

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 780

RECEIVED

SEP 11 2023

DEPARTMENT OF
WATER RESOURCES

This is to certify that:

J BAR LLC
1405 E RICHARDS RD
DOWNEY, ID 83234-1514

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)
29-7006	1/10/1968	GROUND WATER	0.14	55.0	19.1	0.007	2.88
Combined Rental Totals			0.14	55.0	19.1	0.007	2.88

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 2023, whichever occurs last.

Annual Rental Fee:

2023 - 2024: \$1,265.00 annually

The full fee for the rental of the above-described right(s) is \$1,265.00 per year for years 2023 - 2024. The rental fee includes an administrative fee of \$126.50 per year for years 2023 - 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)	Acres (AC)	Rate/Acre (CFS/AC)	Volume/Acre (AF/AC)
IRRIGATION	0.14	35.0	10.0	0.014	3.50
Combined Total	0.14	35.0	10.0	0.014	3.50

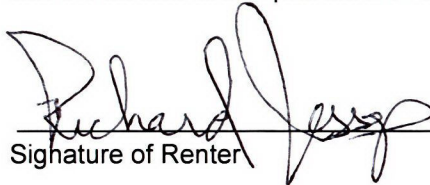
*** The authorized water usage reflects a reduction from the water right elements rented, to account for a higher rate per acre and volume per acre.**

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 780

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:


Signature of Renter

8/26/23
Date

RICHARD JESSOP
Printed Name

MANAGER
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, Acting Administrator
Idaho Water Resource Board

Date 9/13/23

Rental approved by IDWR 

Date 9/13/23

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 780

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNE Sec. 12, Twp 11S, Rge 36E, BANNOCK County

BENEFICIAL USE
IRRIGATION

DIVERSION RATE
0.14 CFS

VOLUME
35.0 AF

SEASON OF USE

Water Right No. **From** **To**
29-7006 4/1 10/15

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	
11S	36E	12		7.7			2.3												10.0

Total Acres: 10.0

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 use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after [October 15] under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
10. Rental of right 29-7006 shall not exceed a total diversion rate of 0.14 cfs, a total annual maximum diversion volume of 35.0 af at the field headgate, and the irrigation of 10.0 acres.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 780

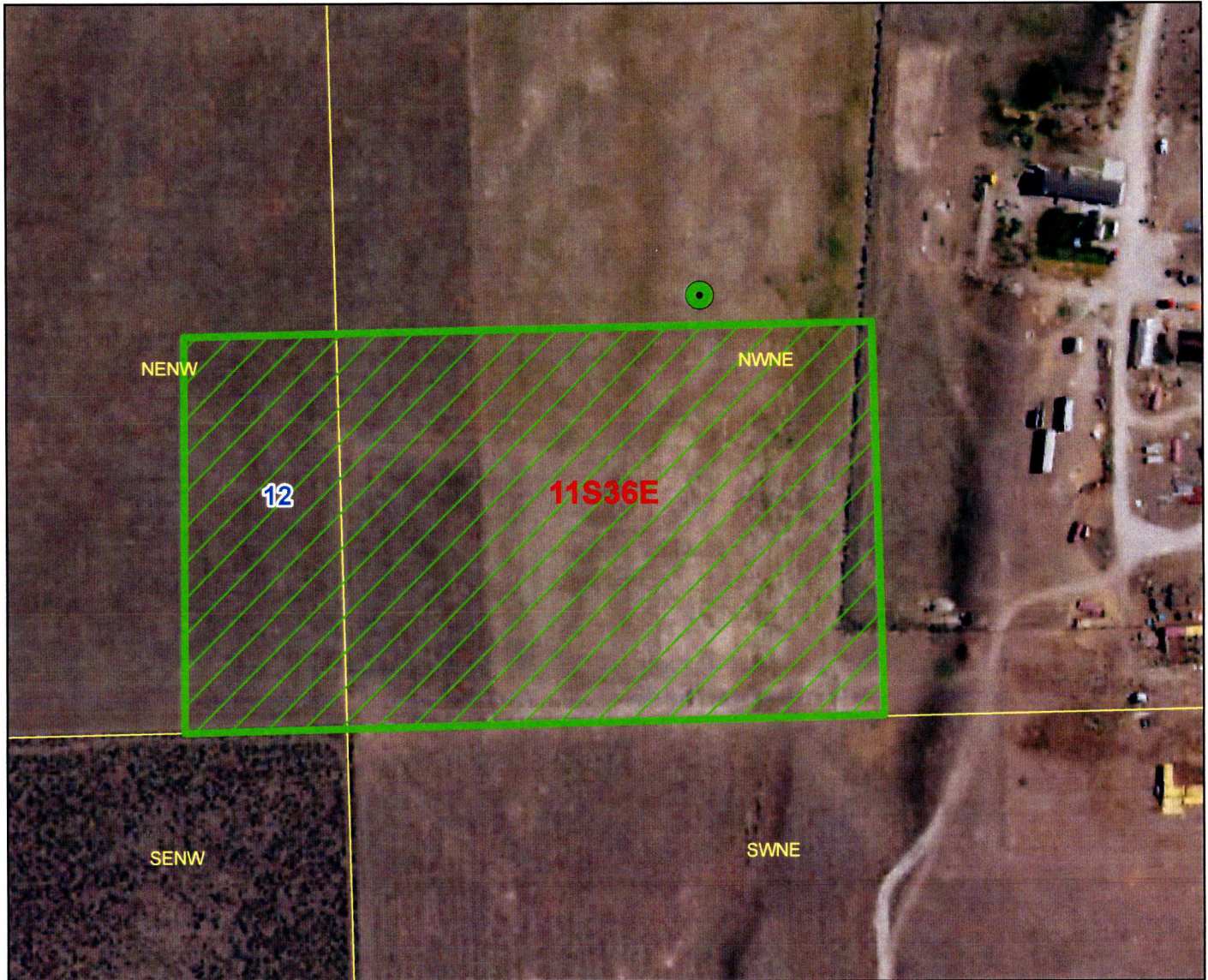
11. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
12. This rental agreement does not authorize the construction of a well.

Idaho Water Resource Board

Attachment to Water Supply Bank Rental Agreement No. 780

Effective until December 31, 2024

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

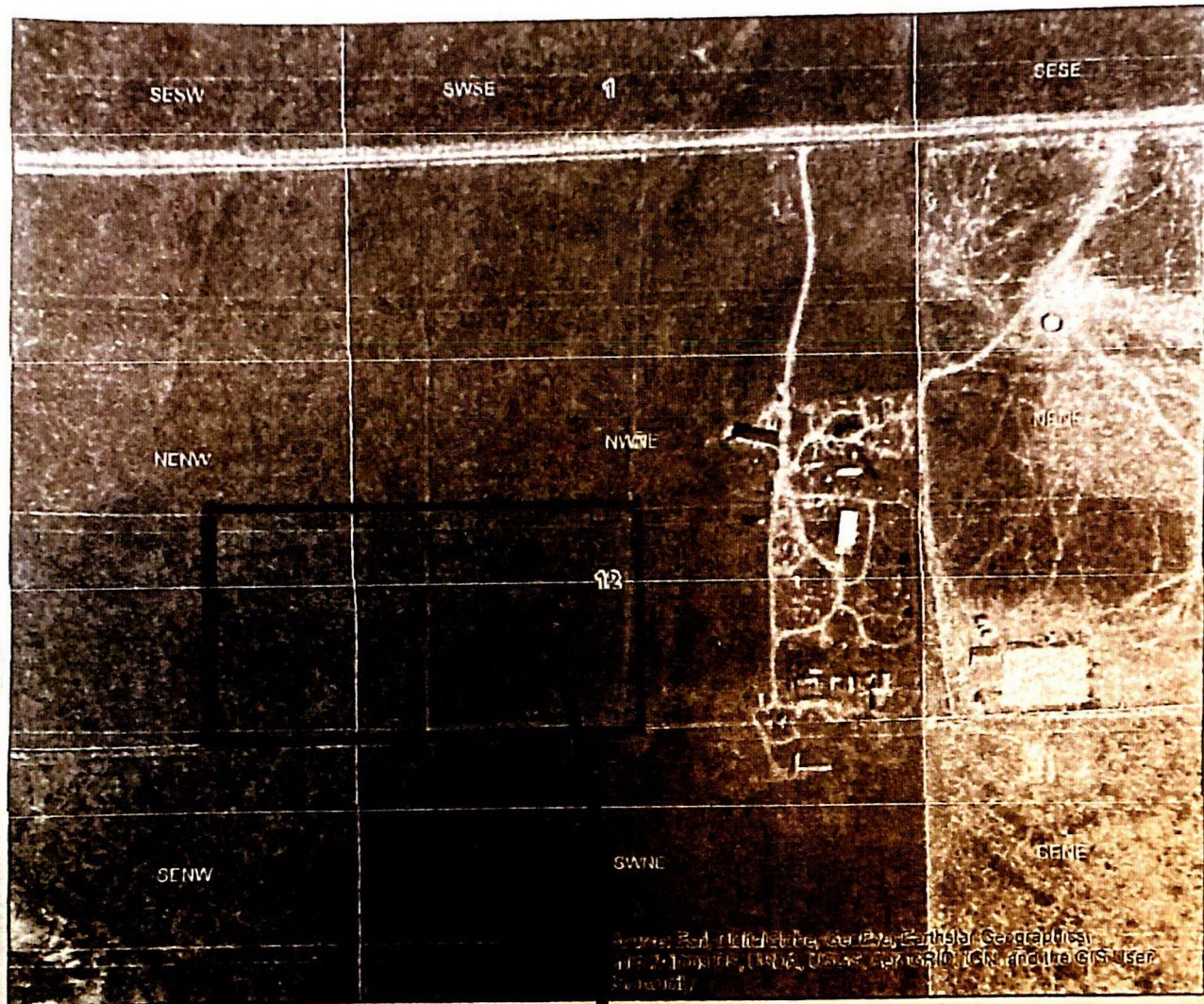


0 0.05 0.1 Miles

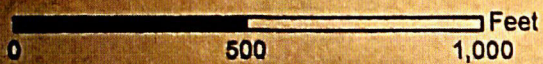
RECEIVED

JUN 05 2023

Department of Water Resources



New well...
Approximate
Area



STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

May 31, 2023

DEPARTMENT OF
WATER RESOURCESAPPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANKApplicant Name: J Bar LLC

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)

2680

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

- A. Applicant JTBar LLC
Mailing Address 1405 E Richards Rd Downey ID. 83234
Street City State Zip Code
Email Address rich @ rsjobber.com Phone Number 208-705-1220
- 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 _____ Professional Title _____
Organization _____ Relationship to Applicant _____
Mailing Address _____
Email Address _____ Phone Number _____

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**.

I want to cultivate/irrigate 10 acres for Crops

- 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	<u>40</u> AF	CFS	AF	<u>10</u> 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?	
<u>6/1/2023</u>	<u>6/2/2023</u>	☐ 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):

from the existing well through underground piping.

- 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 well	well	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 10 (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:

domestic water right only

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)
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**:

Our well will produce 70 gallons per minute

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:

It's a small scale and intermittent water need

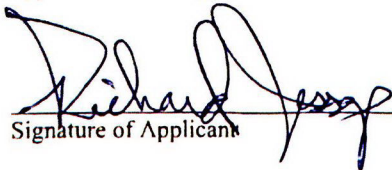
- B. Have you or do you intend to submit an application for permit or transfer proposing a similar use as this rental? Yes ☐ No ☒
If yes, describe:

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

- D. Additional Information

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

RICHARD JESSOP
Printed Name of Applicant

5/30/23
Date

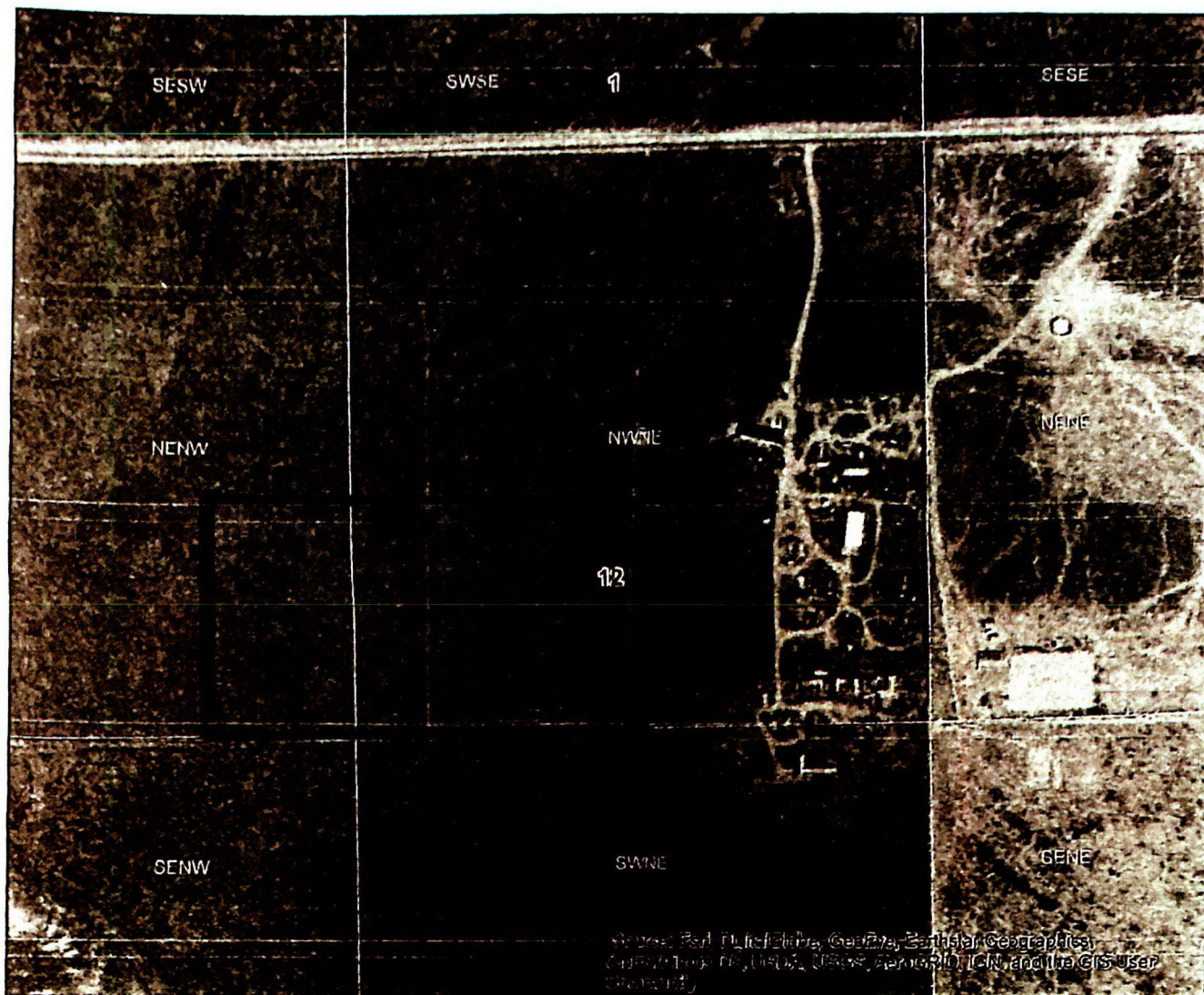
Signature of Representative

Printed Name of Representative

Date

Mail to:

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



0 500 1,000 Feet

WSB Mailing Checklist for Rentals

(For use on all new rental applications)

Key: Who Completes What?

CLERICAL STAFF: mk

REVIEWER: mk

Received Date: 5/31/2023

Latest Start Date: 6/2/2023

Renter: J Bar LLC

Rental Expiration Date: 2024

Lease/Rental Package: Y (N)

Application # 2680 Agreement # 780

Water Right	Lease Contract ID
# <u>29-1006</u>	<u>1276</u>
# _____	_____
# _____	_____
# _____	_____
# _____	_____
# _____	_____
# _____	_____
# _____	_____
# _____	_____
# _____	_____
# _____	_____
# _____	_____
# _____	_____
# _____	_____
# _____	_____

Applicant Authorized? (Y) / N

Map of POU and POD (Y) / N

POD consent? (Y) / N

ESPA Modeling? Y / N NA

Application Complete? (Y) / N

Minimum Checklist in database? ☐

Request for additional information letter sent: Y NA

WSB Action Request for deficiencies ☐

Comments:

- prev agreement #406 - same applicant, different acres
- R Jessop auth. member of old 91 Enterprises

Mailings (per application)	Original	CC	Email or Address
Renter: <u>J Bar LLC</u>	☐	☐	_____
Attorney: _____	☐	☐	_____
Consultants Name: _____	☐	☐	_____
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: <u>Eastern</u>	(final only)	☐	_____
Watermaster: _____	(final only)	☐	_____
Compliance: _____	(final only)	☐	_____

Scanned, in
WSB software &
N Drive
9.13 mk

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 Mathew Weaver

September 13, 2023

J BAR LLC
1405 E RICHARDS RD
DOWNEY, ID 83234-1514

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 29-7006, AGREEMENT 780**

Dear Renter:

Please find enclosed a receipt in the amount of **\$1,265.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 55.0 acre-feet of water for irrigation of 10.0 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 \$1,138.50 of the rental fee will be paid to the lessor(s) and 10% or \$126.50 will be retained by the Department to offset administrative costs for 2023.

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

Sincerely,

Mackenzie Kienholz
Water Supply Bank Specialist

Enclosures: Receipt No. C117031
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR - Eastern Region Office



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

August 21, 2023

J BAR LLC
1405 E RICHARDS RD
DOWNEY, ID 83234-1514

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK - AGREEMENT 780

*****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 \$1,265.00 per year was calculated based on the current rental rate of \$23.00 per acre-foot times a diversion volume of 55.0 acre-feet.

Please send a check for \$1,265.00 for 2023 made payable to the Idaho Department of Water Resources, together with the signed rental agreement, within 14 days so I can complete processing. An annual payment shall be received by the Department prior to the execution of this agreement and prior to January 1 in all subsequent years for the duration of the rental period. The agreement will be void if payment is not received prior to the due date in a given year. If you would like to terminate the agreement prior to the end of the rental period, you must submit written notice of your intent to the Department at least 30 days prior to the rental fee due date.

Pursuant to the Water Supply Bank Rules, 90% or \$1,138.50 of the rental fee will be paid to the lessor(s) and 10% or \$126.50 will be retained by the Department to offset administrative costs for 2023.

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

Sincerely,

for
Water Supply Bank

Kienholz, Mackenzie

From: Cefalo, James
Sent: Wednesday, August 9, 2023 11:11 AM
To: Kienholz, Mackenzie
Subject: RE: Comments Request - WSB Rental App 2680

Mackenzie,

I don't have any comments or concerns for the proposed WSB Rental.

James

From: Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov>
Sent: Monday, August 7, 2023 12:06 PM
To: Cefalo, James <James.Cefalo@idwr.idaho.gov>
Subject: Comments Request - WSB Rental App 2680

Good afternoon,

Please see the attached review documents for Water Supply Bank Rental Application #2680 for J Bar LLC, and kindly respond with any questions or comments within 10 days.

Thank you,

Mackenzie Kienholz
Water Supply Bank Specialist



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

MEMORANDUM FOR AGREEMENT #780

To: Water Right(s) 29-7006

From: Mackenzie Kienholz

Date: 7/25/2023

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

PURPOSE/NARRATIVE: Rental application #2680 was submitted by J Bar LLC and was received by the Department on 5/31/2023. The application did not identify specific water rights, but requested 10 acres worth of irrigation water. Review staff identified right 29-7006 as the only available right which could satisfy this rental. This right has a duty of 0.007 cfs/acre and headgate of 2.88 af/acre while the standard at the rental location is 3.5 af/acre. Because of this, the applicant agreed to rent 19.1 acres for the use of 10 acres.

Neither the lease nor the rental are within a water district, groundwater district, or groundwater management area.

AUTHORITY TO FILE: The application was signed by Richard Jessop who is listed as an authorized agent on J Bar Ranch LLC's most recent IDSOS filing (12/02/2022). The land at the rental POD and POU is owned by Richard S. Jessop or Old 91 Enterprises LLC, which Richard Jessop is an authorized member of. No concerns with authority to file.

WATER RIGHT VALIDITY: 29-7006 was decreed 3/22/2004. The right was leased to the Bank from 2016-2020 and 2021-2025. Water right validity was evaluated at the time of the lease review in 2021 and found no concerns.

INJURY TO OTHER WATER RIGHTS: Neither the lease nor the rental are within a (C)GWMA and there will not be a change in source. The rental point of diversion has diverted the same amount of water under previous rentals and no concerns have been received. Review staff has no knowledge of concerns with injury to other water rights.

ENLARGEMENT OF USE: The season of use for right 29-7006 is 4/1-10/15 with the possibility to continue until 10/31 as described in the condition below:

"The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after [October 15] under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right."

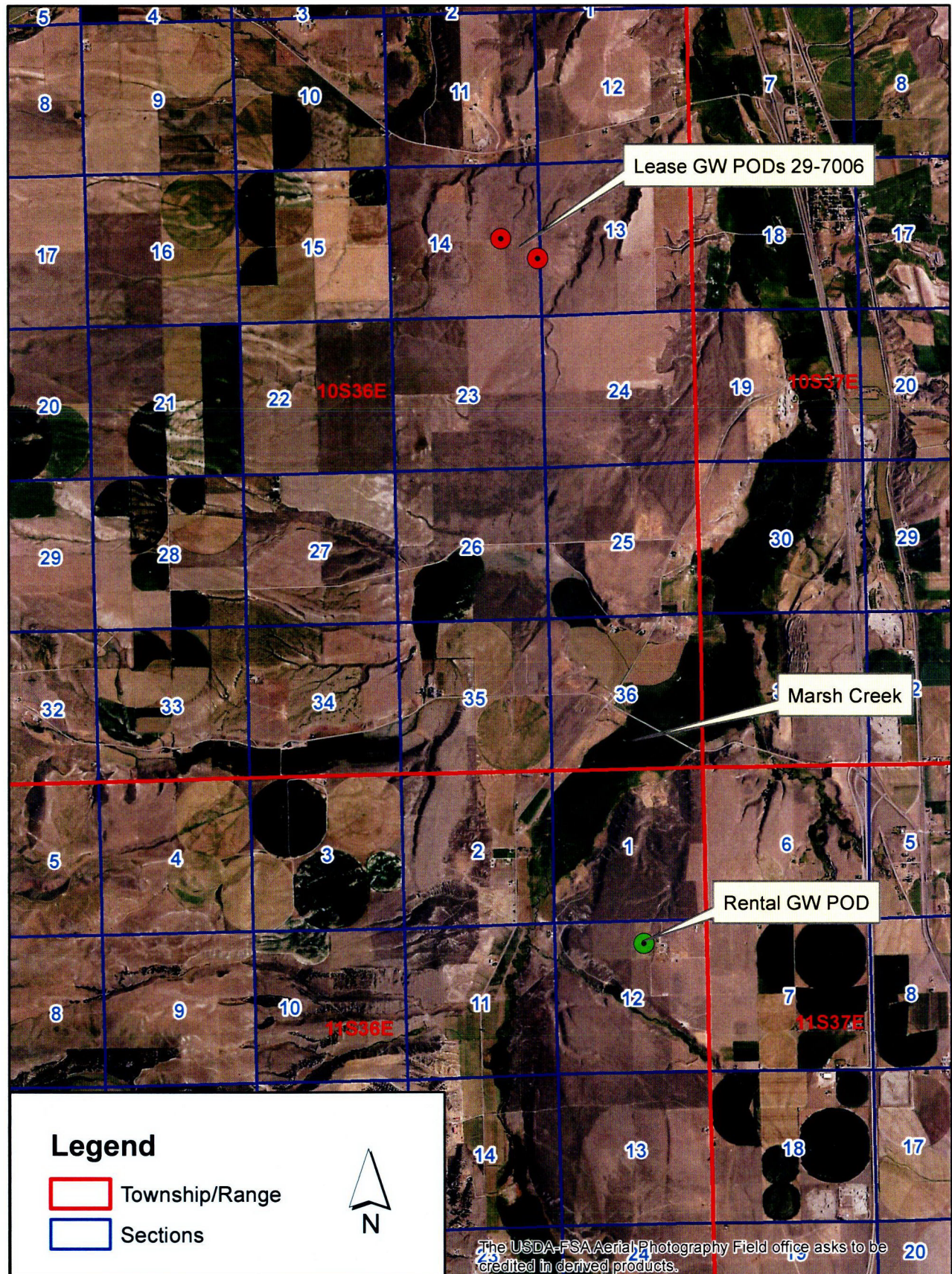
The rental will have this season of use and condition as well. The rental POU and POD are not overlapped by any other water rights. The beneficial use will not be changing. Right 29-7006 has historically been used as a primary right and will continue to be used as such under this rental. No concerns 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 not subject to a Water District. A request for comments was sent to the Eastern Regional Office on 7/25/2023.

WSB Rental Application #2680, J Bar LLC 2023



Kienholz, Mackenzie

From: Rozanna Jessop <roziej85@icloud.com>
Sent: Monday, June 5, 2023 9:12 AM
To: Kienholz, Mackenzie
Cc: Richard Jessop
Subject: Re: Water Supply Bank Availability - Jessop
Attachments: 2023-06-05 09-08.pdf

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.

Good morning Mackenzie,
See attached picture. Let me know if you need anything else.
Thanks,
Rozie

On Jun 2, 2023, at 3:39 PM, Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov> wrote:

Hello Rozie and Richard,

I received your application to rent water (application #2680). Can you please confirm whether the well that will be used for this rental is the same as was used in your previous rental? If not, can you please provide a map showing the location of the well that is proposed to be used for this rental?

Thank you,

Mackenzie Kienholz
Water Supply Bank Specialist



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

From: Rozanna Jessop <roziej85@icloud.com>
Sent: Tuesday, May 30, 2023 5:47 PM
To: Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov>

Cc: Richard Jessop <rich@rsjodwr.com>
Subject: Re: Water Supply Bank Availability - Jessop

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.

Mackenzie,
Thank you so much for all your efforts in helping
to get this permit in place for this season if possible.
Let me know if you need anything else.

Thanks,
Rozie

Sent from my iPhone

On May 25, 2023, at 8:56 AM, Kienholz, Mackenzie
<Mackenzie.Kienholz@idwr.idaho.gov> wrote:

Hi Rozie,

To move forward with requesting this water you will need to fill out an [Application to Rent Water From the Board's Water Supply Bank](#) (blank copy attached). I am attaching a copy of your previous rental application/agreement. If nothing is changing, you can use the map from your previous agreement (#406) for this application. It may also be helpful to use your previous application as a guide for completing the application for this year.

Based on the amounts you rented last time, for this rental you would request the following:

	Rate (cfs)	Acres	Volume (af)	cfs/acre	af/acre
Renting (amounts on Application)	0.14	19.1	55.0	0.00733	2.879581
Authorized for Use	0.14	10.0	35.0	0.014	3.5

The cost for 55.0 af would be \$1,265.00.

As we discussed over the phone, it is already late in the season, and there are only two of us currently processing applications amongst other duties. Even if the application can be approved, it is not guaranteed that you would have an executed agreement this summer. Please let me know if you have any questions while completing the application.

Best,

Mackenzie Kienholz



Planning & Projects

Mackenzie.kienholz@idwr.idaho.gov

Phone: (208) 287-4822

From: Rozanna Jessop <roziej85@icloud.com>

Sent: Tuesday, May 23, 2023 3:17 PM

To: Richard Jessop <rich@rsjobber.com>

Cc: Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov>

Subject: Re: Water Supply Bank Availability - Jessop

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.

Mackenzie,

This is Rozie,.... Richard asked me to help push this through. We want to go ahead with the water right: 29-7006 for 10 acres. Please let me know the next step to "get the ball rolling."

You can call anytime 208 252 2630 or reach me by email: roziej85@icloud.com

Thank you!

Have a great day...

On May 16, 2023, at 11:51 AM, Richard Jessop <rich@rsjobber.com> wrote:

FYI

Richard Jessop
Beeline Properties
208-705-1220

Begin forwarded message:

From: "Kienholz, Mackenzie"
<Mackenzie.Kienholz@idwr.idaho.gov>
Date: May 16, 2023 at 11:08:08 AM MDT
To: Richard Jessop <Rich@rsjobber.com>
Subject: RE: Water Supply Bank Availability - Jessop

Hello Richard,

The closest water to you with availability is right 29-7006. This right has plenty of availability, but has a low rate per acre and volume per acre. This means you would need to rent (and pay for) almost double the amount of water than you would be allowed to use. For example, you may need to rent close to 16 acres and 45 acre-feet to be able to irrigate 8.0 acres with 28 acre-feet (total cost potentially around \$1,000/year). There are a couple other rights in Basin 29 with availability, but these would require more evaluation as to whether they are hydraulically connected to your property.

I hope this helps, but please feel free to reach out with any additional questions.

Thank you,
Mackenzie

From: Kienholz, Mackenzie
Sent: Tuesday, May 16, 2023 10:24 AM
To: rich@rsjobber.com
Subject: Water Supply Bank Availability - Jessop

Good morning, Richard,

Below is the link to the Water Supply Bank map search tool on the IDWR website. This is a good place to start looking for water in your area that may be available, but it isn't the most clear. I will look into whether we have any rights currently available that may work at your location, and I will send you another email with what I find.

<https://maps.idwr.idaho.gov/agol/WaterSupplyBank/>

Best,

Mackenzie Kienholz
Water Supply Bank Specialist



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