

WATER SUPPLY BANK LEASE CONTRACT

This Lease Contract ("Lease") is effective September 4, 2014, between the Idaho Water Resource Board ("Board"), and

Lessor: RUN HARD, LLC
1968 CHAPARRAL DRIVE
GRAND JUNCTION CO 81507
970-270-3733 (270-3733)

RECEIVED

DEC 16 2014

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>Acre Limit</u>	<u>Total Leased Acres</u>
22-7293	0.15 CFS			

Combined Lease Totals: 0.15 CFS

The water rights described herein shall be available for rental from the Bank as follows:
Authorized Period of Use under Lease: 01/01 to 12/31

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.

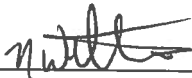
Minimum Payment Acceptable: Current Rental Rate

3. **TERM OF LEASE:** This Lease shall take effect when both parties have signed it and shall continue in effect until December 31, 2018.
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.

RUN HARD, LLC

1968 Chaparral Drive
Grand Junction, CO 81507

By 

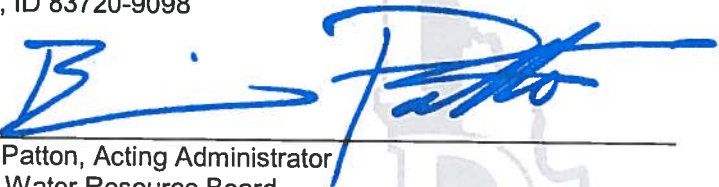
Date 12/4/14

Printed Name Nathan Williams

Title Manager

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 December 17, 2014

Lease approved by IDWR 

Date 12/17/2014

ATTACHMENT A
WATER RIGHT NO. 22-7293
WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE

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

Lessor: RUN HARD, LLC
1968 CHAPARRAL DRIVE
GRAND JUNCTION CO 81507
970-270-3735

RECEIVED

DEC 16 2014

DEPARTMENT OF
WATER RESOURCES

Priority Date: 05/24/1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
HEATING	01/01	12/31	0.150 CFS	
COOLING	01/01	12/31	0.150 CFS	
	<u>Total Diversion</u>		0.150 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENE Sec. 30, Twp 06N, Rge 40E, MADISON County

PLACE OF USE TO BE IDLED UNDER THIS LEASE:

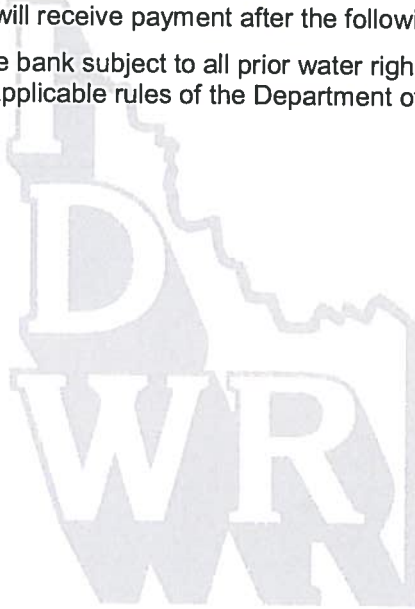
HEATING AND COOLING

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	40E	30	X																

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.



STATE OF IDAHO
WATER RESOURCE BOARDWATER SUPPLY BANK LEASE OR SALE
APPLICATION CHECKLISTRECEIVED
SEP 04 2014
DEPARTMENT OF
WATER RESOURCES

An application to lease or sell a water right into the Water Supply Bank must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. 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. **Incomplete applications will be returned to applicants for completion.**

Designated Applicant RUN HARD, LLCWater Right No. 22-7293
One water right per applicationAll items must be checked as either *Attached (Yes)* or *Not Applicable (N/A)*

YES

- ☒ Completed *Water Supply Bank Lease or Sale Application Checklist* (this form).
- ☒ Completed *Application to Sell or Lease a Water Right to the Water Supply Bank* (pages 2-3).
- ☒ Application filing fee of \$250.00. If you are submitting more than one lease application and the water rights have a common place of use, or common diversion rate, or common diversion volume, the combined maximum fee is \$500.00.

Attachment N/A YES

- 1A ☒ ☐ Contact information for **all owners** of the water right that is being 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).
- 1D ☒ ☐ Written consent from irrigation district or water delivery company.
- 1E ☒ ☐ 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.
- 3D ☐ ☒ Evidence demonstrating that a water right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code.
- 4 ☐ ☒ 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. If you don't already have a detailed map, you can create one using IDWR's online General Mapping Tool (<http://maps.idwr.idaho.gov/mapall/>) to locate a water right place of use or point of diversion.

Department Use Only

Fee Amount \$ 250⁰⁰Received By: CJDate Received: 09/04/14Receipt # C099357W-9 received? Yes ☒ No ☐

(Route W-9 to Fiscal)

Name on W-9: Runhard, LLC

**STATE OF IDAHO
WATER RESOURCE BOARD**

RECEIVED
SEP 04 2014
**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 Runhard, LLC Email Address _____
Mailing Address 1968 Chaparral Drive Grand Junction, CO 81507 Phone Number (970) 270-3735

☒ 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 _____ Organization _____
Professional Title _____ Email Address _____
Mailing Address _____ Phone Number _____

☐ 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 22-7293 ☒ 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.
Existing well, boiler and cooling system with valves and piping. Well was disconnected in 2012 and building was connected to Rexburg city municipal water supply.

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. CITY OF REXBURG

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 09/01/2014 to 09/01/2019 (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 Bank does not, in itself, confirm the validity of the water right or any elements of the water right.


Signature of Designated Applicant

Nathan Williams
Printed Name

8/21/14
Date

Signature of Authorized Representative

Printed Name

Date

Mail to:

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

No. W 113217	Reinstatement Annual Report Form ADMIN DISSOLVED 07/10/2013		2. Registered Agent and Office (NOT A P.O. BOX)																																			
Return to: SECRETARY OF STATE 450 N 4th STREET PO BOX 83720 BOISE, ID 83720-0080 REINSTATEMENT FEE DUE: \$30.00	1. Mailing Address: Correct in this box if needed. RUNHARD, LLC 1968 CHAPARRAL DRIVE GRAND JUNCTION CO 81507		RYAN LERWILL 1261 STOCKS AVE #1 REXBURG ID 83440																																			
		3. New Registered Agent Signature.																																				
4. Limited Liability Companies: Enter Names and Addresses of Managers OR Members. See Instructions. <table border="1"> <thead> <tr> <th>Manager or Member</th> <th>Name</th> <th>Street or PO Address</th> <th>City</th> <th>State</th> <th>Country</th> <th>Postal Code</th> </tr> </thead> <tbody> <tr> <td>Manager ☒ Member ☐</td> <td>Matthews Burgin</td> <td>1968 Chaparral Ave</td> <td>Gr. Jct</td> <td>CO</td> <td>USA</td> <td>81507</td> </tr> <tr> <td>Manager ☐ Member ☒</td> <td>Nathan Williams</td> <td>1915 Grand Canyon Dr.</td> <td>Gr. Jct</td> <td>CO</td> <td>USA</td> <td>81507</td> </tr> <tr> <td>Manager ☐ Member ☐</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>Manager ☐ Member ☐</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>				Manager or Member	Name	Street or PO Address	City	State	Country	Postal Code	Manager ☒ Member ☐	Matthews Burgin	1968 Chaparral Ave	Gr. Jct	CO	USA	81507	Manager ☐ Member ☒	Nathan Williams	1915 Grand Canyon Dr.	Gr. Jct	CO	USA	81507	Manager ☐ Member ☐							Manager ☐ Member ☐						
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Manager ☐ Member ☐																																						
5. Organized Under the Laws of: IDAHO W 113217		6. Signature:  Date: 8/16 Name (type or print): Nathan Williams Title: Member																																				

DESCRIPTION OF A WATER RIGHT PORTION OFFERED TO THE WATER SUPPLY BANK

3. Point(s) of Diversion:

[illegible]

4. Lands irrigated or place of use:

[illegible]

If the water right is for irrigation, show total number of acres offered to the Bank. **Total Acres** _____

AFFIDAVIT ASSERTING DATE OF RECENT USE OF WATER RIGHT

I, Nathan Warren Williams
Legal Name
of Rea Herd LLC Grand Junction CO 81507 970-270-3733
Firm City State ZIP Phone

say that:

I am familiar with the well and water supply system located within Township 06 North, Range 40 East, Section 30 associated with existing water right number 22-7293 originally licensed for heating and cooling purposes a copy of which is attached as Exhibit A.

and that I hereby affirm from personal observation and state with certainty that water was diverted from the authorized well for the authorized use as recently as

October 2012

Under penalty of perjury, I do solemnly swear or affirm that the foregoing is a true statement of the facts as I know them to be from my personal knowledge.

Signed NW Williams 8/21/2014
Signature & Date

STATE OF IDAHO)
County of Madison) S.

On this 20 day of August, 2014, before me the undersigned Notary Public in and for said state, personally appeared Nathan Warren Williams and known or identified to me to be the persons whose name is subscribed to the within and foregoing instrument, and acknowledged to me that executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Hillary Alston
Notary public for Idaho Central Credit Union
Residing at Poxburg
My commission expires May 27th 2020



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/7/2014

WATER RIGHT NO. 22-7293

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RUN HARD LLC 1216 STOCKS AVE STE 1 REXBURG, ID 83440 (208)356-7300
Original Owner	RACQUETBALL CO OWNERS
Original Owner	GOLDEN C LINFORD
Original Owner	EVAN L MEYERS
Original Owner	NANCY H MEYERS PO BOX 250 REXBURG, ID 83440 (208)356-3633
Original Owner	VALLEY BANK TRUSTEE RIGBY THATCHER ANDRUS RIGBY & KAM CHARTERED PENSION & PROFIT SHARING PLANS PO BOX 250 REXBURG, ID 83440

Priority Date: 05/24/1979

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
HEATING	01/01	12/31	0.15 CFS	
COOLING	01/01	12/31	0.15 CFS	
Total Diversion			0.15 CFS	

Location of Point(s) of Diversion:

GROUND WATER|SENENE|Sec. 30|Township 06N|Range 40E|MADISON County

Place(s) of use:

Place of Use Legal Description: HEATING MADISON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	40E	30		NENE										

Place of Use Legal Description: COOLING MADISON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	40E	30		NENE										

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.

Dates:

Licensed Date:

Decreed Date: 01/05/2007

Permit Proof Due Date: 9/1/1981

Permit Proof Made Date: 1/1/1900

Permit Approved Date: 8/9/1979

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:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 100

Generic Max Rate per Acre:

Generic Max Volume per Acre:

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

Application to Lease Water To The Water Supply Bank RUNHARD, LLC (TWP. 6N, Rng. 40E, Section 30-NENE)



JCH - 08/29/2014

2013 NAIP Aerial Photo

0.25 0 0.25 0.5 Miles

- 22-7293: Existing Point of Diversion
(8-inch well located on western 10 ft)
- 22-7293: Existing Place of Use
(Pinnacle Building Heating/Cooling)
- Townships
- Sections
- 40's





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 17, 2014

RUN HARD LLC
1968 CHAPARRAL DR
GRANDJUNCTION CO 81507

RE: WATER SUPPLY BANK LEASE CONTRACT FOR RIGHTS 22-7293

Dear Lessor:

Water Right **22-7293** was leased into the Water Supply Bank on September 4, 2014 in accordance with the executed original Lease Contract enclosed. **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.**

The right will automatically be released from the Bank on **December 31, 2018**, unless the right is released earlier by the Board, or upon your request. **Please note your right may not be available for immediate release if it has 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.

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 287-4944.

Sincerely,

for Cherie Palmer
Water Resource Agent
WSB Process Point of Contact

Enclosure: Executed Lease Contract

c: IDWR Eastern Region Office and
James Cefalo – Water District No. 100



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 24, 2014

RUN HARD, LLC
1968 CHAPARRAL DRIVE
GRAND JUNCTION, CO 81507

RE: APPLICATION TO LEASE WATER RIGHT 37-570A 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. The IRS Form W-9 submitted with the application was incomplete. **I have enclosed the incomplete W-9 and two original Water Supply Bank Lease Contracts for your review and signature. Please sign and return BOTH Lease Contracts along with the completed W-9 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 rights will automatically be released from the Bank on **December 31, 2018**, unless the rights are 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 287-4944.

Sincerely,

Cherie Palmer

Cherie Palmer, Water Rights Supervisor
WSB Process Point of Contact

Enc: Proposed Lease Contract
Incomplete W-9

C: Run Hard LLC, 1915 Monument Canyon Drive, Grand Junction, CO 81507

Rushing, Emalee

From: Cefalo, James
Sent: Thursday, November 06, 2014 9:02 AM
To: Rushing, Emalee
Subject: RE: WSB lease application for water right 22-7293

Emalee,

I have no concerns or comments about the proposed WSB lease.

James

From: Rushing, Emalee
Sent: Tuesday, November 04, 2014 4:53 PM
To: Cefalo, James
Subject: WSB lease application for water right 22-7293

I am reviewing a WSB lease application for this water right. The lease requests that the entire right be placed into the bank.

I've attached the water right report and draft review memo for your convenience.

Please let me know if you have any concerns.

Thank you!
Emalee

MEMORANDUM

To: Water Right No. 22-7293
From: Emalee Rushing
Date: 11/4/2014
Re: Review of Application to Lease Water Right to the State Water Supply Bank

PURPOSE/NARRATIVE: The department received the application to lease this entire water right into the WSB on September 4, 2014.

AUTHORITY TO FILE: The application was signed by Nathan Williams who is listed as Member per the IDSOS paperwork submitted with the application.

WATER RIGHT VALIDITY: This water right was partially decreed on January 5, 2007. An affidavit asserting recent use of water was submitted with the application. The last date of use was October 2012. 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 within Water District 100.

Palmer, Cherie

From: Sutcliffe, Lorna
Sent: Thursday, September 04, 2014 11:00 AM
To: Palmer, Cherie
Subject: w9 Needs more Information
Attachments: DOC.pdf

Hi,

Attached is a w9 I received today that does not have the taxpayer identification number or the signature and date. Please contact them or let me know if you would like me to.

Thanks,

 **Lorna**