STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
DEC 23 2024
Department of Water Resources

WATER SUPPLY BANK RENTAL AGREEMENT No. 887

This is to certify that:

HK CONTRACTORS INC
PO BOX 51450
IDAHO FALLS, ID 83405-1450

filed an application to rent water from 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 No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate Per Acre (CFS/AC)	Volume Per Acre (AF/AC)
21-7046	7/13/1974	GROUND WATER	0.08	12.0	4.0	0.020	3.0
Rental Totals			**0.08**	**12.0**	**4.0**	**0.020**	**3.0**

Term of Rental: This rental agreement shall take effect when all parties have signed it and shall continue in effect until December 31, 2026. Use of rental water shall be authorized as of either the date this rental agreement takes effect or the first day of the rental season of use, in 2024, whichever occurs last.

Annual Rental Fee:

2024 - 2026: **$276.00 annually**

The full fee for the rental of the above-described right(s) is $276.00 per year for years 2024 - 2026. The rental fee includes an administrative fee of $27.60 per year for years 2024 - 2026.

An annual payment shall be received by the Department on or before December 31 each year preceding the use of the rented water rights. The agreement will be void if payment is not received by the due date in a given year. Rental fees are non-refundable. To voluntarily terminate the agreement early, notify the Department in writing prior to the rental fee due date.

Total Water Use Authorized Under Rental Agreement

Beneficial Use	Diversion Rate (CFS)	Diversion Volume (AF)
INDUSTRIAL	0.08	10.0
Combined Total	0.08	10.0

**** The authorized water usage reflects a reduction from the water right elements rented, to account for a change in nature of use based on the area consumptive use standard of 2.5 acre-feet per acre. The maximum continuous diversion rate for a 274 day season of use is limited to 0.018 cfs.***

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 887

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:

John W. Wilkes — 12/10/24

Signature of Renter — Date

John W. Wilkes — General Manager

Printed Name — Title

*Title required 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 _____ Date 12/30/24
BRIAN PATTON, Executive Manager
Idaho Water Resource Board

Rental approved by IDWR _____ Date 12/30/24

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 887

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSW Sec. 36, Twp 07N, Rge 40E, FREMONT County

BENEFICIAL USE	DIVERSION RATE	VOLUME
INDUSTRIAL	0.08 CFS	10.0 AF

SEASON OF USE

From	To
3/1	11/30

RENTERS PLACE OF USE: INDUSTRIAL

Twp	Rng	Sec	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
07N	40E	36										X	X	X				

RENTAL AGREEMENT CONDITIONS OF ACCEPTANCE

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. 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.
5. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
6. 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.
7. Renter acknowledges and agrees that the Director may terminate authorization for the use of a water right based on a water right's priority date.
8. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
9. Use of water under this agreement may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 100.
10. This rental agreement does not authorize the construction of a well.

WATER SUPPLY BANK RENTAL AGREEMENT No. 887

11. Prior to diversion of water under this rental agreement, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
12. Prior to December 31 of each year, the Board may review this rental agreement to determine whether it is consistent with the management plan that may be approved for the Eastern Snake Plain Aquifer Ground Water Management Area ("ESPA GWMA Plan") pursuant to Idaho Code § 42-233b. The Board may cancel this rental agreement if the Board determines it is not consistent with the ESPA GWMA plan. If this rental agreement is canceled, the cancellation shall not take effect until December 31 of the year in which the rental agreement is canceled.

Idaho Water Resource Board

Attachment to Water Supply Bank Rental Agreement No. 887

Effective until December 31, 2026

This map depicts the **rental place of use** pursuant to the rental agreement and is attached to the agreement solely for illustrative purposes.



Legend

- Water Supply Bank Rental POD
- Water Supply Bank Rental POU
- Township/Range
- Sections
- QQ

N

0 700 1,400 Feet

Form 42-1761-2 10/15

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED
AUG 14 2024
DEPARTMENT OF WATER RESOURCES

APPLICATION TO RENT WATER FROM THE BOARD'S WATER SUPPLY BANK

Applicant Name: HK Contractors, Inc.

Is this application being submitted with a lease application as a lease/rental package? Yes ☐ No ☑
If yes, specify companion water rights in Section 4

This application must be completed according to the minimum requirement checklist below. This checklist is part of the rental application and must be included with the rental application. **Applications that do not meet the minimum requirements will not be placed in the processing queue and may be returned until all minimum requirements have been met.**

Rental applications should be submitted well in advance of the desired start date for the use of rental water. Rental applications may be processed as early as November 1 of the year prior to the intended use of rental water. Any rental application received on or before November 1 for use in the next year will be assigned a received date of November 1. Rental applications submitted more than one year in advance of the proposed start date for the use of rental water will not be accepted and will be returned to applicants. Rental applications may be returned to applicants if the desired start date for the use of rental water cannot be accommodated by the Water Supply Bank. Rental requests will not be accepted once the rental season of use period has concluded.

One rental application per beneficial use of water. For multiple beneficial uses of water, separate rental requests should be submitted for each unique beneficial use of water. One rental application can be submitted if you propose to rent water from multiple sources.

For additional instructions on completing a rental application, visit the Bank's website at http://idwr.idaho.gov/water_supply_bank.

MINIMUM REQUIREMENT CHECKLIST

Check All Items as Either Attached (Yes) or Not Applicable (N/A)

		Yes	
		☑	Completed *Application to Rent Water from the Board's Water Supply Bank*
		☑	Confirmation that this form has been printed single sided, per requirement of the Water Supply Bank
Attachment	**N/A**	**Yes**	
2		☑	A map showing the proposed point(s) of diversion, place(s) of use, and water diversion and distribution systems proposed to be used with your rental request
3A	☑	☐	Detailed information on a proposed use of rental water
3F	☑	☐	Authorization from the owner/operator of the rental point(s) of diversion
3H	☐	☑	Water modeling to account for the impacts of the rental request
3J	☑	☐	Documents justifying a rate of flow greater than 0.02 cfs/acre
3K	☑	☐	Authorization from the owner/operator of the property at the proposed rental place(s) of use
4B	☑	☐	Explanation of how the rental water will sufficiently accomplish your rental purposes
4C	☑	☐	Explanation of consumptive use amounts for water rights experiencing a change in nature of use

Department Use Only – Proposed Water Right(s)

21-7046

3018

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant HK Contractors, Inc.

Mailing Address PO Box 51450 (Street) Idaho Falls (City) ID (State) 83405 (Zip Code)

Email Address john.wilkes@idahomaterials.com Phone Number 208-251-0907

B. Is this application being completed by an authorized representative on behalf of the applicant? Yes ☑ No ☐

If yes, representatives (includes company employees if the applicant is a corporation, as well as legal counsel or consultants) should provide their information below if they desire to be included on correspondence with the rental applicant.

Representative Kristin Moore Professional Title Senior Water Rights Analyst

Organization Rocky Mountain Environmental Assoc. Relationship to Applicant Consultant

Mailing Address 482 Constitution Way Ste 303, Idaho Falls, ID 83402

Email Address kristin.rmea@gmail.com Phone Number 208-524-2353 ext 104

2. MAP

Create a map of the proposed point(s) of diversion, place(s) of use and water diversion, delivery and distribution systems. Make sure the rental 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 irrigate. Attach the map to this application and label it **Attachment 2.**

3. DESCRIPTION OF PROPOSED USE FOR RENTAL WATER

A. Describe why you desire to rent water and provide a detailed description of your proposed use. If the proposed use is not for irrigation, describe in detail how you determined the amount of rental water required. If the space below is insufficient, attach additional sheets as required and label them **Attachment 3A:**

Applicant proposes to rent temporary water rights through the WSB for the mixing of concrete at a proposed batch plant to be diverted through an existing well. The volume required will be fully consumptive.

B. Enter the desired and/or minimum rates of flow, volume, or irrigable acres requested for your rental purposes:

Desired Rate (Cubic Feet/Second)	Desired Volume (Acre-Foot)	Minimum Rate* (Cubic Feet/Second)	Minimum Volume* (Acre-Foot)	Desired Acres (if applicable)
0.08 CFS	10 AF	0.08 CFS	9.2 AF	AC

* ***Sometimes water rights provide an exceptionally low rate per acre and/or low volume per acre. This section is meant to establish an acceptable range of water sufficient for your proposed water use. Please see question 4B and complete if necessary.***

C. This section must be completed in full. Enter the proposed start date and latest possible start date for using rental water as well as the number of years you would like to rent water. The latest possible start is the latest possible date by which you would be willing to pay for a rental and be able to benefit from utilizing rental water.

Desired Start Date (month/day/year)	Latest Possible Start Date (month/day/year)	*Mark Desired Rental Duration (Calendar Years)					**Applicant's preference if rental application cannot be processed prior to the latest possible start?	
		☐ 1	☐ 2	☑ 3	☐ 4	☐ 5	☑ Process application as soon as possible	☐ Return application to applicant
9/1/2024	9/15/2024							

* ***The number of years permissible for a rental is subject to the lease contract duration for the water right(s) being rented.***

** ***Per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right. Water Supply Bank rental applicants are not authorized to utilize rental water prior to the execution of an approved rental agreement. Rental requests may be returned to applicants if no water is available from the Bank to fulfill a rental request.***

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

D. Describe your water distribution system and how rental water will be delivered from the point(s) of diversion (POD) to the proposed place of use (POU):
An existing well with pump will divert water into mainline to a batch plant for mixing concrete. A valve will allow diversion of water direclty into the truck to allow washout also.

E. Describe the physical type (pump, headgate, etc.) and location of the POD from which rental water is proposed to be diverted:

POD Description	Water Source	Other Water Rights Diverted from this POD
T7N R40E S36 SWSW	Ground water	None
Well		

If the POD(s) above are located where water is turned into a canal, lateral or ditch, or if they are located on your property but are serviced by water that is delivered via a canal, lateral or ditch, your rental request must include documented authorization from all relevant canal companies, irrigation districts and/or water delivery entities, confirming that they consent to your diversion of water from their system.

F. Has documented consent from all relevant water delivery entities been obtained? Yes ☐ N/A ☑
If yes, include documented consent as **Attachment 3F.**

G. Do any POD(s) identified in Question 3E divert from a water source that may require water modeling? Yes ☑ No ☐
Refer to the Water Modeling Requirements Information Sheet to determine if a rental POD may require water modeling.

H. Has water modeling been provided with your rental request? Yes ☑ N/A ☐
If yes, label modeling Attachment 3 H.
Rental applications that require modeling will be returned if modeling is not provided.

I. Specify the desired beneficial use of water and the requested season of use or number of acres required:

☐ Irrigation _____ (number of acres) Duration: Subject to IDWR standard seasons of use
☐ Commercial from: _____ (mm/dd) to: _____ (mm/dd)
☐ Stockwater from: _____ (mm/dd) to: _____ (mm/dd)
☑ Industrial from: 3/01 (mm/dd) to: 11/30 (mm/dd)
☐ Other: _____ from: _____ (mm/dd) to: _____ (mm/dd)

J. For irrigation uses, do you propose to divert water at a rate greater than 0.02 cfs/acre? N/A ☑ Yes ☐ No ☐
If yes, justify the rate of flow and attach any supporting documents as **Attachment 3J.** Justification may include information on soil composition, conveyance losses, crop type, irrigation systems, public access areas, etc. A rate of 0.03 cfs/acre is permissible for irrigation of 5 acres or less.

K. Do you own the land at the proposed rental place of use (POU)? Yes ☑ No ☐
If no, attach documentation from the POU owner/operator confirming your authorization to use the POU and label it **Attachment 3K.**

L. List all other water rights and sources of water at the rental place of use for the same purpose, including privately owned water rights and water received from a municipal supplier, an irrigation district, a canal company or any other water delivery entity. Explain why additional water is required:
No other water rights for industrial. Existing water rights 22-207B, 22-636A, and 22-14581 for irrigation from the Teton River are appurtenant to the proposed POU. Ground water rights are required for mixing concrete.

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

4. RENTAL REQUESTS FOR SPECIFIC WATER RIGHTS

A. Are you requesting to rent specific water rights? Yes ☑ No ☐

If yes, specify below the elements of the water rights you are requesting to rent. **If no,** continue to Question 4B.

Important Information: Diversion rates and volumes sought for rent must be proportionate to the per acre diversion rates and per acre volume limits of the water right under lease contract to the Water Supply Bank. Prior to completing this section, applicants should review all water right lease contracts and any active rental agreements to determine which elements of a water right are available to satisfy a rental request. Lease and rental documents are searchable via IDWR's website.

Water rights identified below must either already be leased to the Bank or a lease proposal should accompany this rental request. **Rental requests for water rights not yet leased to the Bank will be returned if companion lease applications are not provided with the rental request.** For leased rights featuring combined limits, rentals must be consistent with combined diversion rate, volume or acre limits. Combined limits should be listed on a row below water right numbers.

Water Right Elements Leased to Water Supply Bank					Leased totals, minus water right elements involved in active rental agreements, equals water right elements available for rent	Water Supply Bank Rental Request		
Water Right Number (leave blank if sub-total of combined limits)	Nature of Use	Diversion Rate (CFS)	Volume (AF)	Acres (AC)		Diversion Rate (CFS)	Volume (AF)	Acres (AC)
21-7046	Irrigation	0.47	70.2	23.4		0.08	12	4
Applicants must ensure the requested rate per acre and volume per acre do not exceed the rate per acre and volume per acre limits of water rights leased to the Water Supply Bank					TOTAL	0.08	12	4
						CFS	AF	AC

**Attach multiple copies of this page if space above is insufficient to list all water rights requested to be rented on this application.*

B. If water right conditions, combined limits, or the sum of all water right elements being requested provide an unconventional duty of water (e.g., an unusually low rate per acre or volume per acre for irrigation use), explain how your proposed rental will sufficiently accomplish your intended purposes. Attach a separate page if space is insufficient and label it **Attachment 4B**:

N/A

C. Does your rental request propose to change the nature of use for any water right(s) being rented? Yes ☑ No ☐

If yes, explain how the water right(s) will be converted to new uses. Include the historic, consumptive use amounts for the water right being rented if you have it, as well as the new consumptive use amount for your proposed beneficial use. If space below is insufficient, attach a separate page and label it **Attachment 4C**:

Proposed use requires minimum 9.2 afa of consumptive water. Rental right is in an area with standard consumptive use of 2.5 afa/acre. 4 acres x 2.5 afa/acre = 10 afa. Actual consumptive use is unknown to applicant.

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

5. ADDITIONAL INFORMATION

A. Is this the first time that rental water is being requested for this purpose at the rental place of use? Yes ☑ No ☐
If no, list previous rental requests/agreements and explain why you have not secured a permanent water right for your needs:

B. Have you or do you intend to submit an application for permit or transfer proposing a similar use as this rental? Yes ☑ No ☐
If yes, describe:
A permanent water right is being pursued simultaneously, but no water right has yet been identified to purchase and transfer. Since this process can sometimes take a year or more, this application proposes to rent water for up to three years in the case that permanent rights cannot be obtained within the first year of operation.

C. Was this rental application submitted in response to a Notice of Violation (NOV) or a pending NOV? Yes ☐ No ☑
If yes, describe the date and location of the NOV.

D. Additional Information

DECLARATION

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. I understand that if this rental application is approved, it will be subject to the provisions of Section 42-1766, Idaho Code and all applicable state and federal laws. I understand that the submission of a rental application provides no guarantee for approval of a rental agreement. I also understand that, per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right and that I am not authorized to utilize water as proposed in this application prior to the execution of an approved rental agreement.

Signature of Applicant	Printed Name of Applicant	Date
	Jeff Trosper	8-12-2024
Signature of Representative	Printed Name of Representative	Date

Mail to:

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



Basemap: 2021 NAIP

0 600 1,200 2,400 Feet

Legend

- Rental POD
- QQ
- Rental POU
- Twp & Rng
- Section

N W E S

Attachment #2. WSB Rental App.

HK Contractors, Inc.

RMEA # 24-0059	
by: KM	
Date: 6/4/2024	

Rocky Mountain ENVIRONMENTAL ASSOCIATES, INC.

Eastern Snake Plain Aquifer Modeling Analysis and Narrative

WSB Rental Application for WR#21-7046

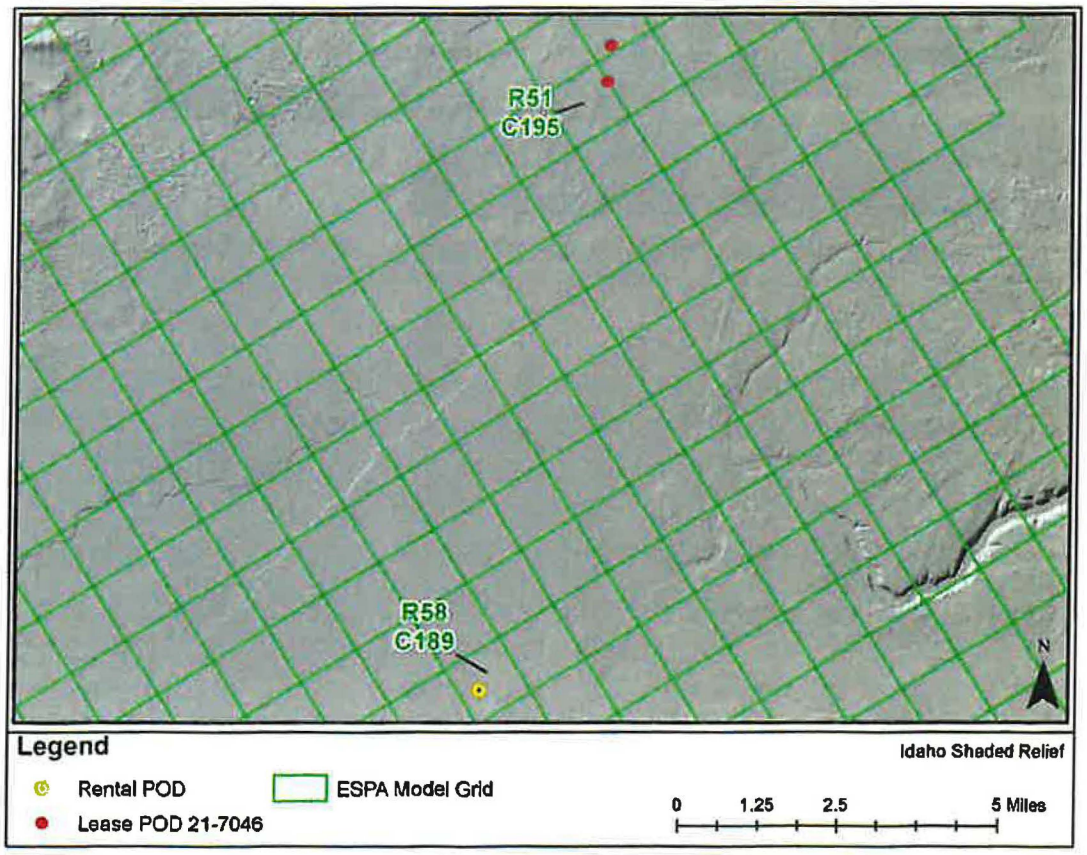
The Applicant requires up to 10 afa at the proposed place of use for a concrete batch plant. This application proposes to rent water from water right no. 21-7046 for 2024-2026 to be used from March through November each year.

Data Input Values

The TO Well location is an existing well on the property. The model cell is identified as R58 C189.

The FROM Well location is one of two authorized wells for right 21-7046. The well located within the leased lands was used in the modeling scenario. The model cell is identified as R51 C195. Figure 1 shows the locations of the points of diversion used in the modeling scenario.

Figure 1. ESPA Model Grid

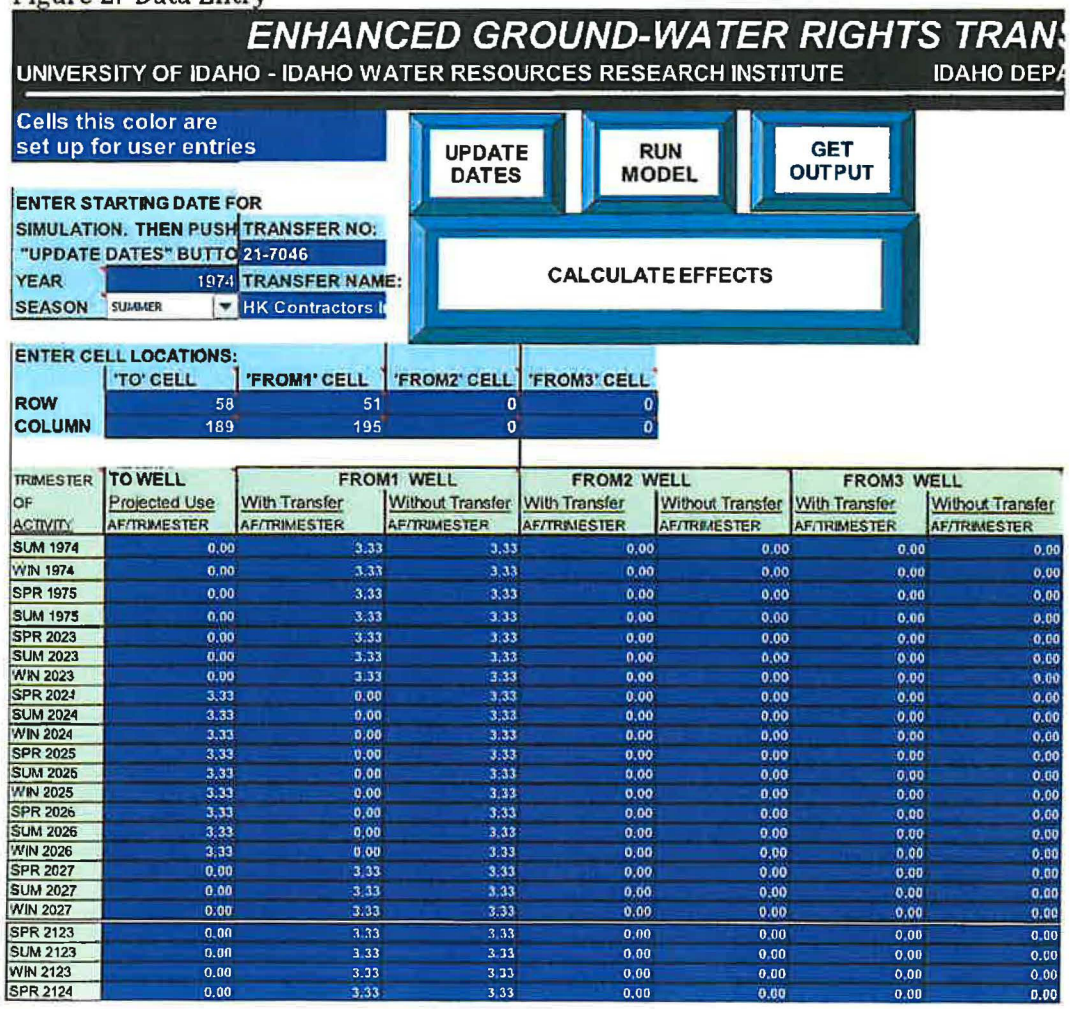


The standard consumptive use volume of 2.5 afa/acre was used to calculate a volume for modeling at the FROM and TO well locations. For 4.0 acres of rental, a total annual volume of 10 afa, or 3.33 af/trimester was used in the modeling simulation.

Results

Using ESPAM 2.1 to simulate the depletions of transferring 10 afa to the proposed place of use, the affects do not exceed the threshold of 2.0 af/trimester, nor do they trigger mitigation in the Mitigation Analysis Tool. No mitigation is required. Figures 2-5 include excerpts from the model simulation and MAT.

Figure 2. Data Entry



ENHANCED GROUND-WATER RIGHTS TRAN

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE IDAHO DEPA

Cells this color are set up for user entries

UPDATE DATES | RUN MODEL | GET OUTPUT

CALCULATE EFFECTS

ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTO
YEAR 1974
SEASON SUMMER

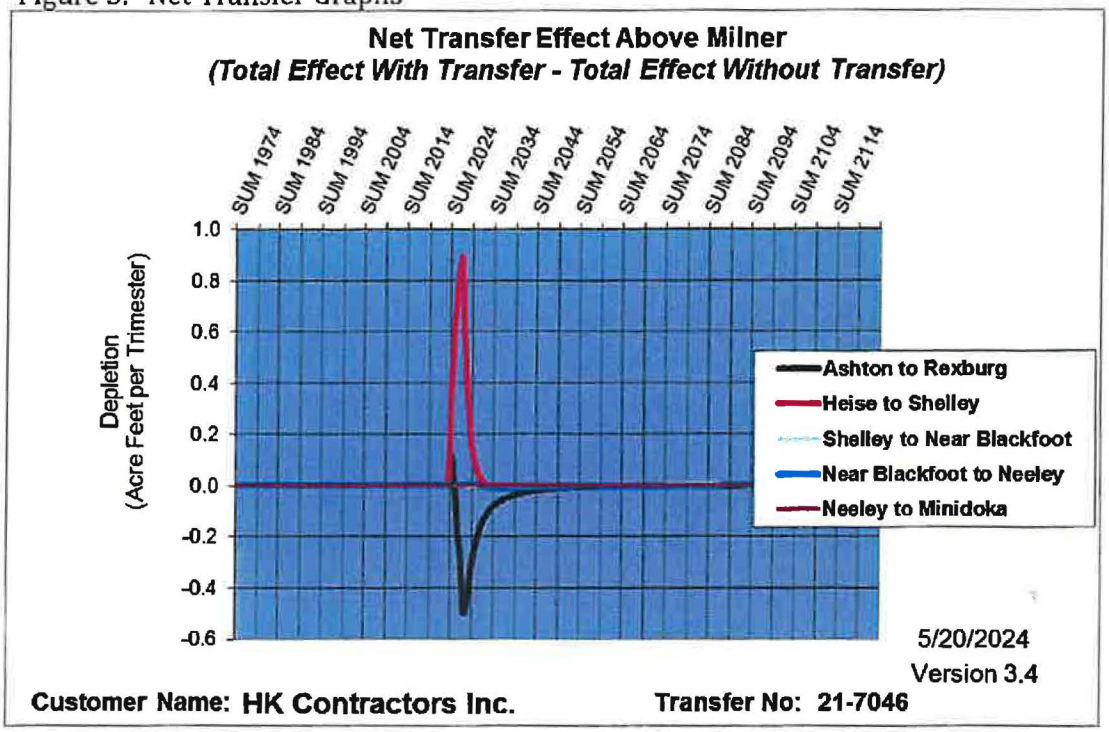
TRANSFER NO: 21-7046
TRANSFER NAME: HK Contractors I

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	58	51	0	0
COLUMN	189	195	0	0

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	FROM1 WELL With Transfer AF/TRIMESTER	FROM1 WELL Without Transfer AF/TRIMESTER	FROM2 WELL With Transfer AF/TRIMESTER	FROM2 WELL Without Transfer AF/TRIMESTER	FROM3 WELL With Transfer AF/TRIMESTER	FROM3 WELL Without Transfer AF/TRIMESTER
SUM 1974	0.00	3.33	3.33	0.00	0.00	0.00	0.00
WIN 1974	0.00	3.33	3.33	0.00	0.00	0.00	0.00
SPR 1975	0.00	3.33	3.33	0.00	0.00	0.00	0.00
SUM 1975	0.00	3.33	3.33	0.00	0.00	0.00	0.00
SPR 2023	0.00	3.33	3.33	0.00	0.00	0.00	0.00
SUM 2023	0.00	3.33	3.33	0.00	0.00	0.00	0.00
WIN 2023	0.00	3.33	3.33	0.00	0.00	0.00	0.00
SPR 2024	3.33	0.00	3.33	0.00	0.00	0.00	0.00
SUM 2024	3.33	0.00	3.33	0.00	0.00	0.00	0.00
WIN 2024	3.33	0.00	3.33	0.00	0.00	0.00	0.00
SPR 2025	3.33	0.00	3.33	0.00	0.00	0.00	0.00
SUM 2025	3.33	0.00	3.33	0.00	0.00	0.00	0.00
WIN 2025	3.33	0.00	3.33	0.00	0.00	0.00	0.00
SPR 2026	3.33	0.00	3.33	0.00	0.00	0.00	0.00
SUM 2026	3.33	0.00	3.33	0.00	0.00	0.00	0.00
WIN 2026	3.33	0.00	3.33	0.00	0.00	0.00	0.00
SPR 2027	0.00	3.33	3.33	0.00	0.00	0.00	0.00
SUM 2027	0.00	3.33	3.33	0.00	0.00	0.00	0.00
WIN 2027	0.00	3.33	3.33	0.00	0.00	0.00	0.00
SPR 2123	0.00	3.33	3.33	0.00	0.00	0.00	0.00
SUM 2123	0.00	3.33	3.33	0.00	0.00	0.00	0.00
WIN 2123	0.00	3.33	3.33	0.00	0.00	0.00	0.00
SPR 2124	0.00	3.33	3.33	0.00	0.00	0.00	0.00

Figure 3. Net Transfer Graphs



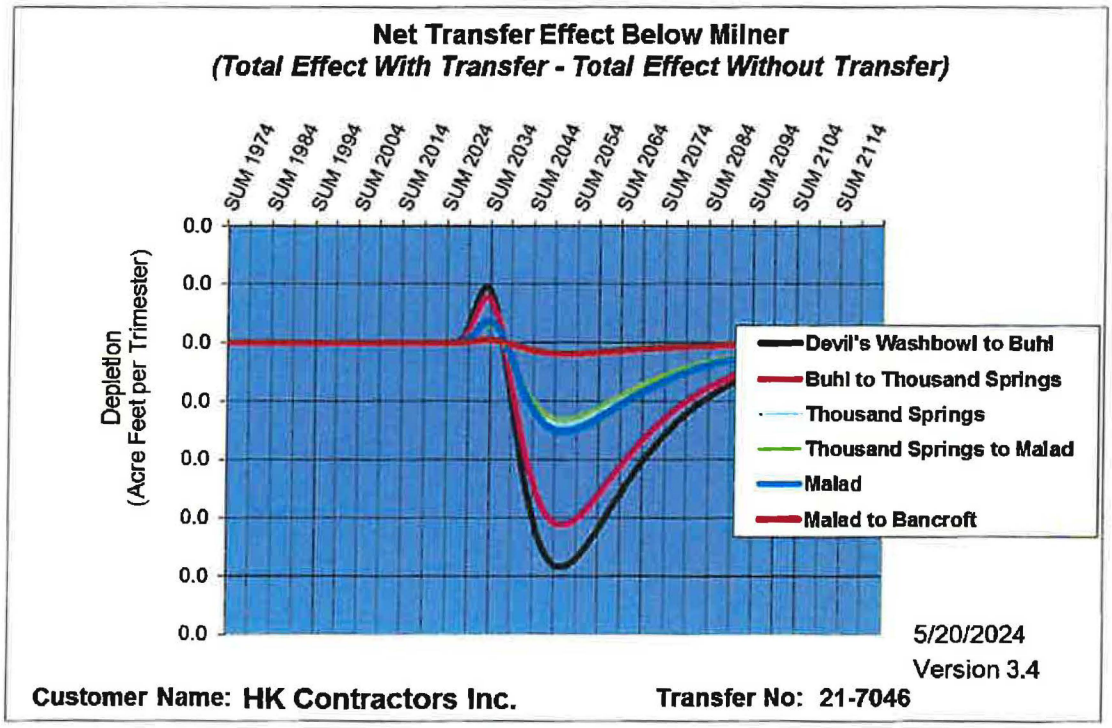


Figure 4. Calculated Affects

	Net Transfer Effect (AF/four months)										
	Ashton to Rexburg	Heise to Shelley	Shelley to Nr Blckft	Nr Blckft to Neeley	Neeley to Minidoka	Dev. Wbr. Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancroft
SUM 1974	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1974	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1975	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1975	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1975	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1976	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2023	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2023	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2023	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2024	0.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2024	0.1	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2024	0.1	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2025	0.0	0.6	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2025	0.0	0.7	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2025	-0.1	0.8	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2026	-0.2	0.8	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2026	-0.2	0.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2026	-0.3	0.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2027	-0.4	0.8	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2027	-0.5	0.6	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2027	-0.5	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2028	-0.5	0.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2028	-0.4	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2028	-0.4	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2029	-0.3	0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2029	-0.3	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2029	-0.3	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2030	-0.2	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2030	-0.2	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2030	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2031	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Enter First Time Step of Transfer: SPR 2024

Match: 150 Match: 456

	AtR	HtS	StNB	NBtN	NtM	DWtB	BtTS	TS	TStM	M	MtB	Total	
Preexisting Effects @ SS (Last Time Step):	2.76	0.29	0.08	0.18	0.00	0.00	0.00	0.00	0.00	0.00	0.00	3.33	Total Effect
dy State - Value of Dep. @ Last Time Step:	2.76	0.29	0.08	0.18	0.00	0.00	0.00	0.00	0.00	0.00	0.00	3.33	Total Effect
ls @ Transient State (Max Value Timestep):	2.76	0.29	0.08	0.18	0.00	0.00	0.00	0.00	0.00	0.00	0.00	3.33	Total Effect
nt State - Max. Value of Dep. After Transfer:	2.87	1.18	0.08	0.19	0.00	0.00	0.00	0.00	0.00	0.00	0.00	4.34	Total Effect
Steady State Change:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
Transient State Change:	0.11	0.89	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		

Figure 5. Mitigation Analysis Tool

POD Location	Dedicated Vol. AFA/ AFT	Model Node	Impact by Reach (AF/Trimester) Ashton to Rexburg	Heise to Shelley	Shelley to Nr Blckft	Nr Blckft To Neeley	Neeley to Minidoka	Dev. Wbr. To Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancroft
llowing Transfer													
			2.76	0.29	0.08	0.18	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			2.76	0.29	0.08	0.18	0.00	0.00	0.00	0.00	0.00	0.00	0.00
ts following Transfer													
			2.76	0.29	0.08	0.18	0.00	0.00	0.00	0.00	0.00	0.00	0.00
			2.87	1.18	0.08	0.19	0.00	0.00	0.00	0.00	0.00	0.00	0.00
ady State Analysis	Mitigation Check 1 - >10% of Historical:		0.0%	0.0%	0.0%	0.0%	-0.1%	-0.1%	-0.1%	-0.1%	-0.1%	-0.1%	-0.1%
	Mitigation Check 2: > 2 AF/T:		0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
	Mitigation Check 3 - >10% of Total:		82.9%	8.6%	2.5%	5.5%	0.1%	0.1%	0.1%	0.0%	0.0%	0.0%	0.0%
	Mitigation Required?		NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft)		0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
ient State Analysis	Mitigation Check 1 - >10% of Historical:		4.0%	303.4%	2.0%	0.9%	-0.1%	-0.1%	-0.1%	-0.1%	-0.1%	-0.1%	-0.1%
	Mitigation Check 2: > 2.01 AF/T:		0.1	0.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
	Mitigation Required?		NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft)		0.1	0.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

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 Mathew Weaver**

January 07, 2025

HK CONTRACTORS INC
PO BOX 51450
IDAHO FALLS, ID 83405-1450

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 21-7046, AGREEMENT 887

Dear Renter:

Please find enclosed a receipt in the amount of **$276.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 12.0 acre-feet of water for Industrial of 4.0 acres during 2024. Upon receipt of this fully executed agreement, 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 $248.40 of the rental fee will be paid to the lessor(s) and 10% or $27.60 will be retained by the Department to offset administrative costs.

The annual rental fee for 2025 was due by December 31, 2024, and is now past due. Please remit the annual rental fee payment for 2025 within 30 days. If you have questions regarding this matter, please contact this office at bank@idwr.idaho.gov or 208-287-4800.

Sincerely,

Debra Mansfield
for
Water Supply Bank

Enclosures: Receipt No. E050537
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR Eastern Regional Office
Representative
Water District 100
Ground Water District – Henry's Fork

IDAHO DEPARTMENT OF
WATER RESOURCES

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Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little **Director Mathew Weaver**

RECEIVED
DEC 23 2024
Department of Water Resources

November 1, 2024

RECEIVED
DEC 17 2024
DEPT. OF WATER RESOURCES
EASTERN REGION

HK CONTRACTORS INC
PO BOX 51450
IDAHO FALLS ID 83405-1450

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK WATER RIGHT NO(S). 21-7046 AGREEMENT 887

*****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 $276.00 **per year** was calculated based on the current rental rate of $23.00 per acre-foot times a diversion volume of 12.0 acre-feet. The annual rental fee for 2025 is due by December 31, 2024. 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 in the amount of $276.00 for 2024 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 $248.40 of the rental fee will be paid to the lessor(s) and 10% or $27.60 will be retained by the Department to offset administrative costs for **2024.**

If you have any questions, please contact this office at bank@idwr.idaho.gov or (208) 287-4800.

Sincerely,

Debra Mansfield
for
Water Supply Bank

Enclosure(s)

c: IDWR Front Desk
Representative (via email)

$276.00 - 12/17/24 - CK - E050537

IDAHO DEPARTMENT OF
WATER RESOURCES

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Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little Director Mathew Weaver

November 1, 2024

HK CONTRACTORS INC
PO BOX 51450
IDAHO FALLS ID 83405-1450

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK WATER RIGHT NO(S). 21-7046 AGREEMENT 887

*****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.

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Please send a check in the amount of $276.00 for **2024** 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 $248.40 of the rental fee will be paid to the lessor(s) and 10% or $27.60 will be retained by the Department to offset administrative costs for **2024.**

If you have any questions, please contact this office at bank@idwr.idaho.gov or (208) 287-4800.

Sincerely,

Debra Mansfield
for
Water Supply Bank

Enclosure(s)

c: IDWR Front Desk
Representative (via email)

MEMORANDUM FOR APPLICATION # 3018 / AGREEMENT # 887

To: Water Right(s) 21-7046

From: Mary Condon

Date: October 10, 2024

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

---

PURPOSE/NARRATIVE: Application from HK Contractors, Inc., to rent specific ground water rights in the Eastern Snake Plain Aquifer Ground Water Management Area (ESPA GWMA) for concrete mixing beginning in 2024 for three calendar years was received on August 14, 2024. Rental place of use is partially covered by the POU for irrigation water rights 22-207B, 22-636A, and 22-14581 from the Teton River, of which 22-207B and 22-14581 have been offered for lease to the bank for years 2024-2028.

AUTHORITY TO FILE: Application to rent was prepared by Kristin Moore with Rocky Mountain Environmental Assoc., and is signed by Jeff Trosper, who is listed as the company president in the 2024 Idaho Secretary of State Annual filing for HK Contractors, Inc. The applicant also owns the parcel identified as the rental place of use and point of diversion according to 2024 Freemont County tax lot data. No concerns with authority to file.

WATER RIGHT VALIDITY: Requested ground water right 21-7046 is currently leased into the bank for years 2023 through 2027, and partially rented with 18 acres worth available to rent during 2024 through 2027. Water right 21-7046 was leased for one-year terms during 2021, and again in 2022 when it was also rented. No concerns with validity.

INJURY TO OTHER WATER RIGHTS: The application to rent included the required ESPA modeling analysis results, that was based on the consumptive use standard of the requested water right and shows that no modeling is necessary. Etran v3.4 modeling analysis was performed during this review to verify that no mitigation is necessary.

Location of the leased POD and rental POD are both within the Trust Water area, and within water district 100. Injury to other water rights through this rental is not expected.

ENLARGEMENT OF USE: The requested water right 21-7046 was licensed for irrigation, and was decreed with an annual volume equal to 3 acre-feet per acre, rather than based on the area standard headgate of 3.5 acre-feet per acre, with a standard consumptive use of 2.5 af/ac. The fully consumptive rental requests a minimum of 10 acre-feet, which requires a rental of 4 acres, and proportionate annual diversion volume of 12 acre-feet worth of right 21-7046 to prevent enlargement.

No other water rights for commercial or industrial use are authorized at the rental location or proposed diversion well. Existing irrigation water rights 22-207B and 22-14581 from the Teton River cover a portion of the rental location but have been idled and offered for lease to the bank for years 2024-2028. Enlargement of the rented water right is not expected through this 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 is for beneficial use in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The location for the rental PD is in IDWR Eastern Region, is subject to Water District # 100, and is within the Henrys Fork Ground Water District boundary. The renter will be required to install a department approved measuring device on the diversion well for the rental purpose. An email was sent to the regional manager and the watermaster soliciting comments or concerns on October 10, 2024.

ESPA MODELING ANALYSIS CALCULATIONS AND RESULTS:
Request : 10 acre-feet annually, fully consumptive; 10afa / 2.5cu = 4 acres
21-7046: 4 acres * 2.5 af/ac = 10afa / 3 = 3.33 af/trimester
To Well: R58; C189 Period: 2024-2026
From Well: R50, C196 & R51; C195; Priority Date: July 1974

Mitigation

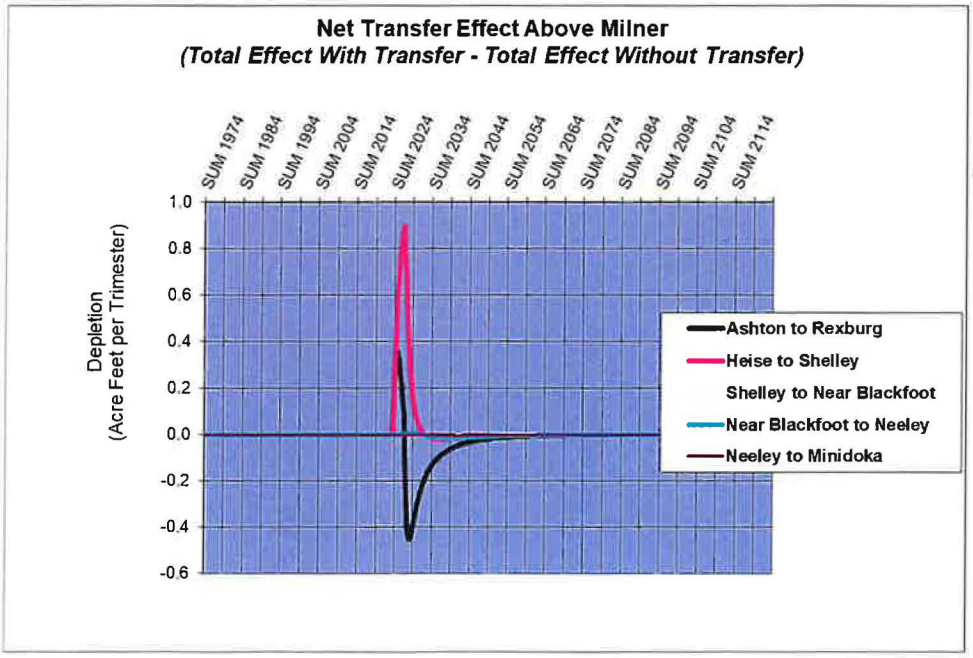
Trimester

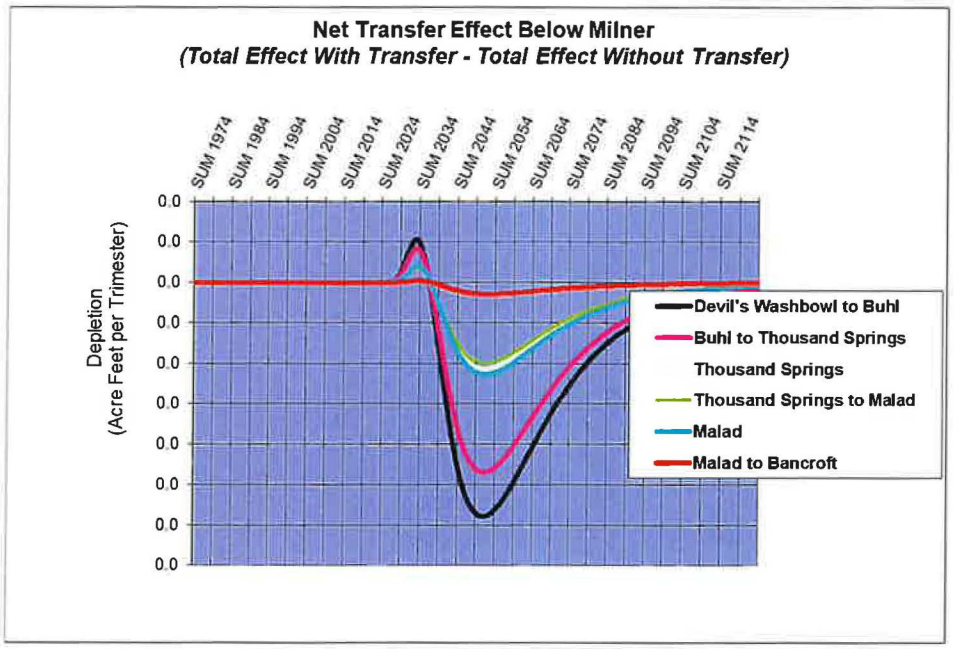
One-Way Analysis of Independent Transfers

New Water Right (GModelo):

WR No.	POD Location	Dedicated Vol. AFA/ AFT	Model Node	Impact by Reach (AF/Trimester) Ashton to Rexburg	Heise to Shelley	Shelley to Nr Blckft	Nr Blckft To Neeley	Neeley to Minidoka	Dev. Wbl To Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancroft
Transfer 1: Proposed Steady State Impacts following Transfer														
???				2.67	0.33	0.10	0.22	0.00	0.00	0.00	0.00	0.00	0.00	0.00
???				2.67	0.33	0.10	0.22	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Transfer 1: Worst Case Transient State Impacts following Transfer														
???				2.67	0.33	0.10	0.22	0.00	0.00	0.00	0.00	0.00	0.00	0.00
???				3.02	1.23	0.10	0.22	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Steady State Analysis			Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	-0.1%	-0.1%	-0.1%	-0.1%	-0.1%	-0.1%	-0.1%
			Mitigation Check 2: > 2 AF/T:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
			Mitigation Check 3 - >10% of Total:	80.2%	10.1%	2.9%	6.5%	0.1%	0.1%	0.1%	0.0%	0.0%	0.0%	0.0%
			Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
			Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Transient State Analysis			Mitigation Check 1 - >10% of Historical:	13.1%	266.8%	1.3%	0.3%	-0.1%	-0.1%	-0.1%	-0.1%	-0.1%	-0.1%	-0.1%
			Mitigation Check 2: > 2.01 AF/T:	0.3	0.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
			Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
			Mitigation Vol. Req'd (ac-ft):	0.3	0.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Read Me





ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON		TRANSFER NO:	3018
YEAR	1974	TRANSFER NAME:	
SEASON	SUMMER		HK Contractors

CALCULATE EFFECTS

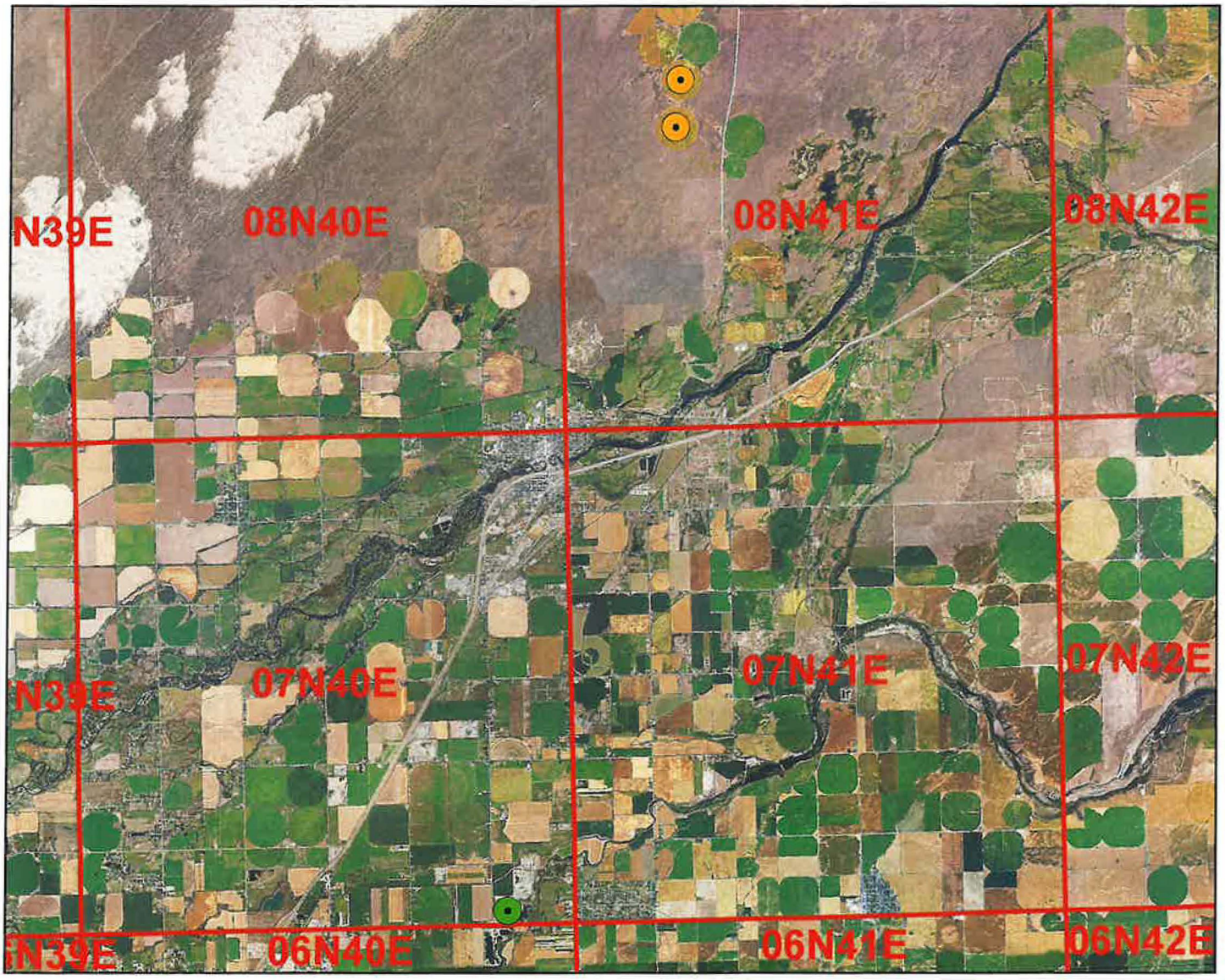
ENTER CELL LOCATIONS:	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	58	50	0	0
COLUMN	189	196	0	0

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	FROM1 WELL With Transfer AF/TRIMESTER	FROM1 WELL Without Transfer AF/TRIMESTER	FROM2 WELL With Transfer AF/TRIMESTER	FROM2 WELL Without Transfer AF/TRIMESTER
SUM 1974	0.00	3.33	3.33	0.00	0.00
WIN 1974	0.00	3.33	3.33	0.00	0.00
SPR 1975	0.00	3.33	3.33	0.00	0.00
SUM 1975	0.00	3.33	3.33	0.00	0.00
WIN 1975	0.00	3.33	3.33	0.00	0.00
SPR 1976	0.00	3.33	3.33	0.00	0.00
SUM 1976	0.00	3.33	3.33	0.00	0.00
SPR 2023	0.00	3.33	3.33	0.00	0.00
SUM 2023	0.00	3.33	3.33	0.00	0.00
WIN 2023	0.00	3.33	3.33	0.00	0.00
SPR 2024	3.33	0.00	3.33	0.00	0.00
SUM 2024	3.33	0.00	3.33	0.00	0.00
WIN 2024	3.33	0.00	3.33	0.00	0.00
SPR 2025	3.33	0.00	3.33	0.00	0.00
SUM 2025	3.33	0.00	3.33	0.00	0.00
WIN 2025	3.33	0.00	3.33	0.00	0.00
SPR 2026	3.33	0.00	3.33	0.00	0.00
SUM 2026	3.33	0.00	3.33	0.00	0.00
WIN 2026	3.33	0.00	3.33	0.00	0.00
SPR 2027	0.00	3.33	3.33	0.00	0.00
SUM 2027	0.00	3.33	3.33	0.00	0.00
WIN 2027	0.00	3.33	3.33	0.00	0.00

Idaho Water Resource Board

WSB Move Map - Rental Application 3018

21-7046
YEAR(S) 2024-2026



Active Lease POD
Proposed Rental POD
Township/Range

N

0 2.5 5 Miles

Condon, Mary

From: Condon, Mary
Sent: Thursday, October 10, 2024 4:39 PM
To: Jordan, Blake; Cefalo, James
Cc: Bank
Subject: WSB Rental Review - Application 3018 - HK Contractors - WD 100
Attachments: Rental Review Memo 3018.docx; Move Map - App 3018.pdf; Rental Map 887.pdf

Good afternoon, James, and Blake,

Please see the attached rental review memo, move map, and rental map for a 3-year rental for cement mixing. The rental application states that there is an existing well, but there is not a GW right, spatial data point, well log, or other documentation that I can find for the proposed point of diversion under this rental. The rental agreement will include conditions that the rental does not authorize construction of a well and include the measuring device requirement.

Please let me know if you have any comments or concerns, or other items of consideration, within 10 days.

Thank you,
Mary

Mary Condon
Water Supply Bank Program Coordinator
IDAHO DEPARTMENT OF WATER RESOURCES
Planning & Projects
mary.condon@idwr.idaho.gov
Direct: (208) 287-4936

IDAHO DEPARTMENT
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
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Governor Brad Little **Director Mathew Weaver**

August 23, 2024

HK CONTRACTORS, INC.
PO BOX 51450
IDAHO FALLS ID 83405

RE: APPLICATION(S) 3018 TO RENT WATER FROM THE WATER SUPPLY BANK

Dear Applicant:

The Idaho Department of Water Resources (Department) acknowledges receipt of your application(s) to rent water from the Idaho Water Resource Board's Water Supply Bank (Bank) for an Industrial use Filing a Bank rental application does not automatically result in approval.

Before a rental application can be approved, the rental request must be reviewed, a rental agreement must be prepared, the agreement must be approved by the applicant and the Department, and the rental fee must be paid. To maximize the number of rental applications processed while managing competing priorities, the Department begins processing rental applications on November 2 for use in the next calendar year, and it processes as many applications as it can before the start of the irrigation season in March or April. Once the irrigation season begins, Department staff members are reassigned to address field work and other duties. Consequently, few rental applications are processed after May 1.

Because your application was received after May 1st, the Department may not be able to process your application in time for approval in 2024. If your application requests a rental for more than one year, the rental application may be retained by the Department and evaluated for 2025.

In future years, we encourage you to file your rental applications as close to November 1 as possible to improve the chances that they will be processed prior to the requested start date. Water Supply Bank Processing for application status may be found on the Department's website at https://idwr.idaho.gov/iwrb/programs/water-supply-bank/reports/

If you have questions regarding this matter, please contact our office at 287-4800.

Sincerely,

IDAHO DEPARTMENT OF
WATER RESOURCES

Clayton D. Murdock
Water Supply Bank Specialist
322 E Front St, PO Box 83720, Boise ID 83720
(208) 287-4963 | www.idwr.idaho.gov