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JUN 27 2023
DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 759

This is to certify that:

ROCKY MOUNTAIN ESTATES
4063 E 169 N
RIGBY, ID 83442-5283

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)
22-7163	9/4/1975	GROUND WATER	0.06	12.6	3.6	0.017	3.5
Combined Rental Totals			**0.06**	**12.6**	**3.6**	**0.017**	**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, 2023. Use of rental water shall be authorized as of either the date this rental agreement takes effect or the first day of the rental season of use, in 2023, whichever occurs last.

Annual Rental Fee:

2023: $289.80

The full fee for the rental of the above-described right(s) is $289.80 for 2023. The rental fee includes an administrative fee of $28.98 for 2023.

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. 759

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:

Adam B Hall
Signature of Renter

06-16-2023
Date

ADAM HALL
Printed Name

ROCKY MTN ESTATES HOA PRESIDENT
Title

*Title required if signing on behalf of a company or organization or with power of attorney

Having determined that this agreement satisfied the provisions of Idaho Code § 42-1763 and IDAPA 37.02.03.030 (Water Supply Bank Rule 30), for the rental and use of water under the terms and condition herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board.

By _____ Date 6/20/23
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

Rental approved by IDWR _____ Date 6/20/23

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 759

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNE Sec. 29, Twp 04N, Rge 39E, JEFFERSON County

BENEFICIAL USE	DIVERSION RATE	VOLUME
IRRIGATION	0.06 CFS	12.6 AF

SEASON OF USE

Water Right No.	From	To
22-7163	4/1	10/31

RENTERS PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	39E	29			2.5	1.1													3.6

Total Acres: 3.6

RENTAL AGREEMENT CONDITIONS OF ACCEPTANCE

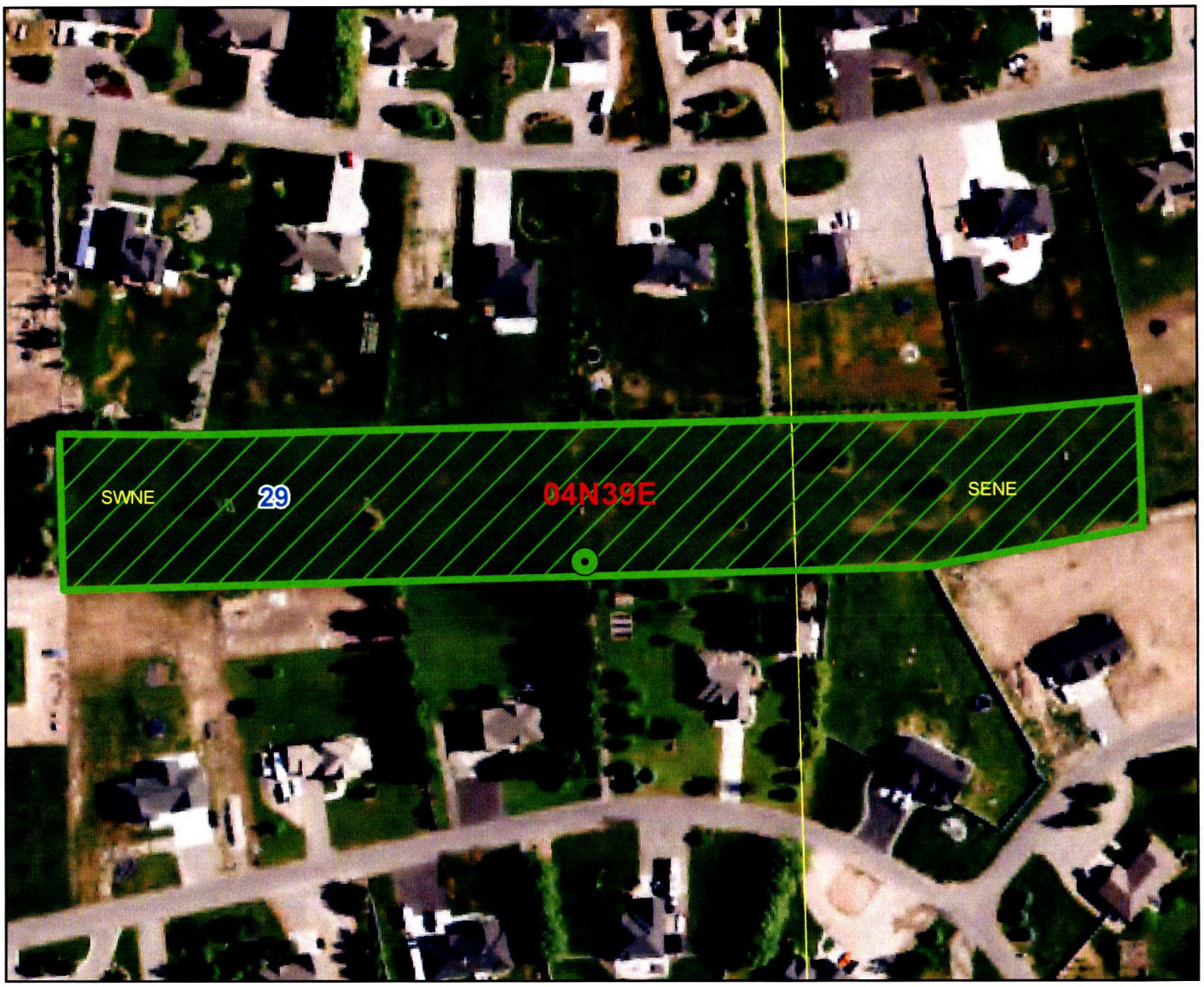
1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption 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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
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. 120.
11. This rental agreement does not authorize the construction of a well.

Idaho Water Resource Board

Attachment to Water Supply Bank Rental Agreement No. 759

Effective until December 31, 2023

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



Legend

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

N

0 0.05 0.1 Miles

Form 42-1761-2 10/15

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED
DEC 27 2022
DEPARTMENT OF
WATER RESOURCES

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

Applicant Name: Rocky Mountain Estates

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

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

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

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

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

MINIMUM REQUIREMENT CHECKLIST

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

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

Department Use Only – Proposed Water Right(s)

22-7163

2541

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Rocky Mountain Estates

Mailing Address 4063 E 169 N (Street) Rigby (City) ID (State) 83442 (Zip Code)

Email Address adam@marketablemedia.com Phone Number 208-522-1072 ext 505

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

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

Representative Kristin Moore Professional Title Sen. Water Rights Analyst

Organization Rocky Mountain Environmental Assoc. Inc. Relationship to Applicant consultant

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

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

2. MAP

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

3. DESCRIPTION OF PROPOSED USE FOR RENTAL WATER

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

Applicant proposes to rent water for the subdivision park that currently has no appurtenant water rights. An existing well will be used to deliver the rental water.

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

Desired Rate (Cubic Feet/Second)	Desired Volume (Acre-Foot)	Minimum Rate* (Cubic Feet/Second)	Minimum Volume* (Acre-Foot)	Desired Acres (if applicable)
0.07 CFS	14.4 AF	0.05 CFS	10.8 AF	3.6 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	5/20/2023	☑ 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):
An existing irrigation well within the park is connected to a sprinkler irrigation system.

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
SWNE S29 T4N R39E	Ground water	none

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 3.6 (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.

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:
None

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)
22-7163	Irrigation	0.09	17.5	5		0.06	12.6	3.6
Applicants must ensure the requested rate per acre and volume per acre do not exceed the rate per acre and volume per acre limits of water rights leased to the Water Supply Bank					**TOTAL**	0.06	12.6	3.6
						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?
If yes, describe: Yes ☐ No ☑

C. Was this rental application submitted in response to a Notice of Violation (NOV) or a pending NOV? Yes ☑ No ☐
If yes, describe the date and location of the NOV.
E2020-1618 for the irrigation of the park without a water right.

D. Additional Information
If other water rights are available for more than a 1 year term, it is preferred by the applicant that we be able to amend the application to obtain a longer-term rental. The proposed rental water right needs to have a priority senior to 1975 in the hopes of avoiding potential curtailment. Please notify us if another right becomes available.

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.

Adam B Hall	Adam Hall, HOA President	22 December 2022
Signature of Applicant	Printed Name of Applicant	Date
Signature of Representative	Printed Name of Representative	Date

Mail to:

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



0 450 900 1,800 Feet

2021 NAIP

Legend

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

QQ

N W E S

Attachment #2. Proposed Locations

Rocky Mountain Estates

RMEA # 22-0218	
by: KM	
Date: 12/12/2022	

Rocky Mountain ENVIRONMENTAL ASSOCIATES, INC.

Eastern Snake Plain Aquifer Modeling Analysis and Narrative

WSB Rental Application for WR#22-7163

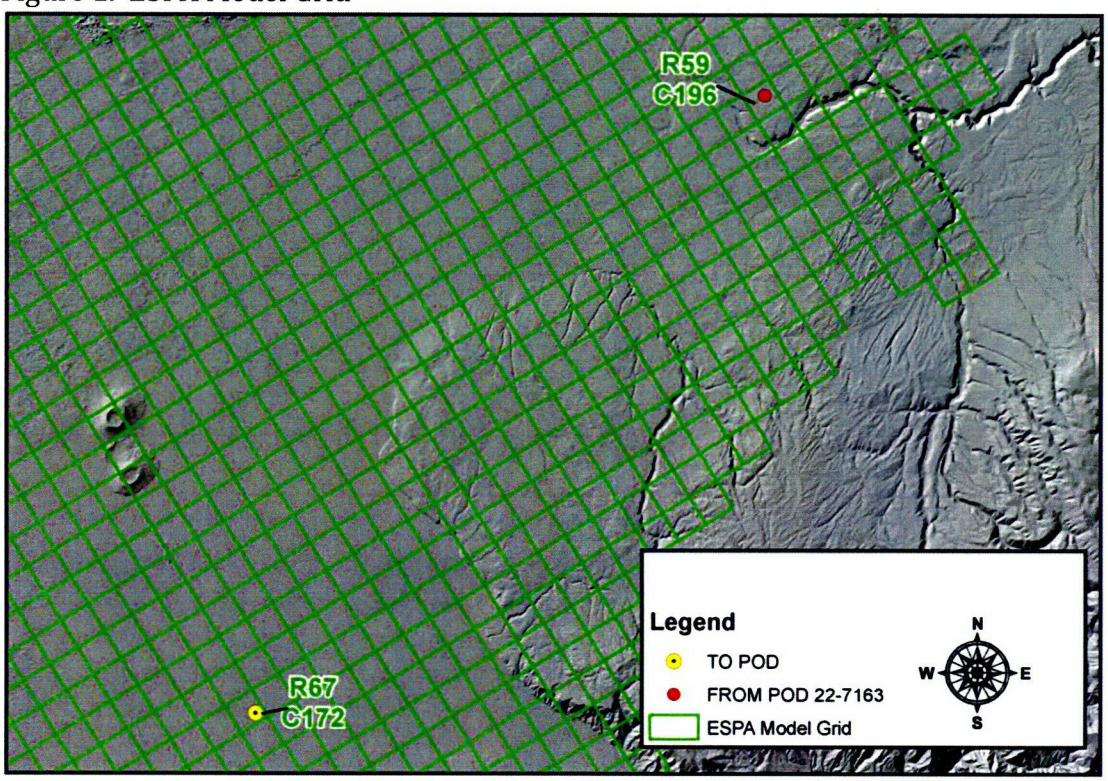
The Applicant requires 3.6 acres at the proposed place of use to irrigate the subdivision park. This application proposes to rent water from water right no. 22-7163 for the 2023 season that will cover the acres required.

Data Input Values

The TO Well location is an existing well within the park that is already connected to the irrigation system. The model cell is identified as R67 C172.

The FROM Well location is the sole diversion for the proposed rented ground water right. The model cell is identified as R59 C196. Figure 1 shows the locations of the points of diversion used in the modeling scenario.

Figure 1. ESPA Model Grid



The standard consumptive use volume of 2.5 afa/acre was used to calculate a volume for modeling at the FROM well location. The TO well is within an area with a higher consumptive use volume at 3.0 af/acre. However, since the anticipated use of the rental water is for turf grass, which has an ET value of 776 mm/season/acre or 2.5 afa/acre (ET Idaho 2017, Idaho Falls FAA Arpt (NWS -- USW00024145), Grass-Turf Irrigated), 2.5

afa/ac was used at both the TO and the FROM wells. For 3.6 acres of rental, a total annual volume of 9 afa, or 3.0 af/trimester was used in the modeling simulation.

Results

Using ESPAM 2.1 to simulate the depletions of transferring 3.6 acres to the proposed place of use, the affects do not exceed the threshold of 2.0 af/trimester, nor do they trigger mitigation in the Mitigation Analysis Tool. No mitigation is required. Figures 2-5 include excerpts from the model simulation and MAT.

Figure 2. Data Entry

ENHANCED GROUND-WATER RIGHTS TRAN

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE IDAHO DEPA

Cells this color are set up for user entries

UPDATE DATES | RUN MODEL | GET OUTPUT

CALCULATE EFFECTS

ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTO

YEAR 1975

SEASON SUMMER

TRANSFER NO: 22-7163

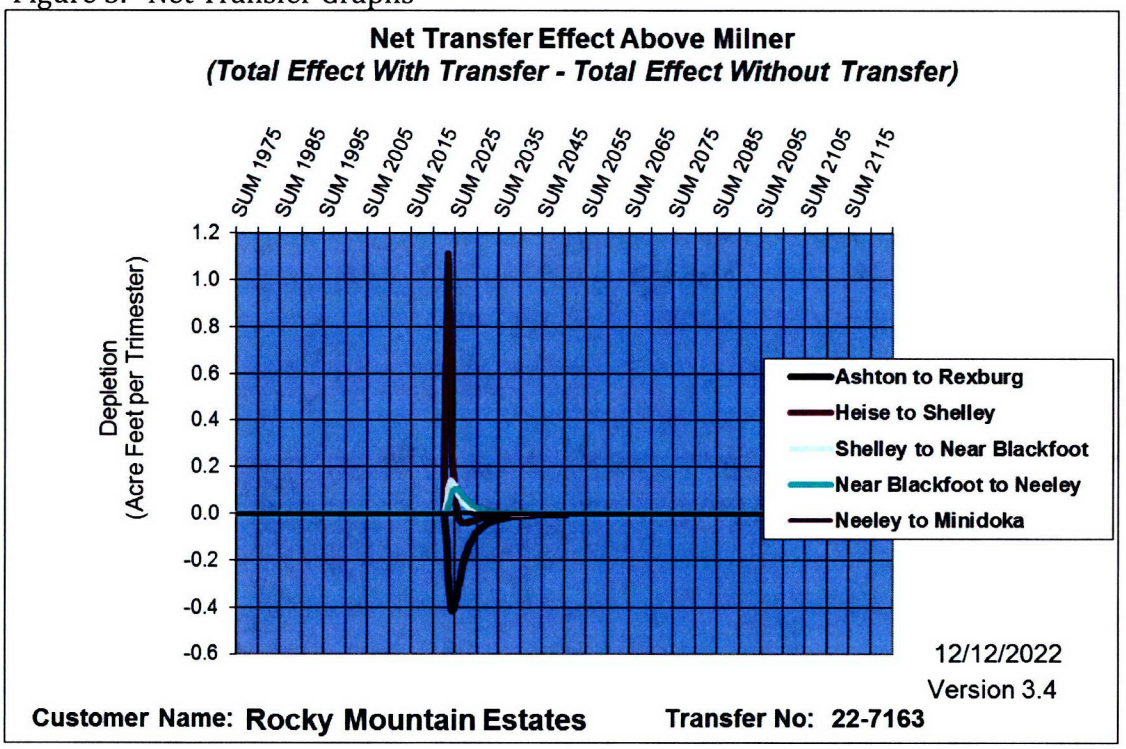
TRANSFER NAME: Rocky Mountain

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	67	59	0	0
COLUMN	172	196	0	0

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	FROM1 WELL With Transfer AF/TRIMESTER	FROM1 WELL Without Transfer AF/TRIMESTER	FROM2 WELL With Transfer AF/TRIMESTER	FROM2 WELL Without Transfer AF/TRIMESTER	FROM3 WELL With Transfer AF/TRIMESTER	FROM3 WELL Without Transfer AF/TRIMESTER
SUM 1975	0.00	3.00	3.00	0.00	0.00	0.00	0.00
WIN 1975	0.00	3.00	3.00	0.00	0.00	0.00	0.00
SPR 1976	0.00	3.00	3.00	0.00	0.00	0.00	0.00
SUM 1976	0.00	3.00	3.00	0.00	0.00	0.00	0.00
WIN 1976	0.00	3.00	3.00	0.00	0.00	0.00	0.00
WIN 2021	0.00	3.00	3.00	0.00	0.00	0.00	0.00
SPR 2022	0.00	3.00	3.00	0.00	0.00	0.00	0.00
SUM 2022	0.00	3.00	3.00	0.00	0.00	0.00	0.00
WIN 2022	0.00	3.00	3.00	0.00	0.00	0.00	0.00
SPR 2023	3.00	0.00	3.00	0.00	0.00	0.00	0.00
SUM 2023	3.00	0.00	3.00	0.00	0.00	0.00	0.00
WIN 2023	3.00	0.00	3.00	0.00	0.00	0.00	0.00
SPR 2024	0.00	3.00	3.00	0.00	0.00	0.00	0.00
SUM 2024	0.00	3.00	3.00	0.00	0.00	0.00	0.00
WIN 2024	0.00	3.00	3.00	0.00	0.00	0.00	0.00
SPR 2025	0.00	3.00	3.00	0.00	0.00	0.00	0.00
SUM 2025	0.00	3.00	3.00	0.00	0.00	0.00	0.00
WIN 2025	0.00	3.00	3.00	0.00	0.00	0.00	0.00
SPR 2026	0.00	3.00	3.00	0.00	0.00	0.00	0.00
SUM 2123	0.00	3.00	3.00	0.00	0.00	0.00	0.00
WIN 2123	0.00	3.00	3.00	0.00	0.00	0.00	0.00
SPR 2124	0.00	3.00	3.00	0.00	0.00	0.00	0.00
SUM 2124	0.00	3.00	3.00	0.00	0.00	0.00	0.00
WIN 2124	0.00	3.00	3.00	0.00	0.00	0.00	0.00
SPR 2125	0.00	3.00	3.00	0.00	0.00	0.00	0.00

Figure 3. Net Transfer Graphs



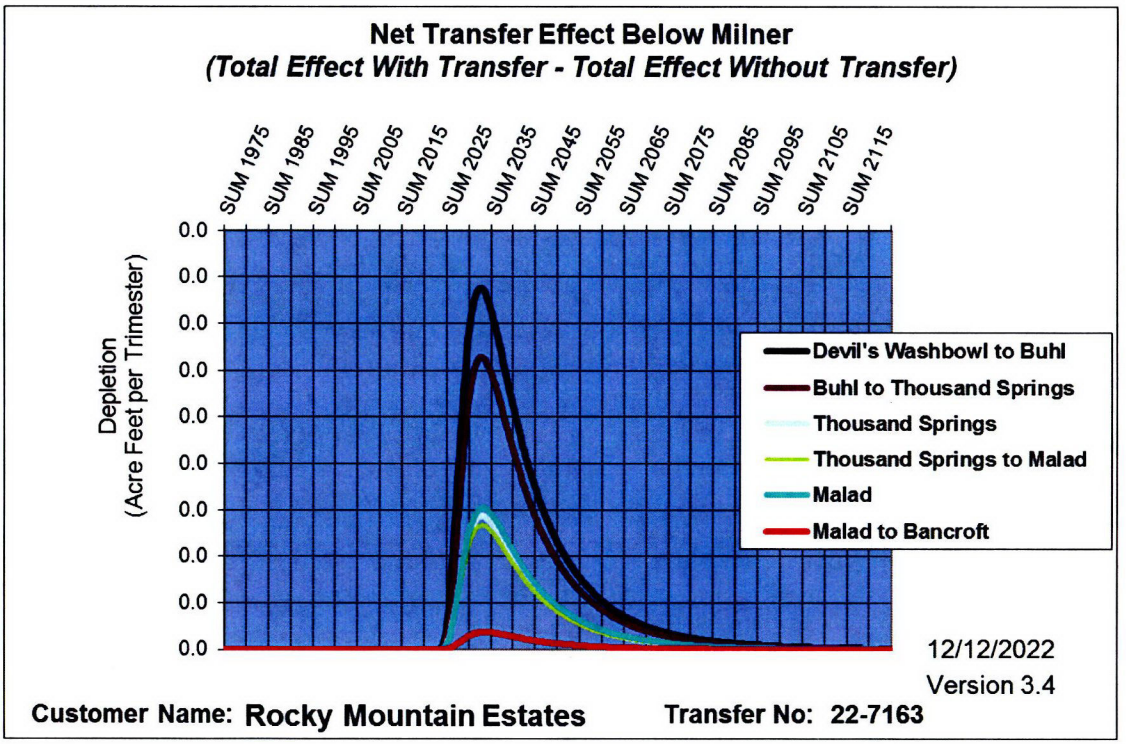


Figure 4. Calculated Affects

	Net Transfer Effect (AF/four months)										
	Ashton to Rexburg	Heise to Shelley	Shelley to Nr Blckft	Nr Blckft T Neeley	Neeley to Minidoka	Dev. Wbl. Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancroft
SUM 1975	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1975	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1976	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1976	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1976	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1977	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1977	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2022	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2022	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2022	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2023	0.0	0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2023	-0.1	0.9	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2023	-0.3	1.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2024	-0.4	0.8	0.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2024	-0.4	0.4	0.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2024	-0.4	0.2	0.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2025	-0.4	0.1	0.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2025	-0.4	0.1	0.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2025	-0.3	0.0	0.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2026	-0.3	0.0	0.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2026	-0.3	0.0	0.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2026	-0.3	0.0	0.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2027	-0.2	0.0	0.0	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2027	-0.2	0.0	0.0	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Enter First Time Step of Transfer: SPR 2023

Match: 144 Match: 456

	AtR	HtS	StNB	NBtN	NtM	DWtB	BtTS	TS	TStM	M	MtB	Total	
Preexisting Effects @ SS (Last Time Step):	2.22	0.67	0.03	0.07	0.00	0.00	0.00	0.00	0.00	0.00	0.00	3.00	Total Effec
ıdy State - Value of Dep. @ Last Time Step:	2.22	0.67	0.03	0.07	0.00	0.00	0.00	0.00	0.00	0.00	0.00	3.00	Total Effec
ts @ Transient State (Max Value Timestep):	2.22	0.67	0.03	0.07	0.00	0.00	0.00	0.00	0.00	0.00	0.00	3.00	Total Effec
nt State - Max. Value of Dep. After Transfer:	2.22	1.77	0.17	0.17	0.00	0.00	0.00	0.00	0.00	0.00	0.00	4.35	Total Effec
Steady State Change:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
Transient State Change:	0.00	1.10	0.14	0.10	0.00	0.00	0.00	0.00	0.00	0.00	0.00		

Figure 5. Mitigation Analysis Tool

	Dedicated Vol. AFA/ AFT		Model Node		Impact by Reach (AF/Trimester) Ashton to Rexburg	Heise to Shelley	Shelley to Nr Blckft	Nr Blckft To Neeley	Neeley to Minidoka	Dev. Wbl. To Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancroft
Transfer															
	275.6	91.9	SP082075	Pre-SS	2.22	0.67	0.03	0.07	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	275.6	91.9	SP068066	Post-SS	2.22	0.67	0.03	0.07	0.00	0.00	0.00	0.00	0.00	0.00	0.00
ving Transfer															
	275.6	91.9	SP082075	Pre-TS	2.22	0.67	0.03	0.07	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	275.6	91.9	SP068066	Post-TS	2.22	1.77	0.17	0.17	0.00	0.00	0.00	0.00	0.00	0.00	0.00
lysis	Mitigation Check 1 - >10% of Historical:				0.0%	0.0%	0.0%	0.0%	0.1%	0.1%	0.1%	0.1%	0.1%	0.1%	0.2%
	Mitigation Check 2: > 2 AF/T:				0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
	Mitigation Check 3 - >10% of Total:				74.1%	22.4%	1.0%	2.3%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
	Mitigation Required?:				NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft):				0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
lysis	Mitigation Check 1 - >10% of Historical:				0.0%	164.4%	455.8%	147.7%	75.3%	26.3%	26.3%	26.3%	26.2%	26.1%	23.3%
	Mitigation Check 2: > 2.01 AF/T:				0.0	1.1	0.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
	Mitigation Required?:				NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft):				0.0	1.1	0.1	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0

WSB Mailing Checklist for Rentals

(For use on all new rental applications)

NOV Resolved 4/14/23

ESPA

Key: Who Completes What?

CLERICAL STAFF: MK

REVIEWER: MK

Received Date: 12/27/2022

Latest Start Date: 5/20/2023

Renter: Rocky Mountain Estates

Rental Expiration Date 12/31/2023

Lease/Rental Package Y (N)

Application # 2541

Agreement # 759

Water Right	Lease Contract ID
# 22-7163	1288
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	

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:

ESPA

NOV resolved 4/14/23

Mailings (per application)	Original	CC	Email or Address
Renter: Rocky Mountain Estates c/o Adam Hall	☒	☐	
Attorney:	☐	☐	
Consultants Name: Kristin Moore - RMEA	☐	☒	
Conveyence Entity: (Ex. Irrigation Dist. of Canal Co.)	(final only)	☐	
(Ground) Water Dist: WD 120	(final only)	☒	
Other: ESPA (WD Snake 01, Boise, Payette, and Bear River)	(final only)	☐	
Region: Eastern	(final only)	☒	
Watermaster: Blake Jordan	(final only)	☒	
Compliance: Cherie Palmer	(final only)	☒	

Resolving NOV? (Y) / N

E2020-1618

Call up Date:

DO NOT SCAN

IDAHO DEPARTMENT OF
WATER RESOURCES

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

Governor Brad Little

Director Gary Spackman

June 29, 2023

ROCKY MOUNTAIN ESTATES
4063 E 169 N
RIGBY, ID 83442-5283

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 22-7163, AGREEMENT 759

Dear Renter:

Please find enclosed a receipt in the amount of **$289.80** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 12.6 acre-feet of water for irrigation of 3.6 acres during 2023. Upon receipt of this fully executed agreement, you are authorized to divert water in compliance with the conditions of water use described in the agreement.

Pursuant to the Water Supply Bank Rules, 90% or $260.82 of the rental fee will be paid to the lessor(s) and 10% or $28.98 will be retained by the Department to offset administrative costs for 2023.

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

Sincerely,

Mackenzie Kienholz
Water Supply Bank Specialist

Enclosures: Receipt No. C116652
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR – Eastern Region Office
Kristin Moore – Rocky Mountain Environmental Assoc. Inc.
Water District No. 120
Cherie Palmer – IDWR Compliance Section

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

May 25, 2023

ROCKY MOUNTAIN ESTATES
4063 E 169 N
RIGBY, ID 83442-5283

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 22-7163 AGREEMENT 759

*****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 $289.80 per year was calculated based on the current rental rate of $23.00 per acre-foot times a diversion volume of 12.6 acre-feet.

Please send a check for $289.80 for 2023 made payable to the Idaho Department of Water Resources, **together with the signed rental agreement**, **within 14 days** so I can complete processing. An annual payment shall be received by the Department prior to the execution of this agreement and prior to January 1 in all subsequent years for the duration of the rental period. The agreement will be void if payment is not received prior to the due date in a given year. If you would like to terminate the agreement prior to the end of the rental period, you must submit written notice of your intent to the Department at least 30 days prior to the rental fee due date.

Pursuant to the Water Supply Bank Rules, 90% or $260.82 of the rental fee will be paid to the lessor(s) and 10% or $28.98 will be retained by the Department to offset administrative costs for **2023**.

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

Sincerely,

Water Supply Bank

Enclosure

c: IDWR Front Desk

MEMORANDUM FOR AGREEMENT #759

To: Water Right(s) 22-7163

From: Mackenzie Kienholz

Date: 5/15/2023

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

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PURPOSE/NARRATIVE: Rental Application #2541 was submitted by Kristin Moore (Rocky Mountain Environmental Assoc. Inc.) on behalf of Rocky Mountain Estates and was received by the Department on 12/27/2022. The rental was held from consideration until NOV E2020-1618, which is for the acres proposed for rental, was resolved. The NOV was resolved on 4/14/2023. The application proposes to rent 3.6 acres worth of groundwater irrigation right 22-7163 for the irrigation of a subdivision park which is not covered by existing water rights. There is an existing well that will be used for this rental.

The rental is within the ESPA GWMA and WD #120.
The lease is within the ESPA GWMA, WD #100, and the Henrys Fork GWD.

AUTHORITY TO FILE: The rental application was signed by Adam Hall who is HOA President of Rocky Mountain Estates. Adam Hall represented the HOA as president during the resolution of the NOV. The parcel that is the proposed rental POU is owned by Rocky Mountain Estates, and the proposed POD is a well located on this parcel (Tag No. D0043925). No concerns with authority to file.

WATER RIGHT VALIDITY: Water right 22-7163 was accepted into the Bank for 2021-2023 under Lease Contract #1288. The right was decreed on 11/24/2008. An Extension of Time to Avoid Forfeiture of a Water Right for a portion of the right was approved 12/16/2015 with a deadline to resume use by 10/31/2020. The lease is for 5.0 acres of 22-7163 which were covered by the extension. No concerns with water right validity.

INJURY TO OTHER WATER RIGHTS: Both the lease and rental are in the ESPA GWMA. ESPA modeling was completed by review staff using ETRAN V3.4 and found that no mitigation is required for this rental. There will be no change in nature of use or change in source. No concerns with injury to other water rights.

YEAR	1974	TRANSFER NAME:	CALCULATE EFFECTS
SEASON	SUMMER	RckyMtnEsts	

ENTER CELL LOCATIONS:	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	67	59	0	0
COLUMN	172	196	0	0

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SUM 1974	0.00	0.00	0.00	0.00	0.00	0.00	0.00
WIN 1974	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SPR 1975	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SUM 1975	0.00	3.60	3.60	0.00	0.00	0.00	0.00
WIN 1975	0.00	3.60	3.60	0.00	0.00	0.00	0.00
SPR 1976	0.00	3.60	3.60	0.00	0.00	0.00	0.00

SPR 2022	0.00	3.60	3.60	0.00	0.00	0.00	0.00
SUM 2022	0.00	3.60	3.60	0.00	0.00	0.00	0.00
WIN 2022	0.00	3.60	3.60	0.00	0.00	0.00	0.00
SPR 2023	3.60	0.00	3.60	0.00	0.00	0.00	0.00
SUM 2023	3.60	0.00	3.60	0.00	0.00	0.00	0.00
WIN 2023	3.60	0.00	3.60	0.00	0.00	0.00	0.00
SPR 2024	0.00	3.60	3.60	0.00	0.00	0.00	0.00
SUM 2024	0.00	3.60	3.60	0.00	0.00	0.00	0.00
WIN 2024	0.00	3.60	3.60	0.00	0.00	0.00	0.00

Mitigation Analysis Period

Trimester

One-Way Analysis of Independent Transfers

New Water Right (GModelo):

WR No.	Div. Rate (CFS)	Con. Vol. (AFA)	No. of Irr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT		Model Node
Transfer 1: Proposed Steady State Impacts following Transfer								
???	???	275.6	68.9	1/1/1960	6S26E-3	275.6	91.9	SP082075
???	???	275.6	68.9	1/1/1960	6S26E-3	275.6	91.9	SP068066
Transfer 1: Worst Case Transient State Impacts following Transfer								
???	???	275.6	68.9	1/1/1960	6S26E-3	275.6	91.9	SP082075
???	???	275.6	68.9	1/1/1960	6S26E-3	275.6	91.9	SP068066

Impact by Reach (AF/Trimester)

	Ashton to Rexburg	Heise to Shelley	Shelley to Nr Blckft	Nr Blckft To Neeley	Neeley to Minidoka	Dev. Wbl. To Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancroft
	2.67	0.81	0.04	0.08	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	2.67	0.80	0.04	0.08	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	2.67	0.81	0.04	0.08	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	2.67	2.13	0.21	0.20	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Steady State Analysis: Mitigation Check 1 - >10% of Historical	0.0%	0.0%	0.0%	0.0%	0.1%	0.1%	0.1%	0.1%	0.1%	0.1%	0.2%
Mitigation Check 2. > 2 AF/T:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Mitigation Check 3 - >10% of Total:	74.1%	22.4%	1.0%	2.3%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Mitigation Required?	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
Mitigation Vol. Req'd (ac-ft)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Transient State Analysis: Mitigation Check 1 - >10% of Historical:	0.0%	164.4%	455.8%	147.7%	75.3%	26.3%	26.3%	26.3%	26.2%	26.1%	23.4%
Mitigation Check 2. > 2.01 AF/T:	0.0	1.3	0.2	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Mitigation Required?	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
Mitigation Vol. Req'd (ac-ft)	0.0	1.3	0.2	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Read Me

ENLARGEMENT OF USE: Right 22-7163 has an associated enlargement right, 22-13019, which increases the acre limit from 237.0 acres to 296.9 acres. At the time of the lease, the rights were split into separate contracts, and the enlargement right 22-13019 was given no rentable rate or volume so that 22-7163 could be rented without causing enlargement.

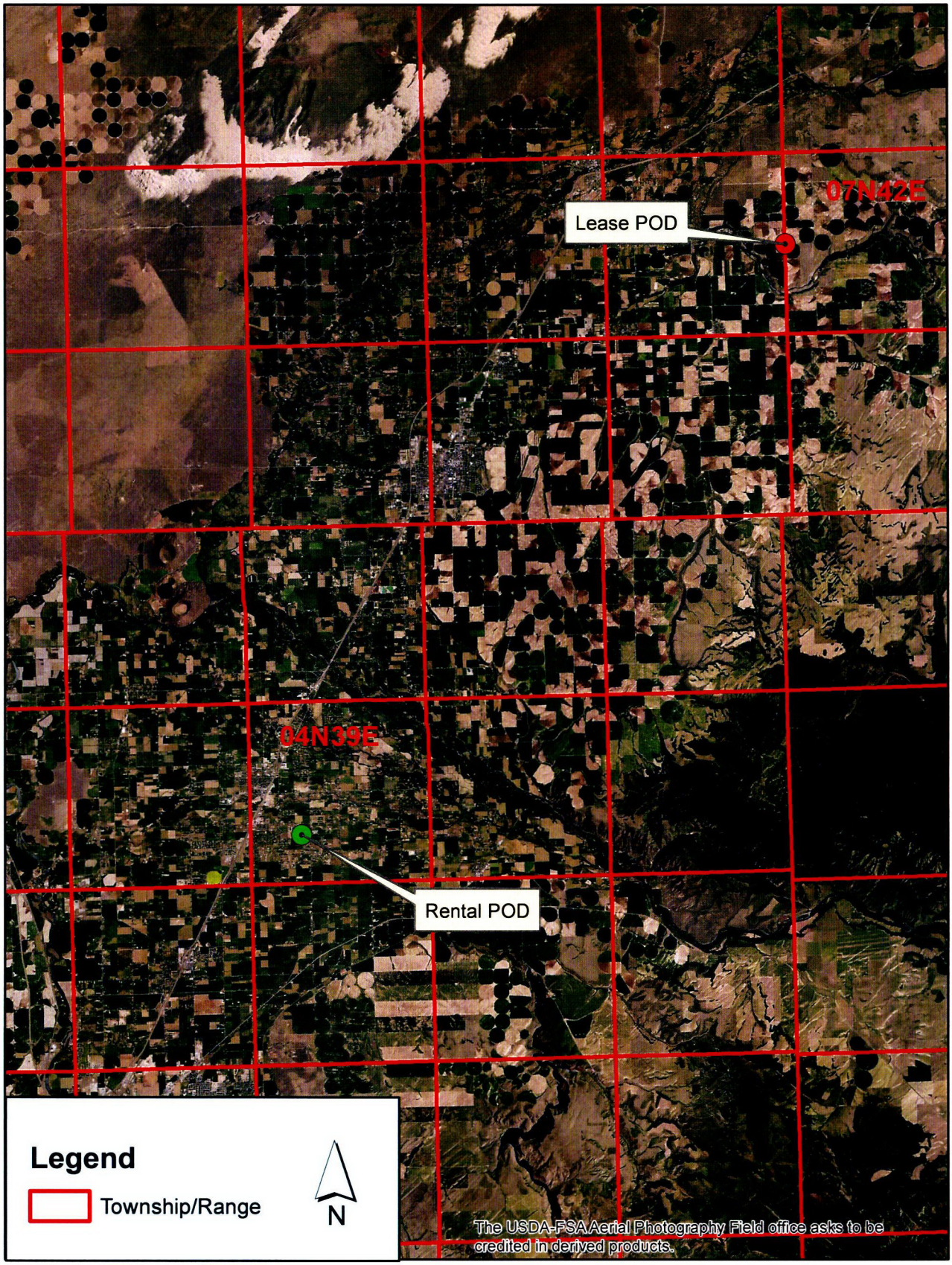
There are no existing water rights at the rental POU or diverted from the rental POD. Right 22-7163 has the standard season of use for its location, 4/1-10/31. The rental will have the same season of use. Right 22-7163 was historically used as a primary right and will be used as such under this rental. There will be no change to the nature of use. No concerns with 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 rental 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 #120. A request for comments was sent to the WD #120 watermaster and the Eastern Regional Office on 5/15/2023.

WSB Rental Application #2541, Rocky Mountain Estates 2023



Etran V3.4 Model Run for Rocky Mountain Estates WSB Rental Application #2541

Renting 3.6 acres of 22-7163 for use of 3.6 acres

YEAR	1974	TRANSFER NAME:	CALCULATE EFFECTS
SEASON	SUMMER	RockyMtnEsts	

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	67	59	0	0
COLUMN	172	196	0	0

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use	With Transfer	Without Transfer	With Transfer	Without Transfer	With Transfer	Without Transfer
	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER
SUM 1974	0.00	0.00	0.00	0.00	0.00	0.00	0.00
WIN 1974	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SPR 1975	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SUM 1975	0.00	3.60	3.60	0.00	0.00	0.00	0.00
WIN 1975	0.00	3.60	3.60	0.00	0.00	0.00	0.00
SPR 1976	0.00	3.60	3.60	0.00	0.00	0.00	0.00
SPR 2022	0.00	3.60	3.60	0.00	0.00	0.00	0.00
SUM 2022	0.00	3.60	3.60	0.00	0.00	0.00	0.00
WIN 2022	0.00	3.60	3.60	0.00	0.00	0.00	0.00
SPR 2023	3.60	0.00	3.60	0.00	0.00	0.00	0.00
SUM 2023	3.60	0.00	3.60	0.00	0.00	0.00	0.00
WIN 2023	3.60	0.00	3.60	0.00	0.00	0.00	0.00
SPR 2024	0.00	3.60	3.60	0.00	0.00	0.00	0.00
SUM 2024	0.00	3.60	3.60	0.00	0.00	0.00	0.00
WIN 2024	0.00	3.60	3.60	0.00	0.00	0.00	0.00

tep of Transfer: SPR 2023

Match: 147 Match: 456

	AtR	HtS	StNB	NBtN	NtM	DWtB	BtTS	TS	TStM	M	MtB	Total	
(Last Time Step):	2.67	0.81	0.04	0.08	0.00	0.00	0.00	0.00	0.00	0.00	0.00	3.60	Total Effects without Transfer - Las
) Last Time Step:	2.67	0.80	0.04	0.08	0.00	0.00	0.00	0.00	0.00	0.00	0.00	3.60	Total Effects with Transfer - Last Ti
Value Timestep):	2.67	0.81	0.04	0.08	0.00	0.00	0.00	0.00	0.00	0.00	0.00	3.60	Total Effects without Transfer - Cor
ep. After Transfer:	2.67	2.13	0.21	0.20	0.00	0.00	0.00	0.00	0.00	0.00	0.00	5.22	Total Effects with Transfer - Max V
dy State Change:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
nt State Change:	0.00	1.32	0.17	0.12	0.00	0.00	0.00	0.00	0.00	0.00	0.00		

Mitigation Analysis Period: Trimester

One-Way Analysis of Independent Transfers

New Water Right (GModels):

WR No.	Div. Rate (CFS)	Con. Vol. (AFA)	No. of Irr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT		Model Node
Transfer 1: Proposed Steady State Impacts following Transfer								
???	???	275.6	66.9	1/1/1960	6S26E-3	275.6	91.9	SP062075
???	???	275.6	66.9	1/1/1960	6S26E-3	275.6	91.9	SP068066
Transfer 1: Worst Case Transient State Impacts following Transfer								
???	???	275.6	66.9	1/1/1960	6S26E-3	275.6	91.9	SP062075
???	???	275.6	66.9	1/1/1960	6S26E-3	275.6	91.9	SP068066

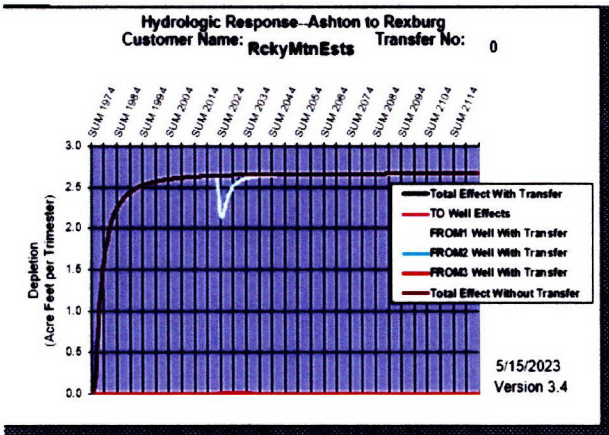
Impact by Reach (AF/Trimester):

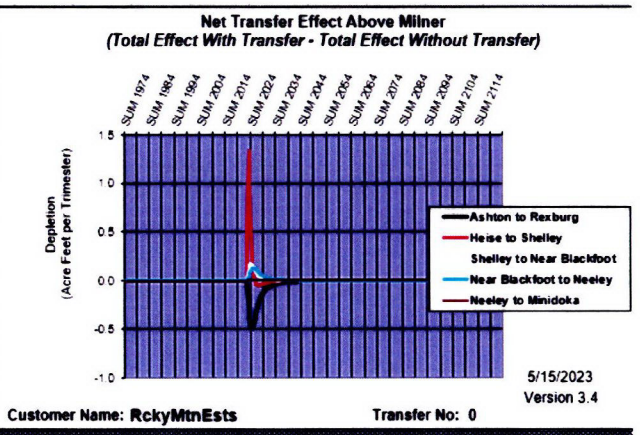
	Ashton to Rexburg	Hease to Shelley	Shelley to Nr Blckft	Nr Blckft To Neeley	Neeley to Minidoka	Dev. Wbl. To Buhl	Buhl to Kspr	Kspr	Kspr to Maled	Maled	Maled to Bancroft
Transfer 1: Proposed Steady State Impacts following Transfer	2.67	0.81	0.04	0.08	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	2.67	0.80	0.04	0.08	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Transfer 1: Worst Case Transient State Impacts following Transfer	2.67	0.81	0.04	0.08	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	2.67	2.13	0.21	0.20	0.00	0.00	0.00	0.00	0.00	0.00	0.00

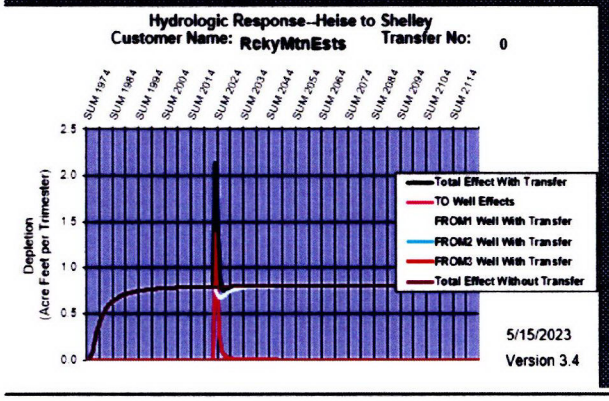
Steady State Analysis	Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	0.1%	0.1%	0.1%	0.1%	0.1%	0.1%	0.2%
	Mitigation Check 2: > 2 AF/T:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
	Mitigation Check 3 - >10% of Total:	74.1%	22.4%	1.0%	2.3%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
	Mitigation Required?	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Transient State Analysis	Mitigation Check 1 - >10% of Historical:	0.0%	164.4%	455.8%	147.7%	75.3%	26.3%	26.3%	26.3%	26.2%	26.1%	23.4%
	Mitigation Check 2: > 2.01 AF/T:	0.0	1.3	0.2	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
	Mitigation Required?	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft)	0.0	1.3	0.2	0.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0

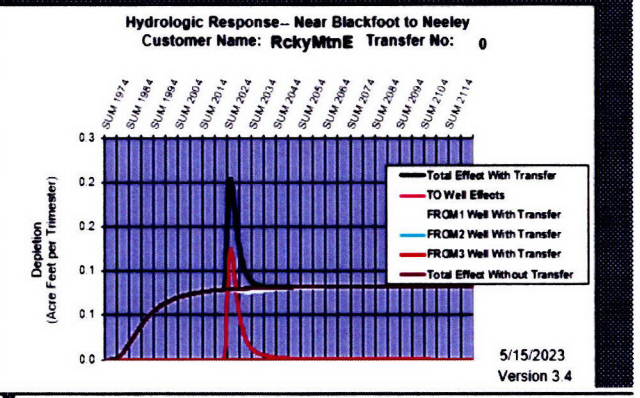
Read Me

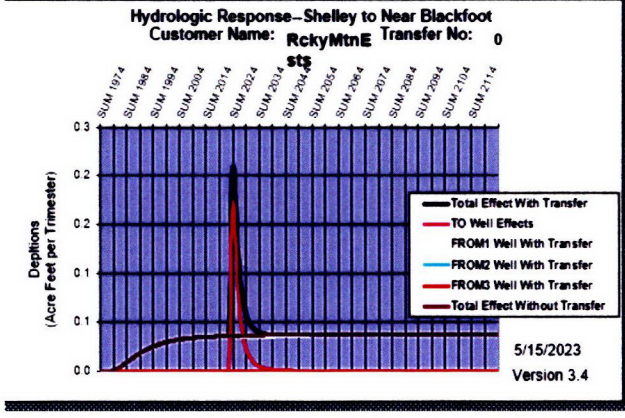
Graphs Above Milner

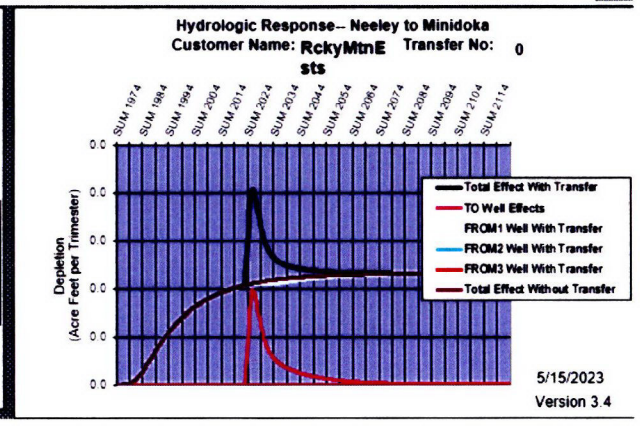




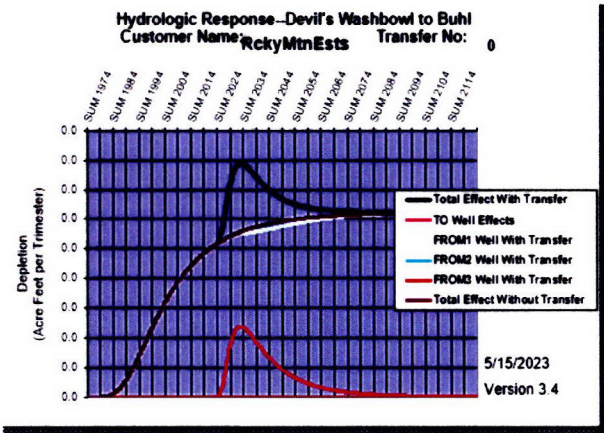


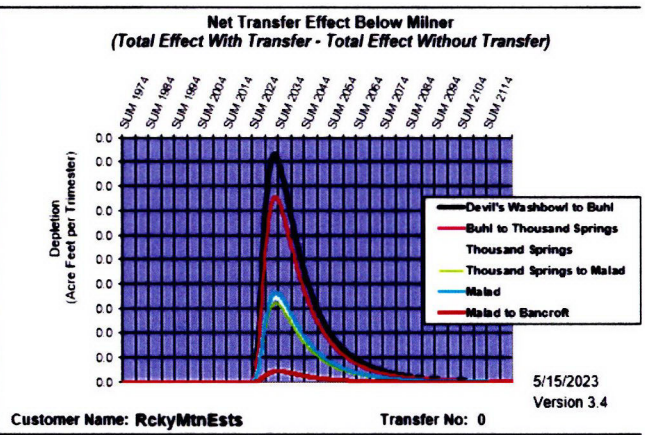


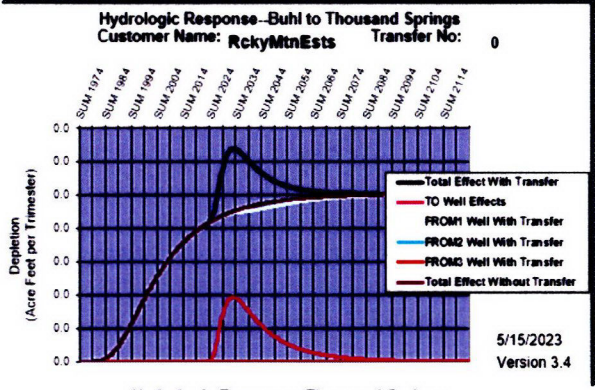


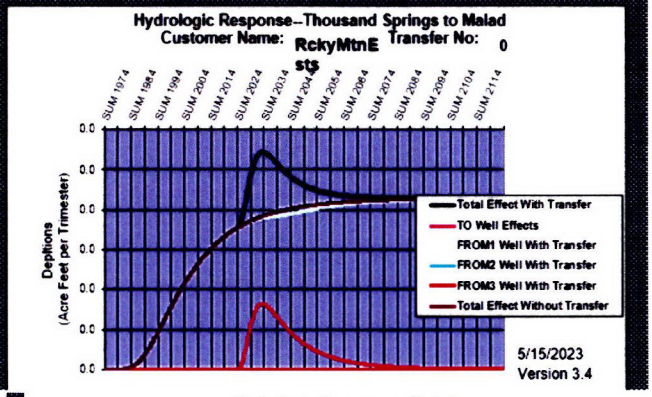


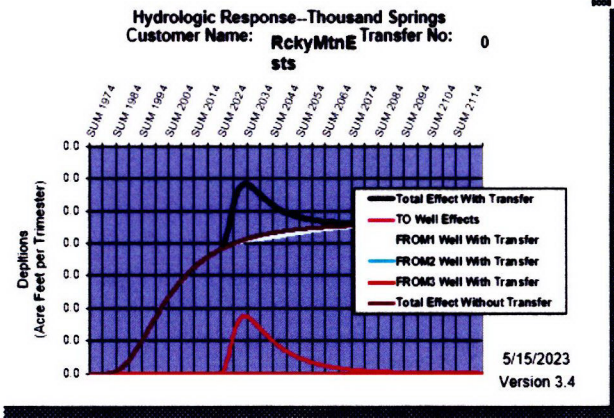
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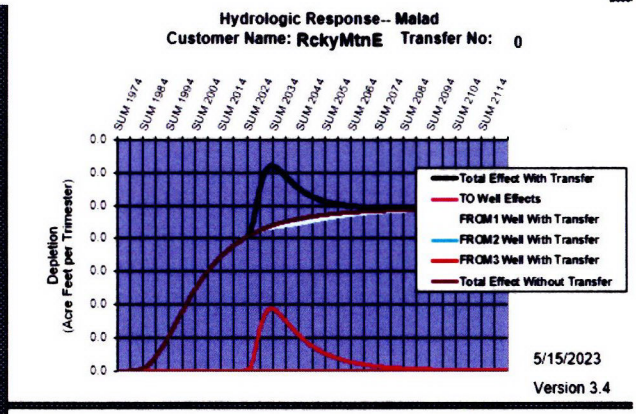


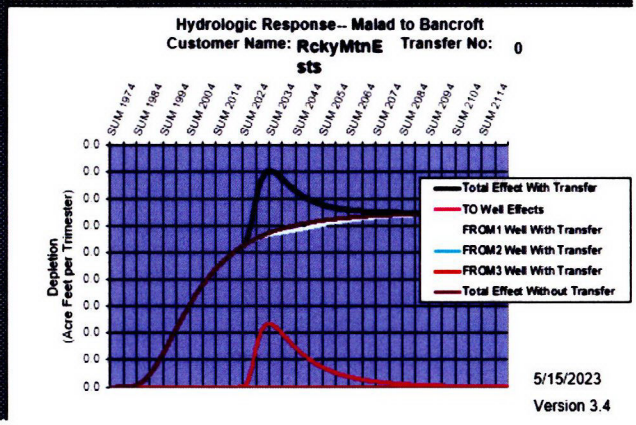












IDAHO DEPARTMENT
WATER RESOURCES

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

January 23, 2023

ROCKY MOUNTAIN ESTATES
C/O ADAM HALL
4063 E 169 N
RIGBY ID 83442

RE: ADDITIONAL INFORMATION REQUEST FOR PROCESSING APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK

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

Dear Applicant:

The Department of Water Resources ("Department") acknowledges receipt of your Application to Rent Water from the Water Supply Bank ("Bank"). A preliminary review of your application has been completed and it has been determined that additional information is required to continue processing.

The rental applicant's response to question 5.C. of the Application to Rent Water from the Water Supply Bank indicates the filing of the application is in response to a Notice of Violation (NOV). Review of the documents for NOV E2020-1618 indicates unauthorized water use has been occurring since 2019, the first request by the Department to resolve the unauthorized use was issued in 2020, a field exam of the property conducted in summer of 2022 documented continued unauthorized use, and a Notice of Violation was issued in August of 2022, and finally an application to rent water in response to the unauthorized use was first received by the Department in December of 2022 requesting to begin renting water in 2023. As of this date, the violation has not been resolved and the civil penalty has not yet been received by the Department.

Per the Water Supply Bank Rules, IDAPA 37.02.03, subrule 30.1, applications to rent are evaluated by the Director to consider among other criteria listed in rule, 'whether the water will be put to a beneficial use.' The Notice of Violation prohibits the irrigation of the lands listed within the rental request until the violation has been resolved.

Please provide the following information within 30 days of the date of this letter or the application will be returned:

- Resolution of Notice of Violation No. E2020-1618, which may be in the form of a Consent Order and Agreement issued by the Department

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

Sincerely,

Mary Condon
Water Supply Bank Coordinator

c: KRISTIN MOORE – ROCKY MOUNTAIN ENIVRONMENTAL ASSOC. INC.

Kienholz, Mackenzie

From: Condon, Mary
Sent: Friday, January 20, 2023 12:21 PM
To: Palmer, Cherie
Cc: Kienholz, Mackenzie; Hummer, Phill
Subject: FW: Rocky Mtn Estates Rental - 2541

Hi Cherie,

I have put this rental application 'On Hold' and we will remove it from the processing queue until they have resolved their NOV.
The letter coming directly from the Bank seems more appropriate to notify the applicant the rental application is 'On Hold.' I will get one drafted and send out on Monday.

Thanks for keeping us in the loop!

Best,
Mary

From: Palmer, Cherie <Cherie.Palmer@idwr.idaho.gov>
Sent: Friday, January 20, 2023 12:08 PM
To: Condon, Mary <Mary.Condon@idwr.idaho.gov>
Subject: Rocky Mtn Estates Rental

Hi Mary,
Rocky Mtn Estates (ap #2541) submitted a rental for 2023. They are renting water in response to an NOV, E2020-1618. I am having difficulty resolving the NOV. The HOA doesn't want to sign a COA or pay the civil penalty assessed to them. I discussed this with Tim and he wondered if we can "hold off" on processing the rental until they have resolved the NOV. I thought that was an interesting proposal and thought I'd see what you thought about that. What I would do is essentially send them a letter letting them know that IDWR wouldn't process the rental until the NOV is resolved. Let me know your thoughts. Thanks,
Cherie