**RECORDING REQUESTED BY**
First American Title Company

**AND WHEN RECORDED MAIL TO:**
First American Title Company
301 Main Street
Gooding, ID 83330

CAMAS COUNTY
RECORDED FOR:
Clerk
01:18:47 PM 08-25-2023
2023-092026
No. PAGES: 6 FEE: $15.00
BRIANNA WALTER
COUNTY CLERK
DEPUTY: CC

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

File No.:

## WARRANTY DEED

For value received, DIAMOND/SOLDIER PROPERTIES LLC, a Washington limited liability company, does hereby grant, bargain, sell and convey unto RYAN PORTER, TRUSTEE, DIAMOND/SOLDIER REVOCABLE LIVING TRUST, whose current address is PO BOX 1607, Bellevue, WA 98009, the premises described on the attached Schedules A-1 through A-4 situated in Camas County, Idaho

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by the parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

DIAMOND/SOLIDER PROPERTIES LLC, a Washington
Limited liability company

By: _____
Name: Ryan Porter, Trustee of the Diamond/Soldier
Revocable Living Trust,
Its Member

ELECTRONICALLY RECORDED
DO NOT REMOVE
THE COUNTY STAMPED
FIRST PAGE AS IT IS NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT

**RECORDING REQUESTED BY**
First American Title Company

**AND WHEN RECORDED MAIL TO:**
First American Title Company
301 Main Street
Gooding, ID 83330

Recorded Electronically
ID 2023-092026
County Camas
Date 8-25-23 Time 01:18 PM
Simplifile.com 800.460.5657

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

File No.:

## WARRANTY DEED

For value received, DIAMOND/SOLDIER PROPERTIES LLC, a Washington limited liability company, does hereby grant, bargain, sell and convey unto RYAN PORTER, TRUSTEE, DIAMOND/SOLDIER REVOCABLE LIVING TRUST, whose current address is PO BOX 1607, Bellevue, WA 98009, the premises described on the attached Schedules A-1 through A-4 situated in Camas County, Idaho

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by the parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

DIAMOND/SOLIDER PROPERTIES LLC, a Washington
Limited liability company

By: _____
Name: Ryan Porter, Trustee of the Diamond/Soldier
Revocable Living Trust,
Its Member

STATE OF WASHINGTON )
) ss.
COUNTY OF KING )

On this day personally appeared before me Ryan Porter, to me known to be the Member of DIAMOND/SOLDIER PROPERTIES LLC, the limited liability company that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said limited liability company, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute the same instrument.

GIVEN under my hand and official seal this 10th day of July, 2023.




Nancy Lukacs
NANCY LUKACS
[print notary's name]
Notary Public in and for the State of Washington
residing at KIRKLAND, WA
My commission expires: 4-29-24

# SCHEDULE A-1

# GREENMAN

**Township 1 South, Range 14 East, Boise Meridian, Camas County, Idaho**

**Section 9: All that part of the West Half (W½) lying North of the Union Pacific Railroad right of way, EXCEPT a parcel in the Northeast corner thereof described as follows:**
**Beginning at the Northeast corner of the West Half of said Section 9, and running thence South 450 feet, Thence North 66°15' West 490 feet, Thence East 193.6 feet to the place of beginning.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

# SCHEDULE A-2

# BRYANT

The Land is that certain real property located in the County of Cassia, State of Idaho, more particularly described as follows:

Township 1 South, Range 13 East, Boise Meridian, Cassia County, Idaho

Section 15: SW¼SW¼

Section 19: E½SE¼

Section 20: S½S½

Section 21: SW¼SW¼; E½; E½W½

Section 22: W½NW¼; SW¼; SW¼SE¼; E½SE¼

Section 27: NW¼; SW¼; NE¼; N½SE¼

Section 28: ALL

Section 29: ALL

Section 30: ALL

Section 31: N½

Section 32: N½NW¼; W½SW¼NW¼

Section 33: N½

Section 34: W½NW¼

Township 1 North, Range 14 East, Boise Meridian, Cassia County, Idaho

Section 25: S½

Excepting therefrom that portion of the SW¼SW¼ more particularly described as follows:

COMMENCING at a point that is 228½ feet East and 29 feet North of the Southwest corner of said Section 25;
THENCE North 418 feet;
THENCE East 209 feet;
THENCE South 418 feet;
THENCE West 209 feet to the point of beginning.

TOGETHER WITH any and all water rights appurtenant thereto including, but not limited to, the following: SRBA Claims A37-00410, A37-00411 and A37-00412, and decreed water rights 37-13279, 37-13280, 37-13281, 37-13282, 37-13283, 37-13284, 37-13286 and 37-13287.

# SCHEDULE A–3

# VM DIAMOND

Township 1 North, Range 13 East; Boise Meridian, Camas County, Idaho

Section 22: E½;

Section 23: W½NW¼;
W½SE¼NW¼;
W½NE¼SW¼;
NE¼NW¼, excepting that portion of the SE¼NE¼NW¼ lying East of the existing channel of the Middle Fork of Trapper Creek;
N½NW¼SE¼SW¼;
S½SE¼SW¼, excepting that portion lying East of the existing County Road which runs northerly and southerly;
W½SW¼;
S½N½SE¼SW¼;
S½N½SW¼SE¼, excepting that portion lying South of the existing County Road which runs easterly and westerly;
S½SW¼SE¼, excepting that portion lying South of the existing County Road which runs easterly and westerly;
SE¼SE¼, excepting that portion lying South of the existing County Road which runs easterly and westerly;

Section 24: S½SW¼;
SE¼;

Section 25: All;

Section 26: NE¼SE¼; SE¼NE¼; NW¼, excepting that portion lying East of the existing County Road which runs southerly and southeasterly;
NE¼NE¼, excepting that portion lying South of the existing County Road which runs Westerly and Westerly;

Section 27: NE¼;

Township 1 North, Range 14 East, Boise Meridian, Camas County, Idaho

Section 19: Lots 1, 2, 3 and 4;
E½W½.

# EXCEPTING

**TOWNSHIP 1 NORTH, RANGE 13 EAST OF THE BOISE MERIDIAN, CAMAS COUNTY, IDAHO**

**SECTION 25: E½NW¼**

**TOWNSHIP 1 NORTH, RANGE 13 EAST OF THE BOISE MERIDIAN, CAMAS COUNTY, IDAHO**

**SECTION 25: W½NE¼**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

# SCHEDULE A-4

## BRACKENBURY

Township 1 South, Range 14 East, Boise Meridian, Camas County, Idaho,
Section 9: A parcel of land located in the SW¼ more particularly described as follows:
Beginning at the SW¼ corner of said Section 9;
THENCE North 674.67 feet;
THENCE East along the South right of way boundary of the former Hill City Branch Line, 158 feet to the POINT OF BEGINNING;
THENCE East 593.5 feet;
THENCE North to the North right of way boundary of the former Hill City Branch Line;
THENCE West 593.5 feet;
THENCE South to POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

State of Idaho
Department of Water Resources

# Water Right

37-13279

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




0 0.03 0.06 0.11 0.17 0.22
Miles

Legend
- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion

N

Date created: 2/12/2024

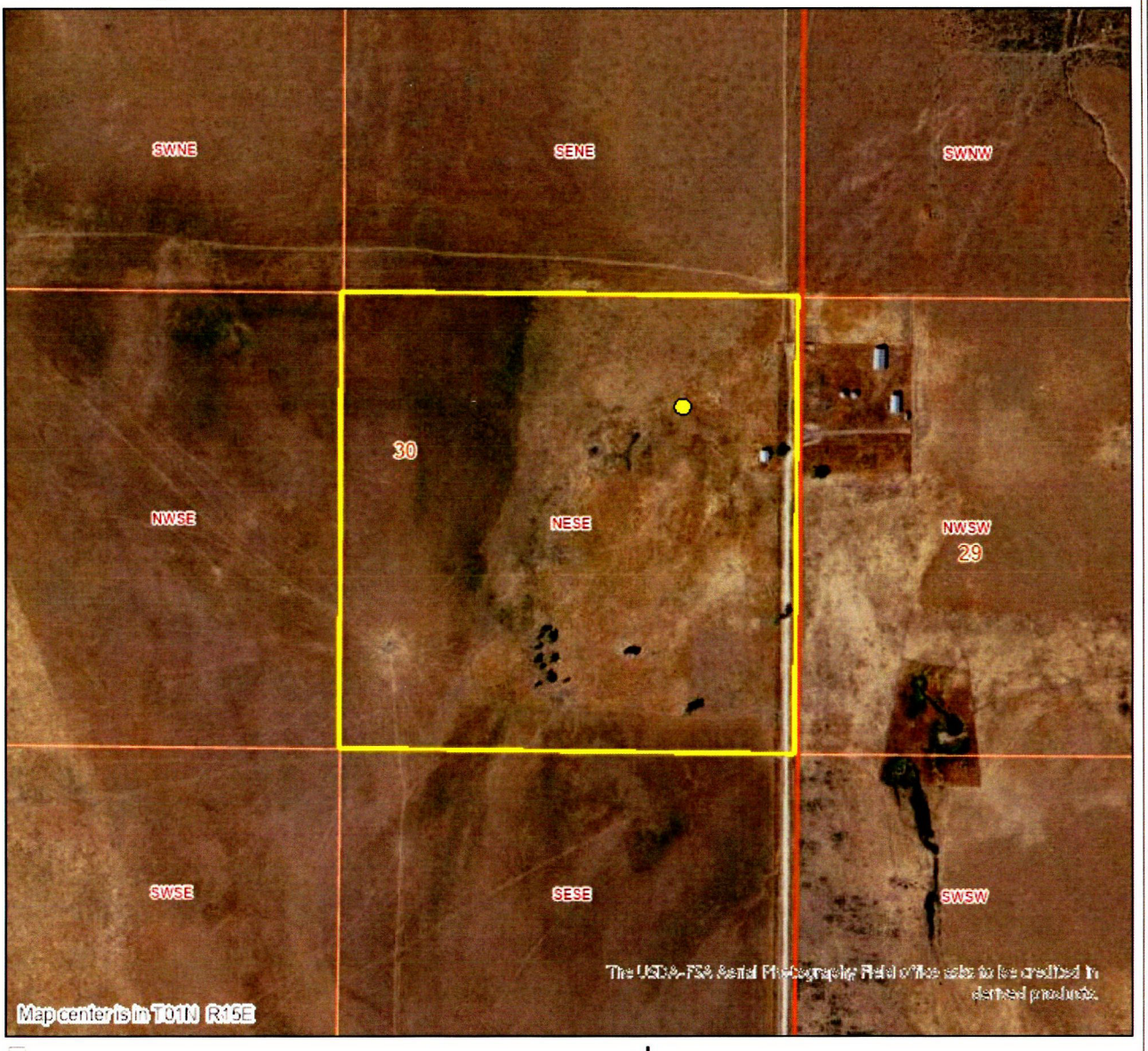
State of Idaho
Department of Water Resources

# Water Right

37-13280

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 2/12/2024

State of Idaho
Department of Water Resources

# Water Right

37-13281

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 2/12/2024

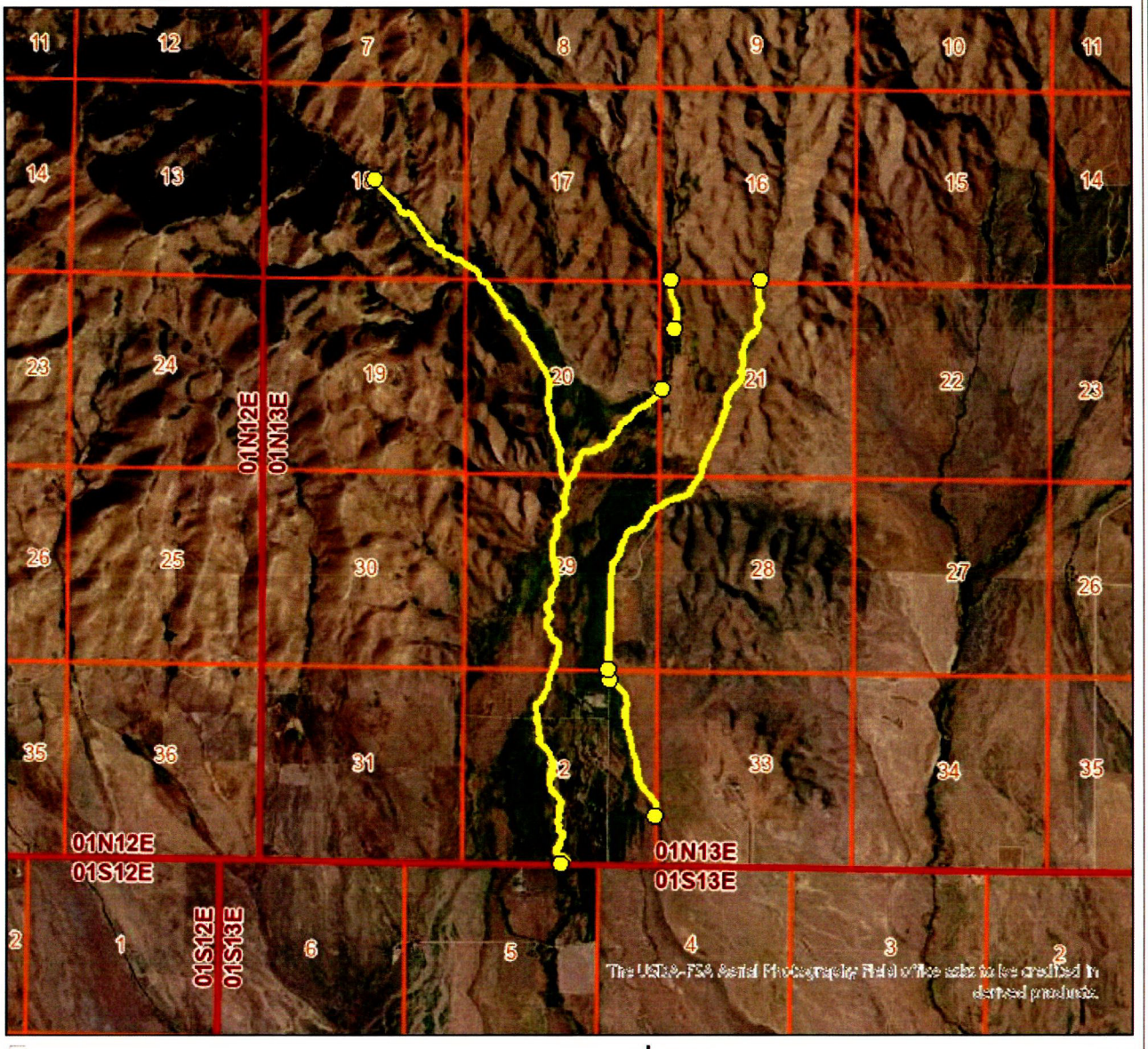
State of Idaho
Department of Water Resources

# Water Right

37-13292

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 2/12/2024

State of Idaho
Department of Water Resources

# Water Right

37-13283

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 2/12/2024

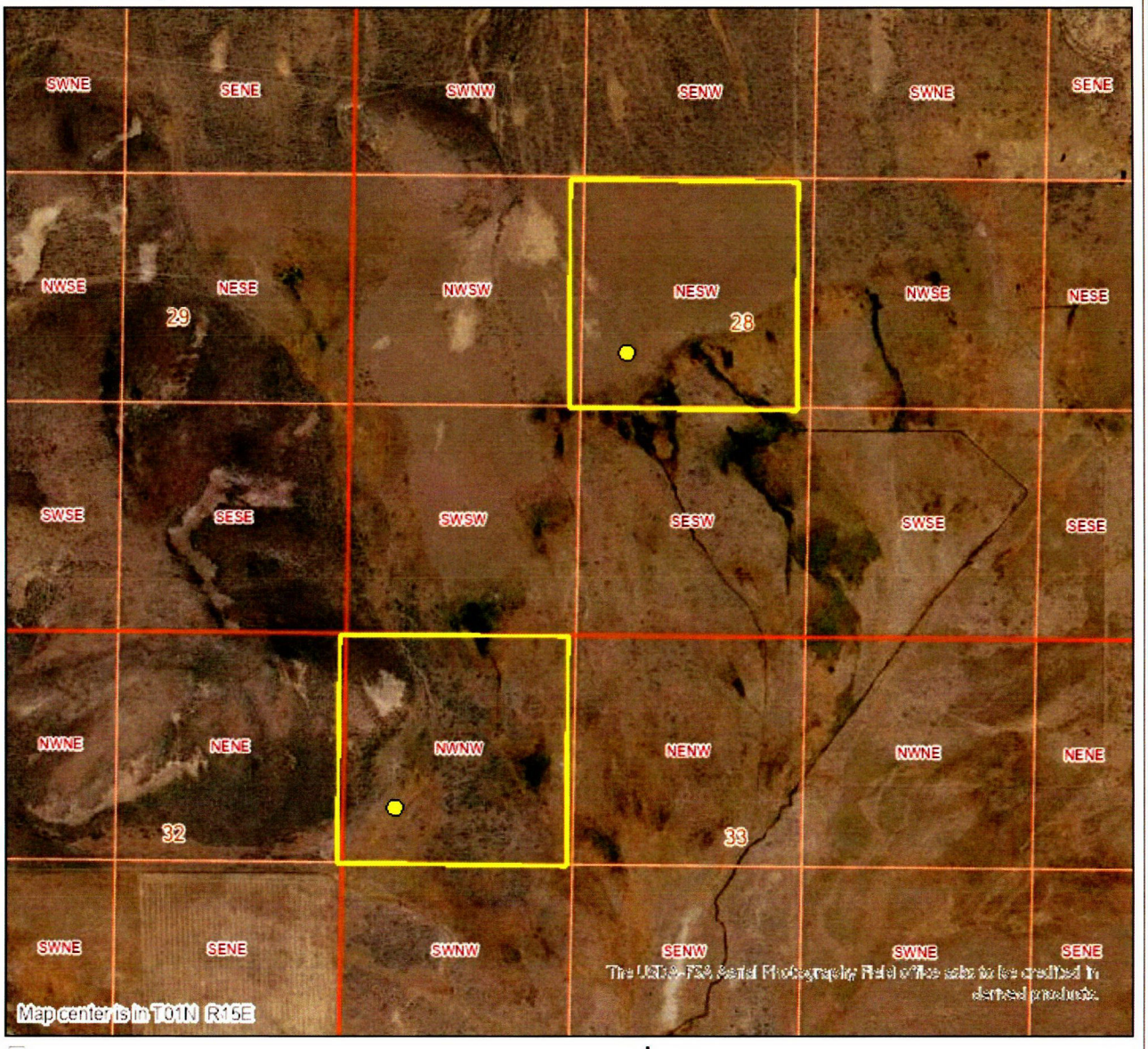
State of Idaho
Department of Water Resources

# Water Right

37-13284

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




0 0.05 0.1 0.2 0.3 0.4
Miles

Legend
- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion

N

Date created: 2/12/2024

State of Idaho
Department of Water Resources

# Water Right

37-13287

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



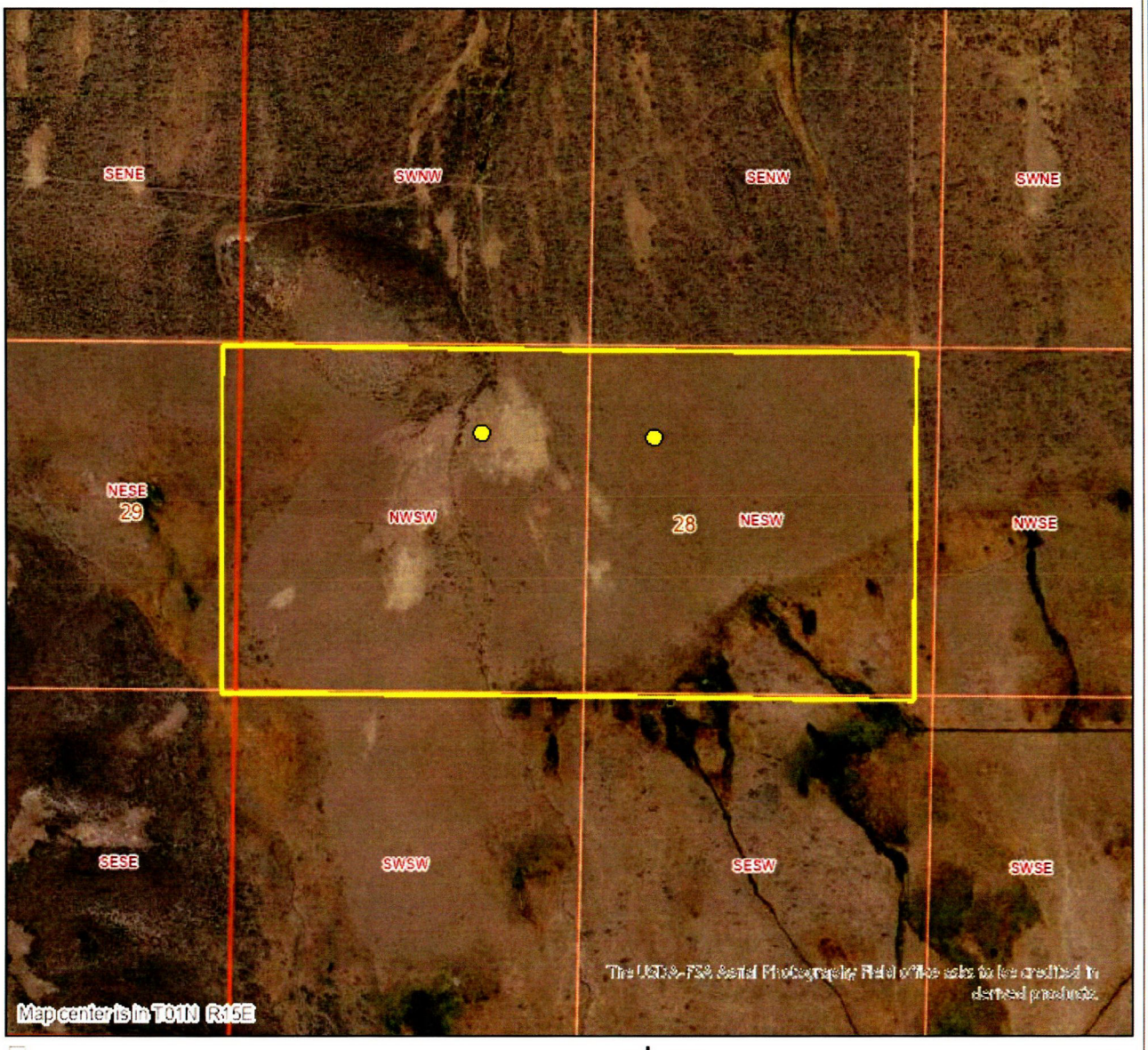
State of Idaho
Department of Water Resources

# Water Right

37-13286

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




0 0.04 0.07 0.15 0.22 0.3
Miles

Legend
- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion

N

Date created: 2/12/2024

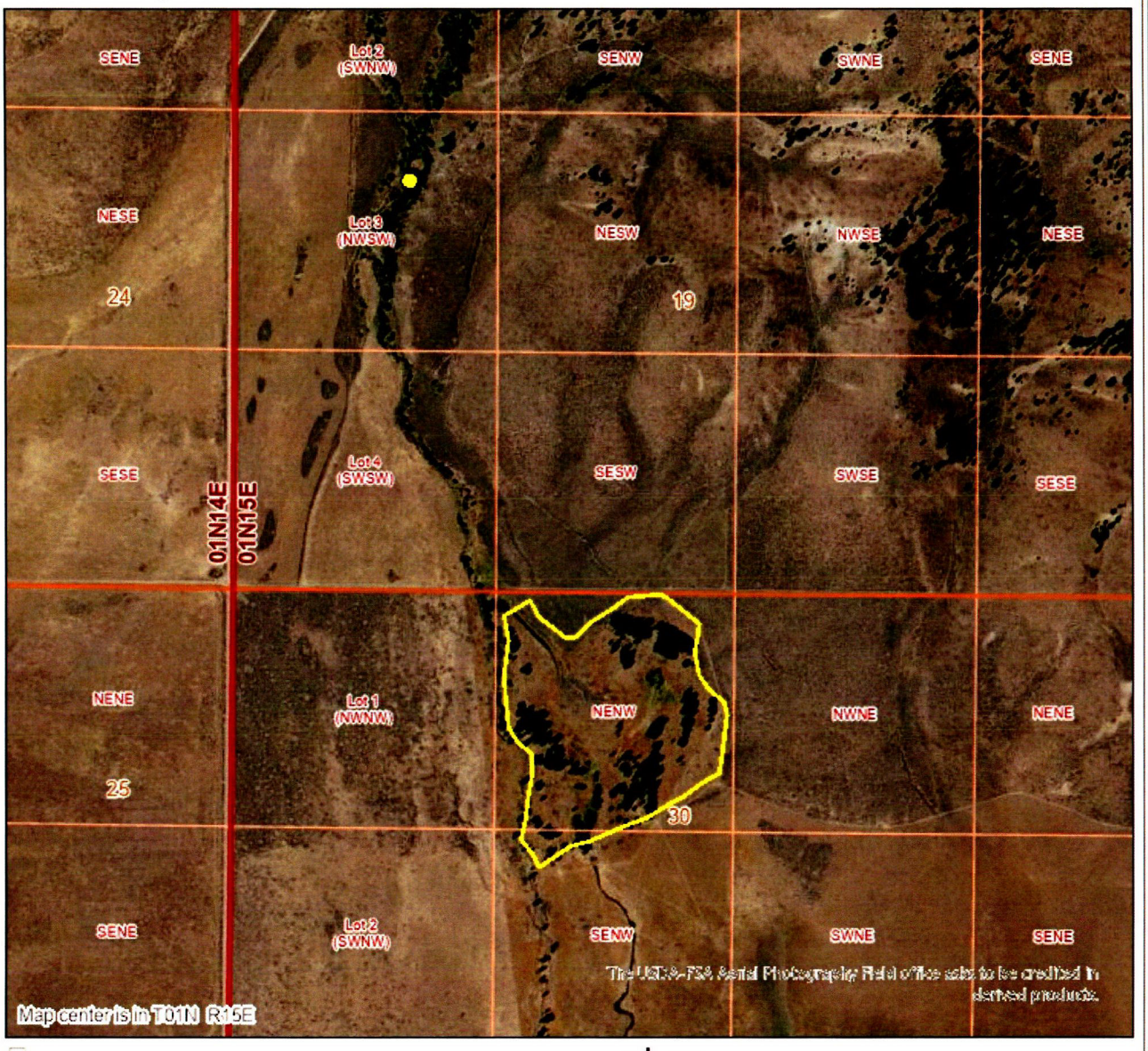
State of Idaho
Department of Water Resources

# Water Right

37-410

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




0 0.05 0.1 0.2 0.3 0.4
Miles

Legend
- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion

N

Date created: 2/12/2024

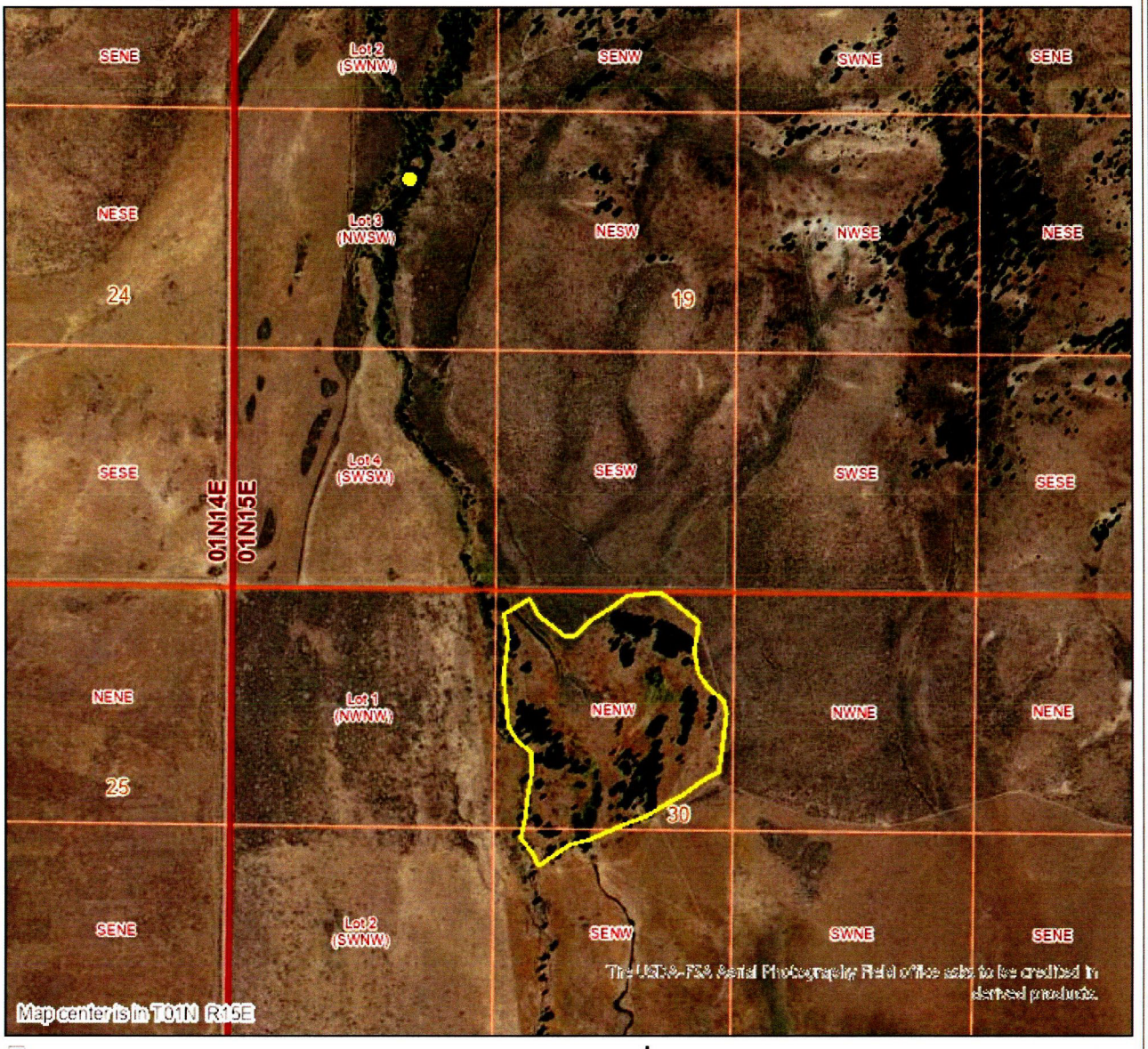
State of Idaho
Department of Water Resources

# Water Right

37-411

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




0 0.05 0.1 0.2 0.3 0.4
Miles

Legend
- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion

N

Date created: 2/12/2024

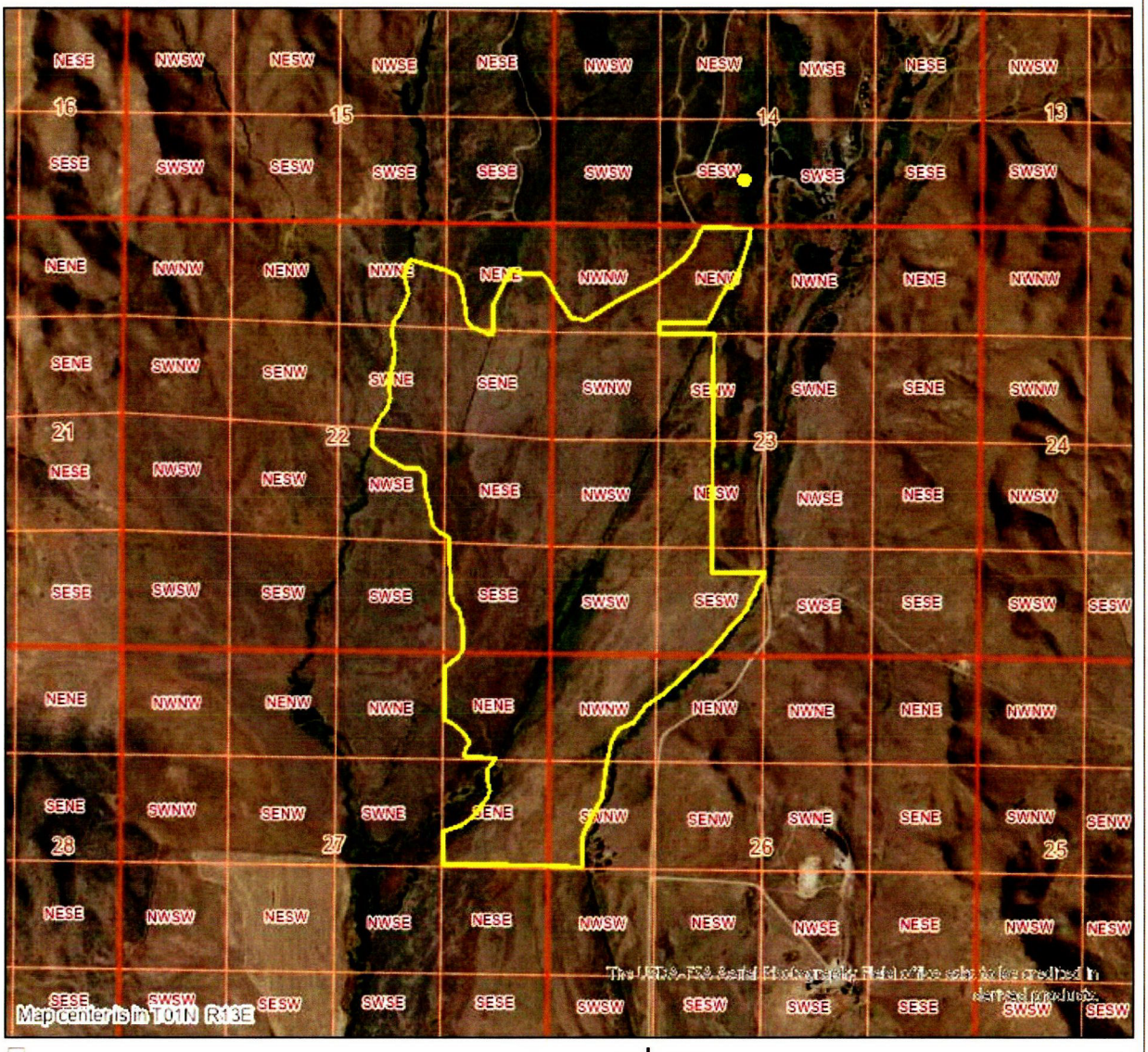
State of Idaho
Department of Water Resources

# Water Right

37-368A, 37-409A, 37-2076A, 37-2157, 37-2455

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 2/12/2024

State of Idaho
Department of Water Resources

# Water Right

37-21979

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 2/12/2024

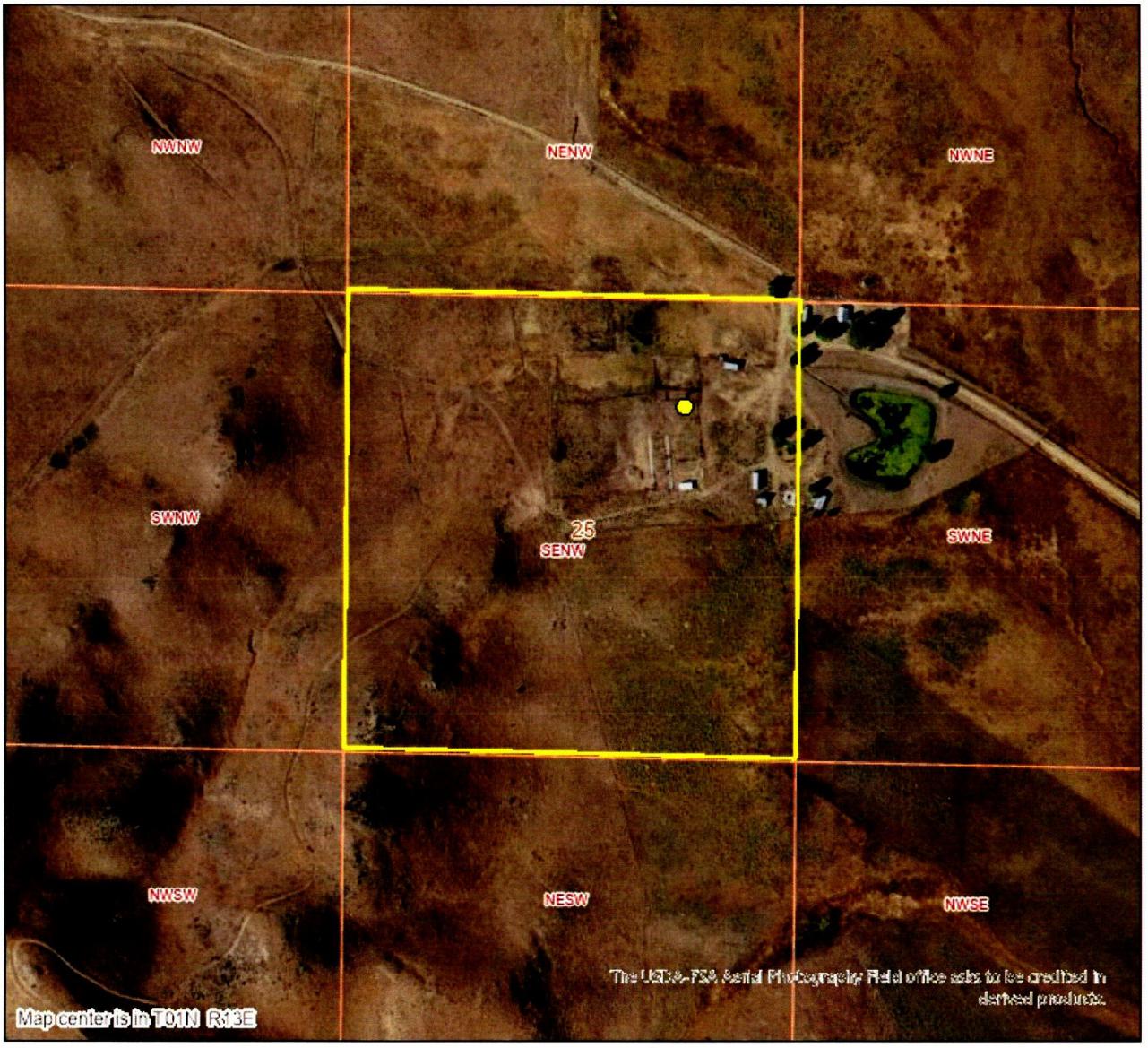
State of Idaho
Department of Water Resources

# Water Right

37-13364

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 2/12/2024

State of Idaho
Department of Water Resources

# Water Right

37-13365

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 2/12/2024

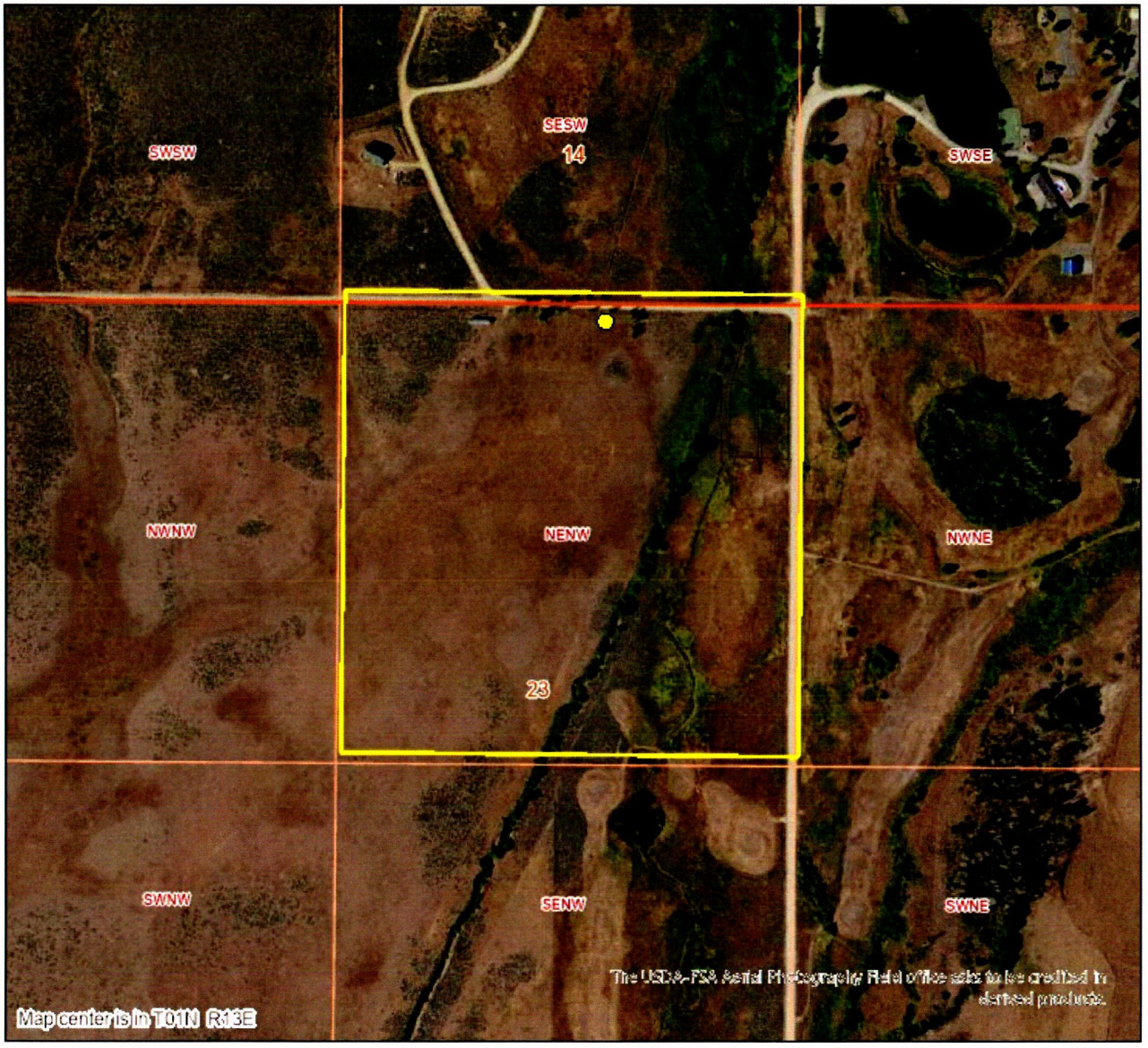
State of Idaho
Department of Water Resources

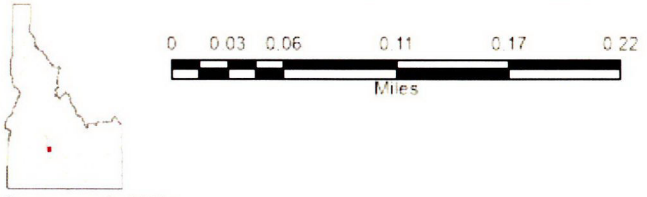
# Water Right

37-13367

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Legend

- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion

N

Date created: 2/12/2024

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# WATER SUPPLY BANK LEASE CONTRACT No. 1607

This Lease Contract ("**Lease**") is between the Idaho Water Resource Board ("**Board**"), and

**LESSOR:** DIAMOND/SOLDIER PROPERTIES LLC
C/O GREGORY VIK PO BOX 1607
BELLEVUE, WA 98009

RECEIVED
FEB 06 2023
DEPARTMENT OF WATER RESOURCES

## RECITALS

1. The Board is authorized under chapter 17, title 42, Idaho Code to operate a water supply bank and to contract with lessors to act as an intermediary in facilitating the rental of water.

2. The Lessor has filed a completed application to lease water rights described below into the Water Supply Bank on forms supplied by the Idaho Department of Water Resources and received by the Department on October 24, 2022.

3. The Director of the Idaho Department of Water Resources has reviewed the application for compliance with the Water Supply Bank rules and has approved the Lease subject to conditions listed below.

NOW, THEREFORE, in consideration of the mutual covenants and contracts herein contained, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. **WATER RIGHTS**: The Lessor shall lease, and the Board shall accept into the Bank the Applicant's water rights described as follows:

**Summary of Water Rights or Portions Leased to the Bank**

| Water Right No. | Priority Date | Source | Diversion Rate (CFS) | Diversion Volume (AF) | Acres (AC) |
|---|---|---|---|---|---|
| 37-368A | 6/15/1884 | WEST FORK THREEMILE CREEK, tributary to THREEMILE CREEK | 2.66 | Not Stated | 110.3 |
| 37-409A | 4/1/1907 | EAST FORK THREEMILE CREEK, tributary to CAMAS CREEK | 2.85 | Not Stated | 94.3 |
| 37-2076A | 5/17/1907 | MC MAHAN CREEK, tributary to THREEMILE CREEK | 6.10 | Not Stated | 224 |
| 37-2157 | 10/14/1909 | UNNAMED STREAM, tributary to MC MAHAN CREEK | 0.80 | Not Stated | 40 |
| 37-2455 | 3/12/1940 | MC MAHAN CREEK, tributary to THREEMILE CREEK | 3.00 | Not Stated | 45.3 |
| **Combined Lease Totals** | | | **15.41** | **Not Stated** | **513.9** |

SCANNED
AUG 14 2023

SUPPORT DATA
IN FILE # 37-368A

# WATER SUPPLY BANK LEASE CONTRACT No. 1607

**Summary of Water Rights Elements Rentable From the Bank**

| Water Right | Diversion Rate (CFS) | Diversion Volume (AF) | Acres (Limited) (AC) | Rate Per Acre (CFS/AC) | Volume Per Acre (AF/AC) |
|---|---|---|---|---|---|
| 37-368A | 2.66 | 386 | 110.3 | 0.024 | 3.5 |
| 37-409A | 2.85 | 330 | 94.3 | 0.030 | 3.5 |
| 37-2076A | 6.10 | 784 | 224 | 0.027 | 3.5 |
| 37-2157 | 0.80 | 140 | 40 | 0.020 | 3.5 |
| 37-2455 | 3.00 | 159 | 45.3 | 0.066 | 3.5 |
| **Combined Limit Totals** | **15.89** | **1800** | **514** | **0.031** | **3.5** |

2. **COMPENSATION**: The Lessor shall accept and the Board shall pay compensation determined by the amount of water rented under the following rental rate during such times as the water is rented from the Bank over the term of this Lease.

   **Minimum Payment Acceptable:** Current Rental Rate

3. **TERM OF LEASE**: The term of this lease shall be January 1, 2023 to December 31, 2027. This Lease shall bind the parties and take effect when both parties have signed it.

4. **WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE**: The Lessor shall abide by all terms and conditions contained in the Water Supply Bank Conditions of Acceptance, attached hereto as "Attachment A" and incorporated herein by this reference.

5. **CHANGE OF WATER RIGHT:** This lease specifies water right elements including but not limited to: diversion rates; diversion volumes; number of acres authorized to be irrigated; places of use; points of diversion; beneficial uses; and seasons of use. During the term of this lease, if a water right is administratively changed due to a water right split and renumbering, this lease may be reduced by an equal amount to reflect the water right elements as legally defined under the water right. If a lease contract cannot be reduced sufficient to reflect the legal definition of a water right as amended through a water right split and/or water right transfer, the Board may release the water right from the Water Supply Bank.

6. **ASSIGNMENT OF CONTRACT:** This lease is between the Board and the Lessor, who is the recognized owner or designated representative of the recognized owners of water rights described herein. Should ownership of any part of a water right herein described change during the term of this lease, either through a water right split, a water right transfer, sale of property to which the water right is appurtenant, or through any other recognized water right reassignment, the lease benefits and obligations to the conditions of acceptance for any such water rights will be assigned to the new owners.

7. **DUPLICATE ORIGINAL**: This Lease is executed in duplicate. Each of the documents with an original signature of each party shall be an original.

SCANNED
AUG 14 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# WATER SUPPLY BANK LEASE CONTRACT No. 1607

IN WITNESS WHEREOF, the parties have executed this Contract on the date following their respective signatures.

**LESSOR:** DIAMOND/SOLDIER PROPERTIES LLC
C/O GREGORY VIK PO BOX 1607
BELLEVUE, WA 98009

By _____
Title VICE PRESIDENT
Date 1-30-23

**IDAHO WATER RESOURCE BOARD**
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

By _____ Date 2/6/23
Brian Patton, Acting Administrator
Idaho Water Resource Board

Lease approved by IDWR _____ Date 2/6/23

SCANNED
AUG 4 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# WATER SUPPLY BANK LEASE CONTRACT No. 1607

## ATTACHMENT A
## WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE

The water rights or portions thereof leased to the bank are described as follows:

**Source and Location of Point(s) of Diversion for Water Right No(s): 37-368A**

| | | | | | |
|---|---|---|---|---|---|
| THREEMILE CREEK | SESESW | Sec. 14 | Twp 01N | Rge 13E | CAMAS County |

**Source and Location of Point(s) of Diversion for Water Right No(s): 37-409A**

| | | | | | |
|---|---|---|---|---|---|
| THREEMILE CREEK | NENWNE | Sec. 23 | Twp 01N | Rge 13E | CAMAS County |

**Source and Location of Point(s) of Diversion for Water Right No(s): 37-2076A**

| | | | | | |
|---|---|---|---|---|---|
| MC MAHAN CREEK | NESWNE | Sec. 22 | Twp 01N | Rge 13E | CAMAS County |
| THREEMILE CREEK | NENENW | Sec. 23 | Twp 01N | Rge 13E | CAMAS County |

**Source and Location of Point(s) of Diversion for Water Right No(s): 37-2455**

| | | | | | |
|---|---|---|---|---|---|
| MC MAHAN CREEK | NENWNE | Sec. 22 | Twp 01N | Rge 13E | CAMAS County |

**Source and Location of Point(s) of Diversion for Water Right No(s): 37-2157**

| | | | | | |
|---|---|---|---|---|---|
| UNNAMED STREAM | SESESE | Sec. 15 | Twp 01N | Rge 13E | CAMAS County |

| Water Right | Beneficial Use | Season of Use | | | Diversion Rate (CFS) | Volume (AF) |
|---|---|---|---|---|---|---|
| | | From | | To | | |
| 37-368A | IRRIGATION | 04/15 | to | 10/31 | 2.66 cfs | Not Stated |
| 37-409A | IRRIGATION | 04/15 | to | 10/31 | 2.85 cfs | Not Stated |
| 37-2076A | IRRIGATION | 04/15 | to | 10/31 | 6.10 cfs | Not Stated |
| 37-2455 | IRRIGATION | 04/15 | to | 10/31 | 3.00 cfs | Not Stated |
| 37-2157 | IRRIGATION | 04/15 | to | 10/31 | 0.80 cfs | Not Stated |
| 37-409A | STOCKWATER | 01/01 | to | 12/31 | 0.12 cfs | Not Stated |
| 37-2076A | STOCKWATER | 01/01 | to | 12/31 | 0.12 cfs | Not Stated |
| 37-2455 | STOCKWATER | 01/01 | to | 12/31 | 0.12 cfs | Not Stated |
| 37-2157 | STOCKWATER | 01/01 | to | 12/31 | 0.12 cfs | Not Stated |
| | | | | **Totals:** | 15.41 cfs | Not Stated |

**PLACES OF USE TO BE IDLED UNDER THIS LEASE: 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 | |
| 01N | 13E | 22 | 14 | 9.4 | 22 | 40 | | | | | | | | | 40 | 12 | | 37 | 174.4 |
| 01N | 13E | 23 | | | | | 20.3 | 10 | 40 | 20 | 20 | 40 | 40 | 28 | | | | | 218.3 |
| 01N | 13E | 26 | | | | | 4.2 | 33 | 17 | | | | | | | | | | 54.2 |
| 01N | 13E | 27 | 37 | | | 30 | | | | | | | | | | | | | 67 |

Total Acres: 513.9

SCANNED
AUG 4 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# WATER SUPPLY BANK LEASE CONTRACT No. 1607

**PLACES OF USE TO BE IDLED UNDER THIS LEASE: STOCKWATER**

| Twp | Rng | Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 01N | 13E | 22 | X | X | X | X | | | | | | | | | X | X | | | N/A |
| 01N | 13E | 23 | | | | | X | X | X | X | X | X | X | X | | | | | N/A |
| 01N | 13E | 26 | | | | | X | X | X | | | | | | | | | | N/A |
| 01N | 13E | 27 | X | | | X | | | | | | | | | | | | | N/A |

**ADDITIONAL CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the Department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
4. A right accepted into the bank stays in the bank until the Board releases it, or the lease term expires. A right may be released from the bank upon request, provided the Board approves the release. Unless approved by the Department, leased rights may not be immediately available for release.
5. While a water right is in the bank, forfeiture provisions are stayed pursuant to Idaho Code § 42-223(5).
6. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
8. Acceptance of a right into 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.
9. In accordance with Idaho Code § 42-248 and § 42-1409(6), all owners of water rights are required to notify the Department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
10. If a water right leased into the Water Supply Bank is sold or conveyed during the lease term, and if the leased right was rented, the rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
    a. Rental payments will go to the lessor(s) of record at the beginning of the rental season, even if the Department processes a Notice of Change in Water Right Ownership during the rental season.
    b. New lessor(s) of record will receive payment for any subsequent rental seasons.

SCANNED
AUG 14 2023

# WATER SUPPLY BANK LEASE CONTRACT No. 1607

11. The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.
12. The water rights above are limited to irrigation of acres under each right in the place of use described above within a single irrigation season. 37-2076A is limited to the irrigation of 224 acres, 37-368A is limited to 110.3 acres, 37-409A is limited to 94.3 acres, 37-2455 is limited to 45.3 acres, and 37-2157 is limited to 40 acres.
13. The rights listed are limited to the irrigation of a combined total of 513.9 acres in a single irrigation season. Combined Right No(s). 37-368A, 37-409A, 37-2076A, 37-2455 and 37-2157.
14. Water rights 37-368A, 37-409A, 37-2076A, 37-2455 and 37-2157 shall be administered as being from a separate source pursuant to Basin 37 Part 2 General provision No. 1A. If the holder of these rights seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this General Provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving relief provided by law in the event of injury.
15. Source of water right 37-2157 known locally as Little Sheep Ck.
16. Use of water under these rights 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. 37B.

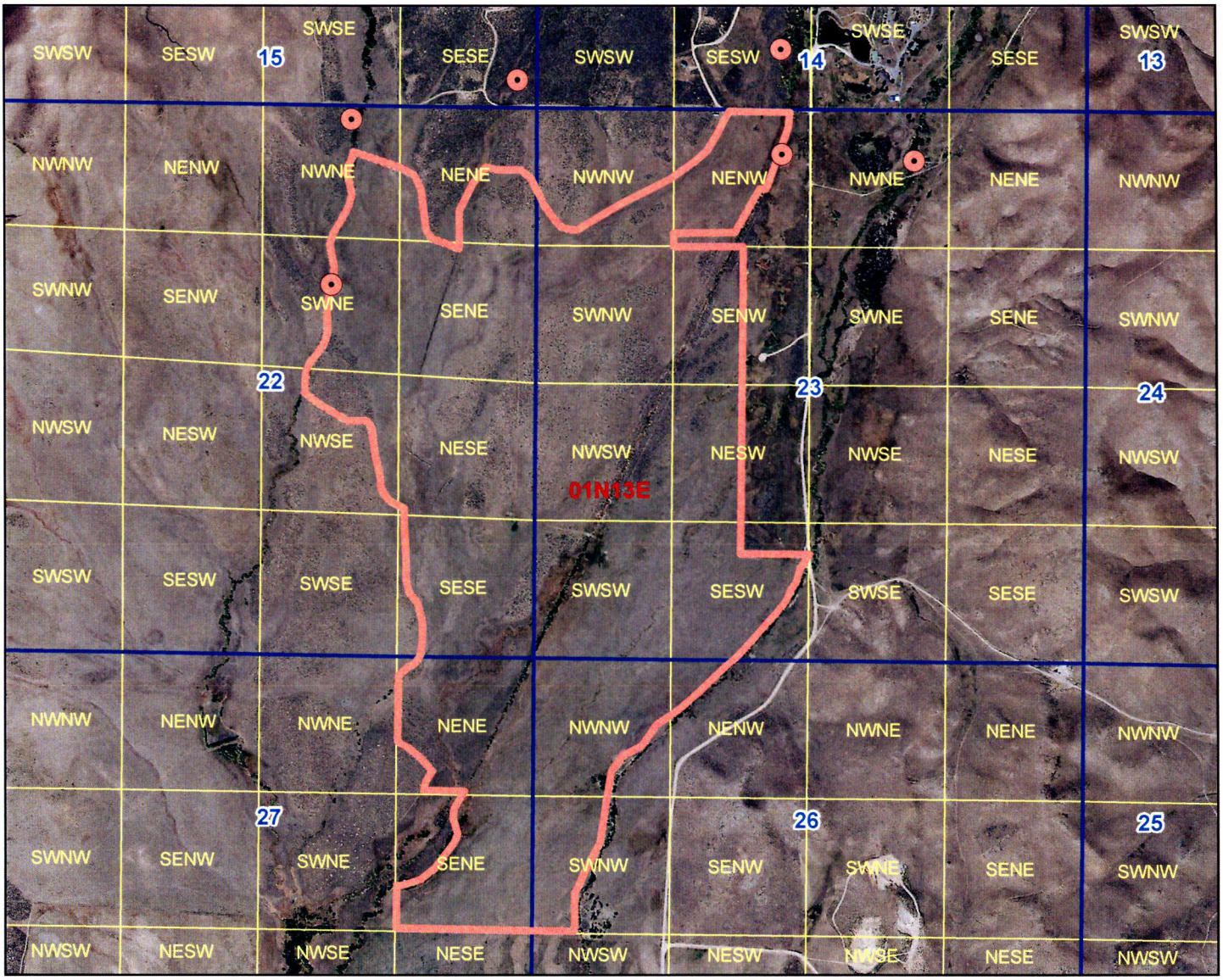
SCANNED
AUG 14 2023

## Idaho Water Resource Board

# Water Supply Bank Lease Contract No. 1607

37-409A, 37-368A, 37-2076A, 37-2157, 37-2455
Effective until December 31, 2027

This map depicts the Irrigation and Stockwater place of use to be idled pursuant to the lease contract and is attached to the contract solely for illustrative purposes.




- Approved Lease Point of Diversion
- Approved Lease Place of Use
- Township/Range
- Sections
- QQ

N

Feet
0 500 1,000

SCANNED
AUG 14 2023

Form 42-1761-1 10/15

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED
OCT 24 2022
DEPARTMENT OF WATER RESOURCES

# APPLICATION TO SELL OR LEASE A WATER RIGHT TO THE WATER SUPPLY BANK

**Designated Applicant** Diamond/Soldier Properties
(Select one owner – see item 1A on the application)

**Water Right No.** 37-368A
(One water right per application)

**Is this application being submitted with a rental application as a lease/rental package?** Yes ☐ No ☑

This application must be prepared in accordance with the minimum requirement checklist below. Use this checklist to ensure all necessary documentation has been provided. This checklist is part of the lease application and must be included with the lease application. **Applications that do not meet the minimum requirements will not be processed and may be returned or denied.**

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

| | | Yes | |
|---|---|---|---|
| | | ☑ | Completed *Application to Sell or Lease a Water Right to the Water Supply Bank.* |
| | | ☑ | Application filing fee of $250.00 per water right. If you are submitting more than one lease application and the water rights have an overlapping, common place of use, or a common diversion rate or volume, the total fee for all water rights is $500.00. For places of use, multiple water rights must be used to irrigate the same lands in order to qualify for the joint filing fee. Individual filing fees are required for water rights that share a common permissible place of use but which cover separate acres within the permissible place of use. |
| | | ☑ | Confirmation this form has been printed **single sided**, per requirement of the Water Supply Bank. |
| **Attachment** | **N/A** | **Yes** | |
| **1A** | ☐ | ☐ | Signatures and contact information for ***all owners*** of the water right to be leased or sold on this application. |
| **1B** | ☑ | ☐ | An Internal Revenue Service (IRS) Form W-9 for the Designated Applicant. |
| **1C** | ☑ | ☐ | *Notice of Change in Water Right Ownership* form (accessible from www.idwr.idaho.gov). |
| **1D** | ☑ | ☐ | Contact information for an authorized representative and documentary proof they are authorized to represent the Designated Applicant on this application. If the Designated Applicant is a business, partnership, municipality, organization or association, include documents identifying officers authorized to sign or act on behalf of the entity. |
| **2** | ☐ | ☑ | Description of a water right portion offered to the Water Supply Bank. |
| **3** | ☐ | ☑ | A map that clearly outlines the specific location where irrigated acres will be dried up, or where a beneficial use of water will be suspended. You have the option of printing a map using the map tool on IDWR's website at: www.idwr.idaho.gov. |
| **4A** | ☑ | ☐ | Written consent from irrigation district or water delivery company. |
| **4G** | ☐ | ☑ | Evidence demonstrating the water right has not been forfeited pursuant to Section 42-222(2), Idaho Code. |

**Department Use Only**

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| Fee Amount $ | 500 - | Received By: | KH | Date Received: | 10.24.22 | Receipt # | C114402 |
| W-9 received? | Yes ☑ No ☐ | (Route W-9 to Fiscal) | | Name on W-9: | Diamond / Soldier Properties LLC | | |

SCANNED
AUG 14 2023

2474

STATE OF IDAHO
WATER RESOURCE BOARD

# APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

## 1. CONTACT INFORMATION

A. This application must be completed by a Designated Applicant who is a current owner of the water right being sold or leased to the Water Supply Bank. If there are additional current owners, those individuals must authorize the Designated Applicant to represent them on this application by completing and signing Attachment 1A of this application package.

Designated Applicant Diamond/Soldier Properties

Mailing Address PO Box 1607 Bellevue, WA 98009
Street City State Zip Code

Email Address _____ Phone Number 425-460-2542

☑ The Designated Applicant is the sole owner of the water right being sold or leased to the Water Supply Bank.

**OR**

☐ The Designated Applicant is representing additional water right holders who have completed Attachment 1A.

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

C. Are all applicants on this form listed in IDWR's records as the current owners of the water right? Yes ☑ No ☐
**If no**, attach a *Notice of Change in Water Right Ownership* form along with the required documentation and fee (Attachment 1C).

D. Is this application being completed by an authorized representative of the Designated Applicant? Yes ☑ No ☐
**If yes**, representatives (includes employees of Designated Applicant companies) must complete this section and submit documentary proof of their authority to represent the Designated Applicant (Attachment 1D).

Name of Representative Greg Sullivan Organization Brockway Engineering

Professional Title Engineer Email Address greg.sullivan@brockwayeng.com

Mailing Address 2016 N Washington St Ste 4 Twin Falls, Idaho 83301 Phone Number 208-736-8543

☐ Send all correspondence for this application to the representative and not to the Designated Applicant.

**OR**

☑ Send original correspondence to the Designated Applicant and copies to the representative.

## 2. DESCRIPTION OF WATER RIGHT OFFERED TO THE BANK

☑ The full water right is being offered to the Bank.

**OR**

☐ A part of the water right is being offered to the Bank.
If a portion of the water right is being offered, **complete Attachment 2**.

## 3. MAP

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

SCANNED
AUG 14 2023

STATE OF IDAHO
WATER RESOURCE BOARD

# APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

## 4. GENERAL INFORMATION

A. Is the diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☐ No ☑
**If yes**, provide written consent from the company, corporation or irrigation district authorizing the proposed sale or lease (Attachment 4A).

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

B. Please provide a description of the current water diversion and delivery system.
Existing diversion structure, mainlines and delivery system.

C. Describe any other water rights used for the same purpose at the same place of use as the water right being offered to the Bank. 37-2076A, 37-2157, 37-2455, 37-368A and 37-709A

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

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

F. Identify annual volumes and/or rates of water diverted in the last 5 years to accomplish the beneficial use authorized by this water right. Water rights 37-2076A, 37-2157, 37-2455, 37-368A and 37-709A have been leased into the Water Supply Bank since 4/1/2013.

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

H. Is this water right involved in any other IDWR process, such as an application for transfer or a mitigation plan?
**If yes**, describe. Yes ☐ No ☑

SCANNED
AUG 14 2023

STATE OF IDAHO
WATER RESOURCE BOARD

## APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

### 5. SALE/LEASE AGREEMENT

A. Is the water right, or portion thereof, offered to the Idaho Water Resource Board (IWRB) for sale ☐ or lease ☑?

**If lease**, specify the years when the use of water will be suspended: 2023 (Year) to 2027 (Year) (maximum lease period 5 calendar years).

B. Show the minimum payment acceptable to the seller/lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than the current rental rate.

current rental rate

**I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this water right for sale or lease to the Idaho Water Resource Board.**

The Designated Applicant acknowledges the following:

1. Payment to the Designated Applicant is contingent upon the sale or rental of the water right from the Bank.
2. While a water right is in the Bank, the seller/lessor of the water right may not use the water right, even if the water right is not rented from the Bank.
3. A water right accepted into the Bank stays in the Bank until the Designated Applicant receives written confirmation from the Board or Water Supply Bank that the water right has been released from the Bank.
4. While a water right is in the Bank, forfeiture is stayed.
5. Acceptance of a water right into the Bank does not, in itself, confirm the validity of the water right or any element of the water right.

| Signature of Designated Applicant | Printed Name | Date |
|---|---|---|
| Signature of Authorized Representative | CHRIS POLLAK | 9/28/22 |
| | Printed Name | Date |

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

SCANNED
AUG 14 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 10, 2023

DIAMOND / SOLDIER PROPERTIES LLC
C/O GREGORY VIK
PO BOX 1607
BELLEVUE, WA 98009

**RE: WATER SUPPLY BANK LEASE CONTRACT 1606 FOR WATER RIGHTS 37-410 & 37-4111, WATER SUPPLY BANK LEASE CONTRACT 1607 FOR WATER RIGHTS 37-409A, 37-2076A, 37-2157 & 37-2455**

Dear Lessor:

Water right(s) 37-410 & 37-4111, 37-409A, 37-2076A, 37-2157 & 37-2455 was/were leased into the Water Supply Bank (Bank) as of January 1, 2023, in accordance with the enclosed executed lease contract. **Your water rights, as described on the lease contract, are considered leased into the Bank and should remain unused until they are formally released from the Bank**. More information and further restrictions placed on your water rights while leased can be found in conditions of acceptance of the lease contract. Read the conditions of acceptance carefully.

The right(s) will automatically be released from the Bank on **December 31, 2027,** unless the rights are released earlier by the Water Resource Board (Board). On behalf of the Board, the Department of Water Resources (Department) can evaluate an early release of the lease contract upon your request. To release the water rights from the Bank prior to the release date, submit a written request on the *Request to Release a Water Right from the Bank* form. This form is available on our public website at www.idwr.idaho.gov. **Please note your water rights may not be available for immediate release if they have been rented or are being considered for a future rental. Furthermore, it is at the discretion of the Department whether or not a water right can be released early from a lease contract.**

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

Sincerely,

Jean Hersley

for
Water Supply Bank

Enclosure: Executed Lease Contract

c: IDWR- Southern Region Office
Greg Sullivan- Brockway Engineering PLLC
Water District No. 37B

SCANNED
AUG 14 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

January 23, 2023

DIAMOND / SOLDIER PROPERTIES LLC
C/O GREGORY VIK
PO BOX 1607
BELLEVUE, WA 98009

**RE: APPLICATION TO LEASE WATER RIGHTS 37-410, 37-411, 37-368A, 37-409A, 37-2076A, 37-2157 & 37-2455 TO THE WATER SUPPLY BANK CONTRACT 1606 & 1607**

******TIME SENSITIVE RESPONSE REQUIRED*****

Dear Applicant:

The Department of Water Resources has completed its review of your application to lease the above-mentioned water right to the Water Supply Bank. **I have enclosed two original Water Supply Bank Lease Contracts for your review and signature**. **Please sign and return ALL Lease Contracts within 14 days**. Upon signature and return of the contracts, the Department will also sign the original contracts and return an executed copy to you. The Lease Contract is not considered final until you and the Department have both signed.

The right will automatically be released from the Bank on **December 31, 2027,** unless the right is released earlier by the Board, or upon your request. To release the right from the Bank prior to the release date, submit a written request on the Request to Release a Water Right from the Bank form. To propose a new lease period, submit a new Application to Sell or Lease a Water Right to the Water Supply Bank form along with applicable fees to the Department. These forms are available from any IDWR office or from our public website at http://www.idwr.idaho.gov. Please note your right may not be available for immediate release if it has been rented.

Please review the conditions of acceptance listed on the Lease Contract, including #3 which says:

> "While a right is in the bank, **the lessor may not use the right** without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B."

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

Sincerely,

*Amanda Johnson-Veibell*

for
Water Supply Bank

Enclosures: Proposed Lease Contracts

C: Greg Sullivan

SCANNED
AUG 14 2023

**MEMORANDUM FOR APPLICATION # 2474**

**To:** **Water Right No(s). 37-409A, 37-368A, 37-2076A, 37-2157, 37-2455**

**From:** **Skyler Cheever – Water Resource Agent**

**Date:** **10/28/2022**

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

---

**PURPOSE/NARRATIVE:**
Application 2474 was sent in by Diamond/Soldier Properties LLC and received on October 24, 2022. The application proposes to lease the full water rights, 37-409A, 37-368A, 37-2076A, 37-2157, and 37-2455 from 2023 to 2027. Rights 37-368A, 37-409A and 37-2076A authorize water from Threemile creek. Rights 37-2076A and 37-2455 authorize the use of water from McMahan Creek. Right 37-2157 authorize water from Unnamed Stream. All five water rights irrigate a total of 513.9 acres. Rights 37-409A, 37-2076A, 37-2455, and 37-2157 include stockwater use. The water rights are within the Big Wood River GWMA, Snake River Moratorium, and Trust Water Area. The water rights have been leased into the water supply bank since 2013 and the current lease to expire on December 31, 2022.

**AUTHORITY TO FILE:**
Chris Pollack signed the application. Mr. Pollack has the right to sign this agreement because Mr. Pollak is the Vice President of Diamond/Soldier Properties LLC.

**WATER RIGHT VALIDITY:**
The water right has been in the water supply bank since 2013. There are no concerns with the continued lease of these full rights.

**ENLARGEMENT OF USE:**
The water rights are limited to irrigation of 513.9 acres, irrigation use of any rights separately would increase the rate and volume beyond what was historically used. These rights should be accepted into the bank together and any rental should be limited to a combined 513.9 acres of irrigation to ensure enlargement does not occur.

**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 lease appears consistent with the conservation of water resources in Idaho.

**DEPARTMENT STAFF OR WATERMASTER COMMENTS:**
The lease PODs are located within Basin 37 and Water District 37B. The Water Master and Southern Regional Manager were contacted for comment on October 28, 2022. No response was received, it is assumed there is no concern.

SCANNED
AUG 14 2023

**Cheever, Skyler**

**From:** Cheever, Skyler
**Sent:** Friday, October 28, 2022 3:29 PM
**To:** Skinner, Corey; waterdistrict37b@outlook.com
**Subject:** Comment Email for Lease Application 2474
**Attachments:** Lease Contract 1607.docx; Lease Review Memo 2474.docx; Lease_2474 Map.pdf

Hello Mr. Skinner and Mr. Kramer,

I am currently reviewing a Water Supply Bank Lease within Basin 37 and Water District 37B. The lease proposes to lease the entire Water Rights No. 37-368A, 37-409A, 37-2076A, 37-2544, and 37-2157, to the water supply bank. These rights divert surface water from Multiple Creeks to irrigate 513.9 acres and provide stockwater. This property has been leased in the supply bank since 2013 and the current lease goes through December 31st, 2022. Attached to this email is the draft review memo, draft map of the place of use and draft contract. Please send any comments if applicable in 7 days. If you have any questions or need clarification, please let me know.

Best,

Skyler

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

SCANNED
AUG 14 2023

IDAHO DEPARTMENT
WATER RESOURCES

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

Governor Brad Little

Director Gary Spackman

October 26, 2022

DIAMOND/SOLDIER PROPERTIES
PO BOX 1607
BELLEVUE WA 98009

**RE: APPLICATION(S) TO LEASE WATER RIGHT NO(S). 37-368A, 37-409A, 37-2076A, 37-2157A & 37-2455 AND 37-410 & 37-411 TO THE WATER SUPPLY BANK**

Dear Applicant:

The Idaho Department of Water Resources (Department) acknowledges receipt of the application(s) to lease the above referenced water right(s) to the Idaho Water Resource Board's Water Supply Bank (Bank). The Department will review your application as resources allow. If the application(s) is not processed prior to the end of the proposed lease period, it will be returned to the applicant. The Department regrets any inconvenience caused by the delay.

If the right(s) is determined to be eligible for acceptance into the Bank, the right will be entered as of the date of receipt of the application. The acceptance date may be adjusted if additional information is required.

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

If you have any questions, please contact me at (208) 287-4822.

Sincerely,

Mackenzie Kienholz
Water Supply Bank Specialist

c: Greg Sullivan – Brockway Engineering

Enclosure: Receipt #C114402

SCANNED
AUG 14 2023

BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics
Hydrology
Water Resources

CHARLES E. BROCKWAY, PH.D., P.E.

CHARLES G. BROCKWAY, PH.D., P.E.

2016 NORTH WASHINGTON STREET • SUITE 4

TWIN FALLS, IDAHO 83301

208•736•8543

FAX: 736•8506

RECEIVED
OCT 24 2022
DEPARTMENT OF
WATER RESOURCES

October 20, 2022

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

Re: Diamond/Soldier Properties LLC

Dear Ms. Condon:

Lease application for water right 37-368A, 37-409A, 37-2076A, 37-2157 and 37-2455 is attached to this letter. This water right is owned by Diamond/Soldier Properties LLC. The lease period for this water right will be for the 2023, 2024, 2025, 2026 and 2027 irrigation seasons.

Three lease packages are being submitted at this time but only one check for $1,250.00 will be submitted to the Idaho Water Supply Bank.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Greg Vik, Rod Gonsales
Enc: Lease Application, Aerial Map, W-9 Form, Manager Delegation of Authority, Brockway Engineering Check # 17162 for $1,250.00

SCANNED
AUG 14 2023

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