

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 864

RECEIVED

SEP 03 2024

DEPT. OF WATER RESOURCES

This is to certify that:

ROBERT L MITCHELL
150 HYNDMAN CT
HAILEY, ID 83333

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)
37-22763	6/3/1884	WOOD RIVER	0.02	1.9	0.5	0.038	3.5
Rental Total			0.02	1.9	0.5	0.038	3.5

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

Annual Rental Fee:

2024: \$43.70

The full fee for the rental of the above-described right(s) is \$43.70 for 2024. The rental fee includes an administrative fee of \$4.37 for 2024.

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

Total Water Use Authorized Under Rental Agreement

Beneficial Use	Diversion Rate (CFS)	Diversion Volume (AF)
DIVERSION TO STORAGE	0.02	
RECREATION STORAGE		1.0
Combined Total	0.02	1.0

*** The authorized water usage reflects a reduction from the water right elements rented, to avoid enlargement under the nature of use change.**

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 864

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:

R L Mitchell
Signature of Renter

8/27/24
Date

R L Mitchell
Printed Name

Applicant
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 Brian Patton
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

Date 09/05/24

Rental approved by IDWR [Signature]

Date 09/05/24

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 864

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

BIG WOOD RIVER, EAST FORK SENE Sec. 3, Twp 03N, Rge 18E, BLAINE County

BENEFICIAL USE

DIVERSION TO STORAGE
RECREATION STORAGE

DIVERSION RATE

0.02 CFS

VOLUME

1.0 AF

SEASON OF USE

Water Right No.
37-22763

From
4/15

To
10/31

RENTERS PLACE OF USE: RECREATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	3									X					X			X

RENTAL AGREEMENT CONDITIONS OF ACCEPTANCE

1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
3. Use of water under this agreement does not constitute a dedication of the water to renter's place of use, and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to those authorized under the water right and/or again be available to rent from the bank.
4. Use of water under this agreement shall not prejudice any action of the Department in its consideration of an application for transfer or permit filed by the applicant for this same use.
5. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
6. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
7. Renter acknowledges and agrees that the Director may terminate authorization for the use of a water right based on a water right's priority date.
8. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
9. The renter shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. Use of water under this right 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. 37.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

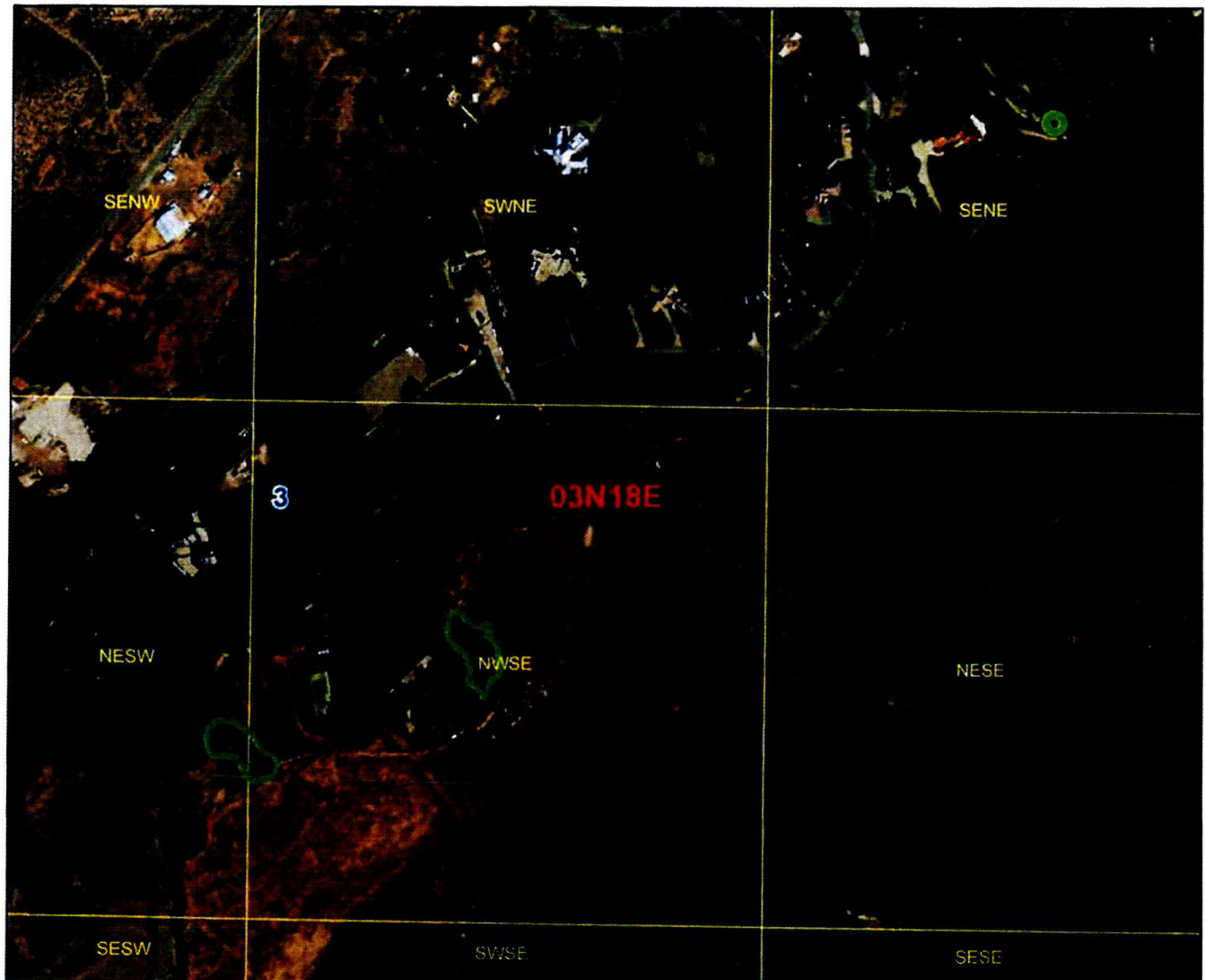
WATER SUPPLY BANK RENTAL AGREEMENT No. 864

11. The renter shall install and maintain an impermeable liner in the ponds to eliminate seepage losses.
12. The two ponds established by the storage of water under this rental shall not exceed a total capacity of 1.8 acre-feet or a total surface area of 0.7 acres.
13. This rental of water right 37-22763 authorizes the diversion of an annual total of 1.0 acre-feet to be used for the replacement of losses caused by evaporation from the ponds. Initial filling of the ponds is authorized by Rental Agreement 842.
14. Place of use is located within Lots 33 & 34, Block 2, Hyndman Peak Subdivision.

Idaho Water Resource Board
Attachment to Water Supply Bank Rental Agreement No. 864

Effective until December 31, 2024

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



Legend

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



0 550 1,100 Feet

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

May 02, 2024

DEPARTMENT OF
WATER RESOURCESAPPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANKApplicant Name: Robert Mitchell

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 <i>Application to Rent Water from the Board's Water Supply Bank</i>
	☒	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)

37-22763

2983

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Robert Mitchell

Mailing Address 150 Hyndman View Dr Hailey, ID 83333

Street

City

State

Zip Code

Email Address _____ Phone Number 415-968-3333

- 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 Zach Latham

Professional Title Hydrologist

Organization Brockway Engineering PLLC

Relationship to Applicant Consultant

Mailing Address 2016 Washington St. North Suite #4 Twin Falls, ID 83333

Email Address zach.latham@brockwayeng.com Phone Number 208-736-8543

2. MAP

Create a map of the proposed point(s) of diversion, place(s) of use and water diversion, delivery and distribution systems. Make sure the rental place of use is outlined and annotated with legal land descriptions (Township, Range, Section and Quarter-Quarters) or with GPS coordinates. For irrigation purposes, mark the number of acres you desire to irrigate. Attach the map to this application and label it **Attachment 2**.

3. DESCRIPTION OF PROPOSED USE FOR RENTAL WATER

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

Applicant seeks to rent 1.0 acre-feet of surface water to cover evaporation from two ponds on property.

Accompanying application for permit 37-23302 has been filed with IDWR. Proposed rental volume (1.0 AF)

exceeds that which is identified in application for permit 37-23302 for evaporative losses (0.7AF).

- 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)
CFS	1.0 AF	CFS	1.0 AF	AC

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

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

Desired Start Date (month/day/year)	Latest Possible Start Date (month/day/year)	*Mark Desired Rental Duration (Calendar Years)					**Applicant's preference if rental application cannot be processed prior to the latest possible start?	
5/15/24	8/1/24	☒ 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.

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):

Water will be diverted at existing POD associated with applicant's existing irrigation water rights 37-539H and 37-539L to ponds on applicant's property.

- 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
Existing Diversion	East Fork Big Wood River	37-539H, 37-539L

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

- F. Has documented consent from all relevant water delivery entities been obtained? Yes ☐ N/A ☒

If yes, include documented consent as Attachment 3F.

- G. Do any POD(s) identified in Question 3E divert from a water source that may require water modeling? Yes ☐ No ☒

Refer to the Water Modeling Requirements Information Sheet to determine if a rental POD may require water modeling.

- H. Has water modeling been provided with your rental request? Yes ☐ N/A ☒

If yes, label modeling Attachment 3 H.

Rental applications that require modeling will be returned if modeling is not provided.

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

- ☐ Irrigation _____ (number of acres) Duration: Subject to IDWR standard seasons of use
- ☐ Commercial from: _____ (mm/dd) to: _____ (mm/dd)
- ☐ Stockwater from: _____ (mm/dd) to: _____ (mm/dd)
- ☐ Industrial from: _____ (mm/dd) to: _____ (mm/dd)
- ☒ Other: 1.0 acre-feet for recreation storage/mitigation from: 5/15 (mm/dd) to: 12/31 (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.

N/A.

- 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:

37-539H and 37-539L provide irrigation uses on applicant's property. Recently filed application for permit

37-23302 seeks to authorized storage in applicant's ponds, WSB rental is to cover evaporation off of two ponds.

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)
37-22763	Irrigation	0.08	N/A	2.1		0.04	1.0	1.1
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			
						CFS	AF	AC

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

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

N/A.

C. Does your rental request propose to change the nature of use for any water right(s) being rented?

Yes ☒ No ☐

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

Applicant seeks to rent 1.0 acre-feet of 37-22763 to cover evaporation off of two of applicant's ponds. See recently approved IDWR rental contract 842 for use of 37-22763 at applicant's property.

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:
Please see recently approved IDWR rental contract no. 842.

- 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 ☐

See application for permit 37-23302.

- 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.
Enforcement Case 2020-1642.

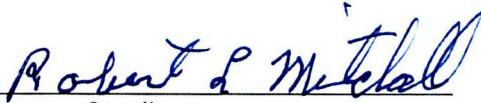
- D. Additional Information

Applicant seeks to rent 1.0 acre-feet of 37-22763 to cover evaporation off of two ponds on property.

Accompanying application for permit 37-23302 has been filed with IDWR.

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

Robert L. Mitchell
Printed Name of Applicant

5/2/24
Date

Signature of Representative

Printed Name of Representative

Date

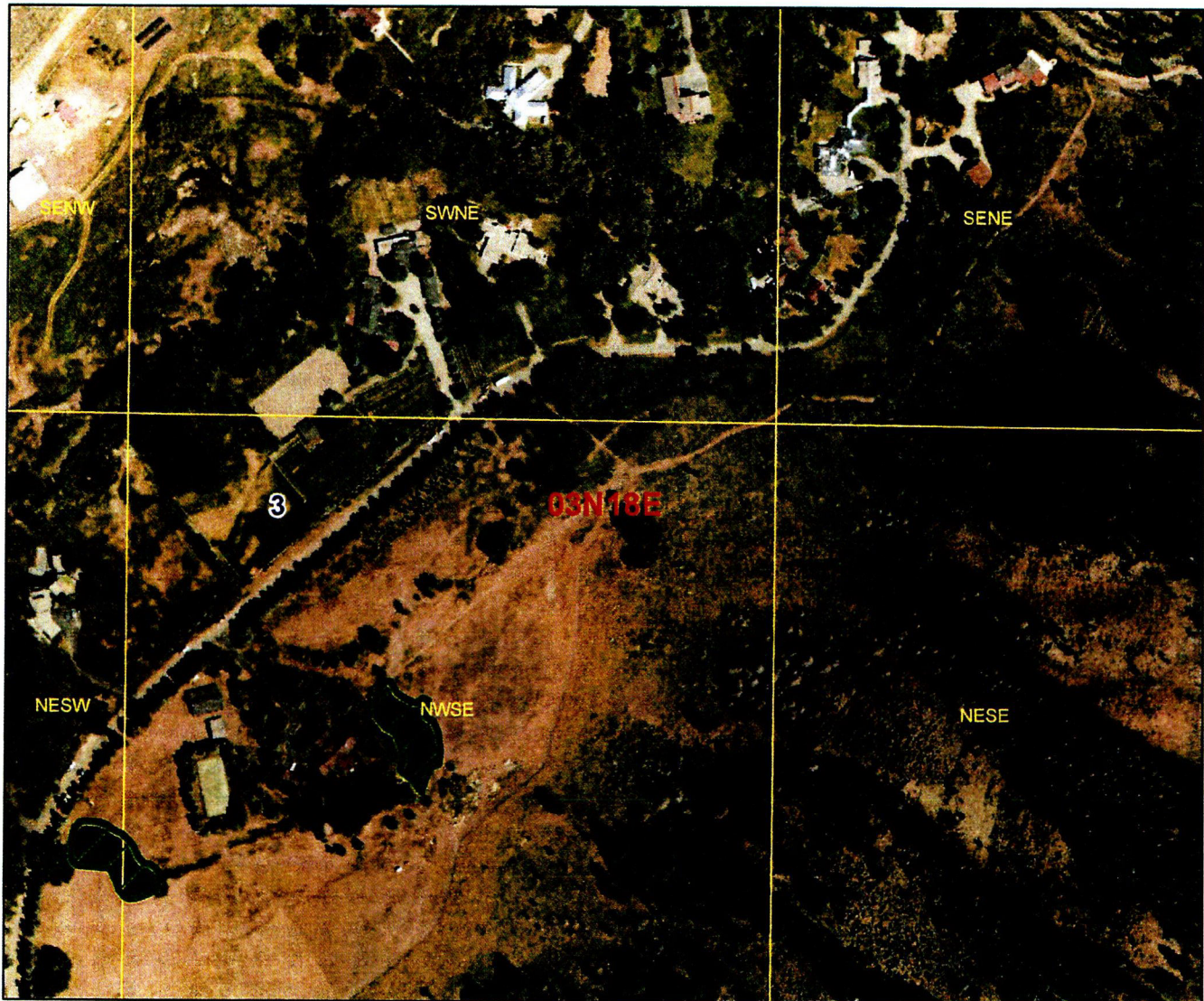
Mail to:

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

Idaho Water Resource Board
Attachment to Water Supply Bank Rental Agreement No. 842

Effective until December 31, 2024

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



Legend

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

0 400 800 Feet



WSB Mailing Checklist for Rentals

(For use on all new rental applications)

Key: Who Completes What?

CLERICAL STAFF: CB

REVIEWING AGENT:

Application # 2983

Agreement # 8634

Water Right	Lease Contract ID
# 37-22763	1818
#	
#	
#	
#	
#	
#	
#	
#	
#	

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	☐

Received Date: 05/02/24
 Latest Start Date: 8/1/24
 Renter: Robert Mitchell
 Lease/Rental Package: Y / N
 Rental Purpose: recreation storage
 Nature of Use change? Y / N

Comments:

Volume Rented

Total Rental Fee

Admin Fee

Owner Fee

Date Review Complete:

Mailings (per application)

Original CC Email or Address

Renter: Robert Mitchell

☒
☐

Attorney:

☐
☐

Consultants

Name: Zeda Latham

☒
☒

Conveyance Entity:

Ex. Irrigation Dist. of Canal Co.

(final only)

☐

Water

District: W037-

(final only)

☐

WD Snake 01, Boise, Payette, and Bear River

Ground Water

Dist: Gakna - NA

(final only)

☐

Other:

(final only)

☐

Region: Southern, Corey Skinner

(final only)

☒

Watermaster: Sunny Healy

(final only)

☒

Compliance:

(final only)

☐

Resolving NOV? Y / N

#

WSBSS

Application status

☐

Rental Fees Received?

☐

Is lease active?

Y N

Date Approved:

Rental Expiration Date 12/31/24

Call up Date:

DO NOT SCAN



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

Governor Brad Little

Director Mathew Weaver

September 9, 2024

ROBERT L MITCHELL
150 HYNDMAN CT
HAILEY ID 83333

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 37-22763, AGREEMENT 864**

Dear Renter:

Please find enclosed a receipt in the amount of **\$43.70** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 1.9 acre-feet of water for Diversion To Storage and Recreation Storage of .5 acres during 2024. Upon receipt of this fully executed agreement, you are authorized to divert water in compliance with the conditions of water use described in the agreement.

Pursuant to the Water Supply Bank Rules, 90% or \$39.33 of the rental fee will be paid to the lessor(s) and 10% or \$4.37 will be retained by the Department to offset administrative costs.

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

Sincerely,

A handwritten signature in blue ink that reads "Debra Mansfield".

Debra Mansfield
for
Water Supply Bank

Enclosures: Receipt No. C118819
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR Southern Regional Office
Water District 37 – Big and Little Wood River Drainages including Ground Water
Zach Latham
Fritz Hammerle

Mansfield, Debra

From: Mansfield, Debra
Sent: Friday, September 6, 2024 11:07 AM
To: Zach Latham; fxh@haemmerlelaw.com; IdwrPayable; Skinner, Corey; watermanager
Cc: Bank
Subject: Executed Rental Agreement 864
Attachments: Executed WSB Rental Agreement 864.pdf

Hello,

Please see the attached copy of WSB Rental Agreement 864, in the name of Robert L Mitchell, for your records.

Thank you,

Debra Mansfield | Technical Records Specialist 1
IDWR – State Office
322 E Front St, Boise ID 83702-7371
(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov



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

Governor Brad Little

Director Mathew Weaver

August 26, 2024

ROBERT L MITCHELL
150 HYNDMAN CT
HAILEY ID 83333

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 37-22763 AGREEMENT 864**

*****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 \$43.70 **per year** was calculated based on the current rental rate of \$23.00 per acre-foot times a diversion volume of 1.9 acre-feet. The agreement will be void if payment is not received prior to the due date in a given year. If you would like to terminate the agreement prior to the end of the rental period, you must submit written notice of your intent to the Department at least 30 days prior to the rental fee due date.

Please send a check in the amount of \$43.70 for 2024 made payable to the Idaho Department of Water Resources, **together with the signed rental agreement, within 14 days** so I can complete processing.

Pursuant to the Water Supply Bank Rules, 90% or \$39.33 of the rental fee will be paid to the lessor(s) and 10% or \$4.37 will be retained by the Department to offset administrative costs for **2024**.

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

Sincerely,

Debra Mansfield
for
Water Supply Bank

Enclosure(s)

c: IDWR Front Desk
Zach Latham
Fritz Hammerle

Mansfield, Debra

From: Mansfield, Debra
Sent: Friday, August 23, 2024 4:19 PM
To: Zach Latham; fxh@haemmerlelaw.com
Subject: Proposed Rental Agreement 864, Robert L Mitchell
Attachments: Proposed Rental Agreement 864, Robert L Mitchell.pdf

Hello,

Please see the attached copy of Proposed WSB Rental Agreement 864, in the name of Robert L Mitchell, for your records.

Thank you,

Debra Mansfield | Technical Records Specialist 1
IDWR – State Office
322 E Front St, Boise ID 83702-7371
(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

Beck, Catalina

From: Hummer, Phill
Sent: Friday, May 3, 2024 2:28 PM
To: Beck, Catalina
Cc: Parker, Cody
Subject: FW: Mitchell WSB Rental for Pond Evaporation
Attachments: Signed Mitchell Ponds Evap WSB-rental-application 2024-5-2.pdf

I think you are still doing intake for wsb apps? Please get this one entered. It didn't go through the front desk so it will need a stamp and initial data entry. thanks

-Phill

From: Condon, Mary <Mary.Condon@idwr.idaho.gov>
Sent: Thursday, May 2, 2024 3:29 PM
To: IDWR File <file@idwr.idaho.gov>
Cc: Zach Latham <zach.latham@brockwayeng.com>; Skinner, Corey <Corey.Skinner@idwr.idaho.gov>; Fritz Haemmerle <fxh@haemlaw.com>; Hummer, Phill <Phill.Hummer@idwr.idaho.gov>
Subject: FW: Mitchell WSB Rental for Pond Evaporation

Please see the attached rental application for initial filing and data entry.

Thank you,
Mary

Mary Condon
Water Supply Bank Program Coordinator



From: Zach Latham <zach.latham@brockwayeng.com>
Sent: Thursday, May 2, 2024 2:18 PM
To: Condon, Mary <Mary.Condon@idwr.idaho.gov>
Cc: Bank <Bank@idwr.idaho.gov>; Skinner, Corey <Corey.Skinner@idwr.idaho.gov>; Fritz Haemmerle <haemmerlefilings@gmail.com>; Howe, Bob <Bob.Howe@idwr.idaho.gov>
Subject: Mitchell WSB Rental for Pond Evaporation

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

Mary-

Attached is a second signed water supply bank rental application filed on behalf of Mr. Robert Mitchell which seeks to rent 1.0 acre-foot of 37-22763 (same water right allocated under recently approved rental no. 842 to Mr. Mitchell) for the evaporation off of the two ponds currently proposed under pending water right permit 37-22302. The purpose of the attached rental application is to allow evaporation off of the two existing ponds while processing of 37-22302 is finalized. In recent telephone calls between myself, Corey Skinner and Bob Howe at IDWR, Mr. Skinner and Mr. Howe both indicated we could proceed with the attached application for its intended use. Also attached is the IDWR map for

[REDACTED] [REDACTED]
approved IDWR rental no.842 as the POU and POD listed on the attached application are the exact same as those identified on the map and approved by the Department.

We respectfully request this rental be processed as soon as possible. Please let me know if you have any comments or questions, thanks as always for your time and attention to this matter.

Zach