

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

FEB 15 2023

Department of Water Resources

APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANKDesignated Applicant Moran Trust, Veronica D. Moran, Trustee Water Right No. 34-21228
(Select one owner - see item 1A on the application) (One water right per application)Is this application being submitted with a rental application as a lease/rental package? Yes ☒ No ☐

This application must be prepared in accordance with the minimum requirement checklist below. 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. Applications that do not meet the minimum requirements will not be processed and may be returned or denied.

MINIMUM REQUIREMENT CHECKLIST

All items must be checked as either *Attached (Yes)* or *Not Applicable (N/A)*

Yes

- ☒ Completed Application to Sell or Lease a Water Right to the Water Supply Bank.
- ☒ Application filing fee of \$250.00 per water right. If you are submitting more than one lease application and the water rights have an overlapping, common place of use, or a common diversion rate or volume, the total fee for all water rights is \$500.00. For places of use, multiple water rights must be used to irrigate the same lands in order to qualify for the joint filing fee. Individual filing fees are required for water rights that share a common permissible place of use but which cover separate acres within the permissible place of use.
- ☒ Confirmation this form has been printed **single sided**, per requirement of the Water Supply Bank.

Attachment N/A Yes

- 1A ☒ ☐ Signatures and contact information for **all owners** of the water right to be 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 ☒ ☐ 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.
- 3 ☐ ☒ 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. You have the option of printing a map using the map tool on IDWR's website at: www.idwr.idaho.gov.
- 4A ☒ ☐ Written consent from irrigation district or water delivery company.
- 4C ☐ ☒ Evidence demonstrating the water right has not been forfeited pursuant to Section 42-232(2), Idaho Code.

Department Use Only

Fee Amount \$ 500 Received By: KM Date Received: 2.13.23 Receipt # C/15281

W-9 received? Yes ☒ No ☐ (Route W-9 to Fiscal) Name on W-9: Veronica Dalila Moran

SUPPORT DATA

IN FILE # 37-21228SCANNED
AUG 10 2023

Withdrawn

COPY

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

1. CONTACT INFORMATION

- A. This application must be completed by a Designated Applicant who is a current owner of the water right being sold or leased to the Water Supply Bank. If there are additional current owners, 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 Moran Trust, Veronica D. Moran, Trustee

Mailing Address 14306 S. Prairie Dawn Ln. Herriman UT 84096
Street City State Zip Code

Email Address Veronica.moran@protonmail.com Phone Number (208)309-5184

- ☒ 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 submitted an IRS Form W-9 to this Department within the last 2 years? Yes ☐ No ☒
If no, complete the form and attach to this application (Attachment 1B).

- 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 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 1D).

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

- ☐ 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 the water right is being offered, complete Attachment 2.

3. MAP

Attach a map of the point(s) of diversion and place(s) of use proposed to be idled by this lease application. Make sure the idled place of use is outlined and annotated with legal land descriptions (Township, Range, Section and Quarter-Quarters) or with GPS coordinates. For irrigation purposes, mark the number of acres you desire to idle. If the water right proposed for lease is located within a permissible place of use (PPU) and portions of the PPU will continue to receive water from non-leased water rights, clearly outline on a map the acres within the PPU that will continue to be irrigated, as well as acres that will be idled during the lease term. Label the map **Attachment 3**.

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STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

4. GENERAL INFORMATION

- A. 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 4A).

If your water right is delivered through a canal, lateral or ditch operated by a canal company, irrigation district, or similar delivery entity, your lease request must include written consent from the company, district, or similar entity for your removal of water from its system pursuant to [Section 42-108, Idaho Code](#) and [IDAPA WSB Rule 37.02.03.25.02e](#).

- B. Please provide a description of the current water diversion and delivery system.

Owned pump house

- C. 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. 37-21228, 37-21230, 37-21232, 37-21234, 37-21236 and 37-21238

- D. Are any of the water rights identified in Section 4C stacked with the water right proposed for lease? Yes ☒ No ☐
Stacked water rights are used together to achieve a common beneficial use, such as irrigation of the same lands. Stacked water rights cannot be separated and must be jointly leased to the Water Supply Bank. Stacked water rights qualify for the multiple fee payment of \$500.

- E. Will the present place of use continue to receive water from any other source? Yes ☐ No ☒
If yes, explain the relationship between the different water sources and how enlargement of the authorized use will not occur if this water right is leased.

- F. Identify annual volumes and/or rates of water diverted in the last 5 years to accomplish the beneficial use authorized by this water right. Annual Volume = 3.5 acre-feet per year

- G. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☒
If yes, describe the circumstances and attach evidence to demonstrate how the water right has not been lost through forfeiture (Attachment 4G). See [Section 42-223, Idaho Code](#) for exceptions to forfeiture. Your application may be denied if forfeiture concerns are not addressed.

- H. 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.

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STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

5. 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, specify the years when the use of water will be suspended: 2023 to 2025 (maximum lease period 5 calendar years).
(Year) (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.

\$500 amount is to recover the fee application

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 is stayed.
5. Acceptance of a water right into the Bank does not, in itself, confirm the validity of the water right or any element of the water right.

Moran Trust,
Veronica D. Moran, Trustee
Signature of Designated Applicant

Moran Trust,
Veronica D. Moran, Trustee
Printed Name

2/7/2023
Date

Signature of Authorized Representative

Printed Name

Date

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

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Complete Attachment 2 if only a portion of the water right is offered to the Bank.

Department of Water Resources

ATTACHMENT 2

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

1. Water Right Number	Nature of Use	Leased Rate (cfs)	Leased Volume (af)	Leased Acres (ac)
37-21228	Irrigation	0.035	7 AF	3
Total Amounts:				

2. Source of water Ground Water tributary to N/A

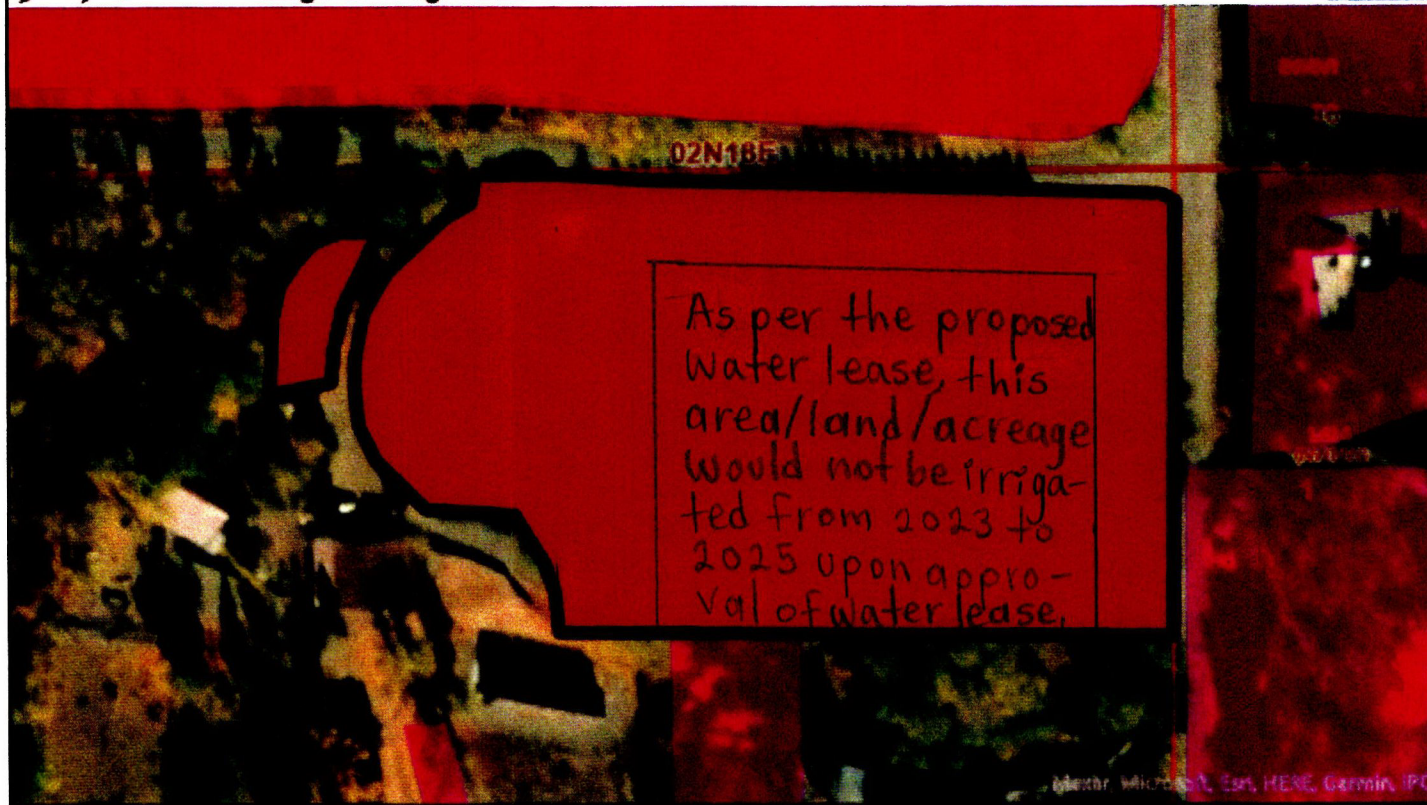
3. Point(s) of diversion:

Twp	Rge	Sec	Lot	1/4	1/4	1/4	County
01N	10E	2	1	NE	NE	NE	Blaine

Attachment 2

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Legend

- Water Right Place of Use
- Recommendation Place of Use
- Water Permit Place of Use
- Irrigation Company

Search type: Identify



State of Idaho

Department of
Water Resources
322 East Front Street
Boise, Idaho 83720-0098
Phone: (208) 28-4800
Fax: (208) 287-6700



Scale: 1" = 110 feet

Search Results

Water Right Number	Process	Owner
37-21238	Water Right	MORAN TRUST
37-21228	Water Right	MORAN TRUST
37-21230	Water Right	MORAN TRUST
37-21232	Water Right	MORAN TRUST
37-21234	Water Right	MORAN TRUST
37-21236	Water Right	MORAN TRUST

The black border on the map marks the boundary of irrigation right 37-21238

Disclaimer: Shapes represent an approximation of the water right extent. Please review each water right of interest either on-line (choose the Details link) or by contacting IDWR (208-287-4800).

IRWIN
doug
(858) 795-1010

CERTIFICATE OF TRUST

The undersigned trustees hereby certify the following:

1. This Certificate of Trust relates to the **MORAN TRUST** DATED JULY 28, 2014 (the "trust") created by trust agreement (the "trust agreement").
2. The names of the settlors are MATTHEW EMMET MORAN and VERONICA DALILA MORAN.
3. The names of each original trustee are MATTHEW EMMET MORAN and VERONICA DALILA MORAN. This authority is provided by the following provision in the Declaration of Trust:

"We hereby designate ourselves as the primary trustees of this trust. As long as both of us are alive, either or both of us may exercise dominion and control over any and all of the trust assets EXCEPT the assets specifically categorized as separate property of either of us by community property agreement. Each individual spouse shall have the sole right of dominion and control over any and all of the trust assets classified as separate property of that spouse by community property agreement. Upon the death of one of us, except as otherwise limited under Article Two of this living trust, the survivor of us shall act as primary trustee of this trust with full power and authority to deal with any and all assets of this trust, including community assets or individual assets of either of us, in any manner that said survivor sees fit."

4. The name and address of each trustee empowered to act under the trust agreement at the time of the execution of this Certificate of Trust are:

Primary Trustee: MATTHEW EMMET MORAN
11024 Fallcrest Way
San Diego, California 92126

Primary Trustee: **VERONICA DALILA MORAN**
11024 Fallcrest Way
San Diego, California 92126

Successor Trustee: KARLA J. ROJO
11024 Fallcrest Way
San Diego, California 92126

First Alternate: RUBY ROJO DE DIAZ
13979 Haystack Peak Cir.
Riverton, Utah 84096-6453

Authority of the successor trustee(s) is provided by the following provisions in the Declaration of Trust:
"We designate KARLA J. ROJO as the successor trustee of this trust. Our successor trustee is to assume the duties as trustee hereunder upon the resignation of both of us or the survivor of us, the death of the

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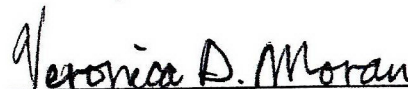
AUG 10 2023

survivor of us, the disappearance of both of us or the survivor of us, or if both of us or the survivor of us is certified in writing to be incompetent as provided under Article Five of this Declaration of Trust. Except as otherwise specified within the provisions of this Declaration of Trust, in the event of the incompetency or resignation of both of us or the survivor of us, our successor trustee is to use the income and assets of this trust exclusively for our health, education, support, and maintenance, and the health, education, support, and maintenance of our dependents.

If KARLA J. ROJO is unable or unwilling to act as successor trustee, we designate RUBY ROJO DE DIAZ as successor trustee to serve with all rights and responsibilities given to the original successor trustee."

5. The trustee(s) are authorized by the trust agreement to have all the rights, powers and authority to deal with and manage the assets of this trust that an individual owner would have if there were no trust and the trustee(s) were acting as legally competent individual(s) dealing with their own property. This includes, but is by no means limited to the right to borrow against or pledge any of the trust assets, including the right to mortgage real estate and margin stocks or other securities owned by the trust. This includes all powers now or hereafter conferred upon trustee(s) by applicable state law, and also those powers appropriate to the orderly and effective administration of the trust.
6. The undersigned hereby represent that the statements contained in this Certificate of Trust are true and correct, and that there are no other provisions in the trust agreement or amendments to it that limit the powers of the trustee(s) to sell, convey, pledge, mortgage, lease, manage, operate, control, transfer title, divide, convert, allot, or sell upon deferred payments trust property, including real and personal property, that would create liability for any third party relying on this document as authorization for trustee(s)' authority.
7. This trust has not been revoked, modified, or amended in any manner which would cause the representations in this certification of trust to be incorrect. This Certificate of Trust is being signed by all currently acting trustees of the trust.


MATTHEW EMMET MORAN


VERONICA DALILA MORAN

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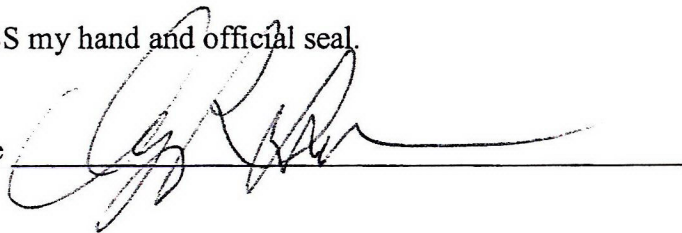
State of California)
County of San Diego)

On July 28, 2014 before me, Douglas R. Irwin, Notary Public, personally appeared MATTHEW EMMET MORAN and VERONICA DALILA MORAN, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

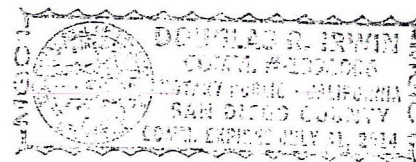
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature



(Seal)



This instrument was drafted by
Douglas R. Irwin, Attorney-at-Law
12520 High Bluff Drive Suite 220, San Diego, California 92130

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STATE OF IDAHO
WATER RESOURCE BOARD

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FEB 13 2023

DEPARTMENT OF
WATER RESOURCES

Designated Applicant

APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANKMoran Trust, Veronica D. Moran,
(Select one owner – see item 1A on the application) Trustee

Water Right No.

Stacked Water Right
37-21228, 37-21230
37-21232, 37-21234
37-21236 & 37,21238
(One water right per application)

Is this application being submitted with a rental application as a lease/rental package?

Yes ☒ No ☐

This application must be prepared in accordance with the minimum requirement checklist below. 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. Applications that do not meet the minimum requirements will not be processed and may be returned or denied.

MINIMUM REQUIREMENT CHECKLIST

All items must be checked as either *Attached (Yes)* or *Not Applicable (N/A)*

Yes

- ☒ Completed *Application to Sell or Lease a Water Right to the Water Supply Bank*.
- ☒ Application filing fee of \$250.00 per water right. If you are submitting more than one lease application and the water rights have an overlapping, common place of use, or a common diversion rate or volume, the total fee for all water rights is \$500.00. For places of use, multiple water rights must be used to irrigate the same lands in order to qualify for the joint filing fee. Individual filing fees are required for water rights that share a common permissible place of use but which cover separate acres within the permissible place of use.
- ☒ Confirmation this form has been printed **single sided**, per requirement of the Water Supply Bank.

Attachment N/A Yes

- 1A ☒ ☐ Signatures and contact information for **all owners** of the water right to be 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 ☒ ☐ 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.
- 3 ☐ ☒ 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. You have the option of printing a map using the map tool on IDWR's website at: www.idwr.idaho.gov.
- 4A ☒ ☐ Written consent from irrigation district or water delivery company.
- 4G ☐ ☒ Evidence demonstrating the water right has not been forfeited pursuant to [Section 42-222\(2\), Idaho Code](#).

Department Use Only

Fee Amount \$ <u>500</u>	Received By: <u>KU</u>	Date Received: <u>2.13.23</u>	Receipt # <u>215281</u>
W-9 received? Yes ☒ No ☐	(Route W-9 to Fiscal)	Name on W-9: <u>Veronica Dalila Moran</u>	

2599

AUG 10 2023

(SIIDPREFED)

**STATE OF IDAHO
WATER RESOURCE BOARD**

Complete Attachment 2 if only a portion of the water right is offered to the Bank.

ATTACHMENT 2

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

1. <u>Water Right Number</u>	<u>Nature of Use</u>	<u>Leased Rate</u> (cfs)	<u>Leased Volume</u> (af)	<u>Leased Acres</u> (ac)
A) 37-21228	Irrigation	0.035	7AF	2
B) 37-21230	Irrigation	0.030	7AF	2
C) 37-21232	Irrigation	0.035	7AF	2
D) 37-21234	Irrigation	0.045	7AF	2
E) 37-21236	Irrigation	0.010	7AF	2
F) 37-21238	Irrigation	0.010	7AF	2

Total Amounts:

A) Ground Water
B) to F) Big Wood River

A) N/A
B) to F) Malad River

2. Source of water _____ tributary to _____

3. Point(s) of diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
01N	18E	2	1	NE	NE	NE	Blaine
01N	18E	2	1	NW	NE	NE	Blaine
01N	18E	2	1	NW	NE	NE	Blaine
01N	18E	2	1	NW	NE	NE	Blaine
01N	18E	2	1	NW	NE	NE	Blaine
01N	18E	2	1	NW	NE	NE	Blaine

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Attachment 2

SUPERSEDED

WSB Mailing Checklist for Leases

Instructions: Staple to outside of lowest numbered water right file during processing.

Key: Who Completes What?

CLERICAL STAFF: MK

REVIEWER: SV

Received Date

2/13/2023

Desired Lease Duration

2023-2027

Lease / Rental Package

Y

N

If yes, Renter Name:

Veronica D. Moran

Application # 2599

Contract # 1692

WR#s		#
		37-21228
# 37-21230	#	37-21232
# 37-21234	#	37-21236
# 37-21238	#	
#	#	
#	#	
#	#	

Applicant Authorized?

Y / N

Multiple owners, Attach 1A included?

Y / N NA

If portion is offered, Attach 2 included?

Y / N NA

Map of POU and ROD?

Y / N NA

POD Consent (if required)?

Y / N NA

Application Complete?

Y / N

Minimum checklist in data base?

☒

Request for additional information letter sent:

Y NA

Stacked Water Rights Need to be Leased?

☐

WSB Action Request for deficiencies

☐

If checked, list water rights:

If the WR owner provided a different address on the application than what's in our database, update address in workflow.

Mailings (per lease application)

CC

Original

Designated

Applicant: Moran Trust, Veronica D. Moran (Trustee)

☐

☐

EMAIL:

Attorney:

☐

☐

EMAIL:

Consultants

Name:

☐

Comments:

Watermaster:

☐

50% refund requested

Delivery Entity:

☐

5/31/2023 MK

Water District:

☐

Ground Water District:

☐

Region:

☐

5/30/23

Other:

☐

☐

Address:

Call up Date: _____

DO NOT SCAN



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

May 30, 2023

VERONICA D MORAN
14306 S PRAIRIE DAWN LN
HERRIMAN UT 84096

**RE: WITHDRAWAL OF APPLICATION #2598 TO RENT WATER FROM THE WATER
SUPPLY BANK AND APPLICATION(S) TO LEASE WATER RIGHT NOS. 37-21228,
37-21230, 37-21232, 37-21234, 37-21236 & 37-21238 TO THE WATER SUPPLY
BANK**

Dear Applicant:

Per your written request via email on May 23rd, 2023, the Department of Water Resources (Department) acknowledges your intent to withdraw your Application to Rent Water from the Water Supply Bank and your Application to Lease Water to the Water Supply Bank. Therefore, the department is returning your applications.

Please note the forfeiture period is not tolled unless a right is accepted into the Bank, or unless an exception or defense to forfeiture applies as described under Idaho Code § 42-223. If forfeiture is a concern, you may consider filing an Application for Extension of Time to Avoid Forfeiture of a Water Right form. This and other water right forms are available from the Department's web site at www.idwr.idaho.gov.

If you wish to lease or rent water in the future, 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) 287-4822.

Sincerely,

Mackenzie Kienholz
Water Supply Bank Specialist

Enclosure: Rental Applications #2598
Lease Application #2599

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AUG 10 2023

Kienholz, Mackenzie

From: Veronica Moran <veronica.moran@protonmail.com>
Sent: Tuesday, May 23, 2023 12:47 PM
To: Kienholz, Mackenzie
Subject: Re: Water Supply Bank Lease-Rental Contract-Agreement Information

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Dear Mackenzie,

Thank you very much for all your help with the lease/rental application. Having being informed that the application is not required because the proposed 2 acres rental/lease are in the same quarter-quarter and place of use, I would like to withdraw my lease/rental application.

Kind Regards,
Veronica Moran

----- Original Message -----

On Wednesday, May 10th, 2023 at 10:57 AM, Veronica Moran <veronica.moran@protonmail.com> wrote:

Hi Mackenzie,

Thank you for your message. I will await for the documents for review and make a decision and then inform IDWR.

Regards,
Veronica Moran

----- Original Message -----

On Tuesday, May 9th, 2023 at 3:00 PM, Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov> wrote:

Good afternoon, Veronica,

Your Water Supply Bank Lease Contract and Rental Agreement are set to be mailed out.

You can choose to sign and return them to move forward with the Water Supply Bank

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AUG 10 2023

route, or you can let [REDACTED] know that you do not plan on signing the [REDACTED] or moving forward with the Water Supply Bank applications.

An Application for Transfer is the process one would go through to permanently change the place of use for a water right. I know that you are not changing the place of use permanently, I am just trying to explain that if that were the situation, a transfer would not be required. On this application you specify the number of acres in each quarter-quarter that will be irrigated. In your case, you would not be changing the number of acres being irrigated in the quarter-quarter because your lease and rental are in the same quarter-quarter, so a transfer to change the place of use would not be required.

I looked at the Notice of Violation previously sent to Ernest and Barbara Townsend at the rental location. It looks like the notice was issued because it appeared that 10.6 acres were being irrigated on their property without a water right. However, the Townsend's provided information explaining their use and the case was dismissed.

If you are more comfortable having the Water Supply Bank lease and rental in place, that is just fine. As I stated, copies of the lease contract and rental agreement will be mailed to you if you would like to sign them. Please let me know if you have questions.

Thank you,

Mackenzie Kienholz

Water Supply Bank Specialist



Planning & Projects

Mackenzie.kienholz@idwr.idaho.gov

Phone: (208) 287-4822

SCANNED
AUG 10 2023



IDAHO DEPARTMENT
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

May 10, 2023

MORAN TRUST
14306 S PRAIRIE DAWN LN
HERRIMAN, UT 84096-6556

RE: APPLICATION TO LEASE WATER RIGHTS 37-21238, 37-21230, 37-21232, 37-21234, 37-21236, 37-21228 TO THE WATER SUPPLY BANK CONTRACT 1692

******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. **I have enclosed two original Water Supply Bank Lease Contracts for your review and signature. Please sign and return ALL Lease Contracts 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 right will automatically be released from the Bank on **December 31, 2027**, unless the right is 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 right may not be available for immediate release if it has 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 this office at bank@idwr.idaho.gov or 208-287-4800.

Sincerely,

Water Supply Bank

Enclosures: Proposed Lease Contracts

SCANNED
AUG 10 2023

Cheever, Skyler

From: Cheever, Skyler
Sent: Friday, February 17, 2023 1:40 PM
To: Skinner, Corey; watermanager
Subject: Water Supply Bank Lease/Rental Package 2599/2598
Attachments: Rental Map 731.pdf; Rental Review Memo 731.docx; Rental Agreement 731.docx; Lease Map 1692.pdf; Lease Review Memo 2599.docx; Lease Contract 1692.docx

Hello Mr. Skinner and Mr. Lakey,

I am currently finishing reviewing a Lease/Rental application package within Basin 37 and Water District 37. The lease applicant is the Moran Trust. The application proposes to lease water rights 37-21228, 37-21230, 37-21234, 37-21236, and 37-21238 into the water supply bank for 2023-2027. The rental applicant is Veronica Moran. The application proposes to rent contract 1692 from the water supply bank from 2023-2027. Attached to this email is a copy of the draft contract/agreement, review memos, and maps of the place of use. If you have any comments, please reply to this email within 14 days as needed.

Best,

Skyler

Skyler Cheever
Water Resource Agent, State Office
Email: skyler.cheever@idwr.idaho.gov
Phone: 208-287-4913

SCANNED
AUG 10 2023

MEMORANDUM FOR APPLICATION # 2599

To: Water Right No(s). 37-21228, 37-21230, 37-21234, 37-21236, 37-21238, and 37-21232

From: Skyler Cheever – Water Resource Agent

Date: 2/16/2023

Re: Review & Analysis of Application to Lease Water to the State Water Supply Bank

PURPOSE/NARRATIVE: Application 2599 was sent in by the Moran Trust and received on February 15th, 2023, with fee payment received the same date. This application is part of a lease/rental package with rental application 2598. This application proposes to lease portions of water rights 37-21228, 37-21230, 37-21232, 37-21234, 37-21236, and 37-21238 into the water supply bank from 2023-2027. The point of diversion is within the Big Wood River GWMA, Snake River Moratorium, Ground Water District Galena, and Trust Water Area. This application was amended because all of the water rights were applied for in one application received on February 13th, 2023. These water rights have not been leased into the bank before.

AUTHORITY TO FILE: Veronica Moran signed the application. Ms. Moran has the authority to file this application because she is a trustee of the Moran Trust. The Moran Trust is the current owner of water rights; 37-21228, 37-21230, 37-21232, 37-21234, 37-21236, and 37-21238 according to Department records.

WATER RIGHT VALIDITY: The 5-year period to prevent forfeiture for leases/rentals starting in 2023 begins in 2017. According to Google Earth Imagery the full acres were irrigated in 2017. Therefore, there are no forfeiture concerns.

ENLARGEMENT OF USE: Water rights 37-21228, 37-21230, 37-21232, 37-21234, 37-21236, and 37-21238 combined are limited to a total diversion volume of 14 af and the irrigation of 4 acres. Irrigation separately would lead to more rate and volume being used than was historically, leading to enlargement. Therefore, these rights should be leased and made rentable together. To prevent the spreading of remaining water to idle acres the unleased portions of these rights will be limited to a total diversion volume of 7 af and the irrigation of 2 acres. There are no other enlargement concerns.

Note: The applicant wants to irrigate two different lots within Government Lot 1 (NENE) of Section 2. A transfer application is not required because the place of use is within the same QQ. However, irrigation practices within the QQ were challenged in the past and Veronica Moran wants to guard against future similar issues. The applicant wants to document POU change in case the irrigation practice is challenged.

LOCAL PUBLIC INTEREST: The proposed rental is within 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 point of diversion is within Basin and Water District 37. The Watermaster and Southern Regional Manager were contacted on February 17th, 2023. No response was received, it is assumed there is no concern with this proposal.

SCANNED
AUG 10 2023

Kienholz, Mackenzie

From: Kienholz, Mackenzie
Sent: Wednesday, February 15, 2023 1:33 PM
To: Veronica Moran
Subject: RE: Moran Water Supply Bank Applications

Veronica,

Thank you so much for your timely response! I will move the applications on for full review.

Best,
Mackenzie

From: Veronica Moran <veronica.moran@protonmail.com>
Sent: Wednesday, February 15, 2023 1:17 PM
To: Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov>
Subject: RE: Moran Water Supply Bank Applications

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Dear Mackenzie,

Thank you very much for all your assistance over the telephone this morning. Please proceed making changes to my Water Supply Bank Lease Application #2599, Rental Application #2598, and Rental Agreement #514.

1. I am requesting a change to my water rental application with a start date of 4/15/2023 instead of 4/15/2024 and 2.0 acre
2. Please note that I would like to rent back my own water rights from the lease to use for the rental
3. If the new lease and rental application package is approved for 2023, I would like to request cancelation of Water Rental Agreement 514 for 2023
4. I would like to request the lease/rental package application for 5 years for Irrigation Season 2023 to Irrigation Season 2027

Please find attached a new Page 1 and Attachment 2 for each of the water rights. Attached also find a map that outlines specific area for the 2.0 acres that would be leased and idled for the duration of the Water Supply Bank contract.

Thank you so much for all your help and let me know if you have any questions.

Kind regards,
Veronica D. Moran

----- Original Message -----

On Wednesday, February 15th, 2023 at 10:58 AM, Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov> wrote:

Veronica,

One (hopefully) last thing. The map provided with the lease application outlines the full 4.0 acres covered by the water rights. We will need a copy of a map that identifies the specific 2.0 acres that will be leased and idled for the duration of the Water Supply Bank contract. You can use the map you originally included if you can mark on it which 2.0 acres aren't going to be irrigated.

Thank you,

Mackenzie

From: Kienholz, Mackenzie
Sent: Wednesday, February 15, 2023 10:51 AM
To: veronica.moran@protonmail.com
Subject: Moran Water Supply Bank Applications

Hello Veronica,

As we discussed over the phone this morning, I will make the following changes to your Water Supply Bank Lease Application #2599, Rental Application #2598, and Rental Agreement #514 once I have your confirmation of approval.

1. I will change your rental application to a requested start date of 4/15/2023 instead of 4/15/2024 and 2.0 acres.
2. I will note that you would like to rent back your own rights from the lease to use for the rental.
3. If the new lease and rental application package are approved for 2023, we will cancel Agreement 514 for 2023.

I will need the following items from you in addition to confirmation of the above before we can start the review of your applications:

1. A new page 1 and Attachment 2 of the Lease Application for each water right. Only one water right per application is allowed, but as the information for the other application pages will be the same for all water rights, just a new page 1 and Attachment 2 for each right will be fine. I will attach a blank Page 1 and Attachment 2 to this email so you can fill them out and send them back electronically or by mail.

SCANNED
AUG 10 2023

Finally, would you still like applications to last from 2023-2025 or would you like to increase the length?

I know this is a lot of information, so please feel free to call or email me with any questions. Once this is done though we should be able to begin the review of your applications.

Best,

Mackenzie Kienholz

Water Supply Bank Specialist



Planning & Projects

Mackenzie.kienholz@idwr.idaho.gov

Phone: (208) 287-4822

SCANNED
AUG 10 2023

February 7, 2023

RECEIVED

FEB 13 2023

DEPARTMENT OF
WATER RESOURCES

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

Dear IDWR Representative,

I am submitting an application for a water lease for 3 years from 2023 to 2025 for water rights located at 9 Townsend Gulch Road in Bellevue, Idaho. I am sending with this application a copy of the Certificate Trust for the Moran Trust and copy of the Death Certificate for my late husband Matthew Emmet Moran as proof that I am the only primary trustee for the Moran Trust. Accordingly, I have the power to act on behalf of the Moran Trust in this water lease application. Should you have any questions or need additional information concerning this water lease application, please contact me at my phone number (208) 309-5184. Please note the ~~(208) 309-2851~~ phone number listed under my name in the IDWR Water Right Reports is incorrect. Would you kindly revise the information in these reports to reflect the correct phone number **(208) 309-5184**.

Thank you so much for your help and have a great New Year 2023!

Kind regards,

Moran Trust
Veronica D. Moran, Trustee

Veronica D. Moran

STATE OF IDAHO

CERTIFICATION OF VITAL RECORDS

STATE OF IDAHO

IDAHO DEPARTMENT OF HEALTH AND WELFARE
BUREAU OF VITAL RECORDS AND HEALTH STATISTICS

CERTIFICATE OF DEATH

Date Filed FEBRUARY 21, 2019

State File No. 2019-01728

DECEDENT - LEGAL NAME MATTHEW EMMET MORAN			
SEX MALE	SOCIAL SECURITY NUMBER 014-62-7963	AGE 49 YEARS	DATE OF BIRTH AUGUST 28, 1969
BIRTHPLACE PHILADELPHIA, PENNSYLVANIA		PLACE OF RESIDENCE BELLEVUE, IDAHO	
MARITAL STATUS AT TIME OF DEATH MARRIED		NAME OF SURVIVING SPOUSE (If wife, maiden name) VERONICA ROJO	WAS DECEDENT EVER IN U.S. ARMED FORCES? NO
FATHER - NAME JAMES AUGUSTON MORAN			BIRTHPLACE PENNSYLVANIA
MOTHER - MAIDEN NAME KATHLEEN DUGAN			BIRTHPLACE NEW JERSEY
METHOD OF DISPOSITION CREMATION		FUNERAL SERVICE LICENSEE RUSSELL D. MIKEL	
NAME AND ADDRESS OF FUNERAL FACILITY WOOD RIVER CHAPEL, HAILEY, IDAHO			
DATE OF DEATH FEB. 08, 2019	TIME OF DEATH 1:40 P.M.	CITY, TOWN OR LOCATION OF DEATH BELLEVUE, IDAHO	COUNTY OF DEATH BLAINE
CAUSE OF DEATH (underlying cause last) a. PRESUMED SUDDEN CARDIAC DISEASE			Approximate Interval Between Onset and Death MINUTES
b. CHEST PAIN AND SHORTNESS OF BREATH			
c.			
d.			
OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above DIABETES; HYPERTENSION			WAS AN AUTOPSY PERFORMED? NO
MANNER OF DEATH NATURAL	NAME OF CERTIFIER RUSSELL D. MIKEL		TITLE CORONER
CORONER SUBSEQUENT CERTIFICATION IF NECESSARY			
EXTERNAL CAUSES ONLY			
DATE OF INJURY	TIME OF INJURY	PLACE OF INJURY	INJURY AT WORK?
LOCATION WHERE INJURY OCCURRED			
DESCRIPTION OF HOW INJURY OCCURRED			

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF VITAL RECORDS AND HEALTH STATISTICS.

FEBRUARY 21, 2019

DATE ISSUED:

This copy not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

James B. Aydelotte
JAMES B. AYDELOTTE
STATE REGISTRAR

