



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

March 13, 2014

ROHL HIPWELL
18125 OREANA LOOP ROAD
OREANA ID 83650

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK

Dear Mr. Hipwell:

The Department of Water Resources is returning your application(s) to rent water from the Water Supply Bank. This letter is notice that the attached application for rental of water is **denied**. The Department must review all rental applications in accordance with Idaho Code § 42-1763 and the Water Supply Bank Rules (known as IDAPA 37.02.03). These criteria include assessing whether there is water available to meet the demand of the proposed rental and whether injury to other users would occur upon rental.

The water right you propose to lease, 57-2261, is outside of the Trust Water Area (TWA). The proposed rental location falls within the TWA. We are unable to move a point of diversion inside the TWA. We looked at the possibility of renting you rights other than 57-2261 but there are no suitable groundwater rights in the basin. You also have pending Application for Permit 57-11840, which seeks additional water in the same area. There are concerns that additional groundwater use in that area could injure nearby existing wells.

Any use associated with your proposed rental request is considered unauthorized and, if occurring, will be subject to any necessary enforcement action.

If you wish to rent water in the future, with a new proposal, please reapply using new forms from the Department's website at www.idwr.idaho.gov. If you have any questions regarding this matter, please contact me at (208) 287-4879.

Sincerely,

Sandra Thiel

Water Resource Planner
WSB Process Point of Contact

Enclosure: Rental Application(s)
c: IDWR Regional Office

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

JUL 25 2013

DEPARTMENT OF
WATER RESOURCESAPPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANK

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) ROHL HIPWELL
 Mailing Address 18125 OEEAWA LOOP ROAD OEEAWA, IDAHO 83650
 Phone 208-834-2431 Email fhgrammie56@gmail.com

A. DESCRIPTION OF WATER SOUGHT FOR RENT

1. 57-2261 Maximum Flow Rate (cfs) 182 Maximum Volume (ac-ft) 346.50 Nature of Use IRRIGATION Period of Use 3-15 to 11-1
 _____ to _____
 _____ to _____

Total: _____

2. Source of water Groundwater tributary to Basin 57B

3. Point(s) of Diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County
4S	1W	25		SW 1/4	SE 1/4		Owyhee
4S	1W	25		SE 1/4	NE 1/4		Owyhee

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	
4S	1E	25				5	13	14.5						13	3.5	28			77

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

Total Acres 77

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.

One 100hp Turbine Pump
One 125hp Turbine Pump

2. Describe any other water rights diverted through the same point(s) of diversion or used for the same purpose(s) as described above.

3. Will the proposed place of use receive water from any other source?

Yes ☐ No ☒

If yes, describe.

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. Five

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

Printed Name and Title*

Date

Rohl Heywood Owner

7-24-2013

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

State of Idaho
Department of Water Resources

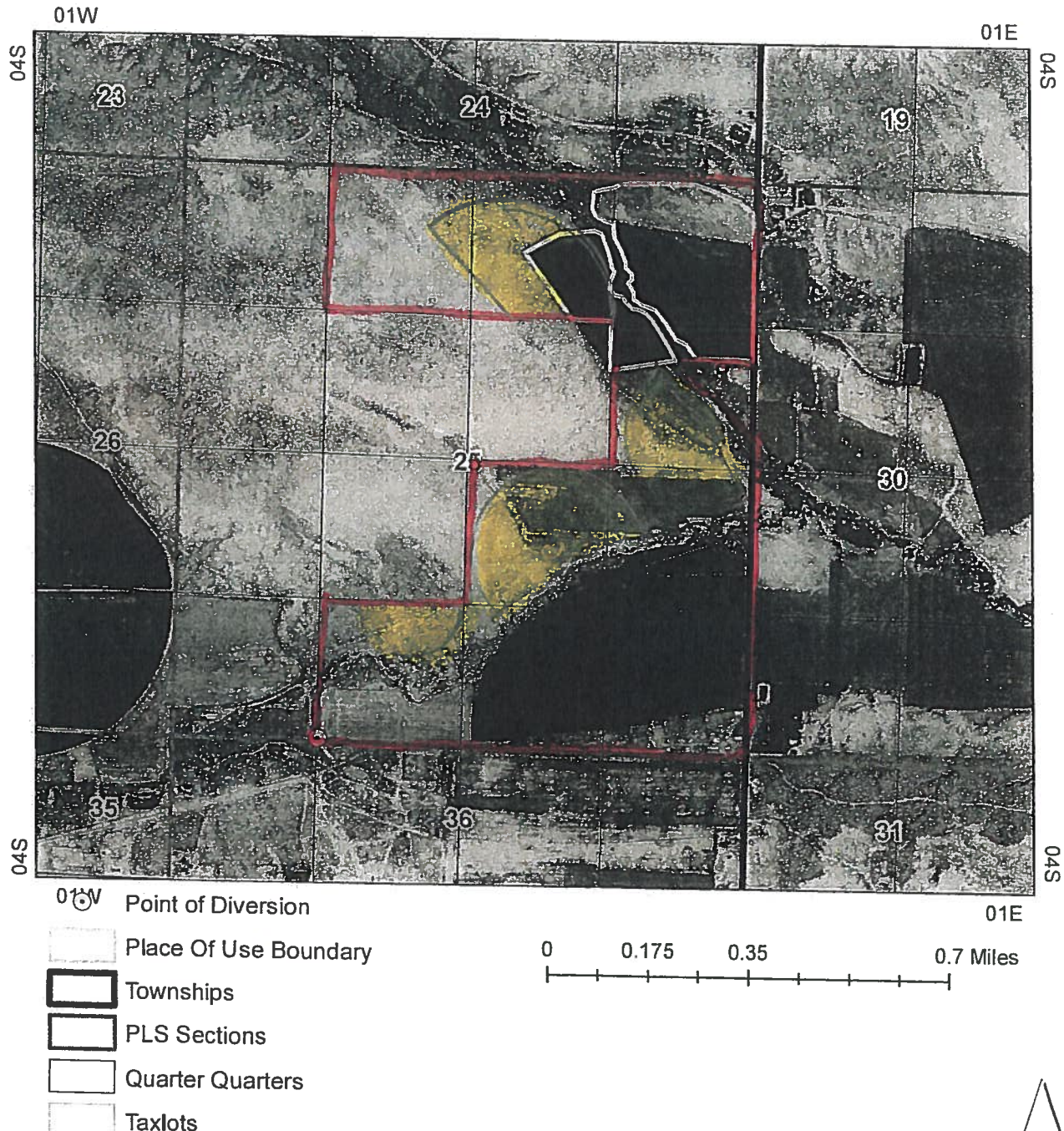
Water Right

57-11595

MAP of Proposed Area.

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.



Farm: Field1

Grower:

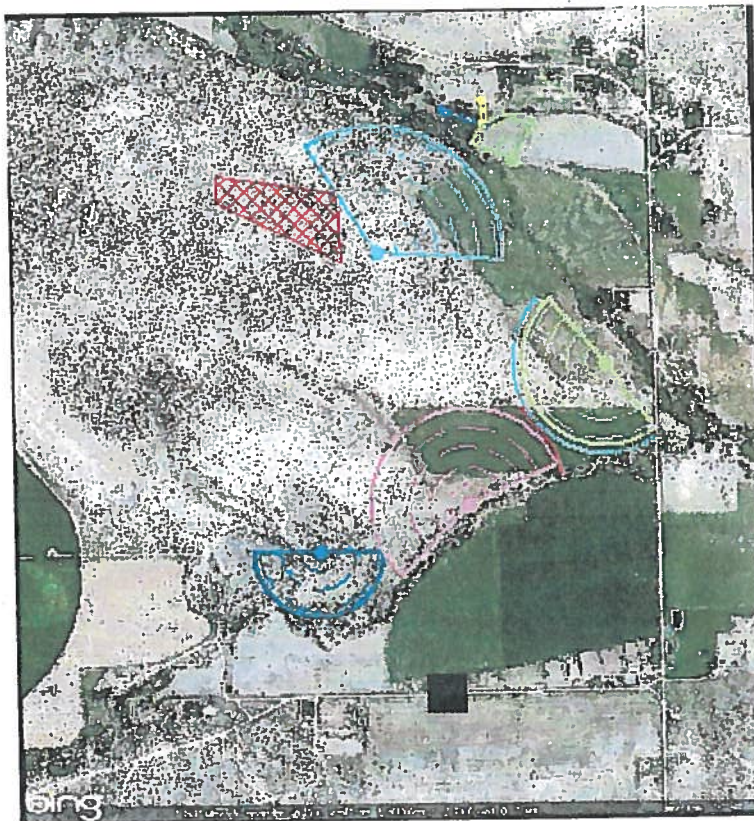
7/19/2013

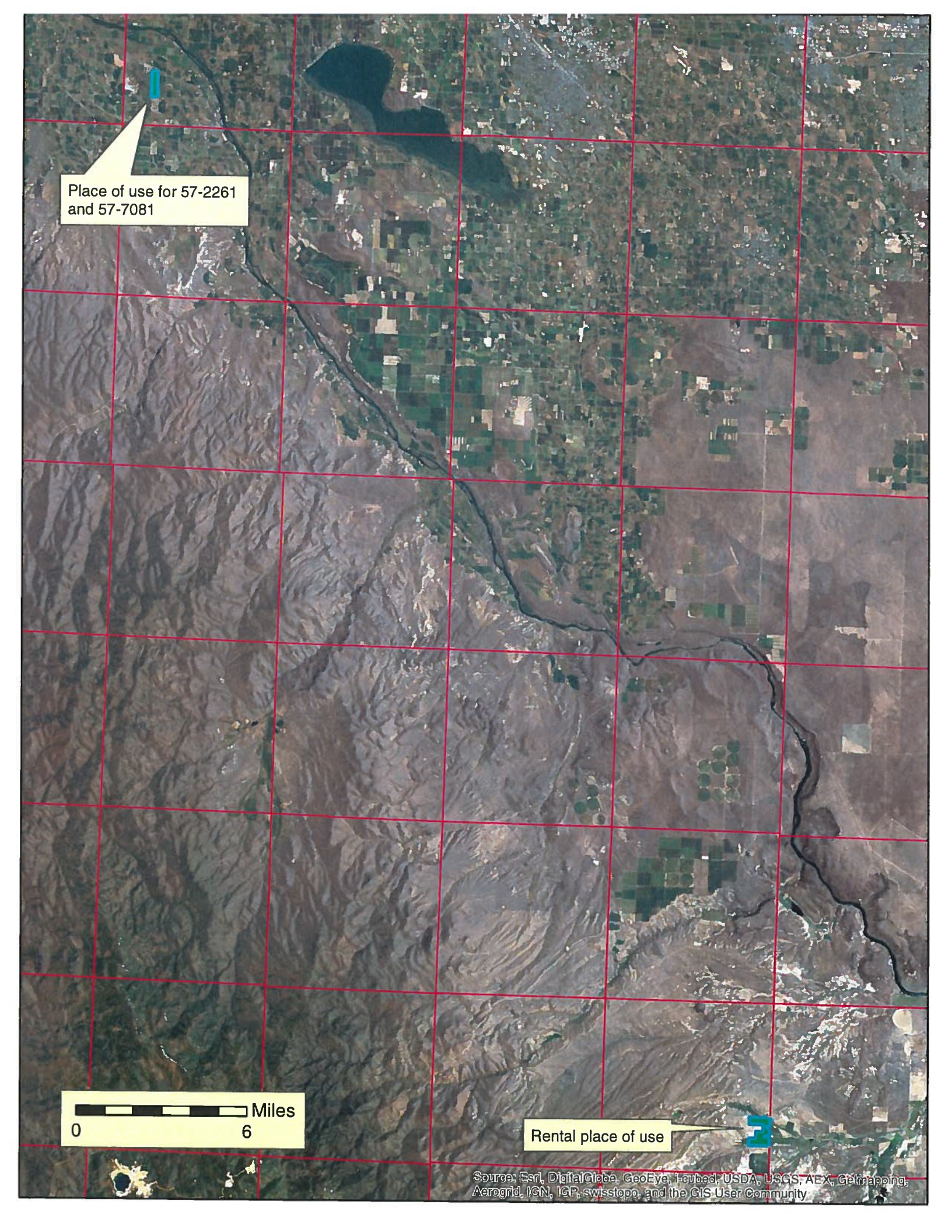
Systems:	Length	Spans	Total area including endgun
 Pivot 8	406.08 ft	2 spans + 44 ft o.h.	3.34 acres
 Pivot 9	766.92 ft	4 spans + 44 ft o.h.	25.07 acres
 Pivot 10	607.00 ft	3 spans + 66 ft o.h.	13.29 acres
 Pivot 11	909.83 ft	5 spans + 11 ft o.h.	33.42 acres
 Pivot 14	1164.08 ft	6 spans + 44 ft o.h.	34.14 acres

Pipe and Wire:	Length / Size	Description
 Pipe 3	411.32 ft / ??	
 Wire 3	207.91 ft / ??	

PLEASE NOTE:

Some of these
Pivots take in
Some current
Water rights.





Place of use for 57-2261
and 57-7081

0 6 Miles

Rental place of use

Source: Esri, DigitalGlobe, GeoEye, IGN, GeoEye, Herbed, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, swisstopo, and the GIS User Community