

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 649

RECEIVED
DEC 05 2022
DEPT OF WATER RESOURCES

This is to certify that:

MICHAEL W VAUGHAN
26500 S OLD MALAD HWY
DOWNEY, ID 83234-1708

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	0.69	272	94.3	0.007	2.88
Combined Rental Totals			0.69	272	94.3	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, 2025. 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 - 2025: \$6,251.40 annually

The full fee for the rental of the above-described right(s) is \$6,251.40 per year for years 2023 - 2025. The rental fee includes an administrative fee of \$625.14 per year for years 2023 - 2025. The full fee and administrative fee required for this rental are calculated using more decimals than the rounded amounts recorded on this agreement.

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

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	0.69	172	49.0	0.014	3.50
Combined Total	0.69	172	49.0	0.014	3.50

*** The authorized water usage reflects a reduction from the water right elements rented, to account for the duty of water at the rental location.**

Detailed water right conditions are attached.

SCANNED
JAN 26 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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DEC 05 2022

DEPARTMENT OF
WATER RESOURCES

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:

Mike Vaughan 11-29-22
Signature of Renter Date
Michael W Vaughan
Mike Vaughan owner
Printed Name 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 Date 12/6/22
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

Rental approved by IDWR TP Date 12/6/22

SCANNED
JAN 7 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 649

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESW Sec. 5, Twp 12S, Rge 37E, BANNOCK County

BENEFICIAL USE
IRRIGATION

DIVERSION RATE
0.69 CFS

VOLUME
172 AF

SEASON OF USE

Water Right No. **From** **To**
29-7006 4/1 10/15 0.69 CFS

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	
12S	37E	5												2.0			1.0		3.0
12S	37E	8		1.0			30			15									46.0

Total Acres: 49.0

RENTAL AGREEMENT CONDITIONS OF ACCEPTANCE

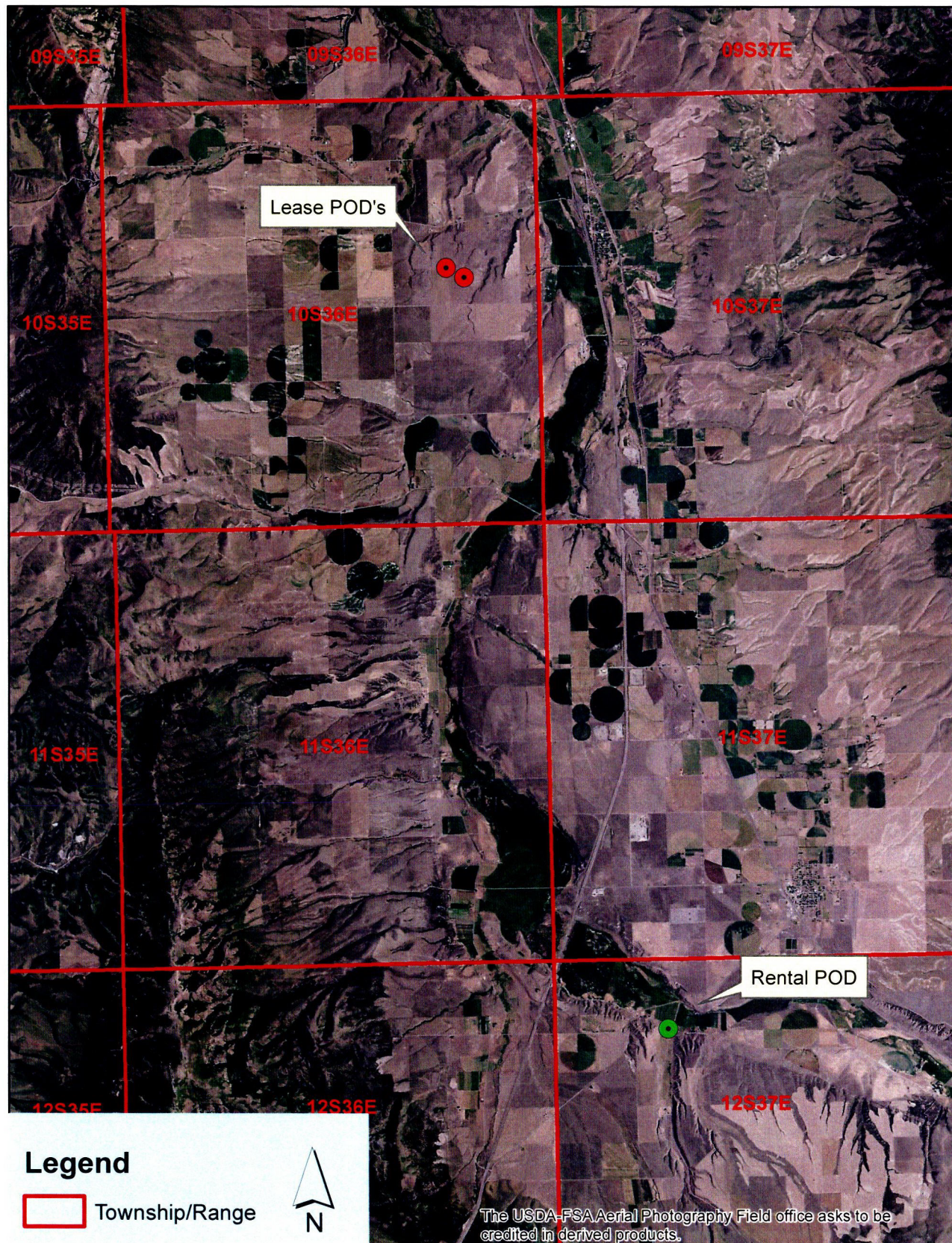
1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption 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 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 lands above.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 649

10. The use of water for irrigation under the rented portion of 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.
11. Pursuant to Idaho Code § 42-1412(6), the rented portion of this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
12. This rental agreement does not authorize the construction of a well.

Rental Agreement #649 - M Vaughan 2023



SCANNED
2023 06 26

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

MAR 11 2022

DEPARTMENT OF
WATER RESOURCESAPPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANKApplicant Name: Mike Vaughan

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)

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2333

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MAR 26 2023

**STATE OF IDAHO
WATER RESOURCE BOARD**

Application to Rent Water (Continued)

1. CONTACT INFORMATION

- A. Applicant Mike Vaughan
Mailing Address 26500 S Edmundo Hwy Downey ID 83234
Street City State Zip Code
Email Address MVaughan35@aol.com Phone Number 208-390-3832
- 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**:
Would like to irrigate 66 acres this year when combined with the current 17 Acres I currently have - This pivot did not run last year due to the lack of water in Cherry Creek.
- 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	AF	CFS	AF	49 AC

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

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

Desired Start Date (month/day/year)	Latest Possible Start Date (month/day/year)	*Mark Desired Rental Duration (Calendar Years)					**Applicant's preference if rental application cannot be processed prior to the latest possible start?	
5-1-22	5-15-22	☐ 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):

well to pivot point

- 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
SS+125R37E pump to Mainline	ground water	29-2325

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 49 (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: 4-15 (mm/dd) to: 10-1 (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:

29-348A 29-348B 29-2178 29-14003 29-14356

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					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)
29-7006	Irrigation	2.53	994	345	.85	334	136
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

Leased totals, minus water right elements involved in active rental agreements, equal water right elements available for rent

*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**:

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

Mike Vaughan
Printed Name of Applicant

3-10-22
Date

Signature of Representative

Printed Name of Representative

Date

Mail to:

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

SCANNED
MAR 26 2023

Bannock County, Idaho

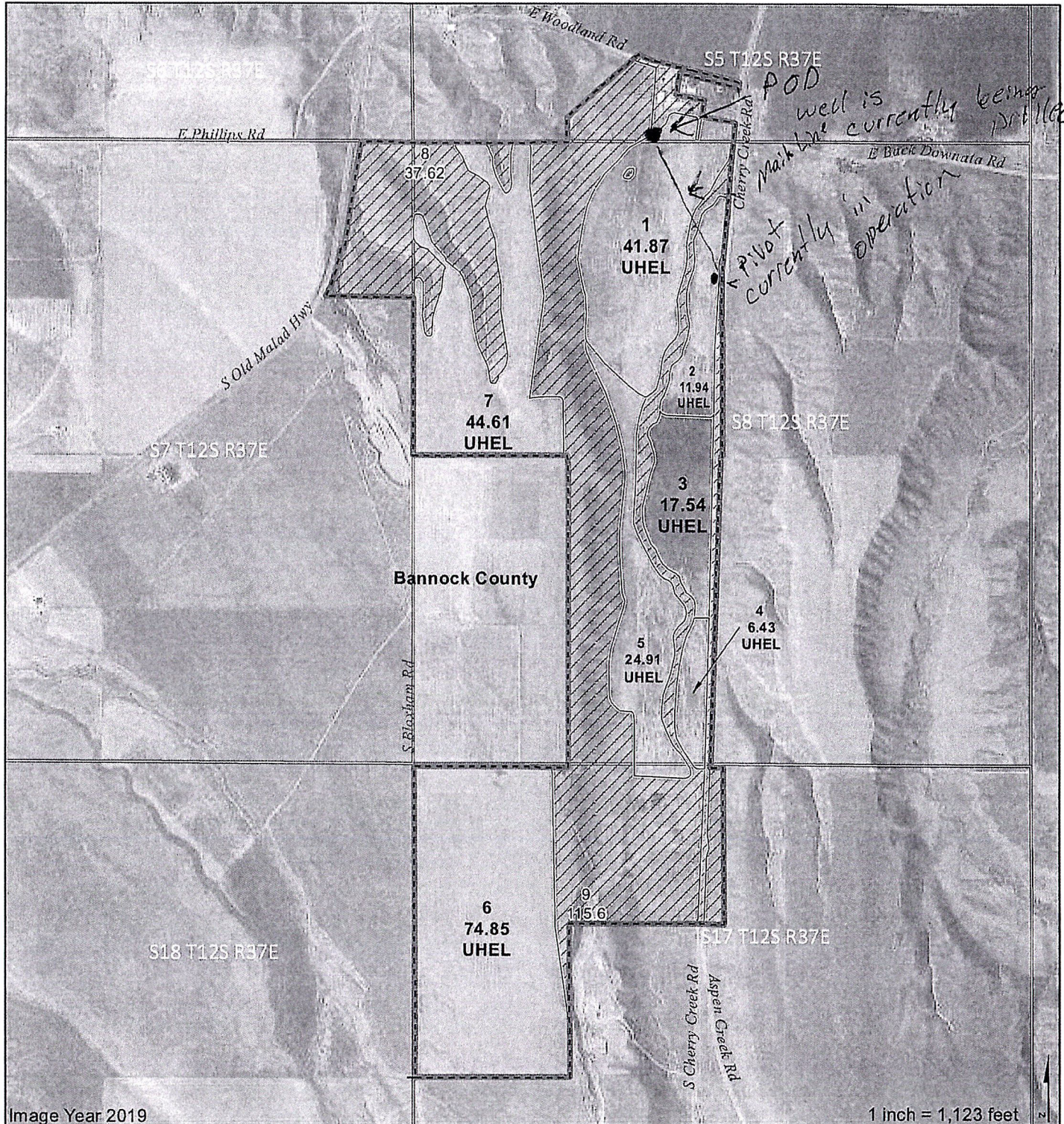


Image Year 2019

1 inch = 1,123 feet

- Non-Cropland
- Cropland
- Tract Boundary
- PLSS
- County Boundary

Wetland Determination Identifiers

- Restricted Use
- Limited Restrictions
- Exempt from Conservation Compliance Provisions

Tract Cropland Total: 222.15 acres

2022 Program Year

Map Created October 29, 2021

Farm 2968

Tract 674

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).

SC 100
JAN 26 2023

WSB Mailing Checklist for Rentals

(use on all new rental applications)

Key: Who Completes What?

CLERICAL STAFF:

MC MK

REVIEWER:

KA & MK

Received Date: 03/11/2022

Latest Start Date:

Renter: Michael Vaughan

Rental Expiration Date

Lease/Rental Package

Y

N

Application # 2333

Agreement # 649

Water Right	Lease Contract ID
# 29-7006	1276
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	

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: Michael Vaughan

☒

☐

Attorney: N/A

☐

☐

Consultants

Name: N/A

☐

☐

Conveyance Entity: N/A

Ex. Irrigation Dist. of Canal Co.

(final only)

☐

(Ground) Water Dist:

N/A

(final only)

☐

Other: (WD 29H)

WD Snake 01, Boise, Payette, and Bear River

(final only)

☐

Region: Eastern

(final only)

☐

Watermaster:

(final only)

☐

Compliance:

(final only)

☐

Resolving NOV? Y / N

#

Call up Date: _____

DO NOT SCAN



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

Governor Brad Little

Director Gary Spackman

January 26, 2023

MICHAEL W VAUGHAN
26500 S OLD MALAD HWY
DOWNEY, ID 83234-1708

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 29-7006 AGREEMENTS 649**

Dear Renter:

Please find enclosed receipts in the amount of **\$200.00** and a copy of the fully executed Water Supply Bank Rental Agreements in connection with the rental of 10 acre-feet of water for irrigation of municipal use. 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 \$180.00 of the rental fees will be paid to the lessor(s) and 10% or \$20.00 will be retained by the Department to offset administrative costs.

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

Sincerely,

Amanda Johnson-Veibell

for
Water Supply Bank

Enclosures: Receipt No. C114800
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR Eastern Regional Office

SCANNED
JAN 26 2023



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

November 22, 2022

MICHAEL W VAUGHAN
26500 S OLD MALAD HIGHWAY
DOWNEY, ID 83234-1708

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 29-7006 AGREEMENT 649**

*****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 \$6,251.40 per year was calculated based on the current rental rate of \$23.00 per acre-foot times a diversion volume of 272 acre-feet.

Please send a check for \$6,251.40 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 \$5,626.26 of the rental fee will be paid to the lessor(s) and 10% or \$625.14 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,

Amanda Johnson-Veibell

for
Water Supply Bank

Enclosure

c: IDWR Front Desk

SCANNED
JAN 26 2023

MEMORANDUM FOR AGREEMENT # 649

To: Water Right(s) 29-7006

From: Kevin Anderson, secondary review by Mackenzie Kienholz

Date: 11/18/2022

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

PURPOSE/NARRATIVE:

The IDWR State Office received the rental application from Mike Vaughan on March 11, 2022. The applicant proposes to rent Water Right 29-7006 from the Water Supply Bank. The applicant is applying for the use of 49 acres of groundwater to be used with Water Right 29-14356. Water Right 29-14356 irrigates 17 acres of groundwater, when applied with the proposed rental Water Right 29-7006, for a total of 66 acres of groundwater for irrigation.

The applicant, Michael Vaughan owns multiple Water Rights on the desired place of use. Water Rights for ground water; 29-14356. Water Rights for surface water; 29-14003, 29-2178, 29-348a, and 29-348b.

The applicant is applying for this rental so he can irrigate 66 acres using a pivot system. Last year (2021) the pivot system was not used for irrigation due to the lack of water in Cherry Creek. The applicant is applying to rent this water from 2023-2025

AUTHORITY TO FILE:

The rental application was submitted by Mike Vaughan. According to Bannock County tax records, Michael Vaughan is the owner of the proposed place of use for the rental of water right 29-7006. Michael Vaughan has five Water Rights: 29-2178, 29-348a, 29-348b, 29-14003, and 29-14356. These water rights on his property total to 156 acres of irrigation.

INJURY TO OTHER WATER RIGHTS:

The proposed Water Right for rental; 29-7006 will be used at the same POU with Water Rights, 29-14356, 29-14003, 29-2178, 29-348a, 29-348b. The location of the POD and POU are not in a ground water management area. The location of the proposed rental Water Right is in the same basin and aquifer as the proposed location of the future POU. No impacts to existing rights are expected as a result of this rental.

ENLARGEMENT OF USE:

The applicant desires to rent 49 acres of ground water for irrigation. The right will be used in the same pivot system as existing right 29-14356 which authorizes 0.24 cfs and 59.5 af for irrigation of 17 acres, which is equivalent to 0.014 cfs per acre and 3.5 af per acre. Water right 29-7006 authorizes 2.53 cfs and 944 af for irrigation of 345 acres, which is 0.007 cfs per acre and 2.9 af per acre. To ensure water is applied to the 66 acre pivot in amounts equal to the rights, the rented amount will be 0.69 cfs, 271.8 af, and 94.3 acres and consolidate the use to 0.69 cfs, 171.5af, and 49 acres.

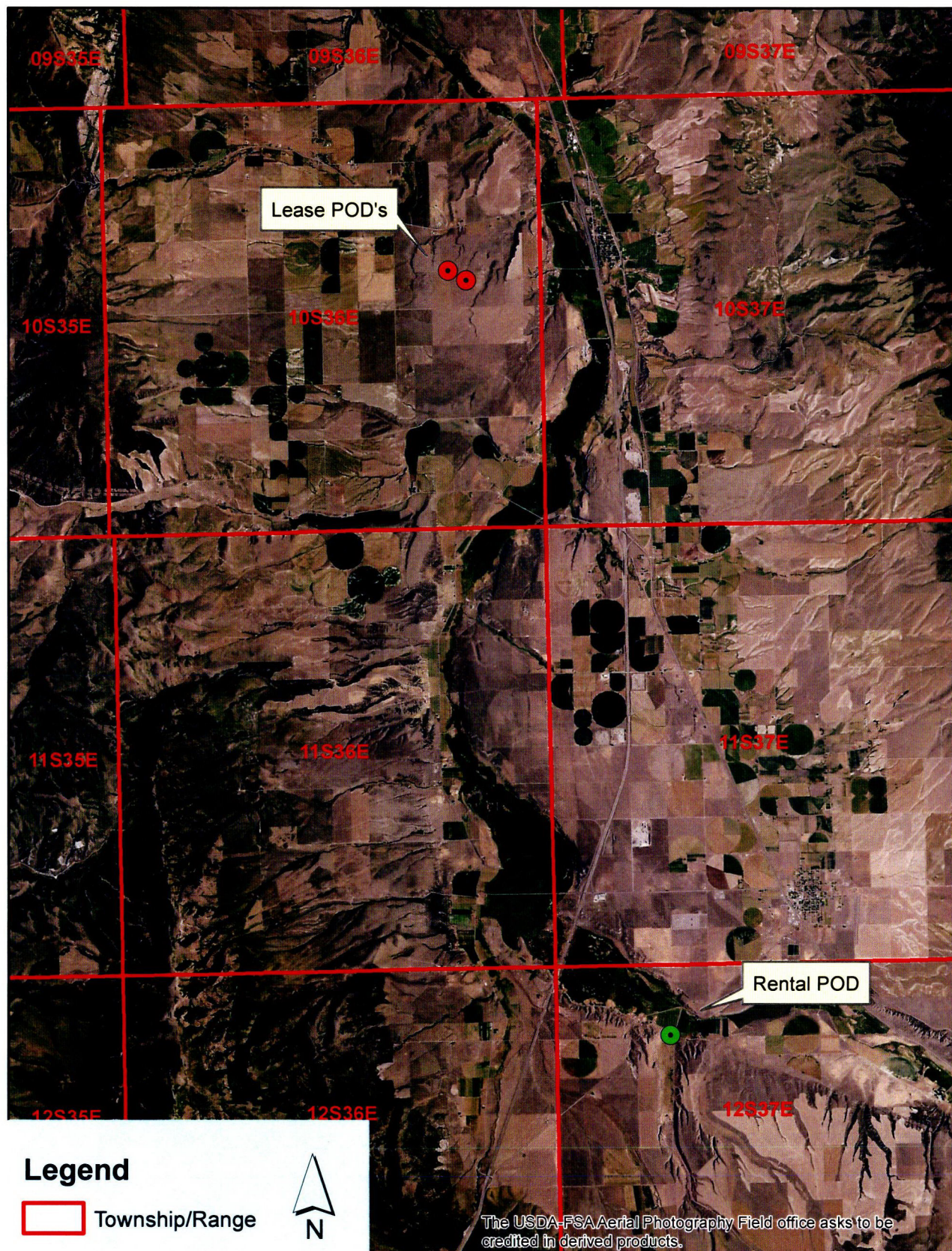
BENEFICIAL USE/CONSERVATION OF WATER RESOURCES: The rental appears consistent with the conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS:

A request for comments was sent to the Eastern Regional Office on 11/18/2022.

SCANNED
JAN 26 2023

Rental Agreement #649 - M Vaughan 2023



SCANNED
JAN 16 2023

Kienholz, Mackenzie

From: Mike Vaughan <Mvaughan35@outlook.com>
Sent: Friday, November 18, 2022 3:42 PM
To: Kienholz, Mackenzie
Subject: Re: Water Supply Bank Rental Application

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,

I was told that since this water right has a lower cfs than others . I may be able to negotiate a lower rental rate with the water right holder ? Please let me know

Get [Outlook for iOS](#)

From: Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov>
Sent: Friday, November 18, 2022 10:06:35 AM
To: Mike Vaughan <Mvaughan35@outlook.com>
Subject: RE: Water Supply Bank Rental Application

Hi Mike,

I checked the availability of water again this morning, and it appears that right 2-7006 is still the only right available that is hydrologically connected to your diversion and has enough volume. I will plan to move ahead with the application, but please let me know if you have any questions or would like any information.

Thank you!
Mackenzie

From: Mike Vaughan <Mvaughan35@outlook.com>
Sent: Thursday, November 17, 2022 6:18 AM
To: Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov>
Subject: Re: Water Supply Bank Rental Application

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,

Yes that is the land we would like to water with the supply bank. We haven't checked for other water available in some time . I was just wondering if there is another water wright with more afa
Thanks Mike

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

Sent: Wednesday, November 16, 2022 11:44:46 AM

To: Mike Vaughan <Mvaughan35@outlook.com>

Subject: Water Supply Bank Rental Application

Hello Mike,

I am trying to finish my review for your Water Supply Bank rental, and just want to verify the place of use where the 49.0 acres are needed. Please see my draft of the map (attached) and let me know if this is correct. I saw your correspondence with our coordinator Mary Condon, and I know you had been discussing this with Kevin Anderson while he was with the Department, but I am unable to find anything indicating where you landed. Hopefully we can get this wrapped up so you do not have to worry about it for 2023.

Thank you,

Mackenzie Kienholz

Water Supply Bank Specialist



Planning & Projects

Mackenzie.kienholz@idwr.idaho.gov

Phone: (208) 287-4822

Kienholz, Mackenzie

From: Cefalo, James
Sent: Friday, November 18, 2022 1:30 PM
To: Kienholz, Mackenzie
Subject: RE: WSB Rental Application #2333 for M Vaughan

Mackenzie,

I don't have any concerns with the proposed WSB Rental.

James

From: Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov>
Sent: Friday, November 18, 2022 10:32 AM
To: Cefalo, James <James.Cefalo@idwr.idaho.gov>
Subject: WSB Rental Application #2333 for M Vaughan

Hello James,

Please see the attached review memo and maps for Water Supply Bank Rental Application #2333 for Michael Vaughan, 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

Kienholz, Mackenzie

From: Kienholz, Mackenzie
Sent: Friday, November 18, 2022 10:07 AM
To: Mike Vaughan
Subject: RE: Water Supply Bank Rental Application

Hi Mike,

I checked the availability of water again this morning, and it appears that right 2-7006 is still the only right available that is hydrologically connected to your diversion and has enough volume. I will plan to move ahead with the application, but please let me know if you have any questions or would like any information.

Thank you!
Mackenzie

From: Mike Vaughan <Mvaughan35@outlook.com>
Sent: Thursday, November 17, 2022 6:18 AM
To: Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov>
Subject: Re: Water Supply Bank Rental Application

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,
Yes that is the land we would like to water with the supply bank. We haven't checked for other water available in some time . I was just wondering if there is another water wright with more afa
Thanks Mike

Get [Outlook for iOS](#)

From: Kienholz, Mackenzie <Mackenzie.Kienholz@idwr.idaho.gov>
Sent: Wednesday, November 16, 2022 11:44:46 AM
To: Mike Vaughan <Mvaughan35@outlook.com>
Subject: Water Supply Bank Rental Application

Hello Mike,

I am trying to finish my review for your Water Supply Bank rental, and just want to verify the place of use where the 49.0 acres are needed. Please see my draft of the map (attached) and let me know if this is correct. I saw your correspondence with our coordinator Mary Condon, and I know you had been discussing this with Kevin Anderson while he was with the Department, but I am unable to find anything indicating where you landed. Hopefully we can get this wrapped up so you do not have to worry about it for 2023.

Thank you,

Mackenzie Kienholz
Water Supply Bank Specialist



Planning & Projects

Mackenzie.kienholz@idwr.idaho.gov

Phone: (208) 287-4822



IDAHO DEPARTMENT OF
WATER RESOURCES

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

Governor Brad Little

Director Gary Spackman

May 9, 2022

MIKE VAUGHAN
26500 S OLD MALAD HWY
DOWNEY ID 83234

RE: APPLICATION 2333 TO RENT WATER FROM THE WATER SUPPLY BANK

Dear Applicant:

The Idaho Department of Water Resources (Department) acknowledges receipt of your application(s) to rent water from the Idaho Water Resource Board's Water Supply Bank (Bank) for the irrigation of 49 acres. Filing a Bank rental application does not automatically result in approval.

Before a rental application can be approved, the rental request must be reviewed, a rental agreement must be prepared, the agreement must be approved by the applicant and the Department, and the rental fee must be paid. To maximize the number of rental applications processed while managing competing priorities, the Department begins accepting rental applications on November 1 for use in the next calendar year, and it processes as many applications as it can before the start of the irrigation season in March or April. Once the irrigation season begins, Department staff members are reassigned to address field work and other duties. Consequently, few rental applications are processed after May 1.

Because your application was received near the beginning of the irrigation season, which is now underway, the Department will not be able to process your application prior to the latest possible start date on your application. Your application will remain in the order it was received for review, unless you request it be returned, or request it be amended to begin next season in 2023.

In future years, we encourage you to file your rental applications as soon as possible after November 1 to improve the chances that they will be processed.

Water Supply Bank Processing for application status may be found on the Department's website at <https://idwr.idaho.gov/iwrb/programs/water-supply-bank/reports/>

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

Sincerely,

Mary Condon
Water Supply Bank Coordinator

SCANNED
JAN 26 2023