

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 742

RECEIVED

MAY 05 2023

DEPARTMENT OF
WATER RESOURCES

This is to certify that:

EGIN BENCH CANALS INC
PO BOX 15
ST ANTHONY, ID 83445

filed an application to rent water from the Water Supply Bank ("Bank"). The Idaho Water Resource Board ("Board"), being authorized to operate a Bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director, Department") for rental of water from the Bank, agrees to rent water as follows:

Summary of Water Rights or Portions Rented from the Bank

Water Right No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate Per Acre (CFS/AC)	Volume Per Acre (AF/AC)
21-12922	6/21/1888	HENRYS FORK	130.0	11,070	3,162.0	0.04	3.50
Combined Rental Totals			130.0	11,070	3,162.0	0.04	3.50

Term of Rental: This rental agreement shall take effect when all parties have signed it and shall continue in effect until December 31, 2027. 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 - 2027: \$25,458.70 annually

The full fee for the rental of the above-described right(s) is \$25,458.70 per year for years 2023 - 2027. The rental fee includes an administrative fee of \$25,458.70 per year for years 2023 - 2027. Note that the renter is obligated to pay only the administrative fees associated with the water right(s): 21-12922. 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.

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 742

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:

Michael Rasmussen
Signature of Renter

April 26 2023
Date

Michael Rasmussen
Printed Name

President Egin Bench Conals
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 5/5/23

Rental approved by IDWR HP

Date 5/5/23

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 742

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

HENRYS FORK	6SENW	Sec. 1, Twp 07N, Rge 40E,	FREMONT County
HENRYS FORK	7NENW	Sec. 33, Twp 08N, Rge 41E,	FREMONT County

BENEFICIAL USE
IRRIGATION

DIVERSION RATE
130 CFS

VOLUME
11070 AF

SEASON OF USE

Water Right No.	From	To
	04/01	10/31

Place of Use is within the service area of Egin Bench Canals, Inc.

RENTAL AGREEMENT CONDITIONS OF ACCEPTANCE

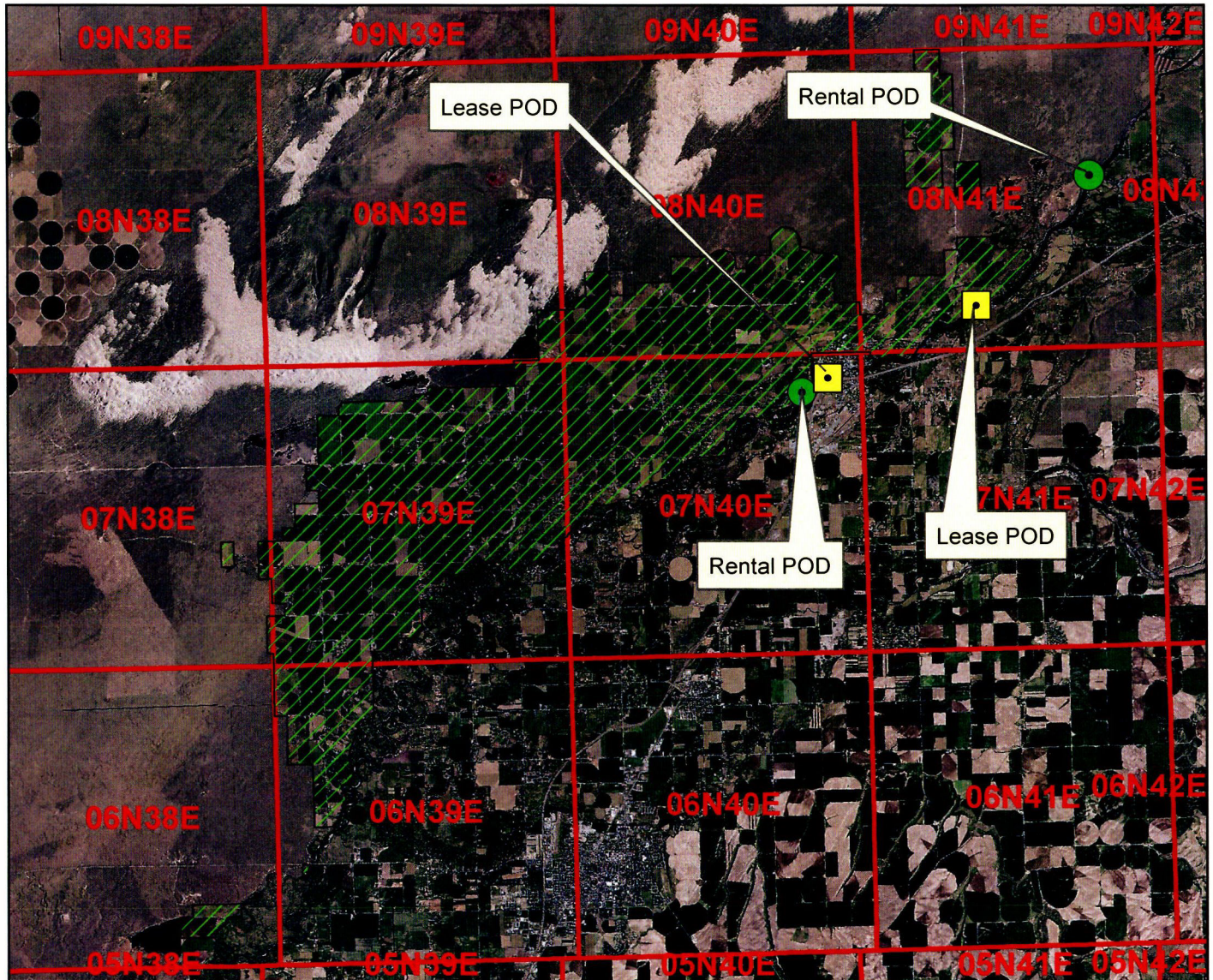
1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption 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 boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
10. The quantity of water diverted under this water right during the periods July 2 through July 16 and August 1 through October 31 shall not exceed 130 cfs.
11. The rights listed below are limited to the irrigation of a combined total of 14,596 acres in a single irrigation season. Combined Right Nos.: 21-12908, 21-12921, and 21-12922.

Hawaii Water Resource Board
Attachment to Water Supply Bank

Lease Agreement No. 1703 and Rental Agreement No. 742

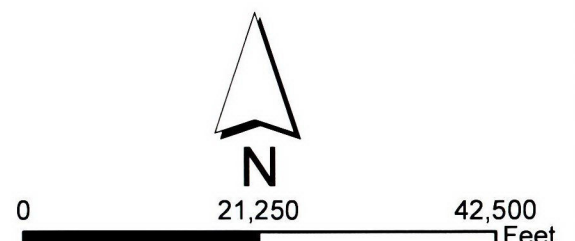
Effective until December 31, 2027

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



Legend

-  Egin Bench Canal Service Area
-  Township/Range



STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

DEC 22 2022

DEPARTMENT OF
WATER RESOURCES

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

Applicant Name: Egin Bench Canals, Inc.

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

Yes ☒ No ☐

If yes, specify companion water rights in Section 4

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

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

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

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

MINIMUM REQUIREMENT CHECKLIST

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

Yes



Completed *Application to Rent Water from the Board's Water Supply Bank*



Confirmation that this form has been printed single sided, per requirement of the Water Supply Bank

Attachment N/A Yes

2



A map showing the proposed point(s) of diversion, place(s) of use, and water diversion and distribution systems proposed to be used with your rental request

3A



Detailed information on a proposed use of rental water

3F



Authorization from the owner/operator of the rental point(s) of diversion

3H



Water modeling to account for the impacts of the rental request

3J



Documents justifying a rate of flow greater than 0.02 cfs/acre

3K



Authorization from the owner/operator of the property at the proposed rental place(s) of use

4B



Explanation of how the rental water will sufficiently accomplish your rental purposes

4C



Explanation of consumptive use amounts for water rights experiencing a change in nature of use

Department Use Only – Proposed Water Right(s)

21-12922

2540

**STATE OF IDAHO
WATER RESOURCE BOARD**

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Egin Bench Canals, Inc.

Mailing Address PO BOX 15 ST. Anthony Idaho 83445

Street City State Zip Code

Email Address aaron.fmid@myidahomail.com Phone Number 208-624-3381

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 Aaron Dalling Professional Title Secretary/Treasurer

Organization Egin Bgin Bench Canals Inc

Relationship to Applicant _____

Mailing Address PO BOX 15 St. Anthony Idaho 83445

Email Address aaron.fmid@myidahomail.com Phone Number 208-403-8474

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**:

We propose to change the point of diversion for 130cfs of water right 21-12922 to two other POD's within our own company and delivery system. 100cfs will be moved to the Independent canal lateral and 30cfs to the Last Chance canal lateral. These are all a part of Egin Bench Canals, Inc and include the same Place of Use.

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)
130C CFS	9100 AF	CFS	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?	
4/1/2023	6/15/2023	☒ 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.

**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):

The water will be moved from the St. Anthony Canal's POD to the Independent and Last Chance Canals POD's.

(See Map Attachment 2)

- 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
Last Chance C. River Gate	Henrys Fork	21-12961 & 21-12962
Independent C. River Gate	Henry's Fork	21-12928 & 21-12910

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 2600 (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: _____ (mm/dd) to: _____ (mm/dd)

- J. For irrigation uses, do you propose to divert water at a rate greater than 0.02 cfs/acre? N/A ☒ Yes ☐ No ☐

If yes, justify the rate of flow and attach any supporting documents as **Attachment 3J**. Justification may include information on soil composition, conveyance losses, crop type, irrigation systems, public access areas, etc. A rate of 0.03 cfs/acre is permissible for irrigation of 5 acres or less.

We are not proposing to change the rate of diversion per acre.

- 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:

21-12897, 21-12934, 21-12912, 21-12921, 21-12908, 21-12928, 21-12910, 21-12961, 21-12962

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

4. RENTAL REQUESTS FOR SPECIFIC WATER RIGHTS

A. Are you requesting to rent specific water rights?

Yes ☒ No ☐

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

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

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

Water Right Elements Leased to Water Supply Bank					Leased totals, minus water right elements involved in active rental agreements, equals water right elements available for rent	Water Supply Bank Rental Request		
Water Right Number (leave blank if sub-total of combined limits)	Nature of Use	Diversion Rate (CFS)	Volume (AF)	Acres (AC)		Diversion Rate (CFS)	Volume (AF)	Acres (AC)
21-12922	Irrigation	130	9100	2600		130	9100	2600
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	130	9100	2600
						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**:

NA

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**:

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: Potentially in the future, we want to try this through the Water Supply Bank for 5 years and see how it works. It if works well we will consider a permanent transfer.

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

- D. Additional Information

DECLARATION

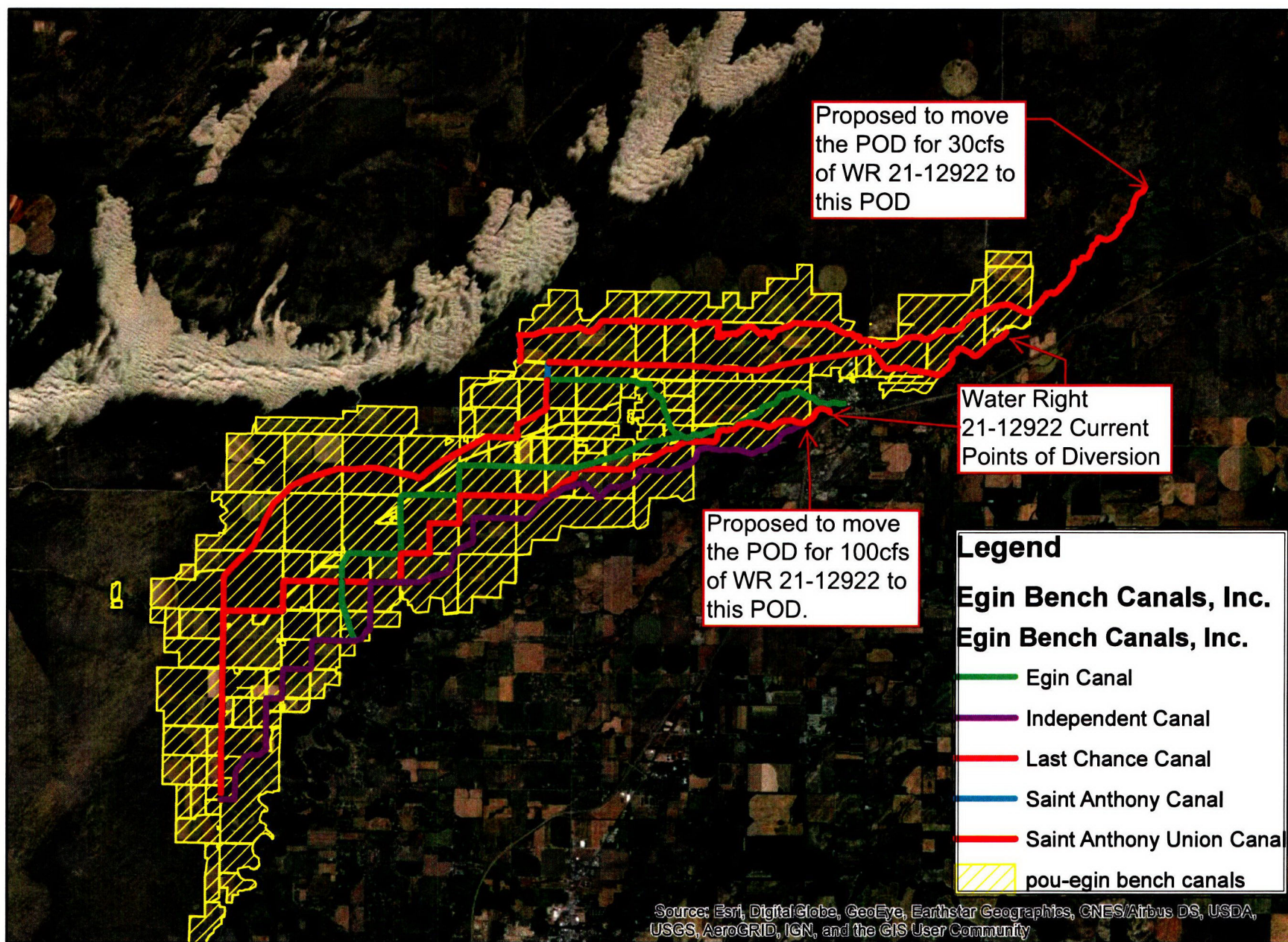
I hereby assert that the information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval. I understand that if this rental application is approved, it will be subject to the provisions of Section 42-1766, Idaho Code and all applicable state and federal laws. I understand that the submission of a rental application provides no guarantee for approval of a rental agreement. I also understand that, per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right and that I am not authorized to utilize water as proposed in this application prior to the execution of an approved rental agreement.

 _____ Signature of Applicant	Aaron Dalling Secretary/Treasurer _____ Printed Name of Applicant	12-20-22 _____ Date
--	---	-------------------------------

_____ Signature of Representative	_____ Printed Name of Representative	_____ Date
--------------------------------------	---	---------------

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

Egin Bench Canals, Inc. Delivery System and Place of Use



0 1 2 4 6 8 Miles

1 in = 2 miles





IDAHO DEPARTMENT OF
WATER RESOURCES

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

Governor Brad Little

Director Mathew Weaver

October 11, 2023

EGIN BENCH CANALS INC
PO BOX 15
ST ANTHONY ID 83445

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 21-12897, 21-12908, 21-12910, 21-12912, 21-12921,
21-12922, 21-12928, 21-12934, 21-12961, 21-12962, AGREEMENT 502 & 742**

Dear Renter:

Please find enclosed a receipt in the amount of **\$44,181.69** in connection with the rental of 8,139.56 acre-feet AND 11,069.0 acre-feet of water during 2024. Upon receipt of this letter, you are authorized to divert water in compliance with the conditions of water use described in your rental agreement.

Rental agreement 502 is \$18,720.99 per year for years 2023 through 2025 and rental agreement 742 is \$25,458.70 per year for years 2023 through 2027, with a combined sum of \$44,179.69. The amount received was \$2.00 over the expected rental fees for 2024 and has been applied to the 2025 rental fees for agreement 742.

Pursuant to the Water Supply Bank Rules, the rental fee will be retained by the Department to offset administrative costs since you are the owner of the rights.

If you have any questions, please contact me at (208) 287-4936.

Sincerely,

Mary Condon
Water Supply Bank Coordinator

Enclosure: Receipt C117153

c: Sascha Marston – IDWR Fiscal

WSB Mailing Checklist for Rentals

(For use on all new rental applications)

Key: Who Completes What?

CLERICAL STAFF: MK

REVIEWER: Ashley

Received Date: 12/22/2022

Latest Start Date: 6/15/2023

Renter: Egin Bench Canals, Inc.

Rental Expiration Date 12/31/2027

Lease/Rental Package Y N

Application # 2540

Agreement # 742

Water Right	Lease Contract ID
# 21-12922	1703
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	

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:

package w/ lease app #2539

Mailings (per application)

Original

CC

Email or Address

Renter: Egin Bench Canals, Inc.

☐
☐

Attorney:

☐
☐

Consultants Name: Aaron Dalling

☐
☐

Conveyance 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



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

July 7, 2023

EGIN BENCH CANALS INC
PO BOX 15
ST ANTHONY, ID 83445

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 21-12922, AGREEMENT 742**

Dear Renter:

Please find enclosed a receipt in the amount of **\$25,458.70** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 11,069.0 acre-feet of water for irrigation of 3,162.0 acres during years 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.

Since you are both the lessor and the renter of the right(s), **you are only obligated to pay the 10% administrative fee of \$25,458.70** for 2023.

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

Sincerely,

Water Supply Bank

Enclosures: Receipt No. C116192
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR Eastern Regional Office
Watermaster – Water District 01



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 19, 2023

EGIN BENCH CANALS INC
PO BOX 15
ST ANTHONY, ID 83445

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 21-12922, AGREEMENT 742**

*****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 **\$25,458.70** was calculated based on the current rental rate of \$23.00 per acre-foot times a diversion volume of 11,070 acre-feet. Since you are both the lessor and renter of the above water right, **you are only obligated to pay the 10% administrative fee or \$25,458.70 for 2023.** 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.

Please send a check for \$25,458.70 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.

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(s)

c: Aaron Dalling



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 19, 2023

EGIN BENCH CANALS INC
PO BOX 15
ST ANTHONY, ID 83445

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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(s)

c: Aaron Dalling

MEMORANDUM FOR APPLICATION

To: Water Right(s) 21-12922

From: Ashley Ritter

Date: 03/09/2022

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

PURPOSE/NARRATIVE: A companion package application to lease and rent a portion of water right 21-12922 to the Water Supply Bank (Bank) was received by the Idaho Department of Water Resources (the Department) on December 22, 2022, by Egin Bench Canals, Inc. (Egin Bench). The applications propose to change the existing point of diversion (POD) for 130 cfs of water right 21-12922 to two other POD's within Egin Bench's canal delivery system. It is proposed to move 100 cfs to the Independent Canal Lateral and 30 cfs to the Last Chance Canal lateral. The place of use (POU) will not be changed.

AUTHORITY TO FILE: The applications are signed by Aaron Dalling. The application included the 2022 Secretary of State annual business report for Egin Bench, and the report lists Aaron Dalling as the registered agent and Secretary. There are no concerns with the authority to file.

WATER RIGHT VALIDITY: Water Right 21- 12922 was decreed in 2011 and portions of the right were accepted into the Bank for years 2016- 2020. There appear to be no concerns with validity of the water right and portion offered to the bank.

INJURY TO OTHER WATER RIGHTS: Injury is not a concern with this lease/rental package. One POD will be moved up stream from the original POD. However, Egin Bench will be diverting the same amount of water they are entitled to, just at different locations. It is assumed that the amount of available water is not significantly different at the different diversion locations such that diversion of additional water upstream will impact existing water rights.

ENLARGEMENT OF USE: The place of use for the water right is not changing, and the irrigated acre amount is also not changing. No apparent concern for enlargement of use.

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 location for the rental POD is subject to Water District # 01. Comments will be solicited from the regional IDWR manager and the watermaster for Water District # 01.