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Form 42-1761-2
09/09

AUG 11 2011

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
WATER RESOURCE BOARDWater Supply Bank No. _____
(For Department Use Only)APPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANKName of Renter KEVIN and ANN LOVELAND Phone 208-251-9999Mailing address RT 6 BOX 682, POCA TELLO, IDAHO 83202 Email kevinspud@hotmail.com

A. DESCRIPTION OF WATER SOUGHT FOR RENT

1. Maximum Flow Rate (cfs) Maximum Volume (ac-ft) Nature of Use Period of Use
0.02 7.6 AF Industrial 9/15 to 5/15
 _____ to _____
 _____ to _____

Total: _____

2. Source of water _____ ground water _____ tributary to _____

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
5 S	34 E	13			NE	NW	Bannock

4. Lands to be irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5 S	34E	13					1												n/a

If the use is for irrigation, show total number of acres proposed through rental. Total Acres n/a

B. OWNERSHIP

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

If no, list owner, contact information, and provide documentation of the 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 provide documentation of the 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. Applicant will drill well upon approval of this application.
2. Describe any other water rights diverted through the same point(s) of diversion or used for the same purpose(s) as described above.
None
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. Water will be used to operate a humidifier in a potato cellar.
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

1. 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. _____

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

Thomas J. Budge, Attorney
Printed Name and Title*

7-29-2011
Date


Signature of Applicant

Kevin H Loveland, owner
Printed Name and Title*

9 Aug 2011
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



Created: Thursday, July 14, 2011 -- Persons using information from this site for official purposes, or other purposes, for which accuracy and completeness are required, are hereby notified that

SPECIAL POWER OF ATTORNEY FOR WATER RIGHTS

The undersigned hereby appoints the law firm of RACINE OLSON NYE BUDGE & BAILEY, CHARTERED, 201 E. Center Street, Post Office Box 1391, Pocatello, Idaho 83204, my/our true and lawful attorney for the purpose of dealing with the Idaho Department of Water Resources relative to the management and transaction of water rights, and to allow them to receive all information, opinions, and records regarding water rights, and to sign and submit applications and other filings on my/our behalf.

DATED this 9 day of Aug, 2011

(Signature) Kevin H Loveland

(Printed name) Kevin H Loveland

(Address) ht 6 Box 682 Pocatello Idaho 83202

(Signature)

(Printed name)

(Address)

STATE OF) Idaho.

:ss

County of) Bannock

On this 9 day of August, before me, the undersigned, a Notary Public in and for said State, personally appeared, known to me to be the person whose name is subscribed to the foregoing and acknowledged to me that (s)he executed the same.

NOTARY PUBLIC FOR

Commission expires: 04-16-2016.

STATE OF)

:ss

County of)

On this _____ day of , , before me, the undersigned, a Notary Public in and for said State, personally appeared, known to me to be the person whose name is subscribed to the foregoing and acknowledged to me that (s)he executed the same.

NOTARY PUBLIC FOR

Commission expires:

