



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 6, 2017

US BUREAU OF RECLAMATION
PN-3100, 1150 N CURTIS ROAD STE 100
BOISE ID 83706-1234

RE: Expiration of Water Supply Bank Rental Agreement for water rights: 85-2146, 85-4483, 85-15424

Renter,

This letter is to inform you that your rental agreement(s) to rent the above listed water rights from the Water Supply Bank (Bank) expired at the end of 2016.

Once the rental agreement concludes, any diversion or use of water under the rental agreement will no longer be authorized and, if occurring, may be subject to an enforcement action.

If you wish to rent water in the future, please download a rental application from: <http://idwr.idaho.gov>. You may submit rental applications on November 1 of the year prior to the intended use of rental water. **YOU ARE ENCOURAGED TO FILE AN APPLICATION AT LEAST 3 MONTHS PRIOR TO THE DATE YOU DESIRE TO USE RENTAL WATER.**

If you have any questions about this matter, please contact me at (208) 287-4918.

Sincerely,

A handwritten signature in black ink, appearing to be 'RB' followed by a long horizontal stroke.

Remington Buyer
Water Supply Bank Coordinator

Enclosures:

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:

<u>E Gail McGarry</u> Signature of Renter	<u>E Gail McGarry</u> Printed Name and Title* PROGRAM MANAGER, WATER RIGHTS	<u>10-25-2016</u> Date
_____ 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 <u>Brian Patton</u>	Date <u>10/27/2016</u>
BRIAN PATTON, Acting Administrator Idaho Water Resource Board	

Rental Approved by IDWR <u>Cheryl Webster</u>	Date <u>10-27-2016</u>
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK RENTAL AGREEMENT
WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION (all within NEZ PERCE County)

85-02146:

WEBB CREEK L18 (SE1/4SE1/4)	Sec. 17 Twp 35N Rge 04W, B.M. (Rediversion)
WEBB CREEK SE1/4SW1/4	Sec. 29 Twp 33N Rge 03W, B.M.
WEBB CREEK SE1/4SW1/4	Sec. 29 Twp 33N Rge 03W, B.M. (Injection)
WEBB CREEK L2 (NW1/4NE1/4)	Sec. 06 Twp 33N Rge 03W, B.M. (Rediversion)
WEBB CREEK NE1/4NE1/4	Sec. 34 Twp 34N Rge 04W, B.M. (Injection)
WEBB CREEK L3 (NW1/4SW1/4)	Sec. 21 Twp 34N Rge 04W, B.M. (Rediversion)
WEBB CREEK L18 (SE1/4SE1/4)	Sec. 17 Twp 35N Rge 04W, B.M. (Injection)
LAPWAI CREEK L3 (SW1/4NE1/4)	Sec. 22 Twp 36N Rge 04W, B.M. (Ending of Reach)

85-04483:

SWEETWATER CREEK L3 (NW1/4SW1/4)	Sec. 21 Twp 34N Rge 04W, B.M.
LAPWAI CREEK L3 (SE1/4SW1/4NE1/4)	Sec. 22 Twp 36N Rge 04W, B.M. (Ending of Reach)

85-15424:

WAHA LAKE NW1/4NW1/4	Sec. 09 Twp 33N Rge 04W, B.M. (Injection)
WAHA LAKE L5 (SE1/4SE1/4)	Sec. 09 Twp 33N Rge 04W, B.M.
LAPWAI CREEK L3 (SE1/4SW1/4NE1/4)	Sec. 22 Twp 36N Rge 04W, B.M. (Ending of Reach)

BENEFICIAL USE

85-02146 AND 85-15424:

MINIMUM STREAM FLOW FROM STORAGE
MINIMUM STREAM FLOW STORAGE

85-04483:

MINIMUM STREAM FLOW

SEASON OF USE

06/01 TO 10/31

RENTER'S PLACE OF USE: Minimum Stream Flow is in Sweetwater Creek and Lapwai Creek in the Reach above the Quantification Point Designated for Water Right No. 85-15603.

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. Rental of the leased portions of water rights 85-02146, 85-04483, and 85-15424 is limited to a total combined diversion rate of 5.5 cfs and diversion volume of 1,576.6 acre-feet during the rental period.
11. The water rights referenced above are accepted into the bank and rented in accordance with a private agreement formulated between the lessor and the renter. Administrative fees will be paid based on the current rental rate.

CONDITIONS APPLICABLE TO RIGHT 85-02146:

12. Point of injection in T33N, R03W, S29, SESW is into Webb Creek. Point of re-diversion in T33N, R03W, S06, Lot 2 (NWNE) is from Webb Creek via the Webb Creek Canal. Point of injection in T34N, R04W, S34, NENE is into the East Fork of Sweetwater Creek.
13. Use of water under right 85-02146, including the water use authorized under this rental agreement, may not exceed a total diversion volume of 2000 acre-feet.

CONDITIONS APPLICABLE TO RIGHT 85-04483:

14. Use of water under right 85-04483, including the water use authorized under this rental agreement, may not exceed a total diversion rate of 55.0 cfs or a total diversion volume of 10,500 acre-feet.
15. The renter may not divert water to fill the use authorized under this rental agreement unless it is water that could otherwise be diverted to storage from Mann Lake.

CONDITIONS APPLICABLE TO RIGHT 85-15424:

16. Point of injection in T33N, R04W, NWNW is into an unnamed stream tributary to the West Fork of Sweetwater Creek.
17. Use of water under right 85-15424, including the water use authorized under this rental agreement, may not exceed a total diversion volume of 3,497.5 acre-feet.

JUN 22 2016

DEPARTMENT OF
WATER RESOURCESAPPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANKApplicant Name: U.S. Bureau of Reclamation

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 Gail McGarry, U.S. Bureau of Reclamation

Mailing Address 1150 N Curtis Rd., Boise, Idaho 83706-1234

Street City State Zip Code

Email Address emcgarry@usbr.gov Phone Number 208-378-5306

B. Is this application being completed by an authorized representative on behalf of the applicant? ☐ Yes ☒ No
If yes, representatives (includes company employees if the applicant is a corporation, as well as legal counsel or consultants) should provide their information below if they desire to be included on correspondence with the rental applicant.

Representative Professional Title

Organization Relationship to Applicant

Mailing Address

Email Address Phone Number

2. MAP

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

3. DESCRIPTION OF PROPOSED USE FOR RENTAL WATER

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

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)
CFS	AF	CFS	AF	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?	
6/1/2016	10/31/2016	☒ 1	☐ 2	☐ 3	☐ 4	☐ 5	☐ Process application as soon as possible	☒ Return application to

* 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): See attachment 3.

- 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
T33N R4W S9 SESE	Waha Lake	See attachment 3A
T34N R4W S21 NWSW	SweetWater Creek	See attachment 3A
T33N R3W S6 NWNE	Webb Creek	See attachment 3A

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 ☒ No ☐

If yes, include documented consent as Attachment 3F.

- G. Do any POD(s) identified in Question 3E divert from a water source that may require water modeling? Yes ☐ No ☒

Refer to the Water Modeling Requirements Information Sheet to determine if a rental POD may require water modeling.

- H. Has water modeling been provided with your rental request? Yes ☐ N/A ☒

If yes, label modeling Attachment 3 H.

Rental applications that require modeling will be returned if modeling is not provided.

- I. Specify the desired beneficial use of water and the requested season of use or number of acres required:

Irrigation _____ (number of acres) Duration: Subject to IDWR standard seasons of use

Commercial from: _____ (mm/dd) to: _____ (mm/dd)

Stockwater from: _____ (mm/dd) to: _____ (mm/dd)

Industrial from: _____ (mm/dd) to: _____ (mm/dd)

Other: Instream _____ from: 6/1/2016 ____ (mm/dd) to: 10/31/2016 (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: IWRB instream right No. 85-15603. See Attachment 3A.

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)
85-02146	Municipal		2000				1,757	
85-04483	Municipal		1500				1,500	
85-15424	Municipal		3497.5				1,757	
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		1,757	
						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: N/A**

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

☒ Yes No

If yes, explain how the water right(s) will be converted to new uses. Include the historic, consumptive use amounts for the water right being rented if you have it, as well as the new consumptive use amount for your proposed beneficial use. If space below is insufficient, attach a separate page and label it **Attachment 4C: Municipal/Irrigation to instream use. See Attachment 3A**

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:

This rental has occurred since 2006. This rental is undertaken pursuant to the Biological Opinion for the Lewiston Orchards Project.

- 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, Not concurrent with this application

- C. Was this rental application submitted in response to a Notice of Violation (NOR) or a pending NOV? Yes No ☒
If yes, describe the date and location of the NOV.

- D. Additional information

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.

E. Gail McGarry
Signature of Applicant

E. Gail McGarry, Bureau of Reclamation
Printed Name of Applicant

6-22-2016
Date

Signature of Representative

Printed Name of Representative

Date

Mail to:

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

Attachment 3A

The applicant, the Bureau of Reclamation, intends to rent its own water out of the water supply bank for endangered species needs associated with the Lewiston Orchards Project. The rental is intended to augment flow to ensure the following instream flow targets are met at the designated locations.

Instream Flow Targets		
	Webb Creek downstream of diversion dam (cfs)	Sweetwater Creek downstream of Sweetwater diversion dam (cfs)
June	3	2.8
July	3	3
Aug	3	3
Sep 1-15	3	2.8
Sep 16-30	3	2.5
Oct	3	2.5

BOR wishes to rent is 1,757 acre-feet for the above purpose. The rate of water to be released is unknown at present because some of the flow target will be met by natural flow not covered by this rental. Required releases under this rental will be made real-time, such that when added to the natural flow not covered by this lease the flow targets in the table above are met. The water will be rented from a combination of the following three reservoirs which Reclamation owns: Soldiers Meadow Reservoir, Mann Lake, and Lake Waha, under Water Right Nos. 85-02146, 85-04483, and 85-15424 respectively. All three reservoirs supply water to the Lewiston Orchards Irrigation Project. The lease and rental is from June 1 through October 31, 2016.

The water rights are to be rented into the Idaho Water Resource Board's (IWRB's) instream right No. 85-15603, for which the measurement point is the mouth of Lapwai Creek. The water will be delivered from (1) Lake Waha, (2) Soldiers Meadow Reservoir, or (3) the diversion dams at Sweetwater Creek from water that is forgone from being stored at Mann Lake. It will be delivered down to the measurement point for the IWRB's water right No. 85-15603. Administration of rented water is to be accomplished under Idaho Code § 42-801.

The following measurements will occur to ensure there is not an expansion of the Applicant's storage rights as a result of this rental.

a. Measurements of Mann Lake under water right No. 85-4483

- i. Objective: Ensure the total of the volume stored for the year in Mann Lake and the volume attributed to the rental from Mann Lake storage does not exceed 10,500 acre-ft.

ii. Method: Lewiston Orchards Irrigation District will measure 1) the rate and the associated volume of flow into Mann Lake that is not attributable to storage at the upper reservoirs and 2) the volume of water delivered to Mann Lake from water that was previously stored in the above reservoirs. The volume of water delivered out of Mann Lake will be measured by an existing device on the outlet works for Mann Lake that totalizes the volume of water delivered out of Mann Lake. Additional storage for carry-over in Mann Lake will be calculated from elevation measurements. From these measurements, the volume of the water diverted to the creek that is attributable to storage water right No. 85-4483 will be calculated.

The District will also show that at any given time that both Mann Lake and Sweetwater Canal have the physical capacity to take the flow in the Creeks that is considered to be forgone storage water from right No. 85-4483 under this rental agreement.

b. Measurement of volume used in the rental program from the Soldiers Meadow Reservoir water right No. 85-2146 to ensure storage right is not enlarged

i. Objective: Ensure the total storage for Soldiers Meadow Reservoir in a given year does not exceed 2,000 acre-ft under water right No. 85-2146.

ii. Method: The volume released from storage for both irrigation and the water rental will be measured. The additional carryover accumulated will be calculated from elevation measurements. These two volumes together must not exceed 2,000 acre-ft.

c. Measurement of Volume used in the Rental Program from the Lake Waha water right No. 85-15424

i. Objective: Ensure that the total storage at Lake Waha does not exceed 3,497.5 acre-ft.

ii. Method: Calculate the volume released from storage for irrigation in addition to the additional carryover accumulated, which must not exceed 3,497.5 acre-ft.

2016 Lewiston Orchards Water Rights Rental

Column a	b	c	d	e	f	g
Month	Days in the month	Webb Creek total flows	Sweetwater creek instream flow pg 9 of Biop w/o additional (cfs)cfs	Total flow (cfs) in month	Acre-ft per day (Col e * 1.983)	Acre-ft per month
June	30	3	2.8	5.8	11.5014	345
July	31	3	3	6	11.898	369
August	31	3	3	6	11.898	369
September 1-15	15	3	2.8	5.8	11.5014	173
September 16-30	15	3	2.5	5.5	10.9065	164
October	31	3	2.5	5.5	10.9065	338
Total	153					1757
						0
			total acre-ft to transfer instream thru bank			1757

Water Supply Bank Lease Search

This search tool identifies water rights leased to the State Water Supply Bank ("bank"). Results provide general information about the lease. Additional information about a specific water right or documents related to a lease may be researched through the Water Right and Adjudication Search (link below).

☐ All Water Supply Bank Statuses
☒ Active ☐ Application ☐ Closed ☐ Denied

Search By: Basin

[Usage Instruction](#)

Basin Who What When Where Clear Search [Help](#)

Basin To (Example: 63)

Sequence To (Example: 7819)

Split Suffix (Example: A)

(Hint: Water Right Numbers are comprised of three components: the Basin Number, the Sequence Number, and sometimes a Split Suffix. For water right 63-7819A, the Basin Number is 63, the Sequence Number is 7819, and the Split Suffix is A. Not all water right numbers have Split Suffixes.)

Search Criteria (See Results Below.)

Basin From: 85

Water Supply Bank Status: Active



For best results when printing search output, change printer settings to legal paper and landscape orientation.

[Research a specific water right:](#)

[General Information about the Water Supply Bank](#)

[Water Right and Adjudication Search](#)

6 Results Found

Water Right Number		Lease Information						Water Right Information						
Basin	Seq. Suffix	Lessee	Lease Status	Lease Amount	Rental Availability	Lease Begin Date	Expiration Date	Source	Priority	Nature of Use	Twp	Rge	Sec	Lessee's POB Govt Lot Qt
85	2046	UNITED STATES OF AMERICA ACTING THROUGH	ACTIVE	ALL	NONE	6-23-2012	10-31-2016	WEED CREEK Tributary to SWEETWATER CREEK	5-24-1922	IRRIGATION FROM STORAGE IRRIGATION STORAGE MUNICIPAL FROM STORAGE MUNICIPAL STORAGE	33N	03W	6	2
											33N	03W	29	3
											34N	04W	21	5
											34N	04W	34	10
											35N	04W	17	10
85	4094	TWIN CITY FOODS INC	ACTIVE	6.95	6.95	8-17-2015	12-31-2019	GROUND WATER	9-25-1932	COMMERCIAL	34N	06W	36	2
85	4481	UNITED STATES OF AMERICA ACTING THROUGH	ACTIVE	ALL	NONE	6-23-2012	10-31-2016	LINDSAY CREEK Tributary to CLEARWATER RIVER SWEETWATER CREEK Tributary to LAPWAI CREEK	6-1-1907	DIVERSION TO STORAGE IRRIGATION FROM STORAGE IRRIGATION STORAGE MUNICIPAL FROM STORAGE MUNICIPAL STORAGE STOCKWATER FROM STORAGE STOCKWATER STORAGE	34N	04W	21	5
											35N	04W	17	10
85	15434	UNITED STATES OF AMERICA ACTING THROUGH	ACTIVE	ALL	NONE	6-23-2012	10-31-2016	WAHA LAKE Tributary to SINKS	12-1-1931	IRRIGATION FROM STORAGE IRRIGATION STORAGE MUNICIPAL FROM STORAGE MUNICIPAL STORAGE	33N	04W	9	3
											34N	04W	21	5
											35N	04W	17	10
85	15434	CHARLES A PRATT CHARLES PRATT LALLA JANE PRATT	ACTIVE	32	12	1-1-2014	12-31-2018	CLEARWATER RIVER Tributary to CLEARWATER RIVER	7-10-1964	IRRIGATION	31N	04E	4	
85	15435	CHARLES A PRATT CHARLES PRATT GWENDOLYN WORKMAN	ACTIVE	33	33	1-1-2014	12-31-2018	CLEARWATER RIVER Tributary to CLEARWATER RIVER	7-10-1964	IRRIGATION	32N	04E	32	N
											33N	04E	33	8



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 27, 2016

UNITED STATE BUREAU OF RECLAMATION
1150 N CURTIS RD STE 100
BOISE ID 83706-1234

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 85-2146, 85-4483, and 85-15424**

Dear Renter:

Please find enclosed a receipt in the amount of **\$2,680.22** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 1,576.6 acre-feet of water for minimum stream flow, minimum stream flow storage, and minimum stream flow from storage during 2016. 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, the rental fee will be retained by the Department to offset administrative costs since you are the owner of the rights.

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

Sincerely,

Water Supply Bank

Enclosures: Receipt No. C102640
Rental Agreement (copy)

c: Sascha Marston – Fiscal
Morgan Case – IDWR Northern Regional Office



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

UNITED STATES BUREAU OF RECLAMATION
1150 N CURTIS RD STE 100
BOISE ID 83706-1234

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 85-2146, 85-4483, and 85-15424**

*****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 **\$26,802.20** was calculated based on the current rental rate of \$17.00 per acre-foot times a diversion volume of 1,576.6 acre-feet. Since you are both the lessor and the renter of the rights, **you are only obligated to pay the 10% administrative fee or \$2,680.22.** 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 \$2,680.22 made payable to the Idaho Department of Water Resources, together with the signed rental agreement, within 14 days so I can complete processing.

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

Sincerely,

for Water Supply Bank

Enclosure

c: IDWR Front Desk

Thiel, Sandra

From: Case, Morgan
Sent: Monday, October 17, 2016 4:25 PM
To: Thiel, Sandra
Subject: RE: BOR rental application for water rights 85-2146, 85-4483 and 85-15424

Sandra,

The Northern Region does not have any objection to this rental. Thanks for checking in.

Morgan

From: Thiel, Sandra
Sent: Monday, October 17, 2016 3:19 PM
To: Case, Morgan
Subject: FW: BOR rental application for water rights 85-2146, 85-4483 and 85-15424

Hello, did you have any objection to this? I think it is good to go from our end.

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

From: Thiel, Sandra
Sent: Wednesday, October 12, 2016 10:02 AM
To: Case, Morgan
Subject: BOR rental application for water rights 85-2146, 85-4483 and 85-15424

Good morning, Hope things are going well. I haven't talked to in a while. I have a rental application from the Bureau of Reclamation. They want to rent the water to maintain one of the Board's minimum stream flows. I've attached a scanned copy of the application, my memo and my draft rental agreement. Let me know if you have any 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



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 23, 2016

US DEPT OF INTERIOR
ATTN: E GAIL MCGARRY
BUREAU OF RECLAMATION
1150 N CURTIS RD STE 100
BOISE ID 83706-1234

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 meet endangered species needs of Lewiston Orchards Projects. 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



IN REPLY REFER TO

United States Department of the Interior

BUREAU OF RECLAMATION
Pacific Northwest Region
1150 North Curtis Road, Suite 100
Boise, Idaho 83706-1234



TAKE PRIDE
IN AMERICA

RECEIVED

JUN 22 2016

DEPARTMENT OF
WATER RESOURCES

JUN 22 2016

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

Subject: Water Rental Application Water Right Nos. 85-2146, 85-4483, and 85-15424,
Lewiston Orchards Irrigation District

Dear Mr. Peppersack,

Please find enclosed the water rental application for the subject water rights. This rental is similar to the previous annual rentals by Reclamation since 2006 to meet endangered species needs of the Lewiston Orchards Project. If you have any questions, please contact me at 208-378-5306.

Sincerely,

E. Gail McGarry
Program Manager, Water Rights and Acquisition.