

1135 Valley Rd. South • Eden, Idaho 83326
Ph. 825-5617
Fax 825-5063
Cell 208-312-1135
e-mail delkohtzidwc@mindspring.com

Idaho Water Company

RECEIVED

APR 07 2010

Department of Water Resources

fax

To: IDWR Aaron Marshall From: Del Kohtz
Fax: 287-6700 Pages: 3 w/cover
Phone: Date: 4/7/10
Re: Water Ban & Lease CC:

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

• Comments:

Form 42-1761-2
09/09Water Supply Bank No. _____
(For Department Use Only)STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

APR 07 2010

Department of Water Resources

APPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANK

Name of Renter Delbert Kohrtz Phone 208-312-1135
 Mailing address 1135 Valley Rd So. Eden, Id 83325 Email delkohrtz@idwr.com
minispring.com

A. DESCRIPTION OF WATER SOUGHT FOR RENT

1. Maximum Flow Rate (cfs)	Maximum Volume (ac-ft)	Nature of Use	Period of Use
<u>2188</u>	<u>1.86</u>	<u>irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>1-7151</u>	<u>0.6</u>	<u>irrigation</u>	<u>4/01</u> to <u>10/31</u>
<u>1-2154, 2155</u>	<u>3.95</u>	<u>irrigation</u>	<u>4/01</u> to <u>10/31</u>
1- Total: <u>61-2154, 61-2155 61-10378</u>			

2. Source of water Groundwater 61-2188, 61-7151 tributary to _____
 3. Point(s) of Diversion: _____

Twp	Rge	Sec	Lot	1/4	1/4	1/4	County
<u>04S</u>	<u>05E</u>	<u>24</u>			<u>SW</u>	<u>NE</u>	<u>Elmore</u>
<u>04S</u>	<u>06E</u>	<u>18</u>		<u>SE</u>	<u>SE</u>	<u>SE</u>	
<u>04S</u>	<u>06E</u>	<u>19</u>	<u>1</u>	<u>SE</u>	<u>NW</u>	<u>NW</u>	<u>SW NE SW</u>
<u>04S</u>	<u>06E</u>	<u>20</u>		<u>NW</u>	<u>SE</u>	<u>NE</u>	<u>SW NW NW</u>

4. Lands to be irrigated or place of use: I included all pts of diversion

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>04S</u>	<u>05E</u>	<u>19</u>									<u>32.5</u>	<u>32.5</u>	<u>32.5</u>	<u>32.5</u>	<u>32.5</u>	<u>32.5</u>	<u>32.5</u>	<u>32.5</u>	<u>260</u>
<u>04S</u>	<u>05E</u>	<u>36</u>	<u>32.5</u>	<u>32.5</u>	<u>32.5</u>	<u>32.5</u>													

If the use is for irrigation, show total number of acres proposed through rental. Total Acres 390

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.

Form 42-1761-2
09/09**D. GENERAL INFORMATION**

1. Please provide a description of the proposed diversion system. Deep well pumps, mainline to three pivots
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. Application for transfer of 61-2188, 61-7151
6. Was this rental application submitted in response to a Notice of Violation or a pending Notice of Violation? Yes ☐ No ☒
If yes, describe.

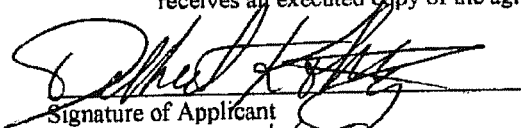
E. RENTAL TERM

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:

- The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.
- Renter shall comply with all applicable state and federal laws while using water under this agreement.
- Renter shall hold the Board, the Director, and the state of Idaho harmless from all liability on account of negligent acts of the renter.
- 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.
- Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
- 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

Delbert Kohz
Printed Name and Title*

4/7/10
Date

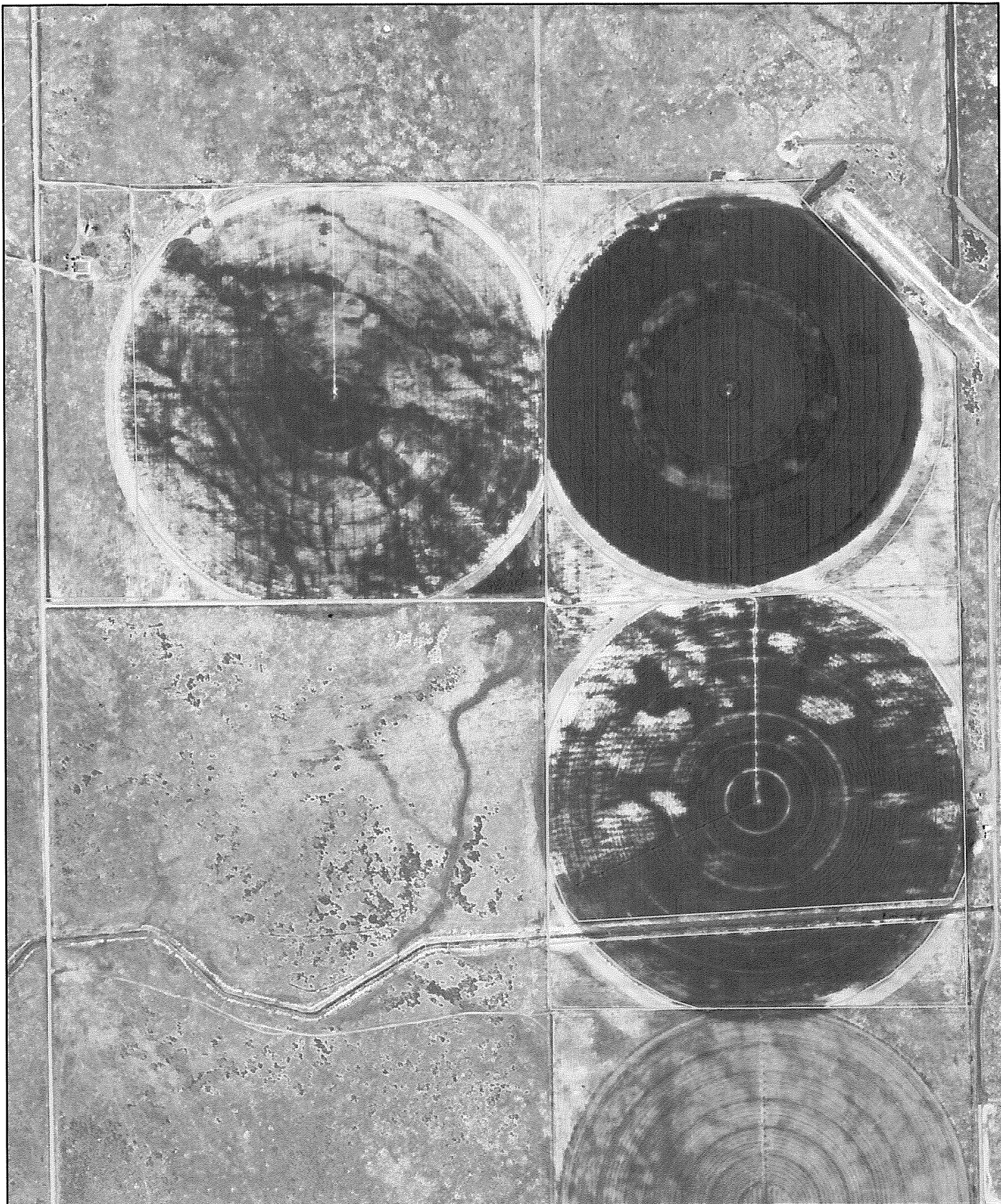
Fran Kohz
Signature of Applicant

Fran Kohz
Printed Name and Title*

4/7/10
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



USDA United States Department of Agriculture
Farm Service Agency, Elmore Co., ID

April 07, 2010

Crop Year 2010

Farm 98
Tract 125

