

# WATER SUPPLY BANK LEASE CONTRACT

This Lease Contract ("**Lease**") is effective January 1, 2015, between the Idaho Water Resource Board ("**Board**"), and

**Lessor:** SV RANCH LLC C/O GREGORY VIK  
PO BOX 1607  
BELLEVUE WA 98009

**RECEIVED**

**MAR 03 2015**

**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.
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

<u>Water Right</u>	<u>Lease Rate</u>	<u>Lease Volume</u>	<u>Total Leased Acres</u>
37-20374	2.10 CFS	Not Stated	114.0 AC
<b>Combined Lease Totals:</b>	<b>2.10 CFS</b>	<b>Not Stated</b>	<b>114.0 AC</b>

The water rights described herein shall be available for rental from the Bank as follows:  
Authorized Period of Use under Lease: 4/15 to 10/31


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:** This Lease shall take effect when both parties have signed it and shall continue in effect until December 31, 2019.
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. **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.

**SV RANCH LLC C/O GREGORY VIK**  
PO BOX 1607  
BELLEVUE WA 98009

By   
Printed Name GREG VIK

Date 2-13-15  
Title PRESIDENT

**IDAHO WATER RESOURCE BOARD**  
322 East Front Street  
P.O. Box 83720  
Boise, ID 83720-9098

By   
Brian Patton, Acting Administrator  
Idaho Water Resource Board

Date March 3, 2015

Lease approved by IDWR 

Date 3/3/2015

**ATTACHMENT A**  
**WATER RIGHT NO. 37-20374**  
**WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** SV RANCH LLC C/O GREGORY VIK  
 PO BOX 1607  
 BELLEVUE WA 98009

**Priority Date:** 6/15/1886

**Source:** CORRAL CREEK                      **Tributary to:** CAMAS CREEK

<b><u>BENEFICIAL USE</u></b>	<b><u>From</u></b>	<b><u>To</u></b>	<b><u>Diversion Rate</u></b>	<b><u>Volume</u></b>
IRRIGATION	04/15 to	10/31	2.10 CFS	Not Stated
	<b>Total:</b>		<b>2.10 CFS</b>	<b>Not Stated</b>

**LOCATION OF POINT(S) OF DIVERSION:**

CORRAL CREEK      NE 1/4 SW 1/4 SW 1/4      Sec. 27      Twp 01S      Rge 13E      CAMAS County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** 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		
01S	13E	27																		34.0
01S	13E	33	33.0	11.0																44.0
01S	13E	34						36.0												36.0

Total Acres: 114.0

**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, the lease term expires, or upon request from the lessor to change the term of the lease, 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.
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.
  - b. If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
  - c. New lessor(s) of record will receive payment after the following rental season.
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. 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. 37B.

STATE OF IDAHO  
WATER RESOURCE BOARD

RECEIVED

JAN 22 2015

DEPARTMENT OF  
WATER RESOURCES

APPLICATION TO SELL OR LEASE A WATER RIGHT  
TO THE WATER SUPPLY BANK

1. CONTACT INFORMATION

A. An application to sell or lease a water right to the Water Supply Bank must be completed by a Designated Applicant who is a recognized owner of the water right being sold or leased to the Water Supply Bank. If there are additional owners recorded for the property to which the water right is appurtenant, those individuals must authorize the Designated Applicant to represent them on this application by completing and signing Attachment 1A of this application package.

Designated Applicant SV Ranch LLC C/O Gregory Vik Email Address \_\_\_\_\_  
Mailing Address PO Box 1607 Bellevue, WA 98009 Phone Number \_\_\_\_\_

The Designated Applicant is the sole owner of the water right being sold or leased to the Water Supply Bank.

OR

The Designated Applicant is representing additional water right holders who have completed Attachment 1A.

B. Has the designated applicant completed an IRS Form W-9 (Attachment 1B)? Yes  No

C. Are all applicants on this form listed in IDWR's records as the current owners of the water right? Yes  No   
If no, attach a *Notice of Change in Water Right Ownership* form along with the required documentation and fee (Attachment 1C).

D. 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 1D).

E. Is this application being completed by an authorized representative of the Designated Applicant? Yes  No   
If yes, representatives (includes employees of Designated Applicant companies) must complete this section and submit documentary proof of their authority to represent the Designated Applicant (Attachment 1E).

Name of Representative Greg Sullivan Organization Brockway Engineering  
Professional Title Engineer Email Address greg.sullivan@brockwayeng.com  
Mailing Address 2016 North Washington Street, Suite 4 Phone Number 208-736-8543

Send all correspondence for this application to the representative and not to the Designated Applicant.

OR

Send original correspondence to the Designated Applicant and copies to the representative.

2. DESCRIPTION OF WATER RIGHT OFFERED TO THE BANK

Water Right Number 37-20374  The full water right is being offered to the Bank.

OR

A part of the water right is being offered to the Bank.  
(If a portion of a water right is being offered, complete Attachment 2)

3. GENERAL INFORMATION

A. Please provide a description of the current water diversion system.  
Pipes in creeks, sprinkler irrigation.

B. 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.  
None

C. Will the present place of use continue to receive water from any other source? Yes  No

If yes, describe. \_\_\_\_\_  
\_\_\_\_\_

D. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes  No

If yes, describe and attach Watermaster records or other evidence to demonstrate that the water right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code. \_\_\_\_\_  
\_\_\_\_\_

E. Is this water right involved in any other IDWR process such as an application for transfer or a mitigation plan? Yes  No

If yes, describe. \_\_\_\_\_  
\_\_\_\_\_

**4. 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, for a period from 1/1/2015 to 12/31/2019 (maximum lease period 5 years).  
(Month / Day / Year) (Month / Day / 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 provisions are stayed.
5. Acceptance of a water right into the ank does not, in itself, confirm the validity of the water right or any elements of the water right.

  
Signature of Designated Applicant

GREG VIK, President  
Printed Name

12/30/14  
Date

\_\_\_\_\_  
Signature of Authorized Representative

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Date

**Mail to:**

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

**STATE OF IDAHO  
WATER RESOURCE BOARD**

**ATTACHMENT 1A**

**Additional Water Right Holders Party to the Lease Application**

List all individuals or business entities that are owners of the property to which the water right on this application is appurtenant. All water right holders must be signatories to a Water Supply Bank Lease Application however only the Designated Applicant needs to provide a completed IRS Form W-9 (Attachment 1B). **All correspondence and any financial payment associated with the rental of this water right will be directed to the Designated Applicant.** If additional space is needed to list any other water right holders, attach a second copy of Attachment 1A.

Water Right No. 37-20374

	<b>Designated Applicant</b>	<b>Applicant #2</b>	<b>Applicant #3</b>
Name	SV Ranch LLC C/O Gregory Vik		
Mailing Address	PO Box 1607 Bellevue, WA 98009		
Phone Number			
Email Address			
Applicant Declaration	As Designated Applicant, I submit this lease application on behalf of all other water right holders.	I authorize the Designated Applicant to submit this application on my behalf.	I authorize the Designated Applicant to submit this application on my behalf.
Signature			

	<b>Applicant #4</b>	<b>Applicant #5</b>	<b>Applicant #6</b>
Name			
Mailing Address			
Phone Number			
Email Address			
Applicant Declaration	I authorize the Designated Applicant to submit this application on my behalf.	I authorize the Designated Applicant to submit this application on my behalf.	I authorize the Designated Applicant to submit this application on my behalf.
Signature			

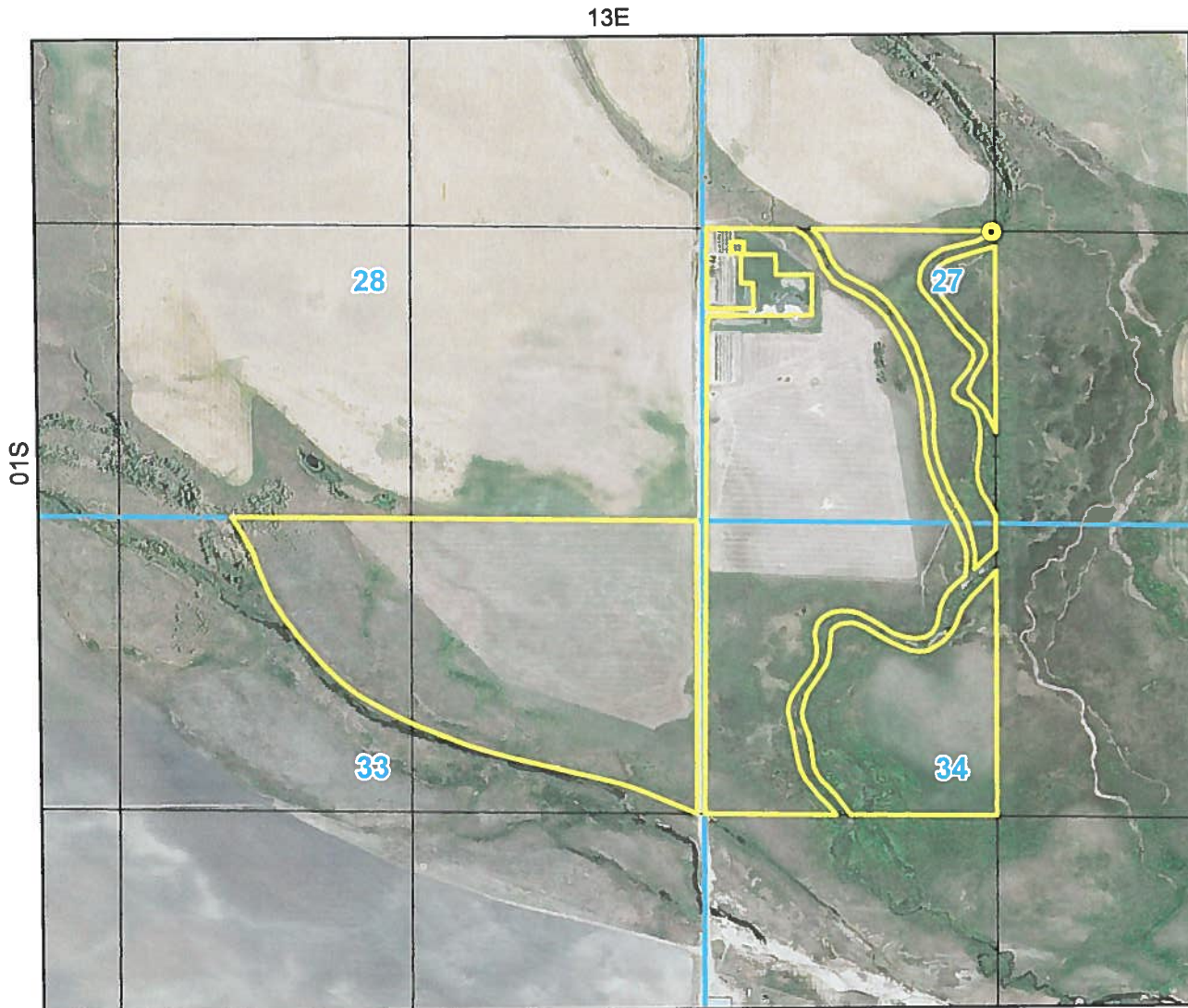








State of Idaho  
Department of Water Resources

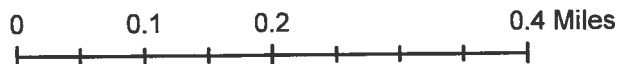
# Water Right 37-20374

## 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.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots





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](http://www.idwr.idaho.gov)

GARY SPACKMAN  
Director

C.L. "BUTCH" OTTER  
Governor

March 4, 2015

SV RANCH LLC  
C/O GREGORY VIK  
PO BOX 1607  
BELLEVUE WA 98009

**RE: WATER SUPPLY BANK LEASE CONTRACT FOR RIGHTS 37-20374**

Dear Lessor:

Water Right 37-20374 was leased into the Water Supply Bank on January 1, 2015 in accordance with the executed original Lease Contract enclosed. **Your water rights as described on the Lease Contract are considered leased into the Bank and should remain unused until they are formally released from the Bank.**

The rights will automatically be released from the Bank on **December 31, 2019**, unless the rights are released earlier by the Board, or upon your request. **Please note your rights may not be available for immediate release if they have been rented.** 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. This form is available from our public website at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

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 me at 287-4910.

Sincerely,

A handwritten signature in black ink, appearing to read 'Clay Webster', with a long horizontal line extending to the right. Below the signature, the word 'FOR' is written in a smaller, handwritten font.

Clay Webster  
Water Resource Agent  
WSB Process Point of Contact

Enclosure: Executed Lease Contract

c: Greg Sullivan – Brockway Engineering PLLC  
IDWR Southern Region  
Rusty Kramer – Water District 37B



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](http://www.idwr.idaho.gov)

GARY SPACKMAN  
Director

C.L. "BUTCH" OTTER  
Governor

February 23, 2015

SV RANCH LLC  
C/O GREGORY VIK  
PO BOX 1607  
BELLEVUE WA 98009

**RE: REQUEST FOR RETURN OF SIGNED WATER SUPPLY BANK LEASE CONTRACTS FOR WATER RIGHT(S) 37-20374**

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

Dear Applicant,

The Department of Water Resources (Department) mailed **two original Water Supply Bank Lease Contracts for your review and signature** on February 6, 2015. The signed contracts have not been returned to the Department.

**Please sign both original Lease Contracts and return them to the Department within ten (10) days** of this letter to complete processing. The Lease Contract is not considered final until both you and the Department have signed.

If the signed lease contracts are not received by the Department within the 10-day period, the lease application(s) will be returned, and the application fee will not be refunded. You can reapply to lease the water right(s) in the future by submitting new application form(s) along with applicable fees.

Please note the forfeiture period is not tolled unless a right is accepted into the Bank, or unless an exception or defense to forfeiture applies as described under Idaho Code § 42-223. If forfeiture is a concern, you may consider filing an Application for Extension of Time to Avoid Forfeiture of a Water Right form. This and other water right forms are available from the Department's web site at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Clay Webster', is written over a horizontal line. The signature is stylized and includes a large 'S' shape.

Clay Webster  
Water Resource Agent  
WSB Process Point of Contact

c: Greg Sullivan – 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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

February 6, 2015

SV RANCH LLC
C/O GREGORY VIK
PO BOX 1607
BELLEVUE WA 98009

RE: APPLICATION(S) TO LEASE WATER RIGHT(S) 37-20374 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 BOTH 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, 2019, 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 me at 287-4910.

Sincerely,

Handwritten signature of Clay Webster

Clay Webster
Water Resource Agent
WSB Process Point of Contact

Enclosure: Proposed Lease Contracts
Receipt # C099866 to Brockway

c. Greg Sullivan- Brockway Engineering PLLC

**Kelly, Patrick**

---

**From:** Rusty Krame [waterdistrict37b@outlook.com]  
**Sent:** Thursday, February 05, 2015 9:51 AM  
**To:** Kelly, Patrick; Merritt, Allen  
**Subject:** RE: Water supply bank lease comment request 37-20374

I miss-spoke. 37-20373 is already in the water bank. Disregard.

Rusty

---

**From:** [waterdistrict37b@outlook.com](mailto:waterdistrict37b@outlook.com)  
**To:** [patrick.kelly@idwr.idaho.gov](mailto:patrick.kelly@idwr.idaho.gov); [allen.merritt@idwr.idaho.gov](mailto:allen.merritt@idwr.idaho.gov)  
**Subject:** RE: Water supply bank lease comment request 37-20374  
**Date:** Thu, 5 Feb 2015 08:11:28 -0800

Patrick,  
I have no concerns with this application. The only question I have is, didn't SV Ranch put a application in for 37-20373 as well?

Thank You,  
Rusty Kramer  
Water District 37B Watermaster

---

**From:** [Patrick.Kelly@idwr.idaho.gov](mailto:Patrick.Kelly@idwr.idaho.gov)  
**To:** [waterdistrict37b@outlook.com](mailto:waterdistrict37b@outlook.com); [Allen.Merritt@idwr.idaho.gov](mailto:Allen.Merritt@idwr.idaho.gov)  
**Subject:** Water supply bank lease comment request 37-20374  
**Date:** Wed, 4 Feb 2015 18:13:28 +0000

Good morning gentleman,  
Attached is a review memo for a lease application into the water supply bank (WR 37-10374). Please review the information and provide comment within 10 days.  
Thank you,

*Patrick Kelly*  
Water Resource Agent  
*Idaho Department of Water Resources*  
322 E. Front St.  
Boise, Idaho 83702  
d: 208.287.4933  
f: 208.287.6700  
[patrick.kelly@idwr.idaho.gov](mailto:patrick.kelly@idwr.idaho.gov)

**Kelly, Patrick**

---

**From:** Merritt, Allen  
**Sent:** Wednesday, February 04, 2015 1:36 PM  
**To:** Kelly, Patrick  
**Subject:** RE: Water supply bank lease comment request 37-20374

I do not have any issues.

---

**From:** Kelly, Patrick  
**Sent:** Wednesday, February 04, 2015 11:13 AM  
**To:** [waterdistrict37b@outlook.com](mailto:waterdistrict37b@outlook.com); Merritt, Allen  
**Subject:** Water supply bank lease comment request 37-20374

Good morning gentleman,  
Attached is a review memo for a lease application into the water supply bank (WR 37-10374). Please review the information and provide comment within 10 days.  
Thank you,

*Patrick Kelly*  
Water Resource Agent  
*Idaho Department of Water Resources*  
322 E. Front St.  
Boise, Idaho 83702  
d: 208.287.4933  
f: 208.287.6700  
[patrick.kelly@idwr.idaho.gov](mailto:patrick.kelly@idwr.idaho.gov)

**Kelly, Patrick**

---

**From:** Kelly, Patrick  
**Sent:** Wednesday, February 04, 2015 11:13 AM  
**To:** 'waterdistrict37b@outlook.com'; Merritt, Allen  
**Subject:** Water supply bank lease comment request 37-20374  
**Attachments:** Lease Review Memo 37-20374.pdf

Good morning gentleman,  
Attached is a review memo for a lease application into the water supply bank (WR 37-10374). Please review the information and provide comment within 10 days.  
Thank you,

*Patrick Kelly*

Water Resource Agent  
*Idaho Department of Water Resources*  
322 E. Front St.  
Boise, Idaho 83702  
d: 208.287.4933  
f: 208.287.6700  
[patrick.kelly@idwr.idaho.gov](mailto:patrick.kelly@idwr.idaho.gov)

## MEMORANDUM

**To:** Water Right No(s). 37-20374  
**From:** Patrick Kelly  
**Date:** 2/4/2015  
**Re:** Review of Applications to Lease Water Rights to the State Water Supply Bank

---

**PURPOSE/NARRATIVE:** This application was received on January 22, 2015. The applicant has applied to place the entire right into the Bank. This is an irrigation water right out of Corral Creek on 114 total acres in Camas County.

This water right POU and POD fall within the Eastern Snake River Plain Moratorium. This is an area by order prohibits further approval of water right applications for surface and groundwater within the Snake River Basin.

**AUTHORITY TO FILE:** Gregory Vik signed the application. Mr. Vik could not be identified as the registered agent according to the Idaho SOS site. However, Mr. Vik is identified as C/O in the water right ownership.

**WATER RIGHT VALIDITY:** Decreed in Sep 2010. Forfeiture is not an issue.

**INJURY TO OTHER WATER RIGHTS:** No injury is apparent.

**ENLARGEMENT OF USE:** No enlargement is evident through the lease alone. Proper rental review should protect against enlargement.

**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 lease appears consistent with the conservation of water resources in Idaho.

**DEPARTMENT STAFF OR WATERMASTER COMMENTS:** The leased right is subject to Water District 37-B. Comment will be requested from the water master and Southern Region.



**BROCKWAY**  
ENGINEERING  
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

JAN 29 2015

DEPARTMENT OF  
WATER RESOURCES

January 26, 2015

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

Re: SV Ranch LLC

Dear Mrs. Palmer:

It is desired by SV Ranch LLC to lease the full amount of 37-20374 to the Water Supply Bank for a five year period. This water right water decreed in 2010 and is therefore protected against nonuse.

The processing fee check of \$250.00 was inadvertently not included with the lease application.

Sincerely,

Greg Sullivan, M.S., Engineer

Enc: Brockway Engineering Check # 124410 for \$250.00

CHARLES E.  
BROCKWAY,  
PH.D., P.E.

CHARLES G.  
BROCKWAY,  
PH.D., P.E.

2016 NORTH  
WASHINGTON  
STREET • SUITE 4

TWIN FALLS,  
IDAHO 83301

208•736•8543

FAX: 736•8506



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](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

January 23, 2015

SV RANCH LLC  
C/O GREGORY VIK  
PO BOX 1607  
BELLEVUE WA 98009

**RE: LEASE APPLICATION FEE REQUEST TO LEASE WATER RIGHT NO(S). 37-20374 TO THE WATER SUPPLY BANK**

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

Dear Applicant:

The Department of Water Resources (Department) received your application(s) to lease water right(s) 37-20374 to the Bank on January 22, 2015 without the required application fees.

Without the lease fee your application(s) is considered incomplete, cannot be processed, and will be returned. **Please submit the \$250.00 lease application fee within 10 days** or your application(s) will be returned.

Once the application fee is received, your application(s) will be reviewed. If the right(s) is determined to be eligible for acceptance into the Bank, the right will be entered as of the date of receipt of the application. The acceptance date may be adjusted if additional information is required.

Please note the forfeiture period is not tolled unless a right is accepted into the Bank, or unless an exception or defense to forfeiture applies as described under Idaho Code § 42-223. If forfeiture is a concern, you may consider filing an Application for Extension of Time to Avoid Forfeiture of a Water Right. This and other water right forms are available from the Department's web site, <http://www.idwr.idaho.gov>.

Please contact me if you have any questions at (208) 287-4910.

Sincerely,

for Clay Webster  
Water Resource Agent  
WSB Process Point of Contact

c: Greg Sullivan – Brockway Engineering



**BROCKWAY**  
ENGINEERING  
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

JAN 22 2015

DEPARTMENT OF  
WATER RESOURCES

January 21, 2015

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

Re: SV Ranch LLC

Dear Mrs. Palmer:

It is desired by SV Ranch LLC to lease the full amount of 37-20374 to the Water Supply Bank for a five year period. This water right water decreed in 2010 and is therefore protected against nonuse.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Rod Gonsales, Greg Vik  
Enc: Lease Application, Aerial Map, W-9 Form

CHARLES E.  
BROCKWAY,  
PH.D., P.E.

CHARLES G.  
BROCKWAY,  
PH.D., P.E.

2016 NORTH  
WASHINGTON  
STREET • SUITE 4

TWIN FALLS,  
IDAHO 83301

208•736•8543

FAX: 736•8506