- ☒ Completed *Application to Sell or Lease a Water Right to the Water Supply Bank*.
- ☒ Application filing fee of \$250.00 per water right. If you are submitting more than one lease application and the water rights have an overlapping, common place of use, or a common diversion rate or volume, the total fee for all water rights is \$500.00. For places of use, multiple water rights must be used to irrigate the same lands in order to qualify for the joint filing fee. Individual filing fees are required for water rights that share a common permissible place of use but which cover separate acres within the permissible place of use.
- ☒ Confirmation this form has been printed **single sided**, per requirement of the Water Supply Bank.

Attachment N/A Yes

- 1A ☐ ☒ Signatures and contact information for *all owners* of the water right to be leased or sold on this application.
- 1B ☐ ☒ An Internal Revenue Service (IRS) Form W-9 for the Designated Applicant.
- 1C ☒ ☐ *Notice of Change in Water Right Ownership* form (accessible from www.idwr.idaho.gov).
(water right included in ownership change notice submitted to Western Region 1/18/2016)
- 1D ☒ ☐ Contact information for an authorized representative and documentary proof they are authorized to represent the Designated Applicant on this application. If the Designated Applicant is a business, partnership, municipality, organization or association, include documents identifying officers authorized to sign or act on behalf of the entity.
- 2 ☒ ☐ Description of a water right portion offered to the Water Supply Bank.
- 3 ☐ ☒ A map that clearly outlines the specific location where irrigated acres will be dried up, or where a beneficial use of water will be suspended. You have the option of printing a map using the map tool on IDWR's website at: www.idwr.idaho.gov.
- 4A ☒ ☐ Written consent from irrigation district or water delivery company.
- 4G ☒ ☐ Evidence demonstrating the water right has not been forfeited pursuant to [Section 42-222\(2\), Idaho Code](#).

Department Use Only

Fee Amount \$ 250.00	Received By: <i>CD</i>	Date Received: 1/21/16	Receipt # W043818
W-9 received? Yes ☒ No ☐	(Route W-9 to Fiscal)	Name on W-9: D. Wayne Cada	

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

4. GENERAL INFORMATION

- A. Is the diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☐ No ☒
If yes, provide written consent from the company, corporation or irrigation district authorizing the proposed sale or lease (Attachment 4A).

If your water right is delivered through a canal, lateral or ditch operated by a canal company, irrigation district, or similar delivery entity, your lease request must include written consent from the company, district, or similar entity for your removal of water from its system pursuant to [Section 42-108, Idaho Code](#) and [IDAPA WSB Rule 37.02.03.25.02e](#).

- B. Please provide a description of the current water diversion and delivery system.

Dike, pump, pipe

- C. Describe any other water rights used for the same purpose at the same place of use as the water right being offered to the Bank. Water rights 67-7281 & 67-7292 are currently authorized for irrigation from storage within the same
permissible place of use. The nature of uses under both rights is proposed for change to aesthetic storage on the
accompanying transfer application.

- D. Are any of the water rights identified in Section 4C stacked with the water right proposed for lease? Yes ☐ No ☒
Stacked water rights are used together to achieve a common beneficial use, such as irrigation of the same lands. Stacked water rights cannot be separated and must be jointly leased to the Water Supply Bank. Stacked water rights qualify for the multiple fee payment of \$500.

- E. Will the present place of use continue to receive water from any other source? Yes ☐ No ☒
If yes, explain the relationship between the different water sources and how enlargement of the authorized use will not occur if this water right is leased.

- F. Identify annual volumes and/or rates of water diverted in the last 5 years to accomplish the beneficial use authorized by this water right. Volumes and/or rates of water diverted are subject to water availability which are generally sufficient in
early season, then gradually decrease as the season progresses.

- G. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☒
If yes, describe the circumstances and attach evidence to demonstrate how the water right has not been lost through forfeiture (Attachment 4G). See [Section 42-223, Idaho Code](#) for exceptions to forfeiture. Your application may be denied if forfeiture concerns are not addressed.

- H. Is this water right involved in any other IDWR process, such as an application for transfer or a mitigation plan?

If yes, describe.

Yes ☐ No ☒

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

5. SALE/LEASE AGREEMENT

A. Is the water right, or portion thereof, offered to the Idaho Water Resource Board (IWRB) for sale ☐ or lease ☒.

If lease, specify the years when the use of water will be suspended: 5 yrs to _____ (maximum lease period 5 calendar years).
(Year) (Year)

B. Show the minimum payment acceptable to the seller/lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than the current rental rate.
current rental rate

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this water right for sale or lease to the Idaho Water Resource Board.

The Designated Applicant acknowledges the following:

1. Payment to the Designated Applicant is contingent upon the sale or rental of the water right from the Bank.
2. While a water right is in the Bank, the seller/lessor of the water right may not use the water right, even if the water right is not rented from the Bank.
3. A water right accepted into the Bank stays in the Bank until the Designated Applicant receives written confirmation from the Board or Water Supply Bank that the water right has been released from the Bank.
4. While a water right is in the Bank, forfeiture is stayed.
5. Acceptance of a water right into the Bank does not, in itself, confirm the validity of the water right or any element of the water right.


Signature of Designated Applicant

D. Wayne Cada
Printed Name **MANAGER**

1/18/16
Date

Signature of Authorized Representative

Printed Name

Date

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

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

1/15/2016

WATER RIGHT NO. 67-2365

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	D WAYNE CADA
Current Owner	JODY M CADA
	23250 CADA LN
	CALDWELL, ID 83607
	(208)455-5050
Directors Report Owner	FRANK LAND
Directors Report Owner	TREVA LAND
	3430 BIG FLAT RD
	MIDVALE, ID 83645
	(208)345-2487
Original Owner	ROSE MARIE CADA
Original Owner	RUDOLPH CADA

Priority Date: 09/26/1966

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	TENNISON CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	10/31	2 CFS	506.4 AFA
STOCKWATER	01/01	12/31	0.16 CFS	8.6 AFA
Total Diversion			2 CFS	

Location of Point(s) of Diversion:

UNNAMED STREAM|SEWN Lt 2|Sec. 02|Township 11N|Range 02W|WASHINGTON County

IRRIGATION Use:

Acre Limit: 126.6

Place(s) of use:

Place of Use Legal Description: IRRIGATION WASHINGTON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
11N	02W	1	4	NWNW	0.1		SWNW	32		SENW	3.2			
				NESW	16		NWSW	16		SESW	7.7			
				NWSE	1.7		SWSE	2.6						
		2	1	NENE	2.8	2	NWNE	1.5		SWNE	8		SENE	34
				NESE	1									

Place of Use Legal Description: STOCKWATER WASHINGTON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
11N	02W	1		SWNW										
				NESW			NWSW			SWSW				
		2		NENE		2	NWNE			SWNE			SENE	

Total Acres: 126.6

Conditions of Approval:

1. C18 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.
2. E62 This right when combined with Right No.67-7281, and 67-7292 shall provide no more than .02 cfs per acre, nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. X02 Stockwater use is for 637 head mixed stock.

4. E55 Right Nos. 67-2365, 67-7281 and 67-7292 are limited to the irrigation of a combined total of 126.6 acres in a single irrigation season.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within State Water District No. 67.
6. F05 Right No. 67-7281 is also diverted through point of diversion described above.

Dates:

Licensed Date:

Decreed Date: 11/17/2008

Permit Proof Due Date: 10/7/1977

Permit Proof Made Date: 6/1/1988

Permit Approved Date: 10/7/1966

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 09/26/1966

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND/OR

Water District Number: 67

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 126.6

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

[Close](#)

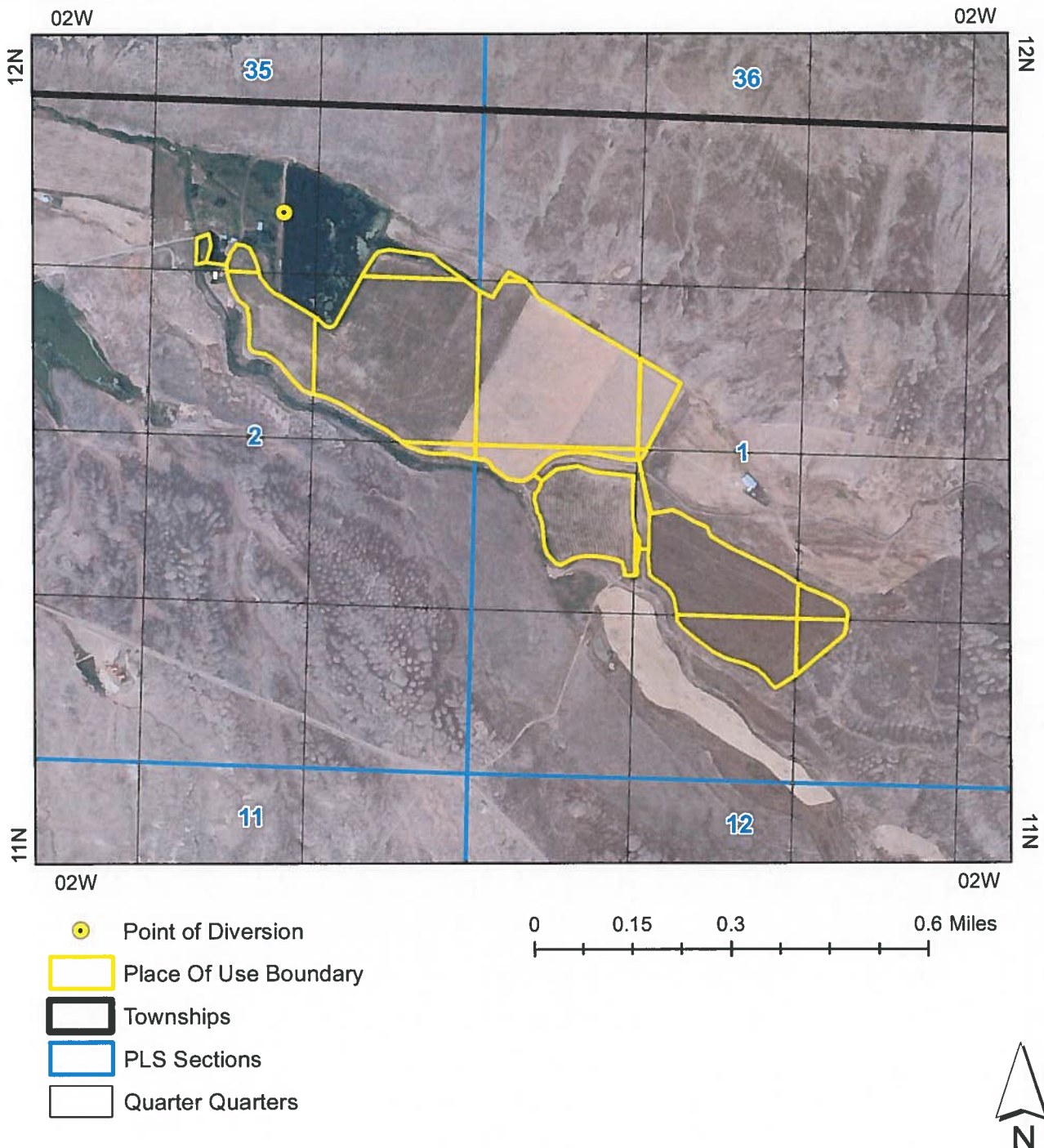
State of Idaho
Department of Water Resources

Water Right

67-2365

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



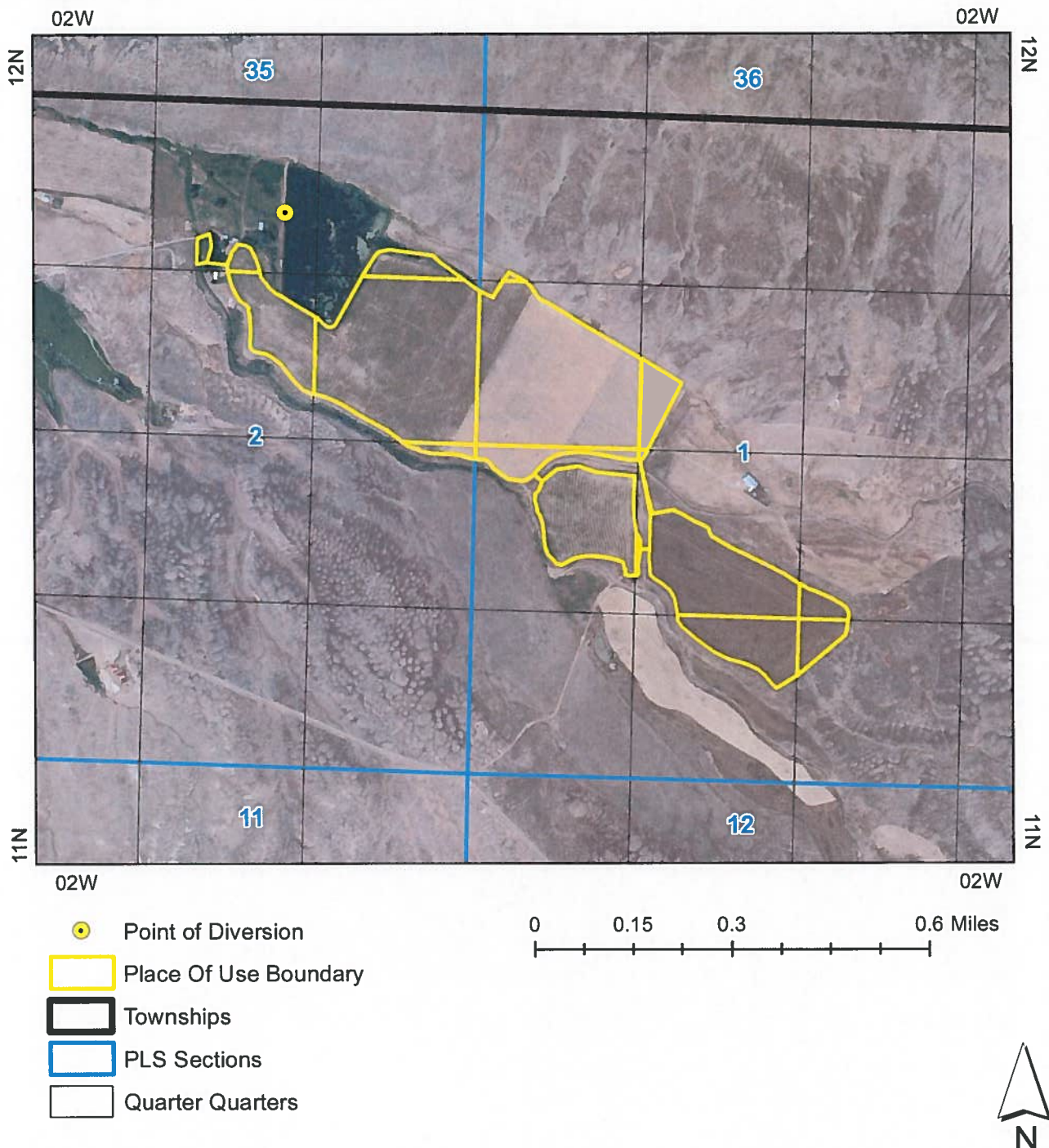
State of Idaho
Department of Water Resources

Water Right

67-2365

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.





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 19, 2016

CADA LP
23250 CADA LN
CALDWELL ID 83607

RE: WATER SUPPLY BANK LEASE CONTRACT FOR WATER RIGHT 67-2365

Dear Lessor:

Water right **67-2365** was leased into the Water Supply Bank (Bank) as of January 21, 2016, in accordance with the enclosed executed lease contract. **Your water right, as described on the lease contract, is considered leased into the Bank and should remain unused until it is formally released from the Bank.** More information and further restrictions placed on your water right while leased can be found in conditions of acceptance of the lease contract. Read the conditions of acceptance carefully.

The right will automatically be released from the Bank on **December 31, 2020**, unless the right is released earlier by the Water Resource Board (Board). On behalf of the Board, the Department of Water Resources (Department) can evaluate an early release of the lease contract upon your request. To release the water right from the Bank prior to the release date, submit a written request on the *Request to Release a Water Right from the Bank* form. This form is available on our public website at www.idwr.idaho.gov. **Please note your water right may not be available for immediate release if it has been rented or is being considered for a future rental. Furthermore, it is at the discretion of the Department whether or not a water right can be released early from a lease contract.**

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

Sincerely,

Water Supply Bank

Enclosure: Executed Lease Contract

c: Lori Graves – SPF Water Engineering
Angie Grimm - IDWR Western Region
Brandi Bonner – Water District 67

Hersley, Jean

From: Brandi Horton-Bonner <watermaster67@hotmail.com>
Sent: Friday, December 02, 2016 3:45 PM
To: Hersley, Jean
Subject: RE: WSB Lease Contract for Cada LP

Hi Jean,

No concerns here...

Have a great day,

Brandi Horton-Bonner
Watermaster-Dist.67
2297 Snapp Lane
Midvale, ID 83645
(208) 550-0313

----- Original message -----

From: "Hersley, Jean" <Jean.Hersley@idwr.idaho.gov>
Date: 11/29/16 12:49 PM (GMT-07:00)
To: "Grimm, Angie" <Angie.Grimm@idwr.idaho.gov>, watermaster67@hotmail.com
Subject: WSB Lease Contract for Cada LP

Please let me know if you have any comments or concerns within 7 days.

Thank you.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

November 29, 2016

CADA LP
23250 CADA LN
CALDWELL ID 83607

RE: APPLICATIONS TO LEASE WATER RIGHT 67-2365 TO THE WATER SUPPLY BANK

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

Dear Applicant:

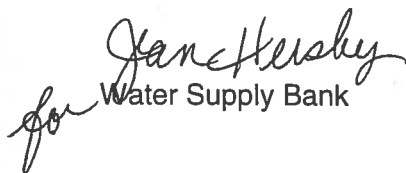
The Department of Water Resources has completed its review of your application to lease the above-mentioned water right to the Water Supply Bank. **I have enclosed two original Water Supply Bank Lease Contracts for your review and signature. Please sign and return ALL Lease Contracts within 14 days.** Upon signature and return of the contracts, the Department will also sign the original contracts and return an executed copy to you. The Lease Contract is not considered final until you and the Department have both signed.

The right will automatically be released from the Bank on **December 31, 2020**, unless the right is released earlier by the Board, or upon your request. To release the right from the Bank prior to the release date, submit a written request on the Request to Release a Water Right from the Bank form. To propose a new lease period, submit a new Application to Sell or Lease a Water Right to the Water Supply Bank form along with applicable fees to the Department. These forms are available from any IDWR office or from our public website at <http://www.idwr.idaho.gov>. Please note your rights may not be available for immediate release if they have been rented.

Please review the conditions of acceptance listed on the Lease Contract, including #3 which says:
"While a right is in the bank, **the lessor may not use the right** without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B."

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

Sincerely,


for Water Supply Bank

Enclosure: Proposed Lease Contracts
Receipt # W043818

c: SPF Water Engineering LLC

WATER SUPPLY BANK

Agent Lease Review Checklist

Applicant(s) Name: CADA LP

Memo Date: November 29, 2016

Water Right Number(s): 67-2365

Reviewers Name: Jean

Quick Tools

Decreed Year	No Forfeiture Concerns Thru:
2009	2015
2010	2016
2011	2017
2012	2018
2013	2019

1	Fill out WSB Data Entry Checklist for Leases	Check box	☒	COMMENTS/CONCERNS:
2	Reason for lease of water rights (Brief description of lease proposal in narrative)			
	Portion of right			
	All of right			
3	Check GWMA/CGWA/ADC and basin 63 areas of concern (note area in comments)			
		Yes	No	
4	Rentable? If no explain in comments			
		☒		
5	Authority to file			
	Current owner or designated applicant			
	SOS Web site checked for business entity	☒		
	Other (explain in comments)	☒		
6	Water Right validity			
	Decreed/Licensed/Statutory claim date (write in comments section)			
	Past irrigation to ensure forfeiture is not an issue if decreed or licensed over 7 years ago (consider transfers that changed the POU, rentals to the POU etc.)			
	Has this right previously been leased to the bank or in CREP?		☒	
7	Injury to other water rights			
	If the POD is through a delivery entity, was consent provided?		na	
	If the POD is through a delivery entity, was holdback required? (percentage in comments)			%
8	Enlargement concerns	Check box		
	Complete a POU comparison overlap analysis	☒		
	Complete a combined limits review	☒		
	Complete POD overlap analysis (if there is an overlap add condition to lease)	☒		
	Are there overlapping rights that need to be placed in the bank also?	Yes	No	
	Will the place of use continue to receive water?		☒	
			☒	
9	Local Public Interest			
	Does the processor know of any problems this action will cause for the local public?		☒	
10	Have you contacted regional office and watermaster for comment/concerns?	☒		
	Send the watermaster comment request form or e-mail request	☒		
11	Area Headgate requirement			4
12	Is water right involved in any other department action? Pull file and check database () Ownership Change () Transfer () Mitigation () Other - Explain in comments		☒	
13	Narrative: The applicant wishes to place the entire right in the Bank. This includes the stockwater portion. D Wayne Cada signed the application, He is the registered agent for the company. This right was decreed in 2008. Irrigation took place in 2015. Forfeiture is not an issue. Water right 67-7281 is also diverted through the same POD. This right has combined use limits with 67-7281 and 67-7292. These two rights are currently being reviewed for a transfer from irrigation storage/irrigation from storage to aesthetic storage. there should not be a conflict if this right is accepted into the Bank. This water right is currently within WD 67.			



IDAHO SECRETARY OF STATE Viewing Business Entity

Lawrence Denney, Secretary of State

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CADA LIMITED PARTNERSHIP

23250 CADA LN
CALDWELL, ID 83607

Type of Business: LIMITED PARTNERSHIP

Status: CURRENT

State of Origin: IDAHO

Date of 31 Dec 2012

Origination/Authorization:

Initial Registered Agent: D WAYNE CADA
23250 CADA LN
CALDWELL, ID 83607

File Number: L6825

Date of Last Annual Report: 22 Oct 2015

Annual Report Due: Dec 2016

Original Filing:

Filed 31 Dec 2012 CERTIFICATE
OF LP

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Comments, questions or suggestions can be emailed to: sosinfo@sos.idaho.gov



SPF WATER
ENGINEERING

January 18, 2016

Angie Grimm
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

RECEIVED

JAN 21 2016

**WATER RESOURCES
WESTERN REGION**

***Subject: Change in Ownership (13 water rights)
Application for Transfer (67-7281, 67-7292)
Application for Transfer (67-7333)
Application to Lease Water Right (67-2365)***

Dear Angie,

Enclosed on behalf of Cada LP are the following:

1. Notice of Change in Water Right Ownership of 13 water rights. The filing fee for the notice is \$325.
2. Application for Transfer proposing changing the nature of use from irrigation storage and from storage to aesthetic/recreation storage on water rights 67-7281 and 67-7292. Filing fee for this transfer is \$580. The fee does not include changing ownership of these rights since they are included on the notice described above.
3. Application for Transfer proposing changing the nature of use from irrigation storage and from storage to aesthetic/recreation storage on water right 67-7333. Filing fee for this transfer is \$500. The fee does not include changing ownership of this right since it is included on the notice described above.
4. Application to Lease Water Right 67-2365 to the water bank. Filing fee for this application is \$250. The fee does not include changing ownership of this right since it is included on the notice described above.

Check No. 2486 for \$1,655 is enclosed for the filing fees. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

Lori Graves
Water Rights Specialist

Cc: Wayne Cada

Enclosures
SPF file number: 1239.0010