STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
OCT 07 2024
DEPT. OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 883

This is to certify that:

K & C WAHLEN LIVING TRUST
2275 S 2900 W
ABERDEEN, ID 83210-1813

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)
29-14013	8/19/1952	GROUND WATER	0.430	126.0	31.5	0.014	4.0
Rental Totals			**0.430**	**126.0**	**31.5**	**0.014**	**4.0**

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

Annual Rental Fee:

2024: $2,898.00

The full fee for the rental of the above-described right(s) is $2,898.00 for 2024. The rental fee includes an administrative fee of $289.80 for 2024.

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

Total Water Use Authorized Under Rental Agreement

Beneficial Use	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate/Acre (CFS/AC)	Volume/Acre (AF/AC)
IRRIGATION	0.430	108.0	27.0	0.016	4.0
Combined Total	0.430	108.0	27.0	0.016	4.0

**** The authorized water usage reflects a reduction from the water right elements rented, to account for a diversion rate of 0.016 cfs per acre at the rental place of use and delivery system with water right 35-7173.***

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 883

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 _____ Date 10-2-2024

Printed Name GARRETT WAHLEN Title PARTNER

*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 10/15/24
BRIAN PATTON, Executive Manager
Idaho Water Resource Board

Rental approved by IDWR _____ Date 10/15/24

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 883

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNWSE Sec. 31, Twp 07S, Rge 29E, POWER County

BENEFICIAL USE	DIVERSION RATE	VOLUME
IRRIGATION	0.43 CFS	108.00 AF

SEASON OF USE

Water Right No.	From	To
29-14013	4/1	10/30

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	
07S	29E	31							3.0 L2	7.0					7.0	10.0			27.0

Total Acres: 27.0

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. This rental agreement does not authorize the construction of a well.
10. Use of water under this right will 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.

WATER SUPPLY BANK RENTAL AGREEMENT No. 883

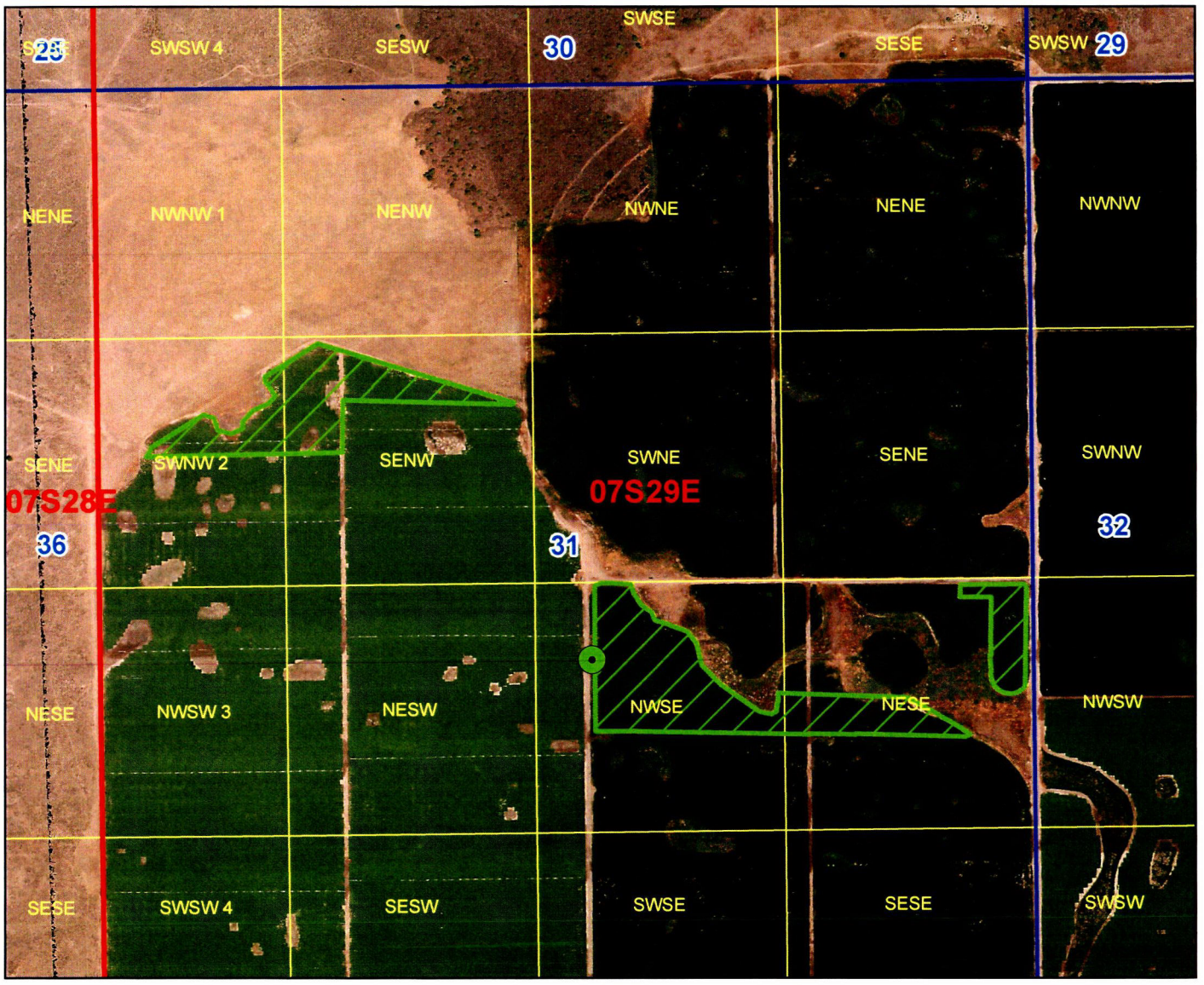
11. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
12. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications
13. Rental of Right No. 29-14013 when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate.
14. Rental of Right No. 29-14013 when combined with Right No. 35-7173 shall not exceed a total diversion rate of 7.63 cfs, a total annual maximum diversion volume of 1,897.2 af at the field headgate, and the irrigation of 473.4 acres.

Idaho Water Resource Board

Attachment to Water Supply Bank Rental Agreement No. 883

Effective until December 31, 2024

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



Legend

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

N

0 500 1,000 2,000 Feet

Form 42-1761-2 10 15

STATE OF IDAHO
WATER RESOURCE BOARD

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

RECEIVED
APR 15 2024
Department of Water Resources

Applicant Name: K & C Wahlen Living Trust

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)

~~35-14041~~ 29-14013

2919

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant K & C Wahlen Living Trust

Mailing Address 2275 S., 2900 W. (Street) Aberdeen, (City) ID (State) 83210-1813 (Zip Code)

Email Address garrett.kwfarms@gmail.com Phone Number (208) 226-9906

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 Jason C. Helms, P.E. Professional Title Engineer

Organization JCH Civil, LLC Relationship to Applicant Technical consultant

Mailing Address 3158 NE Follett St. Roseburg, OR 97470

Email Address jchcivil@outlook.com Phone Number (208) 308-2109

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**:

Provide temporary authorization for irrigation of 25 acres diverted from the well associated with existing water right 35-7173 until permanent water rights can be acquired.

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)
0.25 CFS	100.0 AF	0.25 CFS	100.0 AF	25.0 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?	
4/1/2024	6/1/2024	☑ 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):

Existing wells, and distribution system associated with water rights 35-7173.

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	ground water	35-7173, WMIS#600620

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 25.0 (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: 04/01 (mm dd) to: 10/31 (mm dd)

J. For irrigation uses, do you propose to divert water at a rate greater than 0.02 cfs/acre? N/A ☐ Yes ☐ No ☑
If yes, justify the rate of flow and attach any supporting documents as **Attachment 3J**. Justification may include information on soil composition, conveyance losses, crop type, irrigation systems, public access areas, etc. A rate of 0.03 cfs/acre is permissible for irrigation of 5 acres or less.

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:

Existing water rights 35-7173 and 35-12810 will be used in combination.

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)
29-14013	Irrigation	0.70	203.9	51.0		0.34	100.0	25.0
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	0.34	100.0	25.0
						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**:

This additional rate will be combined with existing rights 35-7173 and 35-12810 which together provides adequate delivery.

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:

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	Printed Name of Applicant	Date
Signature of Representative	Jason C. Helms, PE Printed Name of Representative	4/15/2024 Date

Mail to:

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

Water Rights

Feb 06, 2024

DEPARTMENT OF
WATER RESOURCES



2/5/2024, 1:32:03 PM

1:18,056

0 0.1 0.2 0.4 mi

0 0.17 0.35 0.7 km

POD - Water Rights

POU - Water Rights

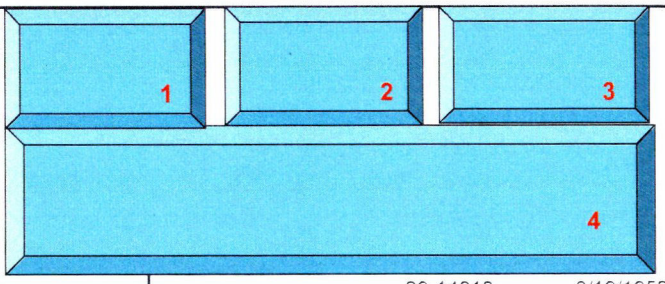
All Other POU (non-provider)

Esri, HERE, iPC, Esri, HERE, Garmin, iPC, Maxar

Idaho Department of Water Resources

Maxar | Esri, HERE, iPC | USGS TNM – National Hydrography Dataset, Data Refreshed January, 2024 | IDWR | Idaho Department of Water Resources (IDWR)

Cells this color are set up for user entries



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

YEAR: 1952

SEASON:

TRANSFER NO: Wahlen 25ac 2024

TRANSFER NAME: 29-14013

29-14013 8/19/1952 100

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	89	96		
COLUMN	88	122		
	7S29E-31	29-14013		

Consumptive use fraction (3.5/4.0): 0.75

Total Maximum CU 75.00

Proposed CU 75.00

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
SPR 1952	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SUM 1952	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 1952	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 1953	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 1953	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 1953	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 1954	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 1954	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 1954	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 1955	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 1955	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 1955	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 1956	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 1956	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 1956	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 1957	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 1957	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 1957	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 1958	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 1958	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 1958	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 1959	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 1959	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 1959	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 1960	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 1960	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 1960	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 1961	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 1961	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 2023	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 2024	25.00	0.00	25.00	0.00	0.00	0.00	0.00
SUM 2024	25.00	0.00	25.00	0.00	0.00	0.00	0.00
WIN 2024	25.00	0.00	25.00	0.00	0.00	0.00	0.00
SPR 2025	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 2025	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 2025	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 2026	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 2026	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 2026	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 2027	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 2100	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 2101	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 2101	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 2101	0.00	25.00	25.00	0.00	0.00	0.00	0.00

One-Way Analysis of Independent Transfers

Wahlen Rental 2024 7S29E-31 (model cell [89,88])

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							
Refer to Application							
Transfer 1: Worst Case Transient State Impacts following Transfer							

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
0.08	0.13	0.79	23.81	0.05	0.05	0.04	0.02	0.02	0.02	0.00
0.08	0.13	0.80	23.81	0.05	0.05	0.04	0.02	0.02	0.02	0.00
0.08	0.13	0.79	23.81	0.05	0.05	0.04	0.02	0.02	0.02	0.00
0.09	0.16	1.03	24.99	0.60	0.08	0.07	0.03	0.03	0.03	0.00

		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
Steady State Analysis	Mitigation Check 1 - >10% of Historical	0.2%	0.1%	0.1%	0.0%	0.7%	1.3%	1.3%	1.3%	1.3%	1.3%	1.6%
	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	0.3%	0.5%	3.2%	95.2%	0.2%	0.2%	0.2%	0.1%	0.1%	0.1%	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	14.4%	21.5%	29.7%	5.0%	1123.2%	78.1%	78.0%	77.9%	77.7%	77.3%	73.1%
	Mitigation Check 2: > 2.01 AF/T	0.0	0.0	0.2	1.2	0.6	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	0.2	1.2	0.6	0.0	0.0	0.0	0.0	0.0	0.0

Read Me

Form 42-1761-2 10/15

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED
APR 02 2024
Department of Water Resources

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

Applicant Name: K & C Wahlen Living Trust

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)

35-14041

Superseded

2919

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant K & C Wahlen Living Trust

Mailing Address 2275 S., 2900 W. (Street) Aberdeen, (City) ID (State) 83210-1813 (Zip Code)

Email Address garrett.kwfarms@gmail.com Phone Number (208) 226-9906

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 Jason C. Helms, P.E. Professional Title Engineer

Organization JCH Civil, LLC Relationship to Applicant Technical consultant

Mailing Address 3158 NE Follett St. Roseburg, OR 97470

Email Address jchcivil@outlook.com Phone Number (208) 308-2109

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**:

Provide temporary authorization for irrigation of 25 acres diverted from the well associated with existing water right 35-7173 until permanent water rights can be acquired.

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)
0.25 CFS	100.0 AF	0.25 CFS	100.0 AF	25.0 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?	
4/1/2024	6/1/2024	☑ 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):
Existing wells, and distribution system associated with water rights 35-7173.

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	ground water	35-7173, WMIS#600620

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 25.0 (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: 04/01 (mm/dd) to: 10/31 (mm/dd)

J. For irrigation uses, do you propose to divert water at a rate greater than 0.02 cfs/acre? N/A ☐ Yes ☐ No ☑
If yes, justify the rate of flow and attach any supporting documents as **Attachment 3J**. Justification may include information on soil composition, conveyance losses, crop type, irrigation systems, public access areas, etc. A rate of 0.03 cfs/acre is permissible for irrigation of 5 acres or less.

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:
Existing water rights 35-7173 and 35-12810 will be used in combination.

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)
35-14041	Irrigation	3.18	1290.0	322.5		0.25	100.0	25.0
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	0.25	100.0	25.0
						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**:

This additional rate will be combined with existing rights 35-7173 and 35-12810 which together provides adequate delivery.

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:

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	GARRETT WAHLEN Printed Name of Applicant	4/2/2024 Date
Signature of Representative	Jason C. Helms, PE Printed Name of Representative	3/21/2024 Date

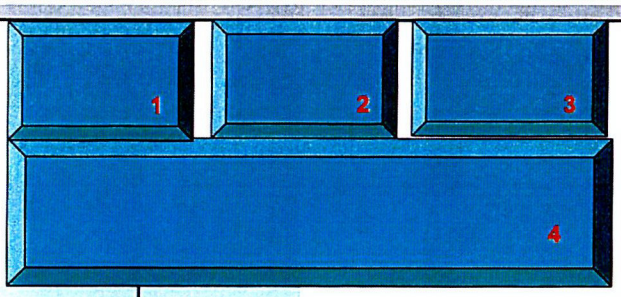
Mail to:

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

ENHANCED GROUND-WATER RIGHTS TRANSF

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE | IDAHO DEPA

Cells this color are set up for user entries



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

YEAR 1952

SEASON

TRANSFER NO: Wahlen 25 2024

TRANSFER NAME: 35-14041 Rental

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	89	66		
COLUMN	88	128		
	7S29E-31	35-14041		

35-14041 10/16/1974 100

Consumptive use fraction (3.0/4.0): 0.75

Total Maximum CU 75.00

Proposed CU 75.00

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
SPR 1952	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SUM 1952	0.00	0.00	0.00	0.00	0.00	0.00	0.00
WIN 1952	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SPR 1953	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SUM 1953	0.00	0.00	0.00	0.00	0.00	0.00	0.00
WIN 1953	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SPR 1954	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	25.00	25.00	0.00	0.00	0.00	0.00
SUM 1975	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 1975	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 1976	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 1996	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 1997	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 1997	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 1997	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 1998	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 2011	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 2012	0.00	0.00	25.00	0.00	0.00	0.00	0.00
SUM 2012	0.00	0.00	25.00	0.00	0.00	0.00	0.00
WIN 2012	0.00	0.00	25.00	0.00	0.00	0.00	0.00
SPR 2013	0.00	0.00	25.00	0.00	0.00	0.00	0.00
SUM 2013	0.00	0.00	25.00	0.00	0.00	0.00	0.00
WIN 2013	0.00	0.00	25.00	0.00	0.00	0.00	0.00
SPR 2014	0.00	0.00	25.00	0.00	0.00	0.00	0.00
WIN 2021	0.00	0.00	25.00	0.00	0.00	0.00	0.00
SPR 2022	0.00	0.00	25.00	0.00	0.00	0.00	0.00
SUM 2022	0.00	0.00	25.00	0.00	0.00	0.00	0.00
WIN 2022	0.00	0.00	25.00	0.00	0.00	0.00	0.00
SPR 2023	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 2023	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 2023	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 2024	25.00	0.00	25.00	0.00	0.00	0.00	0.00
SUM 2024	25.00	0.00	25.00	0.00	0.00	0.00	0.00
WIN 2024	25.00	0.00	25.00	0.00	0.00	0.00	0.00
SPR 2025	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 2025	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 2025	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 2026	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 2026	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 2026	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SPR 2101	0.00	25.00	25.00	0.00	0.00	0.00	0.00
SUM 2101	0.00	25.00	25.00	0.00	0.00	0.00	0.00
WIN 2101	0.00	25.00	25.00	0.00	0.00	0.00	0.00

CREP or CRP through 2022

Rental elsewhere 2023

One-Way Analysis of Independent Transfers

Rental of 35-14041 at 35-7173 for 2024

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							
Refer to Application							
Transfer 1: Worst Case Transient State Impacts following Transfer							

		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
	Pre SS	0.61	1.02	5.09	17.28	0.24	0.25	0.20	0.09	0.09	0.10	0.01
	Post SS	0.61	1.02	5.09	17.28	0.24	0.25	0.20	0.09	0.09	0.10	0.01
	Pre TS	0.61	1.02	5.09	17.28	0.24	0.25	0.20	0.09	0.09	0.10	0.01
	Post TS	0.61	1.02	5.09	17.28	0.71	0.25	0.20	0.09	0.09	0.10	0.01
Steady State Analysis	Mitigation Check 1 - >10% of Historical:	-0.2%	-0.1%	0.0%	0.0%	-0.1%	-0.2%	-0.2%	-0.2%	-0.2%	-0.3%	-0.3%
	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:	2.4%	4.1%	20.4%	69.2%	1.0%	1.0%	0.8%	0.4%	0.3%	0.4%	0.1%
	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:	-0.2%	-0.1%	0.0%	0.0%	195.2%	-0.2%	-0.2%	-0.2%	-0.2%	-0.3%	-0.3%
	Mitigation Check 2: > 2.01 AF/T:	0.0	0.0	0.0	0.0	0.5	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	0.5	0.0	0.0	0.0	0.0	0.0	0.0

Read Me

Form 42-1761-2 10/15

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED
Feb 06, 2024
DEPARTMENT OF
WATER RESOURCES

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

Applicant Name: Kim Wahler Farms, GP

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)

Superseded

2919

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Kim Wahlen Farms GP

Mailing Address 2275 S. 2900 W. (Street) Aberdeen (City) ID (State) 83210 (Zip Code)

Email Address garrett.kwfarms@gmail.com Phone Number

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 Garrett Wahlen Professional Title COO

Organization Kim Wahlen Farms GP Relationship to Applicant ~~Son~~ employee

Mailing Address 2275 S. 2900 W. Aberdeen, ID 83210

Email Address garrett.kwfarms@gmail.com Phone Number 208-221-4048

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:**

Need irrigation to water our 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)
.02 CFS	4 AF	.02 CFS	4 AF	25 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?	
		☐ 1	☐ 2	☐ 3	☐ 4	☒ 5	☐ Process application as soon as possible	☒ Return application to applicant
5/1/2024	5/15/2024							

* ***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):

Wheel Lines

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
Pump	Deep Well	35-7173

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 25 (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:

The water right that we currently own does not cover the acres that we have to water the crop.

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)
36-16920	Irrigation		4 AF/Acre	16.2				
36-17202	Irrigation		4 AF/Acre	8.8				
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**:

this proposed rental of 25 Acres will help us irrigate the ground we currently have, which will enable us to grow a crop this year

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:

WR # 35-13340 + WR # 35-13362 For 14.5 Acres in 2017+2018
WR # 35-7246M + WR # 35-13609 increased by 6.7 Acres in 2019
We have not secured Permanent WR as of yet.

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:

We intend to transfer water rights in future

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	Printed Name of Applicant	Date
	KIM WAHLEN	2/5/2021

Signature of Representative	Printed Name of Representative	Date
	GARRETT WAHLEN	2/5/2021

Mail to:

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

Etran V3.4 Run for G Wahlen 2024, 16.2 ac from 36-16920 + 8.8 ac from 36-17202

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	8S26E-3	275.6	91.9	SP082075
???	???	275.6	68.9	1/1/1960	8S26E-3	275.6	91.9	SP068066
Transfer 1: Worst Case Transient State Impacts following Transfer								
???	???	275.6	68.9	1/1/1960	8S26E-3	275.6	91.9	SP082075
???	???	275.6	68.9	1/1/1960	8S26E-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
	0.11	0.18	0.96	4.25	0.49	1.91	3.19	4.21	7.17	2.21	0.27
	0.11	0.18	0.96	4.25	0.49	1.91	3.19	4.21	7.17	2.21	0.27
	0.11	0.18	0.96	4.25	0.49	1.91	3.19	4.21	7.17	2.21	0.27
	0.11	0.20	1.18	5.71	0.98	1.91	3.19	4.21	7.17	2.21	0.27
Steady State Analysis: Mitigation Check 1 - >10% of Historical	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
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	0.4%	0.7%	3.8%	17.0%	1.9%	7.7%	12.8%	16.9%	28.8%	8.9%	1.1%
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%	8.1%	22.9%	34.5%	101.8%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Mitigation Check 2: > 2.01 AF/T	0.0	0.0	0.2	1.5	0.5	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	0.2	1.5	0.5	0.0	0.0	0.0	0.0	0.0	0.0

Read Me

ime Step of Transfer: SPR 2024

Match: 192 Match: 456

	AtR	HtS	StNB	NBtN	NtM	DWtB	BtTS	TS	TStM	M	MtB	Total	
) SS (Last Time Step):	0.11	0.18	0.96	4.25	0.49	1.91	3.19	4.21	7.17	2.21	0.27	24.95	Total Effects without Transfer
ep. @ Last Time Step:	0.11	0.18	0.96	4.25	0.49	1.91	3.19	4.21	7.17	2.21	0.27	24.95	Total Effects with Transfer - L
(Max Value Timestep):	0.11	0.18	0.96	4.25	0.49	1.91	3.19	4.21	7.17	2.21	0.27	24.95	Total Effects without Transfer
of Dep. After Transfer:	0.11	0.20	1.18	5.71	0.98	1.91	3.19	4.21	7.17	2.21	0.27	27.14	Total Effects with Transfer - M

YEAR: 1960 TRANSFER NAME: Wahlen
SEASON: SUMMER

CALCULATE EFFECTS

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	89	41	79	
COLUMN	88	14	69	

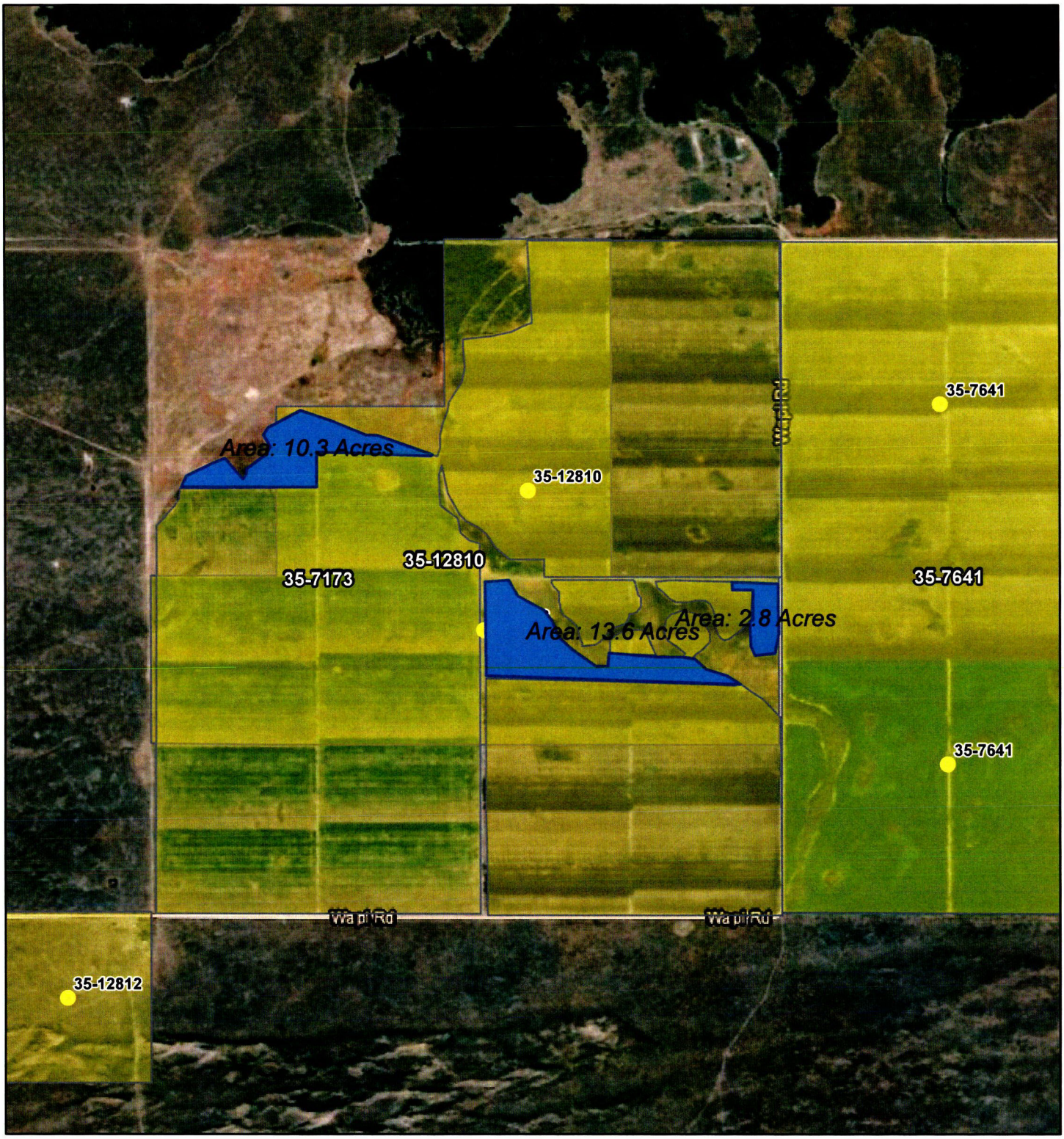
TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	FROM1 WELL With Transfer AF/TRIMESTER	FROM1 WELL Without Transfer AF/TRIMESTER	FROM2 WELL With Transfer AF/TRIMESTER	FROM2 WELL Without Transfer AF/TRIMESTER	FROM3 WELL With Transfer AF/TRIMESTER	FROM3 WELL Without Transfer AF/TRIMESTER
SUM 1960	0.00	0.00	0.00	0.00	0.00	0.00	0.00
WIN 1960	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SPR 1961	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SUM 1961	0.00	16.20	16.20	0.00	0.00	0.00	0.00
WIN 1961	0.00	16.20	16.20	0.00	0.00	0.00	0.00
SPR 1962	0.00	16.20	16.20	0.00	0.00	0.00	0.00

SPR 1988	0.00	16.20	16.20	0.00	0.00	0.00	0.00
SUM 1988	0.00	16.20	16.20	0.00	0.00	0.00	0.00
WIN 1988	0.00	16.20	16.20	0.00	0.00	0.00	0.00
SPR 1989	0.00	16.20	16.20	8.80	8.80	0.00	0.00
SUM 1989	0.00	16.20	16.20	8.80	8.80	0.00	0.00
WIN 1989	0.00	16.20	16.20	8.80	8.80	0.00	0.00
SPR 1990	0.00	16.20	16.20	8.80	8.80	0.00	0.00
SUM 1990	0.00	16.20	16.20	8.80	8.80	0.00	0.00
WIN 1990	0.00	16.20	16.20	8.80	8.80	0.00	0.00
SPR 1991	0.00	16.20	16.20	8.80	8.80	0.00	0.00
SUM 1991	0.00	16.20	16.20	8.80	8.80	0.00	0.00
SPR 2023	0.00	16.20	16.20	8.80	8.80	0.00	0.00
SUM 2023	0.00	16.20	16.20	8.80	8.80	0.00	0.00
WIN 2023	0.00	16.20	16.20	8.80	8.80	0.00	0.00
SPR 2024	25.00	0.00	16.20	0.00	8.80	0.00	0.00
SUM 2024	25.00	0.00	16.20	0.00	8.80	0.00	0.00
WIN 2024	25.00	0.00	16.20	0.00	8.80	0.00	0.00
SPR 2025	0.00	16.20	16.20	8.80	8.80	0.00	0.00
SUM 2025	0.00	16.20	16.20	8.80	8.80	0.00	0.00
WIN 2025	0.00	16.20	16.20	8.80	8.80	0.00	0.00
SPR 2026	0.00	16.20	16.20	8.80	8.80	0.00	0.00
SUM 2026	0.00	16.20	16.20	8.80	8.80	0.00	0.00

Water Rights

Feb 06, 2024

DEPARTMENT OF WATER RESOURCES



2/5/2024, 1:32:03 PM

1:18,056

0 0.1 0.2 0.4 mi

0 0.17 0.35 0.7 km

POD - Water Rights

POU - Water Rights

All Other POU (non-provider)

Esri, HERE, iPC, Esri, HERE, Garmin, iPC, Maxar

Idaho Department of Water Resources

Maxar | Esri, HERE, iPC | USGS TNM – National Hydrography Dataset. Data Refreshed January 2024. | IDWR | Idaho Department of Water Resources (IDWR)

WS Mailing Checklist for Rentals 4.2.24

(For use on all new rental applications)

AR 364

Key: Who Completes What?
CLERICAL STAFF: CB
REVIEWER: MC

Received Date: ~~2-06-2024~~
Latest Start Date: 5/15/2024
Renter: Kim Wahlen Farms
Rental Expiration Date 2024
Lease/Rental Package Y (N)

Application # 2919
Agreement # 883

Water Right	Lease Contract ID
# ~~36-16920~~	
# 36-17202	
# ~~35-14041~~	
# 29-14013	1814
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	

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:

Mailings (per application)	Original	CC	Email or Address
Renter: Kim Wahlen Farms	☐	☐	
Attorney: K & C Wahlen Living Trust	☑	☐	
Consultants Name: Jason Helms	☐	☑	
Conveyence Entity: (Ex. Irrigation Dist. of Canal Co.)	(final only)	☐	
(Ground) Water Dist: Aberdeen American Falls GWD	(final only)	☑	
Other: WD 120 (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)
2020-1639 Resolved 1/30/24

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 Mathew Weaver

October 16, 2024

K & C WAHLEN LIVING TRUST
2275 S 2900 W
ABERDEEN ID 83210-1813

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 29-14013, AGREEMENT 883

Dear Renter:

Please find enclosed a receipt in the amount of **$2,898.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 126.0 acre-feet of water for irrigation of 31.5 acres during 2024. Upon receipt of this fully executed agreement, you are authorized to divert water in compliance with the conditions of water use described in the agreement.

Pursuant to the Water Supply Bank Rules, 90% or $2,608.20 of the rental fee will be paid to the lessor(s) and 10% or $289.80 will be retained by the Department to offset administrative costs.

Sincerely,

Debra Marshall

for
Water Supply Bank

Enclosures: Receipt No. C119026
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR Eastern Regional Office
Representative
Water District 120
Ground Water District – Aberdeen American Falls
IDWR Compliance Officer

Mansfield, Debra

From: Mansfield, Debra
Sent: Tuesday, October 15, 2024 4:13 PM
To: jchcivil@outlook.com; Cefalo, James; Jordan, Blake; americanfalls.aberdeen.gwd@gmail.com; Palmer, Cherie
Cc: Bank
Subject: Executed WSB Rental Agreement 883, K & C Wahlen Family Trust
Attachments: Executed WSB Rental Agreement 883, K & C Wahlen Living Trust.pdf

Hello,

Please see the attached copy of executed WSB Rental Agreement 883, in the name of K & C Wahlen Living Trust, for your records.

Thank you,

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

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

September 27, 2024

K & C WAHLEN LIVING TRUST
2275 S 2900 W
ABERDEEN ID 83210-1813

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 29-14013 AGREEMENT 883

*****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 $2,898.00 **per year** was calculated based on the current rental rate of $23.00 per acre-foot times a diversion volume of 126.0 acre-feet. The agreement will be void if payment is not received prior to the due date in a given year. If you would like to terminate the agreement prior to the end of the rental period, you must submit written notice of your intent to the Department at least 30 days prior to the rental fee due date.

Please send a check in the amount of $2,898.00 for **2024** made payable to the Idaho Department of Water Resources, **together with the signed rental agreement**, **within 14 days** so I can complete processing.

Pursuant to the Water Supply Bank Rules, 90% or $2608.20 of the rental fee will be paid to the lessor(s) and 10% or $289.80 will be retained by the Department to offset administrative costs for **2024**.

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

Sincerely,

Debra Mansfield
for
Water Supply Bank

Enclosure(s)

c: IDWR Front Desk
Representative (via email)

MEMORANDUM FOR APPLICATION # 2919 / AGREEMENT # 883

To: Water Right(s) 29-14013

From: **Mary Condon**

Date: **August 7, 2024**

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

---

PURPOSE/NARRATIVE: Application to rent specific ground water rights in the Eastern Snake Plain Aquifer Ground Water Management Area (ESPA GWMA) for the irrigation of 25 acres beginning in 2024 was originally received on February 6, 2024. The requested water rights could not be secured, and an amended rental was received on April 2, 2024, and again on April 15, 2024 with the latest change requesting water right 29-14013 for year 2024, only.

AUTHORITY TO FILE: The original rental application was signed by the applicants, Kim Wahlen and Garrett Wahlen for Kim Wahlen Farms, GP. Both Kim and Garrett are listed as the only partners of Kim Wahlen Farms, GP, on the 2022 business filing with the Idaho Secretary of State. Of interest is a separate business filing with the state for Kim Wahlen Farms (DBA) with a change document filed in 2011 removing Kim and Connie Wahlen individually and adding the K & C Wahlen Living Trust as the entity DBA Kim Wahlen Farms.

The first amendment to the rental application changed the applicant to K & C Wahlen Living Trust and was signed by Garret Wahlen with Jason Helms of JCH Engineering listed as their representative. The second amended application was also for K & C Wahlen Living Trust but was only signed by the representative. Since the amendments were in response to insufficient supply of the original requested water rights and both Kim and Garrett signed the original rental application, there is not a concern with the subsequent amended filings. The place of use and requested rental well are owned by the applicant, per county tax parcel data. No concerns with authority to file.

WATER RIGHT VALIDITY: Requested water right 29-14013 is partially leased into the bank for 2024 and has sufficient quantity remaining to fulfil this rental application. The municipal water right with 162.8 acres of irrigation has had as much as 158.8 acres of irrigation leased into the bank and rented from the bank as irrigation for more than a decade. There are no concerns with validity.

ENLARGEMENT OF USE: The rental application requested 25 acres worth of irrigation to be used in addition to existing water right 35-7173, which covers 446.4 acres of irrigation, for a total of 471.4 acres of irrigation in 2024. A review of sentinel imagery during 2024 shows that the additional acres under cultivation in excess of the existing water right 35-7173 measures 27 acres. The 27 acres of irrigation required under a rental does not include a small carryover onto lands owned by Cross E Land LLC in the south half of the NW corner of section 31 and the SESE of section 30, since the application did not include authorization to irrigate lands not owned by K & C Wahlen Living Trust or Kim Wahlen Farms.

The maximum diversion rate of the requested water right is lower per acre than the existing water right on the irrigation delivery system at the rental POU. The elements rented will be increased proportionate to 31.5 acres, but the rental will only authorize a maximum of 27 acres of irrigation in order to increase the rate per acre of the rented right without causing enlargement/spreading. This is consistent with previously approved rentals on the same rental delivery system in prior years. See calculations for this rental in Table 1.

ApplicationType	Basin	Sequence	PriorityDate	Rate	Volume	TotalAcres	AcreLimit	cfs/ac	af/ac
Decreed	29	14013	8/19/1952	2.25	651.2		162.8	0.0138	4
Lease amounts				2.19	635.2		158.8	0.0138	4
From Cell: 95, 121									
Existing water right	35	7173	4/16/1971	7.2	1789.2	476.4	446.4	0.0161	4
To Cell: 89, 88									
Rental Requested	29	14013	8/19/1952	0.25	100		25	0.0100	4
Amount required for rate match & irrigated acres				0.43	126		31.5	0.0138	4
Amount authorized - limited to				0.43	108		27	0.0161	4

Table 1. Rental amounts and irrigation limit

INJURY TO OTHER WATER RIGHTS: The original rental application, and subsequent amendments, all included the ESPA Etran Modeling Analysis to evaluate potential injury to other users in and benefiting from the ESPA above and below Milner. An in-house review of the mitigation analysis for the rental during 2024 confirmed there are no significant impacts or required mitigation through the rental.

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 is for a beneficial use in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The location for the rental PD is within the Eastern Region, the ESPA GWMA, is subject to Water District # 120, and is within the Aberdeen American Falls GWD. An email requesting comments or concerns from the regional manager and watermaster was sent on August 12, 2024.

ESPA CALCULATIONS AND ANALYSIS RESULTS:
To Well: 89, 88; 27 acres * 4af/ac = 108 afa; 27 * 3 af/ac consumptive use = 27 af/trimester
From Well: 95, 121; 31.5 acres required = 31.5 af/trimester consumptive use

Mitigation Analysis Period
Trimester

One-Way Analysis of Independent Transfers

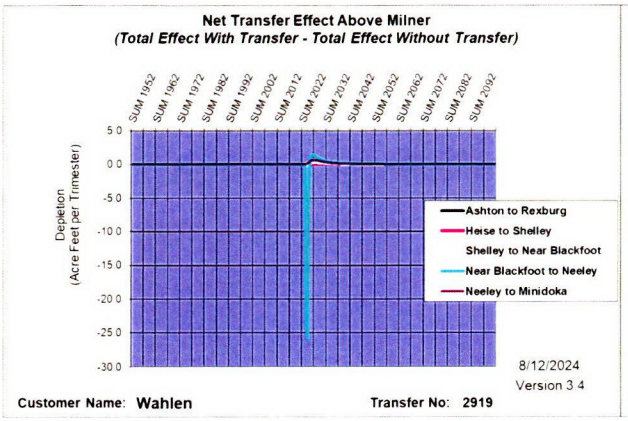
New Water Right (GModelo):

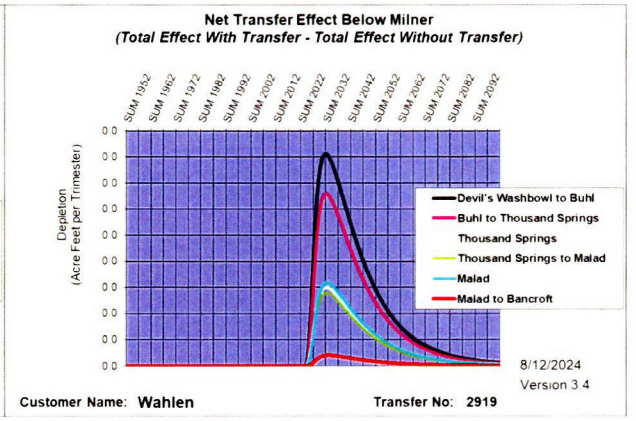
WR No	Div. Rate (CFS)	Con. Vol (AFA)	No. of Irr Acres	Priority Date	POD Location	Dedicated Vol AFA	AFT	Model Node
Transfer 1: Proposed Steady State Impacts following Transfer								
???	???	275.6	68.9	1/1/1960	8S26E-3	275.6	91.9	SP082075
???	???	275.6	68.9	1/1/1960	8S26E-3	275.6	91.9	SP068066
Transfer 1: Worst Case Transient State Impacts following Transfer								
???	???	275.6	68.9	1/1/1960	8S26E-3	275.6	91.9	SP082075
???	???	275.6	68.9	1/1/1960	8S26E-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
	0.09	0.15	0.88	30.17	0.06	0.05	0.04	0.02	0.02	0.02	0.00
	0.09	0.15	0.88	30.17	0.06	0.06	0.04	0.02	0.02	0.02	0.00
	0.09	0.15	0.88	30.17	0.06	0.05	0.04	0.02	0.02	0.02	0.00
	0.10	0.18	1.13	31.56	0.65	0.09	0.08	0.03	0.03	0.04	0.00
Steady State Analysis: Mitigation Check 1 - >10% of Historical	0.2%	0.1%	0.1%	0.0%	0.7%	1.2%	1.2%	1.2%	1.2%	1.2%	1.4%
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	0.3%	0.5%	2.8%	95.8%	0.2%	0.2%	0.1%	0.1%	0.1%	0.1%	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	13.5%	20.3%	29.2%	4.6%	1056.8%	73.3%	73.2%	73.2%	73.0%	72.6%	68.6%
Mitigation Check 2: > 2.01 AF/T	0.0	0.0	0.3	1.4	0.6	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	0.3	1.4	0.6	0.0	0.0	0.0	0.0	0.0	0.0

Read Me





ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON		TRANSFER NO:	2919	
YEAR	1952	TRANSFER NAME:		
SEASON	SUMMER	Wahlen		

CALCULATE EF

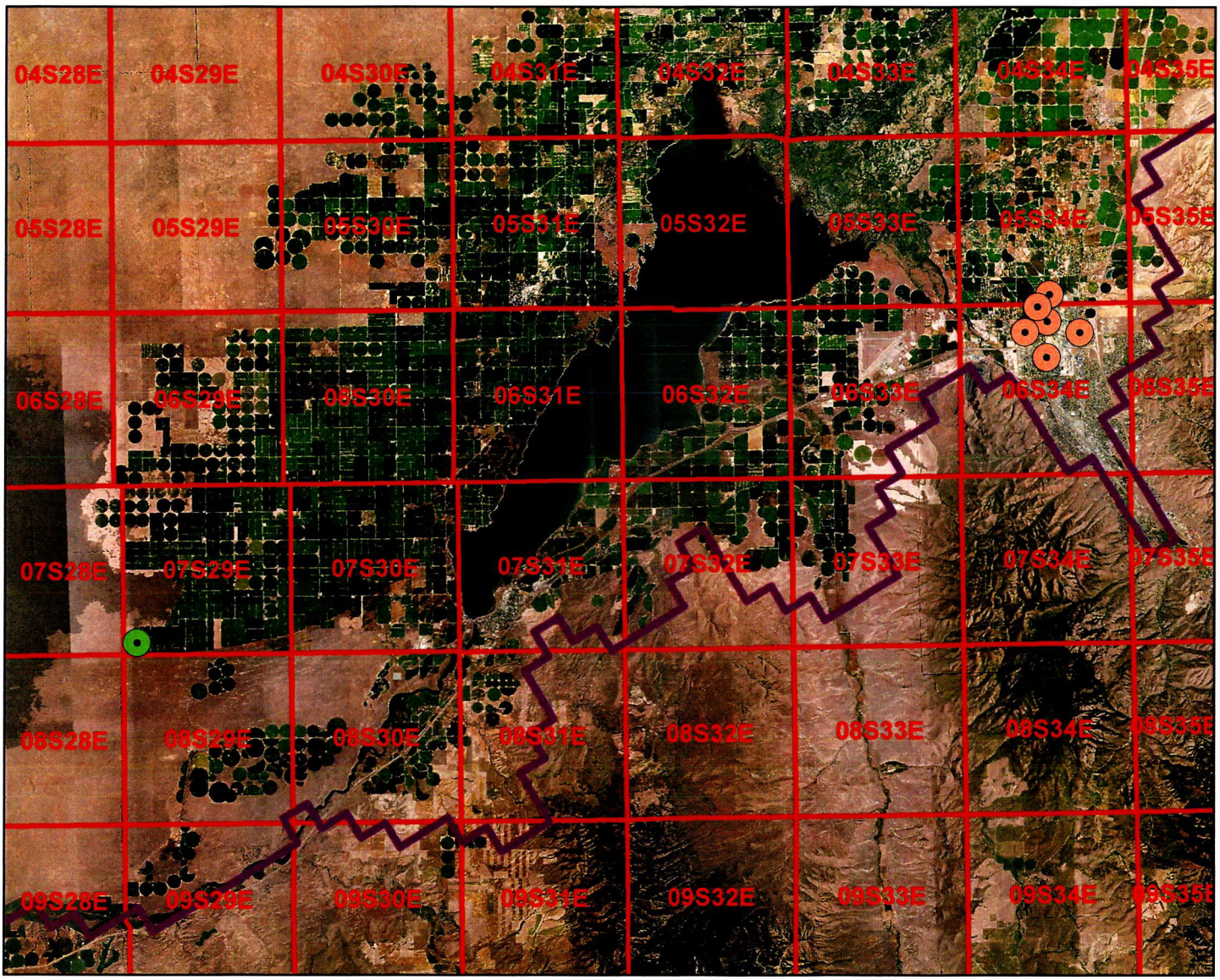
ENTER CELL LOCATIONS:	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	89	95	0	0
COLUMN	88	121	0	0

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 Witho AF/TR
SUM 1952	0.00	31.50	31.50	0.00	
WIN 1952	0.00	31.50	31.50	0.00	
SPR 1953	0.00	31.50	31.50	0.00	
SUM 1953	0.00	31.50	31.50	0.00	
WIN 1953	0.00	31.50	31.50	0.00	
SPR 1954	0.00	31.50	31.50	0.00	
SUM 1954	0.00	31.50	31.50	0.00	
WIN 2022	0.00	31.50	31.50	0.00	
SPR 2023	0.00	31.50	31.50	0.00	
SUM 2023	0.00	31.50	31.50	0.00	
WIN 2023	0.00	31.50	31.50	0.00	
SPR 2024	27.00	0.00	31.50	0.00	
SUM 2024	27.00	0.00	31.50	0.00	
WIN 2024	27.00	0.00	31.50	0.00	
SPR 2025	0.00	31.50	31.50	0.00	
SUM 2025	0.00	31.50	31.50	0.00	
WIN 2025	0.00	31.50	31.50	0.00	
SPR 2026	0.00	31.50	31.50	0.00	

Idaho Water Resource Board

WSB Move Map - Rental Application 2919

29-14013
For Year 2024



Active Lease POD
Proposed Rental POD
ESPA GWMA
Township/Range

N

0 5 10 Miles

Beck, Catalina

From: Condon, Mary
Sent: Tuesday, March 5, 2024 1:08 PM
To: Beck, Catalina
Subject: FW: FW: Water Bank Acres available to rent

From: Condon, Mary
Sent: Friday, March 1, 2024 11:24 AM
To: Garrett Wahlen <garrett.kwfarms@gmail.com>
Cc: Bank <Bank@idwr.idaho.gov>
Subject: RE: FW: Water Bank Acres available to rent

Garrett,

My goal is to work through ESPA rentals
have been consuming my time. I would

Mary

Mary Condon
Water Supply Bank Program Coordin

IDAHO DEPARTMENT OF WATER RESOURCES

From: Garrett Wahlen <garrett.kwfarms
Sent: Friday, March 1, 2024 11:19 AM
To: Condon, Mary <Mary.Condon@idwr
Subject: Re: FW: Water Bank Acres avail

Reciept info
Document # D22242
Enforcement Penalty Civil Penality
for notice of violation
Goes w/ Rental
App # 2919
36-16920 -thce yo

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.**

Thanks for the reply Mary, and sounds good we will just keep it in queue for now. What is the latest we would know if we are able to get it or not? We dont want to plant a crop we dont have the water for.

Thanks

On Fri, Mar 1, 2024 at 11:16 AM Condon, Mary <Mary.Condon@idwr.idaho.gov> wrote:

Garrett,

I would like to begin by apologizing for the gap in information. I was unaware Mackenzie had assisted you in finding water rights for a rental in the ESPA, for one year. It appears she ran the modeling, and it would work. If you would like, we can keep this in the queue for a 2024 only rental with the rights requested. This will not guarantee an approval since there are several ESPA rentals ahead of this one, but there appears to be a better chance than I thought, originally, when I spoke with Cherie earlier this week.

Please let me know if you would like to stay in the queue for a 2024 rental.

Mary

Mary Condon

Water Supply Bank Program Coordinator

IDAHO DEPARTMENT OF WATER RESOURCES

From: Garrett Wahlen <garrett.kwfarms@gmail.com>
Sent: Friday, March 1, 2024 10:04 AM
To: Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov>
Cc: IDWR File <file@idwr.idaho.gov>; Bank <Bank@idwr.idaho.gov>
Subject: Re: Water Bank Acres available to rent

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I talked to Cherie on the phone and she said it is unlikely we will be able to rent this year so we will be withdrawing our application.

Thanks

On Tue, Feb 6, 2024 at 2:16 PM Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov> wrote:

Hello Garrett,

I am forwarding your application documents to the Department's filing email, file@idwr.idaho.gov. Once it is filed, I will check it for completeness and contact you if there are any questions.

Best,

Mackenzie Kienholz

Water Supply Bank Specialist

IDAHO DEPARTMENT OF WATER RESOURCES

Planning & Projects

Mackenzie.kienholz@idwr.idaho.gov

Phone: (208) 287-4822

From: Garrett Wahlen <garrett.kwfarms@gmail.com>
Sent: Tuesday, February 6, 2024 2:01 PM
To: Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov>
Cc: Bank <Bank@idwr.idaho.gov>
Subject: Re: Water Bank Acres available to rent

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.**

Thank you for your response Mackenzie,

Attached is the application as well as a map. I couldnt figure out how to go around some of the rockpiles in the map so it came out to 26.7 acres but should have came to 25 total acres which is what we are looking to rent. Please let me know if theres anything else we need to do to get this taken care of.

Thanks

On Mon, Feb 5, 2024 at 12:26 PM Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov> wrote:

Good afternoon, Garrett,

I apologize for the delay in my response. We do not have any ground water rights available in Basin 35 at this time. However, I have identified two water rights in Basin 36 (36-16920 and 36-17202) that, when combined, would authorize 25 acres of irrigation. These two rights only pass the required modeling for applications within the Eastern Snake Plane Aquifer Ground Water Management Area (ESPA GWMA) for one year. They do however match the rate/acre and acre-foot/acre values of your existing right well, which is something that is evaluated as part of the application review process. I have attached a copy of the modeling I ran for these two rights and a table showing the possible rental amounts compared to your existing right is below.

	Rate	Vol	Acres	cfs/acre	af/acre
35-7173	7.2	1789.2	446.4	0.016129	4.008065
36-16920	0.32	64.8	16.2	0.019753	4
36-17202	0.088	35.2	8.8	0.01	4
SUM	0.408	100	25	0.01632	4

The rental application form can be found on the IDWR Water Supply Bank webpage here, but I have also attached a copy for your convenience. Please note that for applications received after November 1st , water is allocated on a first come, first served basis. I recommend submitting an application as soon as possible for the highest chance that these rights will still be available. Please also ensure that the map submitted identifies the specific 25 acres you are looking to cover. The IDWR Water Right Locator tool is a helpful tool that has a "Draw" feature which can measure an area to help narrow down the location and acreage you are requesting water for.

If you have any questions while filling out the application, please feel free to call or email myself, send a message to the Bank email address again, or contact the Department's main phone at (208) 287-4800.

Thank you,

Mackenzie Kienholz

Water Supply Bank Specialist

IDAHO DEPARTMENT OF WATER RESOURCES

Planning & Projects

Mackenzie.kienholz@idwr.idaho.gov

Phone: (208) 287-4822

From: Garrett Wahlen <garrett.kwfarms@gmail.com>
Sent: Wednesday, January 31, 2024 12:35 PM
To: Bank <Bank@idwr.idaho.gov>
Subject: Water Bank Acres available to rent

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

Mary,

My name is Garrett Wahlen and I am with Kim Wahlen Farms in Aberdeen Idaho. I am writing this email in hopes to rent 25 acres of water rights for our field that has WR 35-7173. Blake and Cherie Palmer

out of the IDWR gave me your contact information so I am reaching out to see what we can do to fill out an application and see if we can get some water rights rented.

Thanks!

--

Garrett Wahlen

Kim Wahlen Farms, GP

--

Garrett Wahlen

Kim Wahlen Farms, GP

--

Garrett Wahlen

Kim Wahlen Farms, GP

--
Garrett Wahlen
Kim Wahlen Farms, GP

Date February 21

APPLICANT NAME Kim Wahlen Farms,GP
ADDRESS
2275 S 2900 W
Aberdeen ID,83210

RESPONSE DEADLINE
March 6, 2014

RE: Water Supply Bank Rental Application – Additional Information Required

Dear Applicant,

The Idaho Department of Water Resources received your application to rent water rights from the Idaho Water Resource Board's Water Supply Bank however, as submitted, your application is incomplete.

As submitted, your application cannot be processed. The required information is missing or insufficient:

- ☐ A completed *Application to Rent Water from the Water Supply Bank*
- X If the application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ The place of use described in item #4 of the application does not match your map
- ☐ The signature is missing or we need power of attorney documentation for the signor
- ☐ How will the proposed point of diversion convey water to the place of use
- ☐ Authorization from the individual/entity that owns the land at the place of use
- ☐ Authorization from the individual/entity that owns the land at the proposed point of diversion
- ☐ A map that clearly outlines the location of irrigated acres.
- ☐ Other: _____

I will place your application on hold while you submit your ESPA deficient timeframe. The ESPA modeling only shows one year please send an ESPA for three years ending in 2026. 36-16920 only has availability for three years. Please provide the required information within ten (10) days. While you are making corrections to your application, you will not lose your place in the processing queue.

If sufficient information per this letter is not received within 10 days, your application will not be processed and will be returned to you.

Please contact me if you have questions regarding this matter at (208) 287-4944.

Sincerely,
Catalina Beck
Technical Records Specialist I