STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 886

RECEIVED
NOV 12 2024
DEPARTMENT OF WATER RESOURCES

This is to certify that:

WILLIAM R TOEVS
2841 W 1800 S
ABERDEEN, ID 83210-1832

JOANNE TOEVS
2841 W 1800 S
ABERDEEN, ID 83210-1832

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)
29-2395	2/28/1958	GROUND WATER	0.23	94.6	23.6	0.010	4.0
35-14041	10/16/1974	GROUND WATER	0.59	238.0	59.5	0.010	4.0
Combined Rental Totals			**0.82**	**332.6**	**83.1**	**0.010**	**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: $7,649.80

The full fee for the rental of the above-described right(s) is $7,649.80 for 2024. The rental fee includes an administrative fee of $764.98 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.

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 886

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:

William R Toews — Signature of Renter

11/06/2024 — Date

William R Toews — Printed Name

owner — Title

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

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

By _____ Date 11/14/24
BRIAN PATTON, Executive Manager
Idaho Water Resource Board

Rental approved by IDWR _____ Date 11/14/24

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 886

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SENESW Sec. 16, Twp 04S, Rge 31E, BINGHAM County

BENEFICIAL USE	DIVERSION RATE	VOLUME
IRRIGATION	0.82 CFS	332.6 AF

SEASON OF USE

From	To
4/1	10/31

RENTERS PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	31E	16													20.0	21.0	21.1	21.0	83.1

Total Acres: 83.1

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. This rental when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
11. Use of water under this rental may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.

Form 42-1761-2 10/15

STATE OF IDAHO
WATER RESOURCE BOARD

2024
RECEIVED
AUG 01 2024
DEPARTMENT OF
WATER RESOURCES

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

Applicant Name: William Toevs and Joan Toevs

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
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)
29-2395
35-14041

3011

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant William Toevs and Joan Toevs

Mailing Address 2841 W 1800 S Aberdeen Idaho 83210
Street City State Zip Code

Email Address wrtoevs@gmail.com Phone Number 2086042599

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 Greg Sullivan Professional Title Engineer

Organization Brockway Engineering Relationship to Applicant Consultant

Mailing Address 2016 North Washington St Ste 4 Twin Falls, Idaho 83301

Email Address greg.sullivan@brockwayeng.com Phone Number 208-736-8543

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**:

Permanent water has not been secured for this location at this time.

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)
0.82 CFS	332.4 AF	0.82 CFS	332.4 AF	83.1 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?	
4/15/24	12/31/24	☑ 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 well, mainline and delivery system.

E. Describe the physical type (pump, headgate, etc.) and location of the POD from which rental water is proposed to be diverted:

POD Description	Water Source	Other Water Rights Diverted from this POD
NESW 16 T04S R31E	Ground Water	35-13609 and 35-7246M

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 83.1 (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:
35-13609 and 35-7246M

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)
29-2395	Irrigation	2.11	861	215.2		0.23	94.4	23.6
35-14041	Irrigation	3.18	1290	322.5		0.59	238	59.5
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**	0.82	332.4	83.1
						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**:

35-13991, 35-14040, 35-7246M and 35-13609 have an average application rate of 0.01 cfs/acre. Proposed rental diversion rate will be 0.01 cfs/acre.

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:
Permanent water has not been secured for this property.

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
ESPA Model analysis has been performed based on known water right characteristics in 2024. Additional ESPA modeling can be performed of other lease water rights are available for rental.

DECLARATION

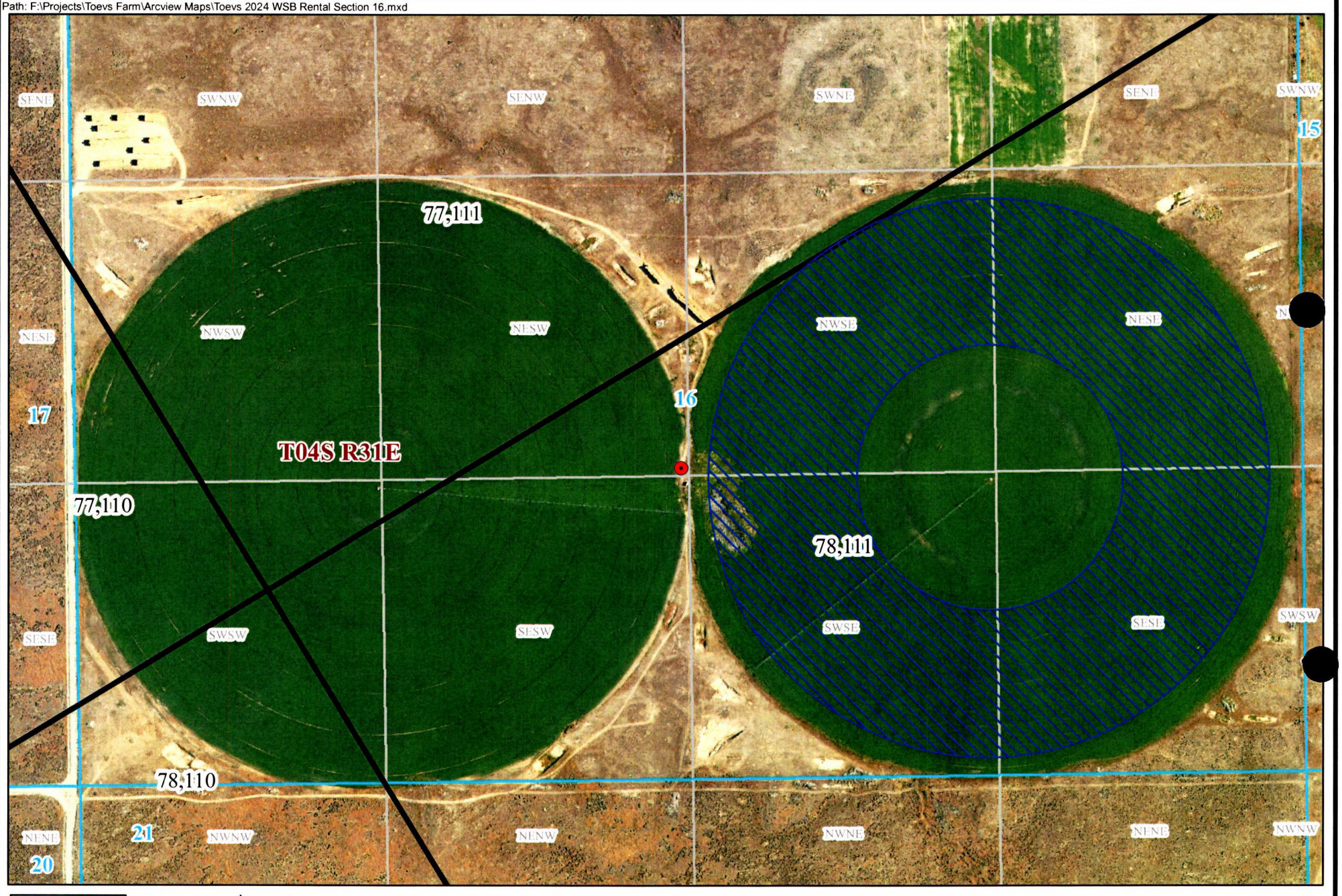
I hereby assert that the information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval. I understand that if this rental application is 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
William R Toews Joanne L Toews	William R Toews Joanne L Toews	07/23/2024
Signature of Representative	Printed Name of Representative	Date

Mail to:

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

Path: F:\Projects\Toevs Farm\Arcview Maps\Toevs 2024 WSB Rental Section 16.mxd



0 500 1,000 Feet

TOEVS IRRIGATION RENTAL

NAIP 2023 AERIAL

Legend

Sec 16 Rental

N

BROCKWAY ENGINEERING, PLLC.
GWS - Date: 7/22/2024

Mitigation Analysis Period

Trimester

Toevs Rental 2024

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							
Transfer 1: Worst Case Transient State Impacts following Transfer							

Pre SS 100.00%
Post SS 100.00%

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	1.47	2.42	12.49	64.10	0.63	0.66	0.53	0.24	0.23	0.26	0.03
Post SS	1.47	2.42	12.49	64.10	0.63	0.66	0.53	0.24	0.23	0.26	0.03
Pre TS	1.47	2.42	12.49	64.10	0.63	0.66	0.53	0.24	0.23	0.26	0.03
Post TS	1.47	2.43	13.07	64.44	0.72	0.66	0.53	0.24	0.23	0.26	0.03

		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:	0.0%	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	0.00	0.00	0.00	0.0	0.0	0.0	0.0	0.0
	Mitigation Check 3 - >10% of Total:	1.8%	2.9%	15.0%	77.2%	0.8%	0.8%	0.6%	0.3%	0.3%	0.3%	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	0.00	0.0	0.0	0.0	0.0	0.0
Transient State Analysis	Mitigation Check 1 - >10% of Historical:	0.0%	0.4%	4.6%	0.5%	14.8%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
	Mitigation Check 2: > 2.01 AF/T:	0.0	0.0	0.6	0.3	0.09	0.00	0.00	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	0.6	0.3	0.1	0.00	0.0	0.0	0.0	0.0	0.0

Read Me

WR No.	Div. Rate (CFS)	Con. Vol. (AFA)	No. of Irr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT	Model Node
Transfer: Proposed Steady State Impacts following Transfer							
Transfer 1: Worst Case Transient State Impacts following Transfer							

Pre SS 0.00%
Post SS 0.00%

Impact by Reach (AF/Trimester)

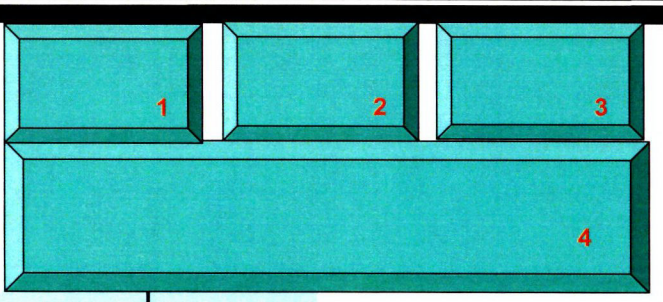
	Ashton to Rexburg	Heise to Shelley	Shelley to Nr Blckft	Nr Blckft To Neeley	Neeley to Minidoka	Dev. Wbl. To Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancroft
Pre SS	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Post SS	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Pre TS	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Post TS	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

		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:	0.0%	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	0.00	0.0	0.0	0.0	0.0
	Mitigation Check 3 - >10% of Total:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
	Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Transient State Analysis	Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
	Mitigation Check 2: > 2.01 AF/T:	0.0	0.0	0.0	0.0	0.0	0.0	0.00	0.0	0.0	0.0	0.0
	Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

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		TRANSFER NO:	0
YEAR	1950	TRANSFER NAME:	
SEASON	SPRING	Toevs	

ENTER CELL LOCATIONS:	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	78	97	66	50
COLUMN	111	124	125	50

29-2395 23.6
35-14041 59.5

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 1950	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1950	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1950	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1951	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1951	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1951	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1952	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1952	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1952	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1953	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1953	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1953	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1954	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1954	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1954	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1955	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1955	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1955	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1956	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1956	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1956	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1957	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1957	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1957	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1958	0.0	23.6	23.6	0.0	0.0	0.0	0.0
SUM 1958	0.0	23.6	23.6	0.0	0.0	0.0	0.0
WIN 1958	0.0	23.6	23.6	0.0	0.0	0.0	0.0
SPR 1959	0.0	23.6	23.6	0.0	0.0	0.0	0.0
SUM 1959	0.0	23.6	23.6	0.0	0.0	0.0	0.0
WIN 1959	0.0	23.6	23.6	0.0	0.0	0.0	0.0
SPR 1960	0.0	23.6	23.6	0.0	0.0	0.0	0.0
SUM 1960	0.0	23.6	23.6	0.0	0.0	0.0	0.0
WIN 1960	0.0	23.6	23.6	0.0	0.0	0.0	0.0
SPR 1961	0.0	23.6	23.6	0.0	0.0	0.0	0.0
SUM 1961	0.0	23.6	23.6	0.0	0.0	0.0	0.0
WIN 1961	0.0	23.6	23.6	0.0	0.0	0.0	0.0
SPR 1962	0.0	23.6	23.6	0.0	0.0	0.0	0.0
SUM 1962	0.0	23.6	23.6	0.0	0.0	0.0	0.0
WIN 1962	0.0	23.6	23.6	0.0	0.0	0.0	0.0
SPR 1963	0.0	23.6	23.6	0.0	0.0	0.0	0.0
SUM 1963	0.0	23.6	23.6	0.0	0.0	0.0	0.0
WIN 1963	0.0	23.6	23.6	0.0	0.0	0.0	0.0

SPR 2014	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2014	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2014	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2015	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2015	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2015	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2016	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2016	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2016	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2017	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2017	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2017	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2018	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2018	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2018	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2019	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2019	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2019	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2020	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2020	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2020	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2021	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2021	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2021	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2022	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2022	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2022	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2023	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2023	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2023	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2024	83.1	0.0	23.6	0.0	59.5	0.0	0.0
SUM 2024	83.1	0.0	23.6	0.0	59.5	0.0	0.0
WIN 2024	83.1	0.0	23.6	0.0	59.5	0.0	0.0
SPR 2025	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2025	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2025	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2026	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2026	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2026	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2027	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2027	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2027	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2028	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2028	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2028	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2029	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2029	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2029	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2030	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2030	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2030	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2031	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2031	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2031	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2032	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2032	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2032	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2033	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2033	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2033	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2034	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2034	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2034	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2035	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2035	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2035	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2036	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2036	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2036	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2037	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2037	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2037	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SPR 2038	0.0	23.6	23.6	59.5	59.5	0.0	0.0
SUM 2038	0.0	23.6	23.6	59.5	59.5	0.0	0.0
WIN 2038	0.0	23.6	23.6	59.5	59.5	0.0	0.0

WSB Mailing Checklist for Rentals

(For use on all new rental applications)

Key: Who Completes What?
CLERICAL STAFF: CDM
REVIEWING AGENT: [illegible]

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	☐

Received Date: AUG/01/2024
Latest Start Date: 12/31/2024
Renter: WILLIAM TOEVS AND JOAN TEVS
Lease/Rental Package Y / (N)
Rental Purpose: IRRIGATION
Nature of Use change? Y / (N)

AR 376

Application # 3011
Agreement # 886

Water Right	Lease Contract ID
# 29-2395	1812
# 35-14041	1709
#	
#	
#	
#	
#	
#	
#	
#	
#	

Comments: Repeat, RA 638

Volume Rented 332.6 AF
Total Rental Fee $7649.80
Admin Fee $164.98
Owner Fee $6884.82
Date Review Complete: 10/1/24

Mailings (per application)	Original	CC	Email or Address
Renter: WILLIAM TOEVS AND JOAN TOEVS	☒	☐	WRTOEVS@GMAIL.COM
Attorney:	☐	☐	GREG.SULLIVAN@BROCKWAYENG.COM
Consultants Name: GREG SULLIVAN	☐	☒	
Conveyence Entity: BROCKWAY ENGINEERING (Ex. Irrigation Dist. of Canal Co.)	(final only)	☐	
Water District: 120 (WD Snake 01, Boise, Payette, and Bear River)	(final only)	☐	
Ground Water Dist: Aberdeen American Falls GWD	(final only)	☐	
Other:	(final only)	☐	
Region: Eastern	(final only)	☐	
Watermaster: Blake Sorden	(final only)	☐	
Compliance: Cherie Palmer	(final only)	☐	

WSBSS

Application status ☐
Rental Fees Received? ☐
Is lease active? Y N
Date Approved: _____

Rental Expiration Date 12/31/24

Call up Date: _____

Resolving NOV? (Y) / N
E2024-

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

November 15, 2024

WILLIAM R TOEVS
JOANNE TOEVS
2841 W 1800 S
ABERDEEN ID 83210-1832

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 29-2395, 35-14041 AGREEMENT 886

Dear Renter:

Please find enclosed a receipt in the amount of $7,649.80 and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 332.6 acre-feet of water for irrigation of 83.1 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 $6,884.82 of the rental fee will be paid to the lessor(s) and 10% or $764.98 will be retained by the Department to offset administrative costs.

Sincerely,

Debra Mansfield

for
Water Supply Bank

Enclosures: Receipt No. C119385
Rental Agreement (copy)

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

Mansfield, Debra

From: Mansfield, Debra
Sent: Thursday, November 14, 2024 2:52 PM
To: Cefalo, James; IdwrPayable; greg.sullivan@brockwayeng.com; Jordan, Blake; americanfalls.aberdeen.gwd@gmail.com; Palmer, Cherie
Cc: Bank
Subject: Executed WSB Rental Agreement 886
Attachments: Executed WSB Rental Agreement 886.pdf

Hello,

Please see the attached copy of Executed WSB Rental Agreement 886, in the names of William R Toevs and Joanne Toevs, 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

November 1, 2024

WILLIAM R TOEVS
2841 W 1800 S
ABERDEEN ID 83210-1832

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 29-2395, 35-14041 AGREEMENT 886

*****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 $7,649.80 **per year** was calculated based on the current rental rate of $23.00 per acre-foot times a diversion volume of 332.6 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 $7,649.80 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 $6,884.82 of the rental fee will be paid to the lessor(s) and 10% or $764.98 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 3011 / AGREEMENT # 886

To: Water Right(s) 29-2395 & 35-14041

From: Mary Condon

Date: October 7, 2024

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

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PURPOSE/NARRATIVE: Application to rent specific ground water rights for 83.1 acres of irrigation in the Eastern Snake Plain Aquifer Ground Water Management Area (ESPA GWMA) during 2024 was received on August 1, 2024, in response to PNOV E2024-2993.

Existing water rights 35-7246M, 35-13609, 35-13991, and 35-14040 currently provide 156.1 acres of irrigation within a 320 acre permissible place of use. The rental application requests to increase the number of acres of irrigation within the permissible place of use by another 83.1 acres, for a total of 239.2 acres of irrigation. This rental request is similar to previously approved rental agreements at the same location for previous years.

AUTHORITY TO FILE: Rental application is signed by William and Joanne Toevs, and was prepared and filed by their representative, Greg Sullivan with Brockway Engineering, PLLC. Proposed rental location and diversion works are owned by the applicant. No concerns with authority to file.

WATER RIGHT VALIDITY: Water right 29-2395 is currently leased into the bank for years 2024-2028 with three active rentals and enough remaining to fill 23.6 acres of this rental request. The water right was previously leased into the bank and rented during years 2019-2023, and 2016-2018. No concerns with validity.

Water right 35-14041 is currently leased into the bank for years 2023-2027 with three active rentals and enough remaining to fill 59.5 acres of this rental request. There were three additional rentals against this leased right in 2023, of which two concluded and one was cancelled at the end of 2023. No concerns with validity.

INJURY TO OTHER WATER RIGHTS: Requested rental source is ground water within the ESPA GWMA. ESPA modeling analysis for the use of the requested water rights was included with the rental application showing no mitigation is necessary. Modeling analysis was verified during this rental review, and no mitigation is necessary. No other concerns for injury to other water rights.

ENLARGEMENT OF USE: Ground water rights 35-7246M, 35-13609, 35-13991, and 35-14040 for irrigation are also diverted from the same system as the proposed rental application and will be combined for full coverage on the rental place of use. Existing water rights authorize a maximum of 156.1 acres, while the rental application requests to authorize an additional 83.1 acres, for a total of 239.2 acres. Each of the existing water rights are additive to each other, and their sum allows for a diversion rate of 0.011 cfs per acre and diversion volume of 4.0 acre-feet per acre, similar to the requested water rights, as shown in Table 1 on next page. No other source of irrigation at the rental location. Enlargement through the rental of water rights 29-2395 and 35-14041 to be used in combination with additive water rights 35-7246M, 35-13609, 35-13991, and 35-14040 is not expected.

		Rate	Volume	AcreLimit	TotalAcres	cfs/ac	vol/ac
Existing WRs	35-7246M	1.04	411.2	102.8	320	0.010	4.0
	35-13609	0.37	116.8	29.2	320	0.013	4.0
	35-13991	0.18	62.4	15.6	320	0.012	4.0
	35-14040	0.08	34	8.5	320	0.009	4.0
	sum	1.67	624.4	156.1	320	0.011	4.0
Rental App 3011	29-2395	0.23	94.6	23.6		0.010	4.0
	35-14041	0.59	238	59.5		0.010	4.0
	sum	0.82	332.6	83.1		0.010	4.0
Existing + Rentals							
	total sum	2.49	957	239.2		0.010	4.0

Table 1, Existing water rights plus rental amounts

LOCAL PUBLIC INTEREST: Review staff has no information to suggest this application is inconsistent with the local public interest.

BENEFICIAL USE/CONSERVATION OF WATER RESOURCES: The rental appears is for a beneficial use in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The location for the rental PD is within Eastern Region, is subject to Water District # 120, is within the trust area, and is within the Aberdeen American Falls Ground Water District boundaries. An email soliciting comments or concerns was sent to the regional manager and watermaster on October 7, 2024.

ESPA ANALYSIS RESULTS: SOU – 4/1 – 10/31, HG 4, CU 3.

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

YEAR 1957

SEASON WINTER

TRANSFER NO: 3011

TRANSFER NAME: Toevs

CALCULATE EFFECTS

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	78	97	66	0
COLUMN	111	124	128	0

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	FROM1 WELL With Transfer AF/TRIMESTER	FROM1 WELL Without Transfer AF/TRIMESTER	FROM2 WELL With Transfer AF/TRIMESTER	FROM2 WELL Without Transfer AF/TRIMESTER	FROM3 WELL With Transfer AF/TRIMESTER	FROM3 WELL Without Tr AF/TRIMEST
WIN 1957	0.00	23.60	23.60	0.00	0.00	0.00	
SPR 1958	0.00	23.60	23.60	0.00	0.00	0.00	
SUM 1958	0.00	23.60	23.60	0.00	0.00	0.00	
WIN 1958	0.00	23.60	23.60	0.00	0.00	0.00	
SPR 1959	0.00	23.60	23.60	0.00	0.00	0.00	
SUM 1959	0.00	23.60	23.60	0.00	0.00	0.00	
WIN 1959	0.00	23.60	23.60	0.00	0.00	0.00	
SPR 1960	0.00	23.60	23.60	0.00	0.00	0.00	
SUM 1960	0.00	23.60	23.60	0.00	0.00	0.00	

SPR 1973	0.00	23.60	23.60	0.00	0.00	0.00
SUM 1973	0.00	23.60	23.60	0.00	0.00	0.00
WIN 1973	0.00	23.60	23.60	0.00	0.00	0.00
SPR 1974	0.00	23.60	23.60	59.50	59.50	0.00
SUM 1974	0.00	23.60	23.60	59.50	59.50	0.00
WIN 1974	0.00	23.60	23.60	59.50	59.50	0.00
SPR 1975	0.00	23.60	23.60	59.50	59.50	0.00
SUM 1975	0.00	23.60	23.60	59.50	59.50	0.00
SPR 2023	0.00	23.60	23.60	59.50	59.50	0.00
SUM 2023	0.00	23.60	23.60	59.50	59.50	0.00
WIN 2023	0.00	23.60	23.60	59.50	59.50	0.00
SPR 2024	83.10	0.00	23.60	0.00	59.50	0.00
SUM 2024	83.10	0.00	23.60	0.00	59.50	0.00
WIN 2024	83.10	0.00	23.60	0.00	59.50	0.00
SPR 2025	0.00	23.60	23.60	59.50	59.50	0.00
SUM 2025	0.00	23.60	23.60	59.50	59.50	0.00
WIN 2025	0.00	23.60	23.60	59.50	59.50	0.00
SPR 2026	0.00	23.60	23.60	59.50	59.50	0.00

Mitigatio

Trimester

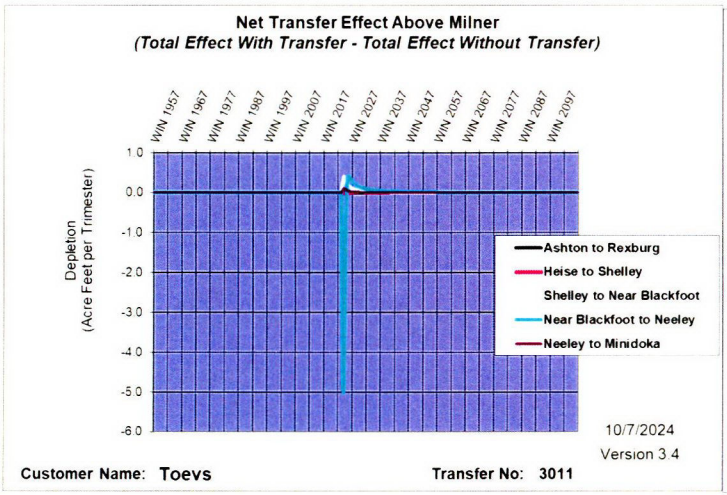
One-Way Analysis of Independent Transfers

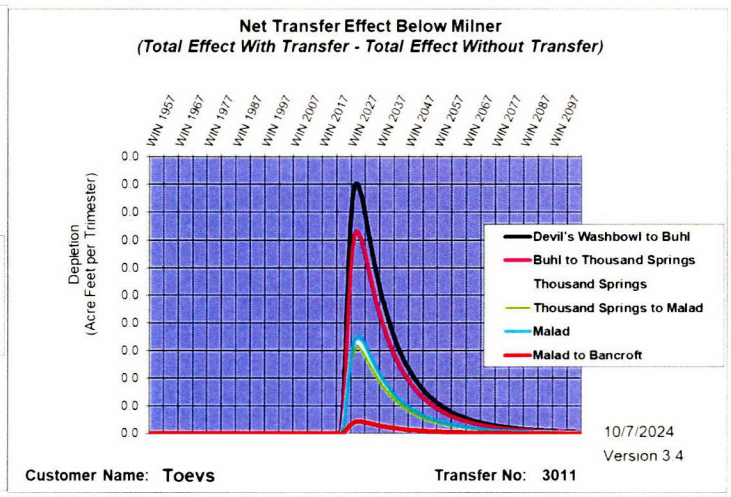
Impact by Reach (AF/Trimester)

	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
	1.53	2.55	12.91	63.54	0.62	0.64	0.52	0.24	0.22	0.25	0.03
	1.53	2.55	12.91	63.54	0.62	0.64	0.52	0.24	0.22	0.25	0.03
	1.53	2.55	12.91	63.54	0.62	0.64	0.52	0.24	0.22	0.25	0.03
	1.53	2.55	13.29	63.84	0.72	0.64	0.52	0.24	0.22	0.25	0.03
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	1.8%	3.1%	15.5%	76.5%	0.7%	0.8%	0.6%	0.3%	0.3%	0.3%	0.0%
Mitigation Required?	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
Mitigation Vol. Req'd (ac-ft)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Transient State Analysis: Mitigation Check 1 - >10% of Historical	0.0%	0.0%	2.9%	0.5%	15.9%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Mitigation Check 2 - > 2.01 AF/T	0.0	0.0	0.4	0.3	0.1	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	0.4	0.3	0.1	0.0	0.0	0.0	0.0	0.0	0.0

Read Me

Not Used

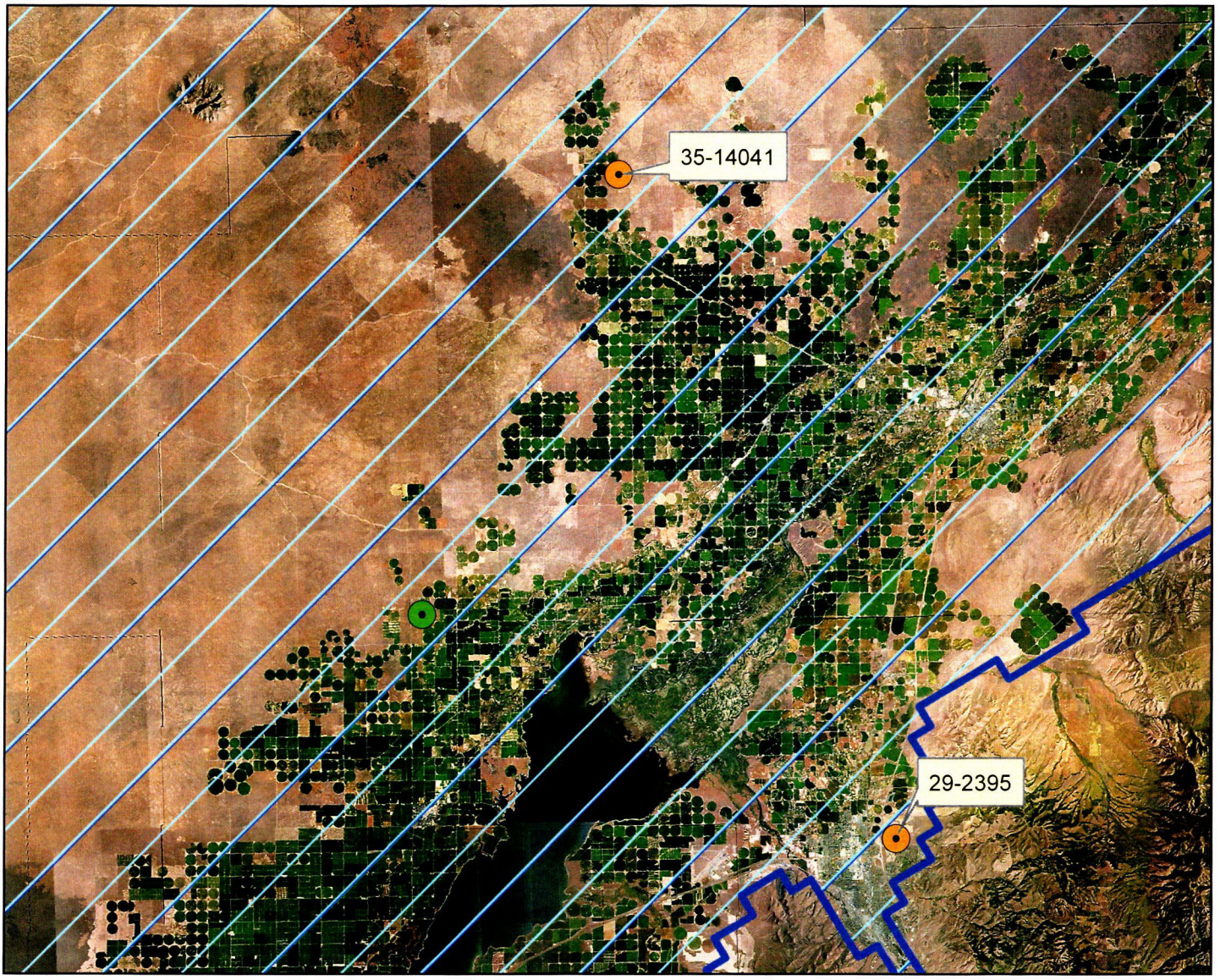




Idaho Water Resource Board

WSB Move Map - Rental Application 3011

29-2395 & 35-14041
Year(s) 2024



Active Lease POD
Proposed Rental POD
ESPA GWMA

N

0 10 20 Miles

From: Condon, Mary
To: Cefalo, James; Jordan, Blake
Subject: WSB Rental Application 3011 Review - Toevs 2024 - WD 120
Date: Monday, October 7, 2024 4:44:00 PM
Attachments: Rental Review Memo App 3011.docx
image001.png
Move Map.pdf

Good afternoon, James, and Blake,

Please see the attached rental review memo and move map for a one-year 2024 irrigation rental in water district 120, and kindly reply with any comments or concerns within 10 days. This rental is a repeat of previously approved rentals for the same location but was applied for late this year after receiving a PNOV. The Toevs also recently remitted payment for the violation.

Best,
Mary

Mary Condon
Water Supply Bank Program Coordinator
IDAHO DEPARTMENT OF WATER RESOURCES
Planning & Projects
mary.condon@idwr.idaho.gov
Direct: (208) 287-4936

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**

August 29, 2024

WILLIAM AND JOAN TOEVS
2841 W 1800 S
ABERDEEN ID 83210

RE: APPLICATION(S) 3011 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 83.1 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 processing rental applications on November 2 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 after May 1st, the Department may not be able to process your application in time for approval in 2024. If your application was for 2024 only and the latest possible start date on your application has passed, the application may be returned to you.

In future years, we encourage you to file your rental applications as close to November 1 as possible to improve the chances that they will be processed prior to the requested start date. 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 our office at 287-4800.

Sincerely,

Clayton D. Murdock
Water Supply Bank Specialist

RECEIVED
AUG 01 2024
DEPARTMENT OF
WATER RESOURCES

BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics
Hydrology
Water Resources

July 30, 2024

Mary Condon
Idaho Water Supply Bank
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

Re: William and Joanne Toevs

Dear Ms. Condon:

William and Joanne Toevs desire to rent 83.1 acres to an existing point of diversion and pivot located in Section 16 of Township 04S Range 31E. The rental of the 83.1 acres will be for the 2024 irrigation seasons. This rental application has been prepared in response to a pending notice of violation letter sent to the Toevs by Cherie Palmer of IDWR.

The attached rental application identifies water rights 35-2395 and 35-14041 to satisfy the 83.1 acre rental. An ESPA model analysis was performed on the proposed transfer and no mitigation is required for this rental.

Additional water rights currently leased into the Water Bank may be required to satisfy this rental. Updated ESPA Model analysis can be performed and provided to the Water Supply Bank if additional modeling is required.

Please copy our office on all correspondence regarding these applications.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc:
Enc: Rental Application, Aerial Map, ESPA Model Analysis, PNOV Letter

CHARLES E. BROCKWAY, PH.D., P.E.

CHARLES G. BROCKWAY, PH.D., P.E.

2016 NORTH WASHINGTON STREET • SUITE 4

TWIN FALLS, IDAHO 83301

208•736•8543

FAX: 736•8506

3011

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

July 17, 2024

WILLIAM AND JOANNE TOEVS
2841 W 1800 S
ABERDEEN ID 83210-1832

Certified Mail

RE: Pending Notice of Violation Unauthorized Water Use; Case No. E2024-2993

Dear Mr. and Mrs. Toevs:

The Idaho Department of Water Resources (Department) is reviewing irrigated lands within the Eastern Snake Plain Aquifer by comparing aerial photography against the recorded places of use from valid water rights. These reviews are part of the Department's ongoing compliance checks to ensure water users are complying with the legal limits of their water rights. Irrigating lands without a water right is a violation of Idaho law.

The Department identified lands you own, in Township 04 South, Range 31 East of Section 16, Bingham County, that are irrigated in 2024 and the lands do not appear to be part of any water right place of use.

The Department is providing this notice to make you aware that: 1) There is no record of a valid water right or other authorization allowing the irrigation of the acres referenced above; and 2) You have the opportunity to respond to the Department's preliminary conclusion noted above by contacting the Department to discuss this matter.

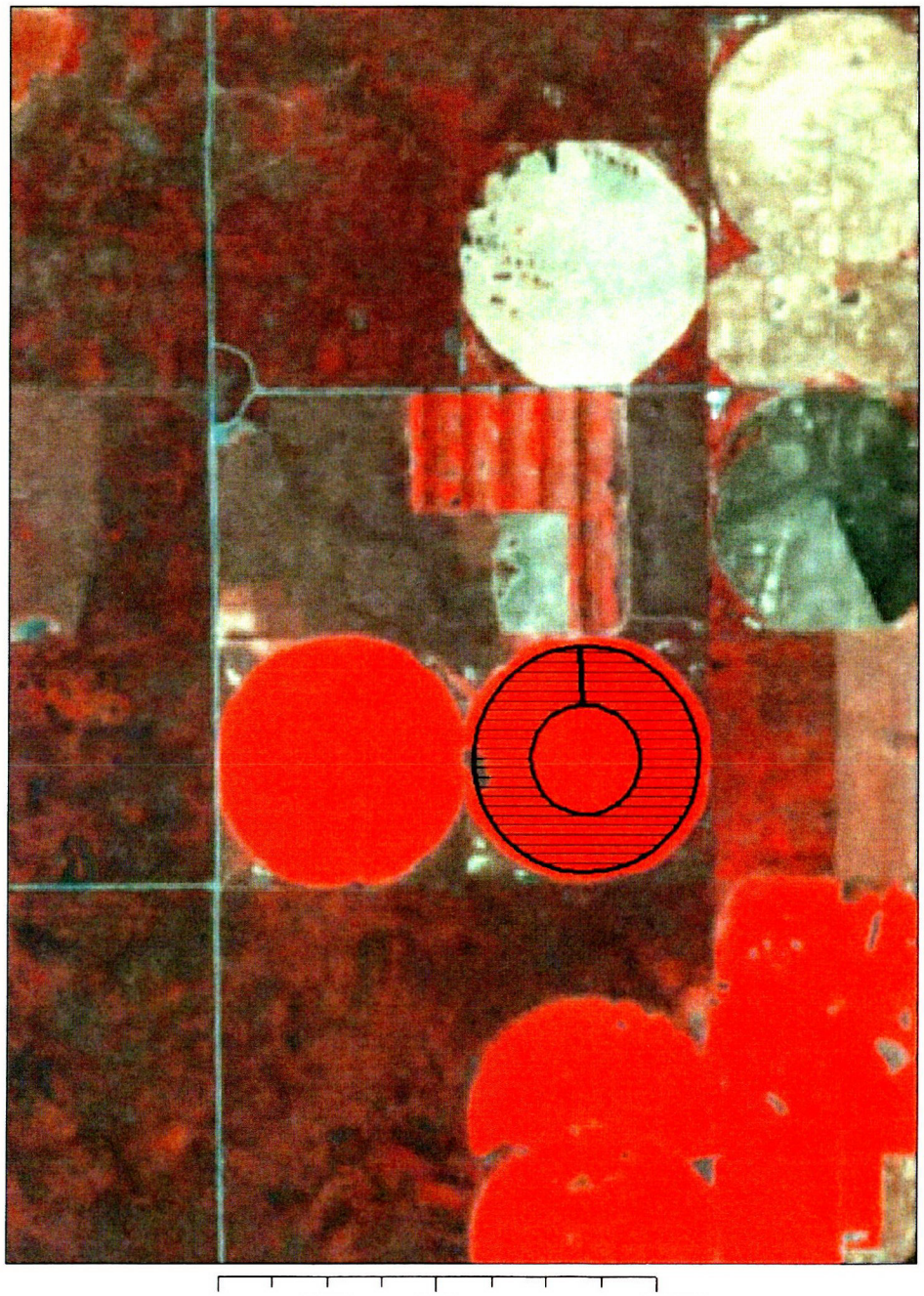
Please reply to this notification by June 30, 2024. Your response and cooperation will help the Department determine what actions may be necessary to resolve the apparent issue and could potentially avoid a formal enforcement action by the Department. You may contact me directly at 208-287-4944 or via email at cherie.palmer@idwr.idaho.gov, or you can mail your reply to me at the address above. Your help in clarifying this issue is appreciated.

Sincerely,

Cherie Palmer
Water Compliance
cherie.palmer@idwr.idaho.gov

COPY

Toevs-Lands in Question



0 0 225 0 45 0 9 Miles

Map showing 5/19/2024 Sentinel Satellite Imagery
Created by CPalmer 2024

COPY