STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 712

This is to certify that:

IDAHO WATER ENGINEERING
C/O HAL ANDERSON 2918 N EL RANCHO PL
BOISE, ID 83704

MIKE PRESTON
420 BITTEROOT
BOISE , ID 83709

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)
61-12352	1/14/1963	GROUND WATER	0.27	54.7	13.7	0.020	3.99
61-12353	1/14/1963	GROUND WATER	0.29	61.5	15.4	0.019	3.99
61-12349	8/23/1967	GROUND WATER	0.26	64.2	16	0.016	4.01
61-12348	7/10/1972	GROUND WATER	0.26	52.7	13.2	0.020	3.99
61-12351	4/30/1974	GROUND WATER	0.04	9.4	2.36	0.017	4.0
61-12350	1/4/1980	GROUND WATER	0.11	31.8	7.94	0.014	4.01
Combined Limit			**0.94**	**249**	**62.3**	**0.015**	**4.0**
61-12358	1/14/1963	GROUND WATER	0.17	34.5	8.63	0.02	4.0
61-12359	1/14/1963	GROUND WATER	0.18	38.8	9.69	0.019	4.0
61-12355	8/23/1967	GROUND WATER	0.17	40.5	10.1	0.017	4.01
61-12354	7/10/1972	GROUND WATER	0.17	33.2	8.3	0.02	4.0
61-12357	4/30/1974	GROUND WATER	0.03	6.0	1.49	0.02	4.0
61-12356	1/4/1980	GROUND WATER	0.07	20.0	5.0	0.014	4.0
Combined Limit			**0.59**	**156.0**	**39**	**0.015**	**4.0**
Combined Limit Totals			**1.53**	**405.0**	**101.3**	**0.015**	**4.0**
Combined Rental Totals			**1.53**	**405.0**	**101.3**	**0.015**	**4.0**

Term of Rental: This rental agreement shall take effect when all parties have signed it and shall continue in effect until December 31, 2023. 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 2023, whichever occurs last.

Annual Rental Fee:

2023: $9,315.00

The full fee for the rental of the above-described right(s) is $9,315.00 for 2023. The rental fee includes an administrative fee of $931.50 for 2023. The full fee and administrative fee required for this rental are calculated using more decimals than the rounded amounts recorded on this agreement.

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.

SCANNED
APR 04 2023

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

RECEIVED
MAR 21 2023
WATER RESOURCES
WESTERN REGION

March 20, 2023

RECEIVED
MAR 23 2023
DEPARTMENT OF
WATER RESOURCES

MIKE PRESTON
420 BITEROOT
BOISE, ID 83709

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK WATER RIGHT NO(S). 61-12352, 61-12353, 61-12349, 61-12348, 61-12351, 61-12350, 61-12358, 61-12359, 61-12355, 61-12354, 61-12357 & 61-12356 AGREEMENT 712

*****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 $9,315.00 per year was calculated based on the current rental rate of $23.00 per acre-foot times a diversion volume of 405 acre-feet.

Please send a check for $9,315.00 for 2023 made payable to the Idaho Department of Water Resources, **together with the signed rental agreement**, **within 14 days** so I can complete processing. An annual payment shall be received by the Department prior to the execution of this agreement and prior to January 1 in all subsequent years for the duration of the rental period. 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.

Pursuant to the Water Supply Bank Rules, 90% or $8,383.50 of the rental fee will be paid to the lessor(s) and 10% or $931.50 will be retained by the Department to offset administrative costs for **2023**.

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

Sincerely,

Amanda Johnson-Veibell

for
Water Supply Bank

Enclosure

c: IDWR Front Desk
Hal Anderson

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 712

Total Water Use Authorized Under Rental Agreement

Beneficial Use	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate/Acre (CFS/AC)	Volume/Acre (AF/AC)
IRRIGATION	1.53	405.0	101.3	0.015	4.0
Combined Total	1.53	405.0	101.3	0.015	4.0

**** The authorized water usage reflects a reduction from the water right elements rented, to account for combined limits.***

Detailed water right conditions are attached.

SCANNED
APR 04 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 712

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:

D. Michael Preston 3/21/23
Signature of Renter Date

D. MICHAEL PRESTON PRES. SHERMAN IRR. DIST.
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 B. Patton Date 3/28/23
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

Rental approved by IDWR [signature] Date 3/28/23

SCANNED
APR 04 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 712

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESW	Sec. 14, Twp 01S, Rge 04E,	ELMORE County
GROUND WATER	NWSW	Sec. 14, Twp 01S, Rge 04E,	ELMORE County

BENEFICIAL USE	DIVERSION RATE	VOLUME
IRRIGATION	1.53 CFS	405.0 AF

SEASON OF USE

Water Right No.	From	To	
61-12348	3/15	11/15	0.26 CFS
61-12349	3/1	10/15	0.26 CFS
61-12350	3/15	11/15	0.11 CFS
61-12351	3/15	11/15	0.04 CFS
61-12352	3/15	11/15	0.27 CFS
61-12353	4/1	10/31	0.29 CFS
61-12354	3/15	11/15	0.17 CFS
61-12355	3/1	10/15	0.17 CFS
61-12356	3/15	11/15	0.07 CFS
61-12357	3/15	11/15	0.03 CFS
61-12358	3/15	11/15	0.17 CFS
61-12359	4/1	10/31	0.18 CFS

RENTERS PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	04E	23													3.8			3.5	7.3
01S	04E	24									12	33	14	35					94

Total Acres: 101.3

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.

SCANNED
APR 04 2023

WATER SUPPLY BANK RENTAL AGREEMENT No. 712

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. This rental agreement is limited to the irrigation of 101.3 acres within the authorized place of use in a single irrigation season.

10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

11. This rental agreement when combined with rights 61-12280, 61-12281, 61-12282, 61-12283, 61-12284 and 61-12285 shall not exceed a total diversion rate of 5.38 cfs, a total annual maximum diversion volume of 1425 af at the field headgate, and the irrigation of 356.3 acres.

12. Rights 61-12348, 61-12349, 61-12350, 61-12351, 61-12351 and 61-12352 when combined shall not exceed a total diversion rate of 0.94 cfs, a total annual maximum diversion volume of 249 af, a total annual maximum consumptive use volume of 184 af, and the irrigation of 62.3 acres in a single irrigation season.

13. Rights 61-12351 and 61-12352 when combined shall not exceed a total diversion rate of 0.27 cfs, a total annual maximum diversion volume of 64.2 af at the field headgate, and the irrigation of 16.0 acres.

14. Rights 61-12348, 61-12350, 61-12351 and 61-12352 when combined shall not exceed a total diversion rate of 0.41 cfs and the irrigation of 30.9 acres.

15. Rights 61-12357 and 61-12358 when combined shall not exceed a total diversion rate of 0.17 cfs, a total annual maximum diversion volume of 40.1 af at the field headgate, and the irrigation of 10.0 acres.

16. Rights 61-12355, 61-12356, 61-12357 and 61-12358 when combined shall not exceed a total diversion rate of 0.40 cfs, a total annual maximum diversion volume of 100 af at the field headgate, and the irrigation of 25.0 acres.

17. Rights 61-12354, 61-12355, 61-12356, 61-12357 and 61-12358 when combined shall not exceed a total diversion rate of 0.40 cfs, a total annual maximum diversion volume of 117 af at the field headgate, and the irrigation of 29.4 acres.

18. Rights 61-12354, 61-12355, 61-12356, 61-12357, 61-12358 and 61-12359 when combined shall not exceed a total diversion rate of 0.59 cfs, a total annual maximum diversion volume of 156 af, a total annual maximum consumptive use volume of 115 af, and the irrigation of 39.0 acres in a single irrigation season.

19. Rights 61-12348, 61-12349, 61-12350, 61-12351, 61-12352 and 61-12353 when combined shall not exceed a total diversion rate of 0.94 cfs, a total annual maximum diversion volume of 249 af, a total annual maximum consumptive use volume of 184 af, and the irrigation of 62.3 acres in a single irrigation season.

20. Rights 61-12354, 61-12356, 61-12357 and 61-12358 when combined shall not exceed a total diversion rate of 0.25 cfs and the irrigation of 19.3 acres.

21. Rights 61-12348, 61-12349, 61-12350, 61-12351 and 61-12352 when combined shall not exceed a total diversion rate of 0.65 cfs, a total annual maximum diversion volume of 188 af at the field headgate, and the irrigation of 47.0 acres.

22. Rights 61-12349, 61-12350, 61-12351 and 61-12352 when combined shall not exceed a total diversion rate of 0.65 cfs, a total annual maximum diversion volume of 160 af at the field headgate, and the irrigation of 40.0 acres.

23. Water rights 61-12348, 61-12349, 61-12350, 61-12351, 61-12352 and 61-12353 shall be subordinated to 63-32499 in the event of priority administration of water rights with points of diversion within administrative Basin 63.

SCANNED
APR 04 2023

WATER SUPPLY BANK RENTAL AGREEMENT No. 712

24. Water rights 61-12354, 61-12355, 61-12356, 61-12357, 61-12358 and 61-12359 shall be subordinated to 63-32499 in the event of priority administration of water rights with points of diversion within administrative Basin 63.
25. Water rights 61-12354, 61-12355, 61-12356, 61-12357, 61-12358 and 61-12359 shall be subordinated to 61-12090 in the event of priority administration of water rights with points of diversion within administrative Basin 61.
26. Water rights 61-12348, 61-12349, 61-12350, 61-12351, 61-12352 and 61-12353 shall be subordinated to 61-12090 in the event of priority administration of water rights with points of diversion within administrative Basin 61.
27. Diversion and use of water in connection with this right is subject to a Monitoring-Reporting Plan. The right holder shall provide the Department with a plan for monitoring-reporting aquifer levels, diversion flow rates, and volumes. The monitoring-reporting should occur in parallel with land development and production and should include identification of non-production wells and timelines for measuring and reporting. The right holder shall not divert water in connection with this right until the plan is approved by the Department. Failure to comply with the plan once it is accepted shall be cause for the Department to cancel or revoke the right.
28. The renter holder shall install or construct a straight length of conduit or ditch suitable for installation of a device for measuring the entire flow of water being diverted in connection with this right. If the right holder uses conduit, the straight length of conduit shall be at least fifteen times the diameter of the conduit and shall be above ground or otherwise easily accessible.
29. Prior to diversion and use of water under this right, the right holder shall install a flow measurement and volume totalizing device of a type approved by the Department on each point of diversion to measure flow and volume of water diverted.
30. This right does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.
31. This rental agreement does not authorize the construction of a well.

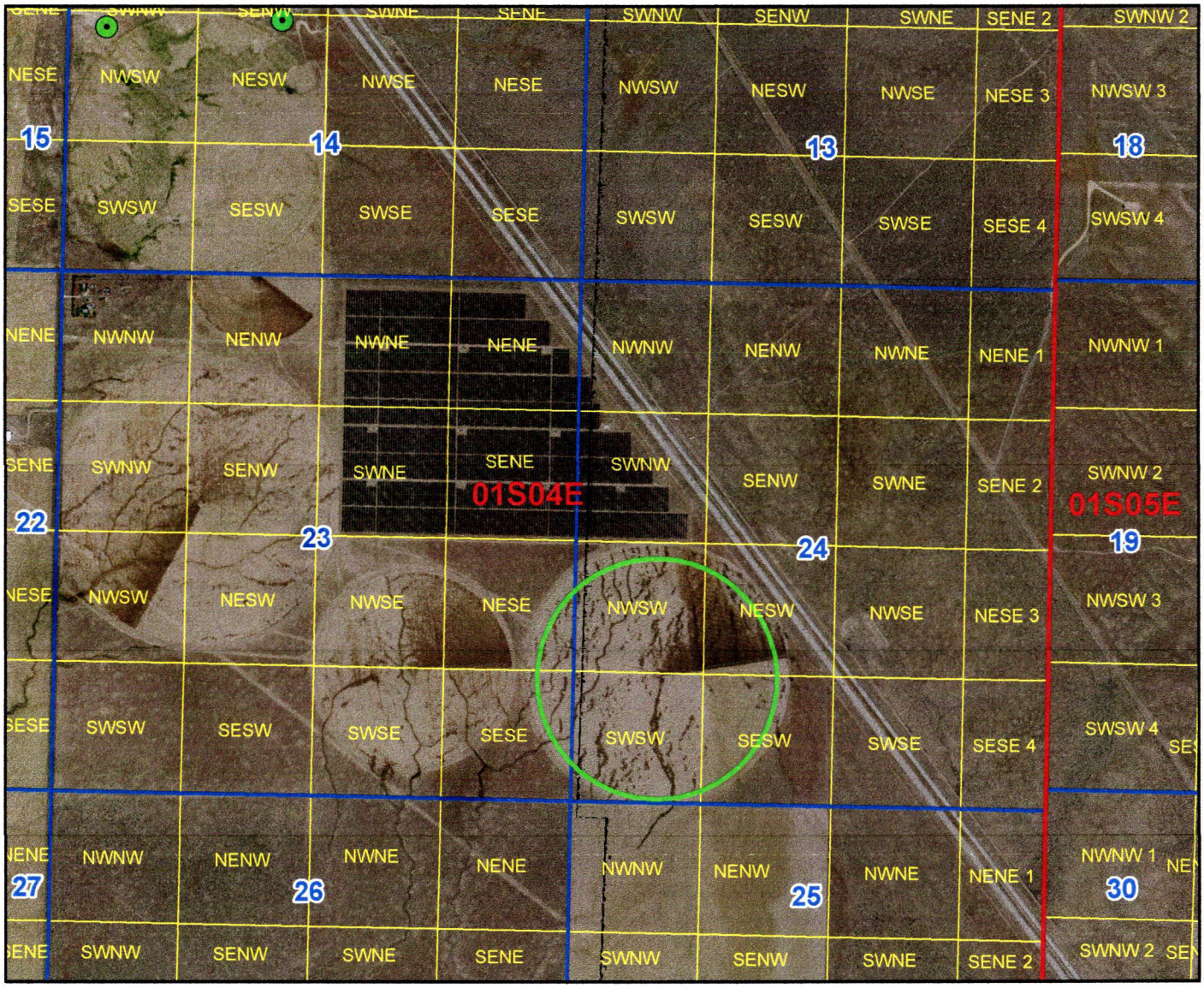
SCANNED
APR 04 2023

Idaho Water Resource Board

Attachment to Water Supply Bank Rental Agreement No. 712

Effective until December 31, 2023

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



Legend

- Authorized Rental Point of Diversion
- Authorized Rental Place of Use
- Township/Range
- Sections
- QQ

N

0 1,000 2,000 3,000 Feet

SCANNED
APR 14 2023

Form 42-1761-2 10 15

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED
JAN 06 2023
DEPARTMENT OF WATER RESOURCES

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

Applicant Name: Michael Preston

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)

Attachment	N/A	Yes	
		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
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)

SCANNED
APR 04 2023

2542

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Michael Preston

Mailing Address 420 Bitterroot Dr. (Street) Boise (City) ID (State) 83709 (Zip Code)

Email Address dmp3669@icloud.com Phone Number (208) 859-3669

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 Hal N. Anderson Professional Title Managing Partner

Organization Idaho Water Engineering Relationship to Applicant Consultant

Mailing Address 2918 N. El Rancho Pl. , Boise ID. 83704

Email Address hal@idahowaterengineering.com Phone Number (208) 830-5525

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**:

~~Center pivot was moved from J&M Solid Rock property to Mr. Preston's property, they are business partners~~

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)
2.02 CFS	405.55 AF	2.02 CFS	405.55 AF	101.39 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?	
3/15/2023	03/30/2023	☑ 1	☐ 2	☐ 3	☐ 4	☐ 5	☑ Process application as soon as possible	☐ Return application to applicant

* ***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.***

SCANNED
APR - 4 2023

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):

~~Wells, mainlines and center pivots~~

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
01SR04ES14SWNW	groundwater	Attachment B
01SR04ES14SWNE	groundwater	Attachment B

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 101.39 (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: _____ (mm dd) to: _____ (mm dd)

☐ Other: _____ from: 03/15 (mm dd) to: 11/15 (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:

~~See Attachment B. Center pivot moved from Mr. Amyx property to Mr. Preston propertyAttachment~~

SCANNED
APR 0 4 2023

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)
Attachment	A							
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	2.02 CFS	405.55 AF	101.39 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**:

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**:

SCANNED
APR 0 4 2023

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:

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:

~~Rental needed to accommodate moving center pivot from Amyx property to Preston property~~

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.

D. Michael Preston — D. MICHAEL PRESTON — 12/20/22
Signature of Applicant — Printed Name of Applicant — Date

[signature] — [printed name] — 12/27/22
Signature of Representative — Printed Name of Representative — Date

Mail to

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

SCANNED
APR 04 2023

SUPERCEDED

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:

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

~~Rental needed to accommodate moving center pivot from Amyx property to Preston property~~

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
Signature of Representative	Printed Name of Representative	Date

Mail to:

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

SCANNED
APR 04 2023

Attachment A

Water Right	11/2/2022			Rental Needed		
Shekinah	Div. Rate	Volume AF	Acre Limit	Div. Rate	Volume AF	Acre Limit
61-12280	1.08	215	53.9	0.39	78.00	19.50
61-12281	1.08	262	65.6	0.47	94.66	23.66
61-12282	0.45	130	32.5	0.23	46.96	11.74
61-12283	0.17		9.67	0.07	13.96	3.49
61-12284	1.12	224	55.9	0.40	80.98	20.24
61-12285	1.19	251	62.9	0.45	90.99	22.75
Total			280.47		405.55	101.39
Tot. Combined Allowed	3.85	1020	255			
Hudson				Lease	Needed for Shekinah Rental	
61-12354	0.17	33.2	8.31	0.17	33.2	7.98
61-12355	0.17	40.5	10.1	0.17	40.5	9.70
61-12356	0.07	20	5.01	0.07	20	4.81
61-12357	0.03		1.49	0.03	0.00	1.43
61-12358	0.17	34.5	8.63	0.17	34.5	8.28
61-12359	0.18	38.8	9.69	0.18	38.8	9.30
Total			43.23		155.87	38.96
Tot. Combined Allowed		155.87	38.96			
J&M Solid Rock				Lease	Needed for Shekinah Rental	
61-12348	0.26	52.7	13.2	0.26	52.7	11.52
61-12349	0.26	64.2	16	0.26	64.2	13.97
61-12350	0.11	31.8	7.94	0.11	31.8	6.93
61=12351	0.04		2.36	0.04	0.00	2.06
61-12352	0.27	54.7	13.7	0.27	54.7	11.96
61-12353	1.5	61.5	15.4	1.5	61.5	13.44
Total		264.9	68.6		249	62.3
Tot. Combined Allowed		249	62.3			

SCANNED
APR 04 2023

POD Water Rights

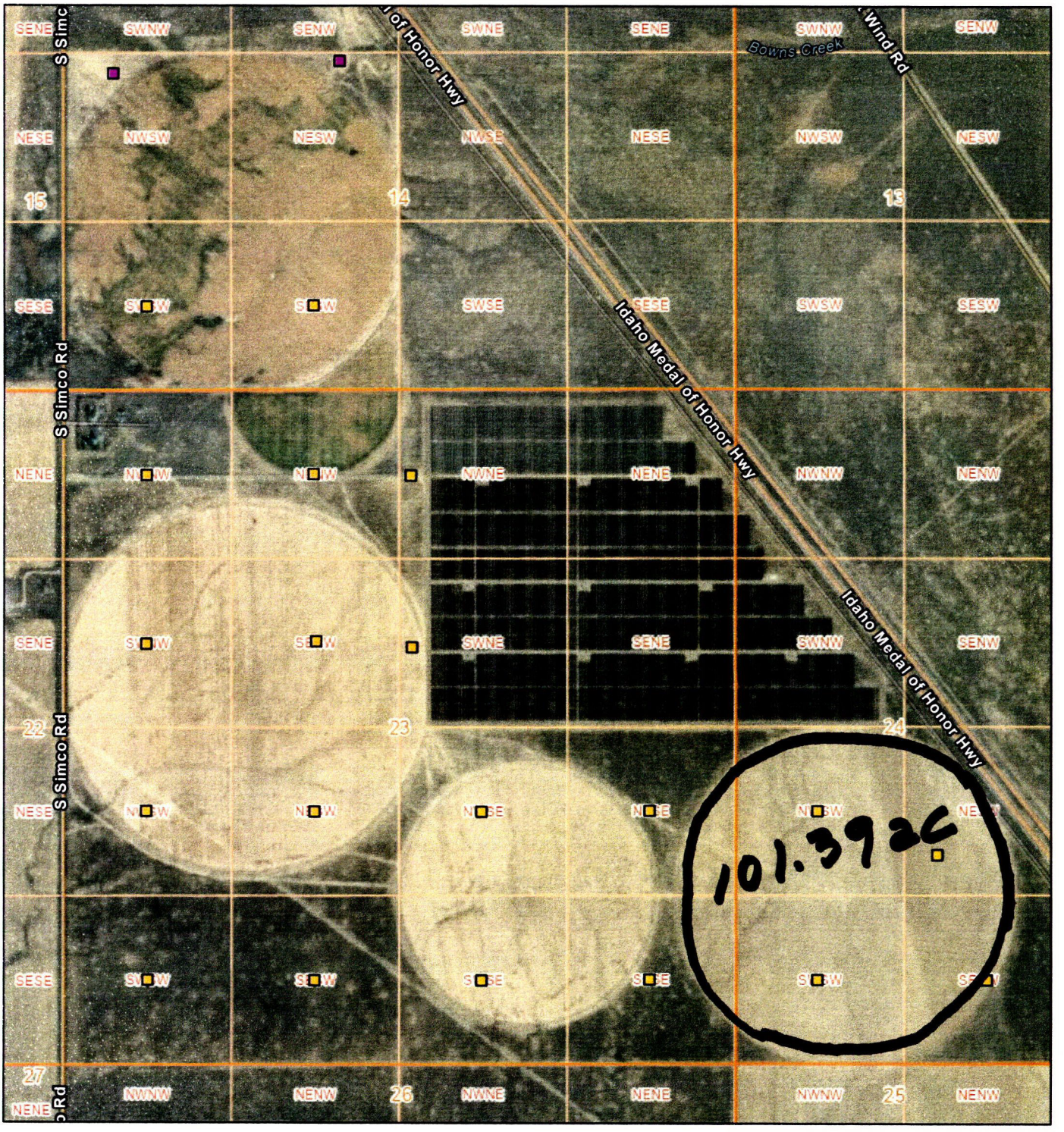
Attachment B

Water Right
Shekinah*
61-12280
61-12281
61-12282
61-12283
61-12284
61-12285
Total
Hudson**
61-12354
61-12355
61-12356
61-12357
61-12358
61-12359
Total
J&M Solid Rock
61-12348
61-12349
61-12350
61=12351
61-12352
61-12353
Total
Cheryl Amyx
61-12342
61-12343
61-12344
61-12345
61-12346
61-12347
Total

SCANNED
APR 04 2023

ATTACHMENT 2

Water Supply Bank Map



1/5/2023, 10:55:11 AM

1:18,056

0 0.1 0.2 0.4 mi

0 0.17 0.35 0.7 km

- Groundwater Rental PODs
- Groundwater Lease PODs
- Administrative Basins
- Quarter Quarters
- PLS Sections
- Townships

SCANNED APR 04 2023

Esri Community Maps Contributors, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, Bureau of Land Management, EPA, NPS, US Census Bureau, USDA, Maxar

Idaho Department of Water Resources
Maxar | IDWR | Idaho Department of Water Resources (IDWR)

Form 42-1761-2 10 15

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED
DEC 28 2022
DEPARTMENT OF
WATER RESOURCES

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

Applicant Name: Michael Preston

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)

SCANNED
APR 04 2023

2542

SUPERCEDED

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant: Michael Preston

Mailing Address: 420 Bitterroot Dr. (Street) | Boise (City) | ID (State) | 83709 (Zip Code)

Email Address: dmp3669@icloud.com Phone Number: (208) 859-3669

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: Hal N. Anderson Professional Title: Managing Partner

Organization: Idaho Water Engineering Relationship to Applicant: Consultant

Mailing Address: 2918 N. El Rancho Pl. , Boise ID. 83704

Email Address: hal@idahowaterengineering.com Phone Number: (208) 830-5525

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**:

~~Center pivot was moved from J&M Solid Rock property to Mr. Preston's property, they are business partners~~

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)
2.02 CFS	405.55 AF	2.02 CFS	405.55 AF	101.39 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?	
3/15/2023	03/30/2023	☑ 1	☐ 2	☐ 3	☐ 4	☐ 5	☑ Process application as soon as possible	☐ Return application to applicant

* ***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.***

SCANNED
APR 04 2023

SUPERCEDED

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):

~~Wells, mainlines and center pivots~~

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
01SR04ES14SWNW	groundwater	Attachment B
01SR04ES14SWNE	groundwater	Attachment B

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 101.39 (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: _____ (mm/dd) to: _____ (mm/dd)
☐ Other: _____ from: 03/15 (mm/dd) to: 11/15 (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:

~~See Attachment B. Center pivot moved from Mr. Amyx property to Mr. Preston propertyAttachment~~

SCANNED
APR 04 2023

SUPERCEDED

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)
Attachment	A							
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	2.02	405.55	101.39
						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**:

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**:

SCANNED
APR 04 2022

SUPERCEDED

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:

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:

~~Rental needed to accommodate moving center pivot from Amyx property to Preston property~~

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.

D. Michael Preston — D. MICHAEL PRESTON — 12/20/22
Signature of Applicant — Printed Name of Applicant — Date

[signature] — [illegible] — 12/27/22
Signature of Representative — Printed Name of Representative — Date

Mail to

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

SCANNED
APR 04 2023

SUPERCEDED

From: Hal Anderson hal@idahowaterengineering.com
Subject: Signature Page
Date: Dec 17, 2022 at 12:23:31 PM
To: Mike Preston dmp3669@icloud.com

Mike,
Sorry I sent the wrong signature page for the 2023 Rental Application. Please sign this form scan and return to me thanks. --Hal

Hal N. Anderson
Managing Partner
Idaho Water Engineering
2918 N. El Rancho Place
Boise, ID. 83704
Office: 208.378.1513
Cell: 208.830.5525
hal@idahowaterengineering.com

This electronic or printed document contains information which (a) may be LEGALLY PRIVILEGED, PROPRIETARY IN NATURE, OR OTHERWISE PROTECTED BY LAW FROM DISCLOSURE, and (b) is intended only for the use of the Addressee(s) named above. If the reader of this message is not the intended recipient or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone, and return the original message to us at the above email address. Thank you.

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?
If yes, describe: Yes ☐ No ☑

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

~~Rental needed to accommodate moving center pivot from Amyx property to Preston property~~

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
Signature of Representative	Printed Name of Representative	Date

Mail to:

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

SCANNED
APR 04 2023

SUPERCEDED

Attachment A

Water Right	11/2/2022			Rental Needed		
Shekinah	Div. Rate	Volume AF	Acre Limit	Div. Rate	Volume AF	Acre Limit
61-12280	1.08	215	53.9	0.39	78.00	19.50
61-12281	1.08	262	65.6	0.47	94.66	23.66
61-12282	0.45	130	32.5	0.23	46.96	11.74
61-12283	0.17		9.67	0.07	13.96	3.49
61-12284	1.12	224	55.9	0.40	80.98	20.24
61-12285	1.19	251	62.9	0.45	90.99	22.75
Total			280.47		405.55	101.39
Tot. Combined Allowed	3.85	1020	255			
Hudson				Lease	Needed for Shekinah Rental	
61-12354	0.17	33.2	8.31	0.16	31.91	7.98
61-12355	0.17	40.5	10.1	0.19	38.78	9.70
61-12356	0.07	20	5.01	0.10	19.24	4.81
61-12357	0.03		1.49	0.03	5.72	1.43
61-12358	0.17	34.5	8.63	0.17	33.14	8.28
61-12359	0.18	38.8	9.69	0.19	37.21	9.30
Total			43.23		166.00	41.50
Tot. Combined Allowed		155.87	38.96			
J&M Solid Rock				Lease	Needed for Shekinah Rental	
61-12348	0.26	52.7	13.2	0.23	46.09	11.52
61-12349	0.26	64.2	16	0.28	55.87	13.97
61-12350	0.11	31.8	7.94	0.14	27.73	6.93
61=12351	0.04		2.36	0.04	8.24	2.06
61-12352	0.27	54.7	13.7	0.24	47.84	11.96
61-12353	1.5	61.5	15.4	0.27	53.78	13.44
Total		264.9	68.6		239.55	59.89
Tot. Combined Allowed		249	62.3			

SCANNED
APR 04 2023

SUPERCEDED

POD Water Rights

Attachment B

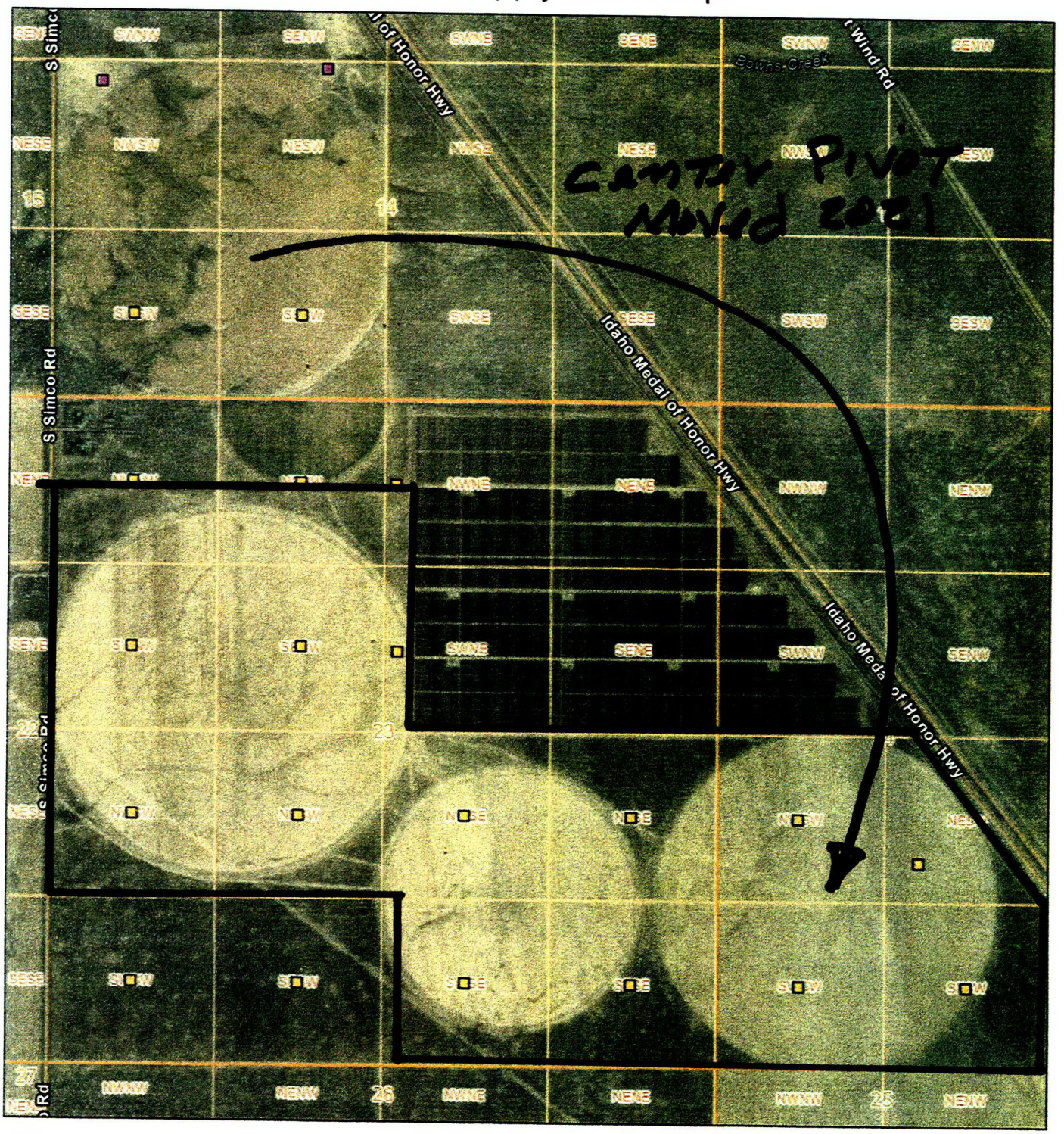
Water Right
Shekinah*
61-12280
61-12281
61-12282
61-12283
61-12284
61-12285
Total
Hudson**
61-12354
61-12355
61-12356
61-12357
61-12358
61-12359
Total
J&M Solid Rock
61-12348
61-12349
61-12350
61=12351
61-12352
61-12353
Total
Cheryl Amyx
61-12342
61-12343
61-12344
61-12345
61-12346
61-12347
Total

SCANNED
APR 04 2023

SUPERCEDED

Attachment 2

Water Supply Bank Map



10/27/2022, 9:11:45 AM

1:18,056

0 0.1 0.2 0.4 mi

0 0.17 0.35 0.7 km

- Groundwater Rental PODs
- Groundwater Lease PODs
- Administrative Basins
- Quarter Quarters
- PLS Sections
- Townships

Esri Community Maps Contributors, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, Bureau of Land Management, EPA, NPS, US Census Bureau, USDA, Maxar

SCANNED APR 04 2023

Idaho Department of Water Resources
Maxar | IDWR | Idaho Department of Water Resources (IDWR)

SUPERCEDED

WSB Mailing Checklist for Rentals

(For use on all new rental applications)

Key: Who Completes What?
CLERICAL STAFF: MK
REVIEWER:

Received Date: 12/28/2022
Latest Start Date: 3/30/2023
Renter: Michael Preston
Rental Expiration Date _____
Lease/Rental Package (Y) N

Application # 2542 Agreement # 712

Water Right	Lease Contract ID
# 61-12354	
# 61-12355	
# 61-12356	
# 61-12357	
# 61-12358	
# 61-12359	
# 61-12348	
# 61-12349	
# 61-12350	
# 61-12351	
# 61-12352	
# 61-12353	
#	
#	

Lease app 2544 / Cont 1661

Lease app 2543 / Cont. 1659

Applicant Authorized?	(Y) / N
Map of POU and POD	(Y) / N
POD consent?	(Y) / N
ESPA Modeling?	Y / N (NA)
Application Complete?	(Y) / N
Minimum Checklist in database?	☑
Request for additional information letter sent:	(Y) NA
WSB Action Request for deficiencies	☐

Comments: prev agreement #1605

Mailings (per application)	Original	CC	Email or Address
Renter: Michael Preston	☐	☐	
~~Attorney~~: Hal N. Anderson	☐	☐	
Consultants Name: Idaho Water Engineering	☐	☐	
Conveyence Entity: (Ex. Irrigation Dist. of Canal Co.)	(final only)	☐	
(Ground) Water Dist:	(final only)	☐	
Other: (WD Snake 01, Boise, Payette, and Bear River)	(final only)	☐	
Region:	(final only)	☐	
Watermaster:	(final only)	☐	
Compliance:	(final only)	☐	

Resolving NOV? Y / N
#

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

April 3, 2023

MIKE PRESTON
420 BITEROOT
BOISE, ID 83709

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 61-12352, 61-12353, 61-12349, 61-12348, 61-12351, 61-12350, 61-12358, 61-12359, 61-12355, 61-12354, 61-12357 & 61-12356, AGREEMENT 712

Dear Renter:

Please find enclosed a receipt in the amount of **$9,315.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 405.0 acre-feet of water for irrigation of 101.3 acres during 2023. 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 $8,383.50 of the rental fee will be paid to the lessor(s) and 10% or $931.50 will be retained by the Department to offset administrative costs for 2023.

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

Sincerely,

for Water Supply Bank

Enclosures: Receipt No. W051090
Rental Agreement (copy)

c: Sascha Marston – Fiscal – *via email*
IDWR Western Regional Office – *via email*
Hal Anderson – *via email*

SCANNED
APR 04 2023

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

March 20, 2023

MIKE PRESTON
420 BITEROOT
BOISE, ID 83709

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK WATER RIGHT NO(S). 61-12352, 61-12353, 61-12349, 61-12348, 61-12351, 61-12350, 61-12358, 61-12359, 61-12355, 61-12354, 61-12357 & 61-12356 AGREEMENT 712

*****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 $9,315.00 per year was calculated based on the current rental rate of $23.00 per acre-foot times a diversion volume of 405 acre-feet.

Please send a check for $9,315.00 for 2023 made payable to the Idaho Department of Water Resources, **together with the signed rental agreement**, **within 14 days** so I can complete processing. An annual payment shall be received by the Department prior to the execution of this agreement and prior to January 1 in all subsequent years for the duration of the rental period. 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.

Pursuant to the Water Supply Bank Rules, 90% or $8,383.50 of the rental fee will be paid to the lessor(s) and 10% or $931.50 will be retained by the Department to offset administrative costs for **2023**.

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

Sincerely,

Amanda Johnson-Veibell

for
Water Supply Bank

Enclosure

c: IDWR Front Desk
Hal Anderson

SCANNED
APR 04 2023

RECEIVED
JAN 06 2023
DEPARTMENT OF
WATER RESOURCES

Idaho Water Engineering
Water Solutions

Mackenzie,
I have updated the Lease and Rental Applications given your direction. I have updated the spreadsheets and maps as you suggested and also made copies of the first page of the Lease Applications for each water right. You are correct that the Lease/Rental is for the 2023 growing season. The Preston Rental is for the easternmost pivot. Once I get the signed Hudson signature page, I will deliver the updated Applications to IDWR.
–Hal

Hal N. Anderson
Managing Partner
Idaho Water Engineering
2918 N. El Rancho Place
Boise, ID. 83704
Office: 208.378.1513
Cell: 208.830.5525
hal@idahowaterengineering.com

SCANNED
APR 04 2023

COPY

Kienholz, Mackenzie

From: Kienholz, Mackenzie
Sent: Wednesday, January 4, 2023 3:50 PM
To: Hal Anderson
Subject: Information Needed - Water Supply Bank Package

Follow Up Flag: Follow up
Due By: Wednesday, January 18, 2023 8:00 AM
Flag Status: Completed

Good afternoon, Hal,

There are clarifications that need to be made on the Water Supply Bank lease/rental package you submitted for Paul & Sheila Hudson, J&M Solid Rock, and Michael Preston. Please see below and respond with the requested information within 14 days.

Lease Application #2544 for Paul Sheila Hudson:

- The rights to be leased have a combined limit of 0.59 cfs, 156 af, and 39.0 acres. The requested amounts for lease/rental were 166.0 af and 41.5 acres. The requested amounts cannot be higher than the combined limit.
- Regarding the above point, it looks like the full amounts of each water right are intended to be leased so that the full combined limit can be rented. Please confirm whether the full amounts of all rights should be leased.
- The map provided identifies approximately 85 acres. Please submit a map identifying at most 39.0 acres to be idled.
- Sheila Hudson and Paul Hudson are both owners of the water right. Sheila will need to sign the applications, or an attachment 1A listing Paul as the designated lessor will need to be submitted. Please provide this documentation within 30 days.
- As stated on the front page of the application, an application is needed for each water right. Please submit applications for each water right. The contents can be the same, but we at least need a copy of the front page for each water right. These can be sent via email and would not require new signatures.

Lease Application #2543 for J&M Solid Rock:

- See point above: one application is needed for each water right.
- I believe this lease is also supposed to be the full water rights so the full combined limit can be rented. Please confirm this.

Rental Application #2542 for Michael Preston

- The requested length was marked as one year, however the leases are for 2023-2024 which is two calendar years. Is the rental supposed to be 2023-2024 as well?
- A map is needed identifying which 101.3 acres will be irrigated under the rental instead of a larger POU.
- If the rental POU is not the easternmost pivot identified in the provided map, permission is needed for irrigation of land owned by 1st Street Property LLC for portions in 01S 04E SEC 23 NESW, NWSW, SENW, SWNW, NENW & NWNW.

Please let me know if you have any questions or clarifications.

Thank you,

Mackenzie Kienholz
Water Supply Bank Specialist

SCANNED
APR 04 2023

IDAHO DEPARTMENT OF WATER RESOURCES

Planning & Projects
Mackenzie.kienholz@idwr.idaho.gov
Phone: (208) 287-4822

SCANNED
APR 04 2023