



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 3, 2017

JOHN SPRATLING
550 TERRACE DR
BURLEY ID 83318

RESPONSE DEADLINE
2/15/2017

RE: Water Supply Bank Rental Fees for 2017 Rental Agreements

Dear Renter,

The following are your 2017 water rentals from the Water Supply Bank:

Rental	Start	End	Water Right	Rental Volume (AF)	Total Rental Fee	Owner Fee (90%)	Admin Fee (10%)	Rental Fee Due Date
1	2014	2017	43-13681	73.6	\$1,251.20	\$1,126.08	\$125.12	2/15/2017
1	2014	2017	43-13683	3.2	\$54.40	\$48.96	\$5.44	2/15/2017
1	2014	2017	43-2574C	142.4	\$2,420.80	\$2,178.72	\$242.08	2/15/2017
1	2014	2017	43-4013A	6.4	\$108.80	\$97.92	\$10.88	2/15/2017
1	2014	2017	43-4014C	31.2	\$530.40	\$477.36	\$53.04	2/15/2017
Total				256.8	\$4,365.60	\$3,929.04	\$436.56	2/15/2017

Our records indicate that payment has not yet been received for the above water right rentals.

If you have not already done so, please remit payment of **\$4,365.60** prior to the due dates above and enclose a copy of this letter with your payment.

If you have questions about your rental, you can contact me at 208-287-4918.

Regards,

Remington Buyer
Water Supply Bank Coordinator

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

This is to certify that: **JOHN SPRATLING**
550 TERRACE DR
BURLEY ID 83318
208-651-2016

the Water Supply Bank ("Bank"). The Idaho Water Resource Board ("Board"), being authorized to operate a Bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director, Department") for rental of water from the Bank, agrees to rent water as follows:

Summary of Water Rights or Portions Rented from the Bank

Water Right	Priority Date	Source	Tributary	Rented Rate	Annual Rented Volume	Acre Limit	Total Rented Acres
-------------	---------------	--------	-----------	-------------	----------------------	------------	--------------------

43-13681	7/19/1963	Ground Water	NA	0.20 cfs	73.6 af	NA	18.4 ac
43-13682	3/24/1964	Ground Water	NA	0.13 cfs	0 af	NA	0 ac
Total Annual Combined Limit				0.33	73.6 af	NA	18.4 ac

43-13683	6/15/1963	Ground Water	NA	0.01 cfs	3.2 af	NA	0.8 ac
-----------------	-----------	--------------	----	----------	--------	----	--------

Annual Combined Rental Totals	0.34 cfs	76.8 af	NA	19.2 ac
--------------------------------------	-----------------	----------------	-----------	----------------

Term of Rental: **April 1, 2014 to December 31, 2017**

Rental Fee: **\$1,305.60 annually**

The fee for rental of the above-described water is \$1,305.60 per year. Ten percent (\$130.56) will go to the Department for administrative costs, and the remainder will be paid to the lessor(s). An annual payment shall be received by the Department prior to February 15 each year 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. To terminate the agreement prior to the end of the rental period, written notice must be received by the Department at least 30 days prior to the rental fee due date. No rental fees will be refunded once the fee is collected and the start date for a Rental Agreement has passed.

Detailed water right conditions are attached.

SUPPORT DATA
IN FILE # 43-13681

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

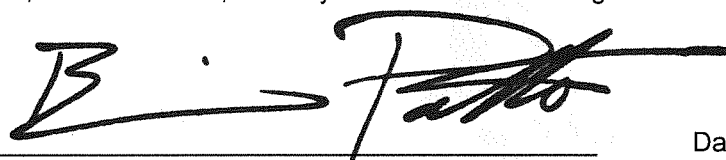
RECEIVED
MAY 30 2014
DEPARTMENT OF
WATER RESOURCES

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:

 Signature of Renter	<u>John Spratling</u> Printed Name and Title* Partner	<u>5/29/14</u> Date
 Signature of Renter	<u>Cathy Spratling</u> Printed Name and Title* Secretary Partner	<u>5/29/14</u> 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 
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

Date June 2, 2014

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

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SW¼NE¼NE¼	Sec. 19	Twp 10S	Rge 28E	CASSIA County
GROUND WATER	NE¼SW¼SE¼	Sec. 19	Twp 10S	Rge 28E	CASSIA County
GROUND WATER	SE¼NE¼NW¼	Sec. 30	Twp 10S	Rge 28E	CASSIA County
GROUND WATER	NW¼SW¼SE¼	Sec. 30	Twp 10S	Rge 28E	CASSIA County

BENEFIAL USE

IRRIGATION

SEASON OF USE

4/1 TO 11/1

RENTER'S PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	28E	31			0.3					3.4	39.7	10.5	7.2	34.6		21.1	15.1		131.9

Total Acres: 131.9

Acre Limit: 19.2

CONDITIONS APPLICABLE TO ALL RENTED WATER RIGHTS

1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
3. Use of water under this agreement does not constitute a dedication of the water to renter's place of use, and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to those authorized under the water right and/or again be available to rent from the bank.
4. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.
5. Use of water under this agreement shall not prejudice any action of the Department in its consideration of an application for transfer or permit filed by the applicant for this same use.
6. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
7. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
8. Renter acknowledges and agrees that the Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
9. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
10. This rental agreement does not authorize the construction of a well.

11. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
12. The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for each individual rented water right.

STATE OF IDAHO
WATER RESOURCE BOARDAPPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANKRECEIVED
FEB 27 2014
DEPT. OF WATER RESOURCES
SOUTHERN REGION

This application must be prepared in accordance with the minimum requirements listed to be acceptable for processing by the Department. Incomplete applications will be returned.

Name of Renter(s) John SpratlingMailing Address 550 Terrace Dr Burley, ID 83318Phone 208-651-2016

Email _____

A. DESCRIPTION OF WATER SOUGHT FOR RENT

1. Maximum Flow Rate (cfs) Maximum Volume (ac-ft) Nature of Use Period of Use
0.79 cfs 158 ac-ft Irrigation 3/15 to 11/15
 _____ to _____
 _____ to _____
 Total: 0.79 cfs 158 ac-ft

2. Source of water Ground Water tributary to _____

3. Point(s) of Diversion:

TWP	RGE	SEC	GOVT LOT	¼	¼	¼	County
11S	28E	7		SE	NE	NE	CASSIA
11S	28E	7		SW	SW	NE	CASSIA
11S	28E	7		NE	NW	SE	CASSIA
11S	28E	17		NW	SW	NW	CASSIA

4. Lands to be irrigated or place of use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	28E	31															9	11	20
11S	28E	6	3	3															6
11S	28E	7				5									4.5				9.5
11S	28E	17										4							4

If the use is for irrigation, show total number of acres proposed through rental.

Total Acres 39.5

B. OWNERSHIP

1. Do you own the land at the proposed point of diversion? Yes ☒ No ☐

If no, list owner, contact information, and attach a copy of the agreement or other written authority to use the proposed point of diversion. _____

2. Do you own the land at the proposed place of use? Yes ☒ No ☐

If no, list owner, contact information, and attach a copy of the agreement or other written authority to use the proposed place of use. _____

C. MAP

Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described by this application in section A. Include legal description labels.

D. GENERAL INFORMATION

1. Please provide a description of the proposed diversion system.
Five existing wells to pivot sprinklers. Note that there are only four wells listed on the front of this application.
The fifth well is located in the NWNWSW of Section 17, T11S, R28E, Cassia County
2. Describe any other water rights diverted through the same point(s) of diversion or used for the same purpose(s) as described above.
43-2512, 43-2512C, 43-4060A, 43-4063A, 43-10282, 43-10283, and 43-12937 are all utilized in the same system.
3. Will the proposed place of use receive water from any other source? Yes ☐ No ☒
If yes, describe. 43-2512, 43-2512C, 43-4060A, 43-4063A, 43-10282, 43-10283, and 43-12937 are all utilized in the same system.
4. If the proposed use is not for irrigation, please provide a detailed description of the proposed use and how you determined the amount of water required. Attach additional sheets if needed. _____
5. Are there any other applications pending before the Department, such as an application for permit or transfer, for the same use(s) proposed by this rental? Yes ☐ No ☒
If yes, describe. _____
6. Was this rental application submitted in response to a Notice of Violation or a pending Notice of Violation? Yes ☐ No ☒
If yes, describe. _____

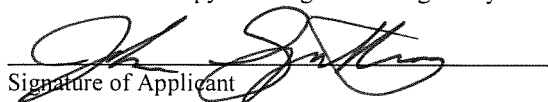
E. RENTAL TERM

- Do you wish to rent water from the Board's bank for more than one (1) year? Yes ☒ No ☐
If yes, please specify the number of years desired through proposed rental. maximum

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.

If this application is approved, the applicant agrees to the following:

1. The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.
2. Renter shall comply with all applicable state and federal laws while using water under this agreement.
3. Renter shall hold the Board, the Director, and the state of Idaho harmless from all liability on account of negligent acts of the renter.
4. 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.
5. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
6. Renter is not authorized to use water proposed by this application until the rental fees are paid in full and the renter receives an executed copy of the agreement signed by the Director.


Signature of Applicant

John Spratling
Printed Name and Title*

2-27-14
Date

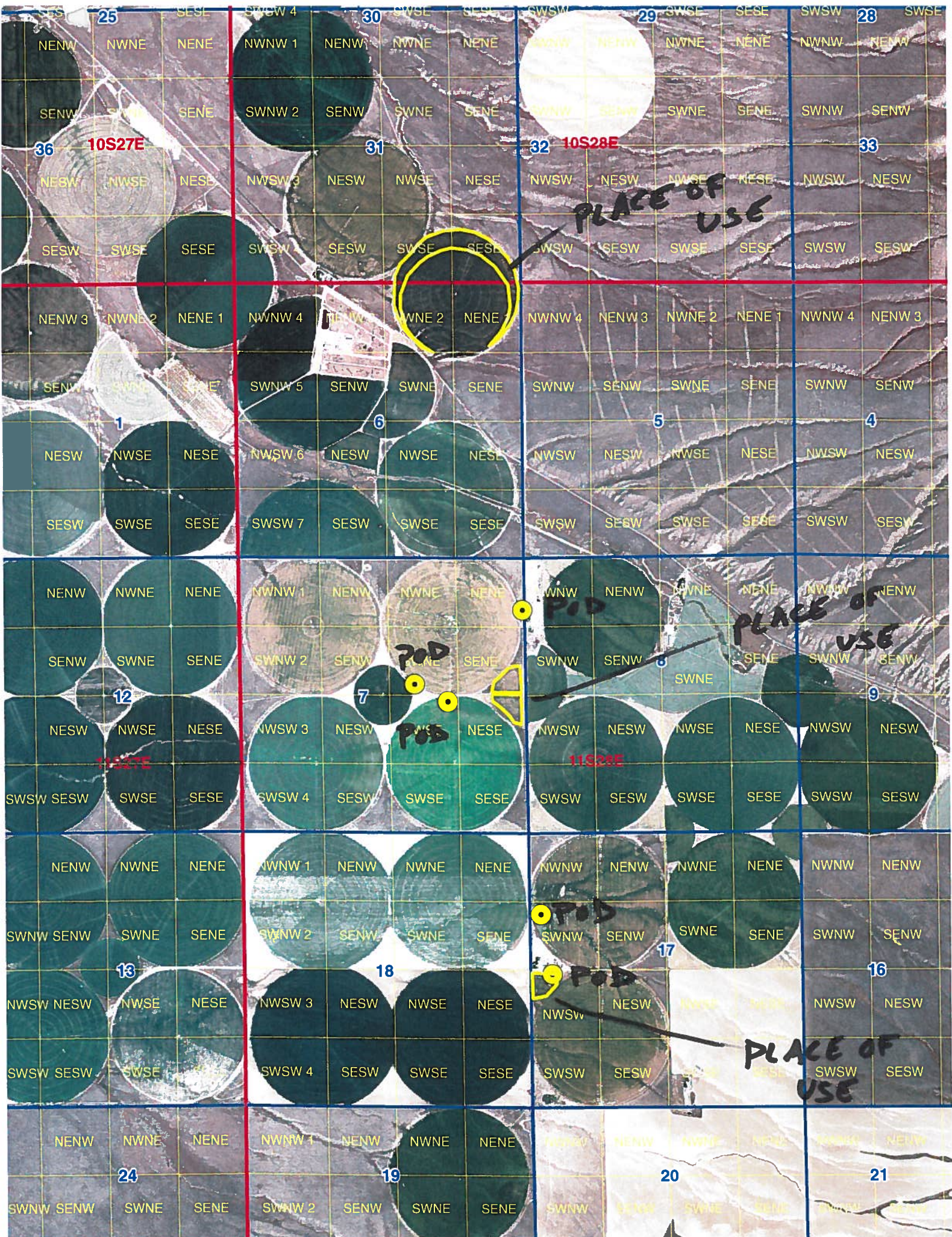
Signature of Applicant

Printed Name and Title*

Date

*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney

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





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

March 16, 2015

JOHN SPRATLING
550 TERRACE DR
BURLEY ID 83318

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 43-2574D, 43-2576D, 43-10597A, 43-13681, 43-13683,
43-4013A, 43-2574C AND 43-4014C**

Dear Renter:

Please find enclosed a receipt in the amount of **\$6,262.80** in connection with the rental of 368.4 acre-feet of water for irrigation use during 2015. Upon receipt of this letter, you are authorized to divert water in compliance with the conditions of water use described in your rental agreement.

Pursuant to the Water Supply Bank Rules, 90% or \$5,636.52 of the rental fee will be paid to the lessor(s) and 10% or \$626.28 will be retained by the Department to offset administrative costs.

If you have any questions, please contact me at (208) 287-4910.

Sincerely,

for Clay Webster
Water Resource Agent
WSB Process Point of Contact

Enclosure(s): Receipt No. C100067

c: Sascha Marston – Fiscal



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

June 2, 2014

JOHN SPRATLING
550 TERRACE DR
BURLEY ID 83318

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 43-2574C, 43-2576C, 43-4013A, 43-4014C, 43-4014E, 43-
13681, 43-13682 AND 43-13683**

Dear Renter:

Please find enclosed a receipt in the amount of **\$4,365.60** and a copy of two fully executed Water Supply Bank Rental Agreements in connection with the rental of 76.8 acre-feet of water for irrigation of 19.2 acres during 2014, and the rental of 180 acre-feet of water for irrigation of 45.0 acres during 2014. Upon receipt of these fully executed agreements, you are authorized to divert water in compliance with the conditions of water use described in the agreement.

Pursuant to the Water Supply Bank Rules, 90% or \$3,929.04 of the rental fee will be paid to the lessor(s) and 10% or \$436.56 will be retained by the Department to offset administrative costs.

If you have any questions, please contact me at (208) 287-4944.

Sincerely,

Cherie Palmer
Senior Water Resource Agent
WSB Process Point of Contact

Enclosure(s): Receipt No. C098912
Rental Agreement (copy)

c: Sascha Marston – Fiscal
Allen Merritt – IDWR Southern Regional Manager



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

May 22, 2014

JOHN SPRATLING
550 TERRACE DR
BURLEY ID 83318

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 43-2574C, 43-2576C, 43-4013A, 43-4013C AND 43-4014E**

*****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 \$3,060.00 was calculated based on the current rental rate of \$17.00 per acre-foot times a diversion volume of 180 acre-feet. An annual payment shall be received by the Department prior to the execution of this agreement and prior to February 15 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 \$3,060.00 made payable to the Idaho Department of Water Resources, **together with the signed rental agreement, within 14 days** so I can complete processing. Pursuant to the Water Supply Bank Rules, 90% or \$2,754.00 of the rental fee will be paid to the lessor(s) and 10% or \$306.00 will be retained by the Department to offset administrative costs.

If you have any questions, please contact me at (208) 287-4944.

Sincerely,

Cherie Palmer
Senior Water Resource Agent
WSB Process Point of Contact

Enclosure(s)

c: IDWR Front Desk

MEMORANDUM

To: Right(s) 43-2574C, 43-2576C, 43-4013A, 43-4014C, & 43-4014E

From: Michele Edl

Date: May 19, 2014

Re: Review & Analysis of John Spratling Application to Rent Water from the State Water Supply Bank for 39.5 acres

PURPOSE/NARRATIVE: On February 27, 2014, John Spratling submitted an application to rent water from the State Water Supply Bank. The application proposes to rent water to irrigate an additional 39.5 acres in Twp 11S Rge 28E for as many years as possible, beginning with the 2014 irrigation season.

The proposed points-of-diversion are 5 existing wells currently utilized in a single system to irrigate 1170 acres authorized by existing water rights.

AUTHORITY TO FILE: According to available Cassia County taxlot information, John B. Spratling owns the proposed place-of-use. Mr. Spratling signed the application.

WATER RIGHT VALIDITY: Portions of Water Rights 43-2574C, 43-2576C, 43-4013A, 43-4014C, and 43-4014E are leased to the State Water Supply Bank. They are available to rent through December 31, 2017.

A review of aerial photography shows that portions of the water rights appear to have been idled at the authorized place-of-use. The idled acres are primarily pivot corners. The lessor has agreed to idle these acres as part of Conservation Reserve Program contracts.

INJURY TO OTHER WATER RIGHTS: No injury is apparent.

ENLARGEMENT OF USE: No enlargement is evident through the rental.

LOCAL PUBLIC INTEREST: Review staff has no information to suggest this application is inconsistent with the local public interest.

BENEFICIAL USE/CONSERVATION OF WATER RESOURCES: The rental appears consistent with the conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The rented rights are for ground water within the Raft River Critical Ground Water Management Area. Southern Region will be consulted.

The POU shapes for this rental were created by C Skinner (IDWR Southern).

The phone number listed on the application is incorrect. Mr. Spratling can be reached at 208-654-2016 or 208-431-2016(cell).

I confirmed by phone on May 19, 2014, that the lower diversion rate (0.017 cfs/acre) available for rent through this combination of rights is acceptable to Mr. Spratling.