

RECEIVED

JAN 10 2023

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 687

This is to certify that:

CIRCLE C RANCHES HOMEOWNERS ASSN INC

PO BOX 143

NEW MEADOWS, ID 83654-0143

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)
78-7083	8/28/1969	LITTLE SALMON RIVER, Tributary to Salmon River	0.46	168.5	42.5	0.011	4.0
78-7031	9/28/1972	LITTLE SALMON RIVER, Tributary to Salmon River	0.28	20.8	42.5	0.007	0.5
Combined Limit Totals			0.75	170.0	42.5	0.018	4.0
78-4272F	4/15/1955	UNNAMED STREAM, Tributary to Round Valley Creek	0.85	127.5	42.5	0.020	3.0
Combined Rental Totals			0.85	170.0	42.5	0.020	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, 2023. Use of rental water shall be authorized as of either the date this rental agreement takes effect or the first day of the rental season of use, in 2023, whichever occurs last.

Annual Rental Fee:

2023: \$391.00

The full fee for the rental of the above-described right(s) is \$391.00 for 2023. The rental fee is the administrative fee of \$391.00 for 2023. Note that the renter is obligated to pay only the administrative fees associated with the water right(s): 78-4272 F, 78-7083, 78-7031.

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.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 687

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:

Richard Simonen
For Circle C Ranch
Signature of Renter Simonen

1-4-2023
01-06-2023 Date

Richard Simonen
Printed Name Debbie Breyman

Agent
Circle C RBA Treasurer 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
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

Date 1/10/23

Rental approved by IDWR Patton

Date 1/10/23

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 687

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

UNNAMED STREAM	L3NENW	Sec. 3, Twp 20N, Rge 01E,	ADAMS County
LITTLE SALMON RIVER	NENW	Sec. 35, Twp 21N, Rge 01E,	ADAMS County

BENEFICIAL USE
IRRIGATION

DIVERSION RATE
0.85 CFS

VOLUME
170.0 AF

SEASON OF USE

From	To
4/1	10/31

EXCEPT FOR THE FOLLOWING:

Water Right No.	From	To
78-7083	4/15	10/15

RENTERS PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
21N	01E	34			10	2.6				0.2	1.0				1.7	27			42.5

Total Acres: 42.5

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.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

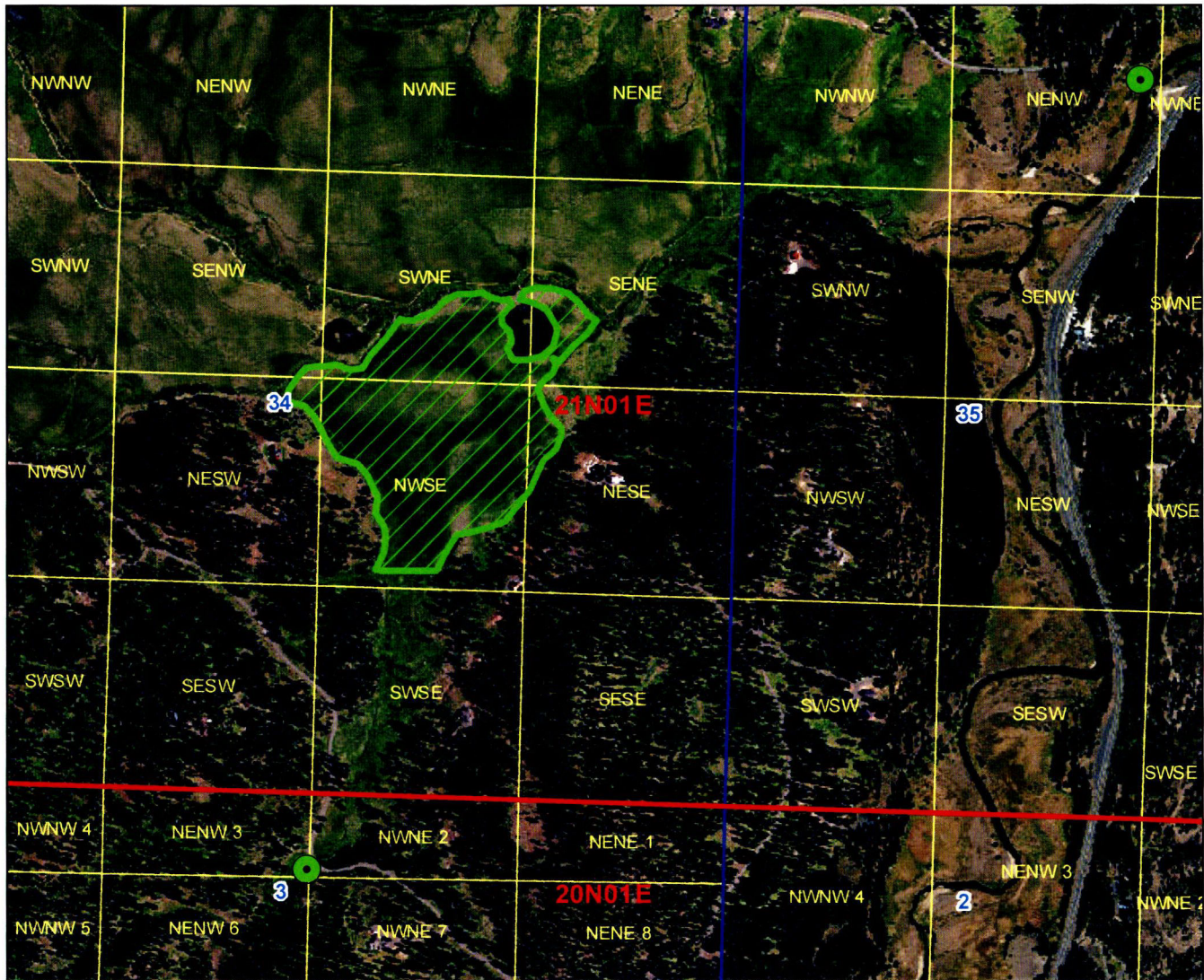
WATER SUPPLY BANK RENTAL AGREEMENT No. 687

9. Right Nos. 78-7031 and 78-7083 are diverted through the point of diversion described above as Sec. 35, Twp 21N, Rge 01E from the Little Salmon River.
10. Source of Right No. 78-4272F is also known as Haas Bottom Creek.
11. The use of water for irrigation under Right No. 78-7083 may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and 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.
12. Rental of Right Nos. 78-7031 and 78-7083 are limited to the irrigation of a combined total of 42.5 acres in a single irrigation season.
13. Unleased Right No. 78-2011 when combined with this rental of Right Nos. 78-7031, 78-7083, and 78-4272F are limited to the irrigation of a combined total of 122.5 acres in a single irrigation season during 2023.
14. Unleased Right No. 78-2011 when combined with this rental of Right Nos. 78-7031, 78-7083, and 78-4272F and with Rental Agreement 688 of Right Nos. 78-7031 and 78-4272 G are limited to the irrigation of a combined total of 146.2 acres in a single irrigation season during 2023.
15. Rental of Right No. 78-7031 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 lands above.
16. A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works for Right Nos. 78-7031 and 78-7083 from the Little Salmon River.

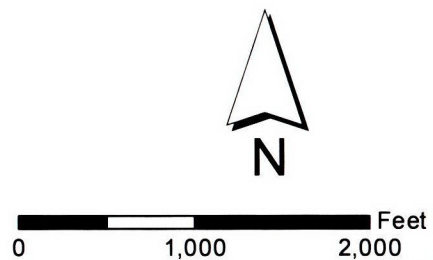
Idaho Water Resource Board
Attachment to Water Supply Bank Rental Agreement No. 687

Effective until December 31, 2023

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



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



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STATE OF IDAHO
WATER RESOURCE BOARDAPPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANK

RECEIVED

FEB 1 2022

DEPARTMENT OF
WATER RESOURCES

Applicant Name:

Ginle C Ranch Hoa

Is this application being submitted with a lease application as a lease/rental package?

Yes ☐ No ☒

If yes, specify companion water rights in Section 4

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

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

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

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

MINIMUM REQUIREMENT CHECKLIST

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

		Yes	
		☒	Completed <i>Application to Rent Water from the Board's Water Supply Bank</i>
		☒	Confirmation that this form has been printed single sided, per requirement of the Water Supply Bank
Attachment	N/A	Yes	
2		☒	A map showing the proposed point(s) of diversion, place(s) of use, and water diversion and distribution systems proposed to be used with your rental request
3A	☐	☒	Detailed information on a proposed use of rental water <i>will Email</i>
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)

78- 4272 F

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**STATE OF IDAHO
WATER RESOURCE BOARD**

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Circle C Ranch
Mailing Address PO Box 143 New Meadows ID 83634
Street City State Zip Code
Email Address SaveMeadow@gmail.com Phone Number 208-347-3457

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 Rick Stronen Professional Title _____
Organization _____ Relationship to Applicant _____
Mailing Address 2777 Smoky Boulder New Meadows ID
Email Address SaveMeadow@gmail.com Phone Number 208-347-3457

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 to irrigate for better health
See NRCS report

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)
<u>1.85</u> CFS	<u>128</u> AF			<u>42.5</u> AC

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

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

Desired Start Date (month/day/year)	Latest Possible Start Date (month/day/year)	*Mark Desired Rental Duration (Calendar Years)					**Applicant's preference if rental application cannot be processed prior to the latest possible start?	
<u>4-1-2022</u>	<u>5-1-22</u>	☐ 1	☐ 2	☐ 3	☐ 4	☒ 5	☒ Process application as soon as possible	☐ Return application to applicant

* The number of years permissible for a rental is subject to the lease contract duration for the water right(s) being rented.

** Per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right. Water Supply Bank rental applicants are not authorized to utilize rental water prior to the execution of an approved rental agreement. Rental requests may be returned to applicants if no water is available from the Bank to fulfill a rental request.

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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):

- 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 system	Haas Bottom Creek	

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 42.5 (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.

3 separate owners approval with submit

- 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:

POD & POU owned by HOA Members will submit consent.

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)
78-4272 F	Irrigation	85	12.8	42.5		85	12.8	42.5
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	85 CFS	12.8 AF	42.5 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**:

in line with combined limits

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**:

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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

See attached info

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.

Craig F. Hansen
Signature of Applicant

President, CRAIG F. HANSEN
Printed Name of Applicant

02/10/2020
Date

Signature of Representative

Printed Name of Representative

Date

Mail to:

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

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Circle C HOA Board Meeting Minutes

Thursday, July 29, 2021 2:30 p. m.

Meeting at Polk home

B. Polk (BP), C. Hansen (CH), K. Roller (KR), D. Breyman (DB), A. Robinson (AR), by phone

Guests: None

Topic	Time	Purpose/Discussion	Action/Next Steps
Roll Call	5		All present.
Election of Officers	20		Debbie Breyman motioned to become Treasurer, seconded (CH), and approved by group. Angela Robinson motioned to become Secretary, seconded (CH), and approved by group. Kenn Roller motioned to become DRC Chair, seconded by (CH), and approved by group. Bob Polk and Craig Hansen motioned to become President. The group voted – Bob Polk (AR) and (BP), Craig Hansen (CH), (DB), and (KR). Craig Hansen voted 3-2 as President. Bob Polk as Vice President. Bob Polk indicated he would change the HOA website with the new officers.
Next meeting date. Agenda items from HOA meeting.	5		The group discussed follow-up items from the HOA Annual Meeting to include HOA survey, Brush Mountain Project townhall, Sands DRC issue, AR requested tape of prior meeting from Rick Sironen, no response to date. Craig indicated he would prepare an outline of topics prior to the next meeting. Next meeting date selected as August 26, 2021 at 9:00 am at Craig Hansen's home. Meetings after August will be held on the second Thursday of the month at 9:00 am at Craig Hansen's home.
Adjourn			Meeting adjourned at 2:55 p.m.

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United States Department of Agriculture



Natural Resources Conservation Service
847 East 9th Street
Weiser, ID 83672-2356
Phone: 208-549-2628 Ext. 104

11/8/2021

To all Circle C Ranch Owners

On October 21, 2021 Mark Bateman and Charlie Veselka from Natural Resources Conservation Service out of Weiser Idaho, met with four individuals who had concerns with the overall conditions and values of the land. The main concerns with the production and health of the meadows was that they were not producing or sustaining enough grass for either haying or grazing. Those areas that were hayed, the response and regrowth of grasses were not meeting landowner objectives. We also looked at areas where the grasses and other vegetation had not been grazed for a long period of time. These areas contained old decedent less palatable vegetation for livestock and wildlife. After further review and discussion with those present, the following recommendations were presented to the group.

Areas that are Hayed: Before Haying, recommended that soil testing be done to help determine availability of key nutrients and minerals. Applying commercial fertilizer based off soil report prior to haying early spring. Aerial application of fertilizer applied late spring after snow is gone would be best method. Fall applications not recommended due to leaching of Nitrogen from rain and snow fall. Aerating the meadows is also a good idea and should be incorporated into land management. Improving irrigation systems to better utilize watering and coverage would also be a benefit to production and growth of vegetation. Livestock grazing could also be added if haying was not an option. Grazing would greatly benefit landowners by charging a grazing fee for producer to bring in livestock for certain periods of time. Grazing also would improve overall conditions of grass, by not allowing old growth to become matted and not allow new growth.

Areas not Hayed: Looking at the vegetation components of grasses, forbs and other species, it was clear that livestock grazing had not occurred in quite some time. The build up of old growth had become matted down, thus not allowing any new growth of valuable forage grasses. When meadows transform into this condition, not only does the production decrease, but the potential for fire increases. The amount of dried out grasses (fuel for fire) no doubt increases the risk of fire. To decrease the fire potential, livestock grazing can be used to limit the amount of available fuel for fire. Grazing can keep grasses green (vegetative state) and decrease fire risk, but also increase production and value of meadows. Utilizing a grazing system/plan with adequate rest through rotational grazing will not only benefit the overall production and beauty of the meadows, but it can also add money into HOA accounts.

So, to clarify what recommendations NRCS provided,

Helping People Help the Land

An Equal Opportunity Provider and Employer



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Hay Lands need to be fertilized and irrigation systems improved. Grazing can be utilized as well. Continue using Aerator. If fields are not hayed for one-year, mechanical equipment such as a Frailer can be used to cut grasses back to more desirable growth stage. Meadows not hayed, incorporate livestock for late Spring grazing to increase forage production and provide adequate forage for Wildlife in the Fall and Winter. Increase value of land, add money to HOA. Decrease risk of fire.

If any member of the HOA has questions or not clear on recommendations, they can call me or Charlie at the following numbers or email. Financial assistance can be available through NRCS Cost Share Programs for 2023. Please contact Mark Bateman or Charlie Veselka to discuss programs.

Mark Bateman
Resource Conservationist
208-549-2628 Ext. 104
208-812-2994 Cell
Mark.Bateman@usda.gov

Charlie Veselka
Soil Conservationist
208-549-2628 Ext.106
Charles.Veselka@usda.gov

Sincerely,

Mark Bateman
NRCS Weiser.

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Water Use Form

I (print name) Barham Properties LLC authorize Circle C Ranches to use the water from Haas Bottom Creek to irrigate fields.

Signed E. Steven Barham 3-1-2022

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Irrigation Authorization

I (print name) Linden Davis permit Circle C Ranches to irrigate my property.

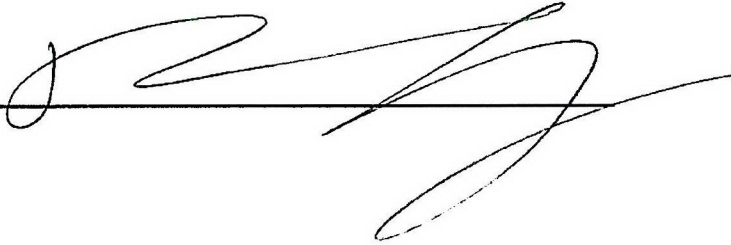
Signed L. A. Davis, Jr.

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Irrigation Authorization

I (print name) Reid Tracy permit Circle C
Ranches to irrigate my property.

Signed

A handwritten signature in black ink, appearing to read "Reid Tracy", is written over a horizontal line.

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Irrigation Authorization

I (print name) Charles B. Pouley permit Circle C
Ranches to irrigate my property.

Signed Charles B. Pouley

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JAN 25 2023

Irrigation Authorization

I (print name) Dale Wilson permit Circle
C Ranches to irrigate my property.

Signed Dale Wilson

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WSB Mailing Checklist for Rentals

(use on all new rental applications)

Key: Who Completes What?

CLERICAL STAFF:

MC

REVIEWER:

Received Date: 2/11/2022

Latest Start Date:

Renter: Circle C Ranches HOA

Rental Expiration Date

Lease/Rental Package

Y

N

Application # 2312

Agreement #

681

moved to
→ 2023

Water Right	Lease Contract ID
# 78-4272 F	
# 78-7031	1090
# 78-7083	
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	
#	

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:

See 2330 Rental
Admin only - renting own rights

Mailings (per application)

Original

CC

Email or Address

Renter: Circle C Ranches HOA

☒

☐

Attorney:

☐

☐

Consultants

Name:

☐

☐

Conveyance Entity:

Ex. Irrigation Dist. of Canal Co.

(final only)

☐

(Ground) Water Dist:

(final only)

☐

Other:

WD Snake 01, Boise, Payette, and Bear River

(final only)

☐

Region:

Western

(final only)

☐

Watermaster:

N/A

(final only)

☐

Compliance:

(final only)

☐

Resolving NOV? Y / N

#

Call up Date: _____

DO NOT SCAN



IDAHO DEPARTMENT OF
WATER RESOURCES

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

Governor Brad Little

Director Gary Spackman

January 25, 2023

CIRCLE C RANCHES HOMEOWNERS ASSN INC
PO BOX 143
NEW MEADOES, ID 83654-0143

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 78-7083, 78-7031, 78-4272F, 78-4272G & 78-7031 AGREEMENTS
687 & 688**

Dear Renter:

Please find enclosed receipts in the amount of **\$581.21** and a copy of the fully executed Water Supply Bank Rental Agreements in connection with the rental of 170.0 acre-feet of water for irrigation of 42.5 acres for rental 687 and the rental of 82.7 acre-feet of water for irrigation of 23.7 acres for rental 688. 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 \$391.00 of the rental fees will be paid to the lessor(s) and 10% or \$190.21 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. C115075
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR Western Regional Office

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JAN 25 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

December 28, 2022

CIRCLE C RANCHES HOME OWNERS ASSN INC
PO BOX 143
NEW MEADOWS, ID 83654-0143

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 78-7083, 78-7031, 78-4272F & 78-4272G, AGREEMENTS 687 & 688**

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

Dear Applicant:

The Department of Water Resources acknowledges receipt of your applications to rent water from the Water Supply Bank. **I have enclosed the Water Supply Bank Rental Agreements for your review and signature.** Upon signature and return of the original agreements, together with the rental fee described below, the Department will also sign the original agreements and return the executed copies to you. Execution of the agreements and compliance with the conditions of approval authorize diversion and use of water as provided in the agreement.

A rental fee of **\$391.00 and \$190.21** was calculated based on the current rental rate of \$23.00 per acre-foot times a diversion volume of 170.0 and 82.7 acre-feet. Since you have a private agreement with the water right owner, **you are only obligated to pay the 10% administrative fee or \$581.21.** 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.

Please send a check for \$581.21 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.

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(s)

c: IDWR Front Desk

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JAN 15 2023

MEMORANDUM FOR AGREEMENT # 687 & 688

To: Water Right(s) 78-4272 F, 78-4272 G, 78-7031 & 78-7083

From: Mary Condon

Date: November 28, 2022 – December 6, 2022

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

PURPOSE/NARRATIVE: Application to rent right 78-4272 F received on February 11, 2022 for 42.5 acres of irrigation, and application to rent right 78-4272 G was received on March 3, 2022 for 23.7 acres of irrigation, both for a 2022 start for five years. Applications were unable to be processed in 2022, and renters requested they be moved to 2023. Applications request a 5-year rental, but rights requested are only available through 12/31/2023. Applicants own the rights they are requesting for rental and will only be charged the administrative fee.

Request for irrigation is a result of a study conducted by NRCS for members residing within the HOA to improve meadow habitat for wildlife and livestock. A map of the study area was not included. Simply, the irrigation rights have been leased and therefore idled, so no suitable vegetation for grazing can be accomplished without either removing the rights from the bank to use them on the lands, or through a rental of their rights. The HOA has requested two different stream rights to irrigate lands within their POU as part of these two rental applications. These two rights are completely overlapped with leased rights 78-7031 & 78-7083 from main river sources, but both overlapping rights are junior in priority to the requested rights. Overlapping junior rights will be included in rental to avoid enlargement of remaining rentable amounts.

AUTHORITY TO FILE: Both applications to rent from Circle C Ranches HOA were submitted by Rick Sironen, with one signed by Craig Hansen, as President and the other signed by Rick Sironen. A letter granting Rick Sironen authority to represent the HOA in their water right matters was signed by both Craig Hansen and Bob Polk V, both as Presidents. The lease was signed by Bob Polk. Land under the places of use for the rental covers multiple parcels, and all landowners of the parcels within the proposed rental POUs included permission with applications for irrigation of the lands. No concerns with authority to file.

WATER RIGHT VALIDITY: Junior rights 78-7031 & 78-7083 have been leased to the bank since 2006 and were decreed in 2007. Beneficial use exam for these rights was accomplished in 2005. Senior requested rights 78-4272 F & 78-4272 G (divided from 78-4272 into A thru H) were decreed in 2013 and placed into the bank in 2019, the last year for protection from forfeiture. The lease review of the 78-4272 A – H rights in 2019 revealed no irrigation since they were decreed but they are valid.

INJURY TO OTHER WATER RIGHTS: Rental of these rights will occur on the same POU and from the same diversions in which the rights are authorized. This rental is not expected to cause injury to other rights.

ENLARGEMENT OF USE: Right 78-4272 F, known as the Haas Bottom Creek diversion, is fully overlapped with rights 78-7031 & 78-7083, and right 78-4272 G, known as the Laib Creek diversion, is about 98% overlapped with right 78-7031 (eastern border not overlapped).

Due to the overlap and combined acre limits, rental of right 78-4272 F will include proportionately equal amounts of rights 78-7031 & 78-7083, and rental of right 78-4272 G will

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JAN 25 2023

include a proportional amount of right 78-7031. The renter is not required to divert the junior rights under the rental.

Original lease application for contract 1090 included a request to lease right 78-2011 for 80 acres, which has a combined acre limit with rights 78-7031 & 78-7083 for a total of 606.6 acres, and with all of the rights including 78-4272 A thru H for 850 acres. Right 78-2011 was ultimately denied lease acceptance and to avoid enlargement the rentable amounts under rights 78-7031 & 78-7083 was reduced by 80 acres to 526.6 acres, described within the review memo of lease contract 1090. Right 78-2011 also overlaps some of 78-4272 A, 78-4272 B and 78-4272 H and the 80 acres should have been reduced from the overall combined acres. Total rentable acres should be 850 minus 80 non-leased of right 78-2011, equaling 770 acres.

Rentable amounts table on lease is not clear on total calculated volume by set, but 78-4272 A thru H are calculated at 3 af/acre and are additive equal to 2,106.6 afa for 702.2 acres, and rights 78-7031 & 78-7083 have decreed volumes and are additive to 2,106 afa for 526.6 acres. Right 78-7031 has condition R62, limiting combined rights to 0.02 cfs/acre and 4 af/acre, and all of these leased rights should actually be limited to 15.4 cfs, 3,080 afa for the 770 acres. Combined limits of the rentable leased rights and the two rental requests, are as follows:

BasinN Sequenc SplitSuff PriorityDate							OverallMaxDivers	OverallMaxDivers	TotalAcres	AcreLimit	af/acre	SourceList
	Water Right	78	4272	A	4/15/1955		2.53		380.1	126.7		TRAIL CREEK
	Water Right	78	4272	B	4/15/1955		5.6		1017.3	339.1		ROUND VALLEY CREEK
	Water Right	78	4272	C	4/15/1955		0.64		95.1	31.7		UNNAMED STREAM
	Water Right	78	4272	D	4/15/1955		1.71		256.2	85.4		UNNAMED STREAM
	Water Right	78	4272	E	4/15/1955		0.06		5.4	1.8		SPRING
	Water Right	78	4272	F	4/15/1955		0.85		127.5	42.5	3.00	UNNAMED STREAM
	Water Right	78	4272	G	4/15/1955		1.2		180.3	60.1	3.00	UNNAMED STREAM
	Water Right	78	4272	H	4/15/1955		0.3		44.7	14.9		UNNAMED STREAM
									2106.6	702.2	3.00	
not leased	Water Right	78	2011		7/18/1908		1.6		240	80		ROUND VALLEY CREEK, UNNAMED STREAM
	Water Right	78	7031		9/28/1972		3.53		254	551.6	520	0.49 LITTLE SALMON RIVER
	Water Right	78	7083		8/28/1969		5.11		1852	467		3.97 LITTLE SALMON RIVER
				CL all						850		
				CL 2nd set						606.6		
				2nd set rentable			8.64		2106	526.6	4.0	
				CL all rentable less 2011 on lease			15.4		3080	770	0.020	4.0 should be
							21.5		4212.6	850		Not correct to af/ac limit and reduced acre
rental request										cfs/ac	af/ac	
	App 2312	78	4272	F	4/15/1955		0.850		128	42.5	0.020	3.0
												no more than 0.02 cfs/ and 4.0 af/acre when
	RA 687	78	7031		9/28/1972		0.289		20.8	42.5	0.007	0.49 combined
		78	7083		8/28/1969		0.465		168.5	42.5	0.011	3.97
				additive			1.604		317.3	42.5	0.038	7.5
				7031 & 7083 CL			0.754		170.0	42.5	0.018	4
				CL			0.850		170.0	42.5	0.020	4.0
	App 2330	78	4272	G	4/15/1955		0.473		71.1	23.7	0.020	3.0
												no more than 0.02 cfs/ and 4.0 af/acre when
	RA 688	78	7031		9/28/1972		0.161		11.6	23.7	0.007	0.49 combined
				additive			0.634		82.7	23.7	0.027	3.49
				CL			0.474		82.7	23.7	0.020	3.49

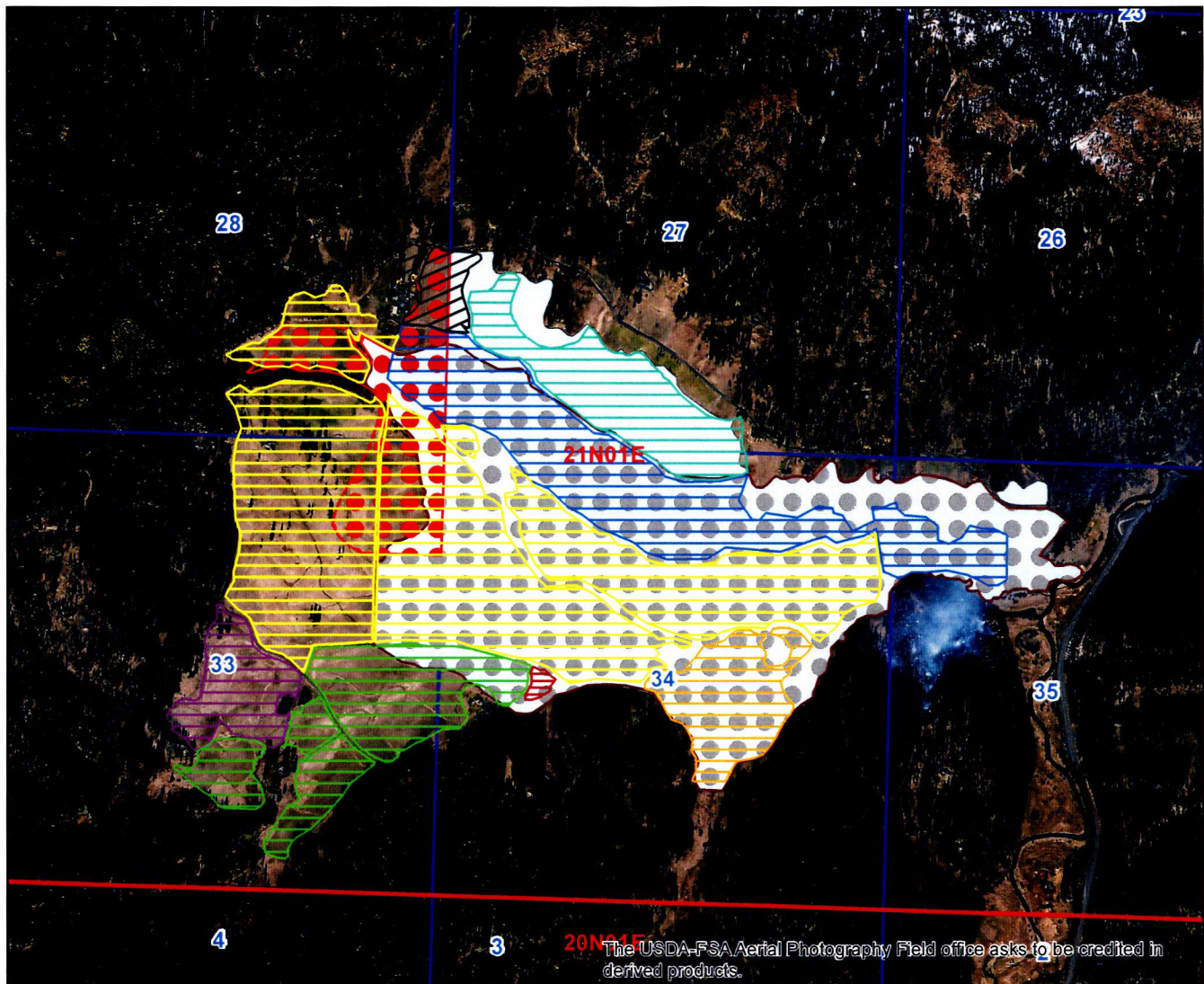
LOCAL PUBLIC INTEREST: Review staff has no information to suggest this application is inconsistent with the local public interest.

BENEFICIAL USE/CONSERVATION OF WATER RESOURCES: The rental appears consistent with the conservation of water resources in Idaho and is for a beneficial use.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The location for the rental PD is within Western Region and is not subject to a Water District. Request for comment or concerns sent via email to regional manager on December 6, 2022.

SCANNED
JAN 15 2023

Circle C Ranches



- | | |
|---|----------------|
|  | 78-2011 p1908 |
|  | 78-4272A p1955 |
|  | 78-4272B |
|  | 78-4272C |
|  | 78-4272D |
|  | 78-4272E |
|  | 78-4272F |
|  | 78-4272G |
|  | 78-4272H |
|  | 78-7083 p1969 |
|  | 78-7031 p1972 |



SCANNED
2025-10-23

Condon, Mary

From: Rick Sironen <savemeadow@gmail.com>
Sent: Friday, May 6, 2022 8:57 AM
To: Condon, Mary
Subject: Re: Rental Application Circle C
Attachments: schaffer.irrigation.pdf; Irrigation Authorization 78-4272F.pdf; 78-4272G release map.pdf

Mary

For 78-4272F the plan is to irrigate the whole 42.5 acres. I emailed Phill all the permission slips. For 4272F the land owners are Lin Davis, Tracy (two lots), Pauley and Wilson. For 4272G the lot owners are Lin Davis and Schaffer and you should have them along with a map of the acres that will be irrigated.

On Thu, May 5, 2022 at 3:11 PM Condon, Mary <Mary.Condon@idwr.idaho.gov> wrote:

Good afternoon, Rick,

Thank you for submitting the map for 78-4272F rental application. Perhaps there was a misunderstanding. We need a map for where the new irrigation will occur, and it must be on lands the HOA has permission to irrigate. I've attached a map which shows the parcels for Linden, Cunningham and Schaffer, and the water right place of use for the two rights you submitted with the rental applications. We cannot authorize irrigation on lands you do not have permission to irrigate on, so the rental place of use you indicate on a map should be over lands you have permission to irrigate in an amount equal to the number of acres you are requesting to irrigate.

Rental application for 78-4272F is 2312.

Rental application for 78-4272G is 2330.

Please call me if you have questions about this.

Thank you,

Mary

Mary Condon

Water Supply Bank Coordinator



Planning & Projects

mary.condon@idwr.idaho.gov

Direct: (208) 287-4936

Fax: (208) 287-6700, Attn. Mary C.

From: Condon, Mary
Sent: Monday, May 2, 2022 4:01 PM
To: savemeadow@gmail.com
Cc: Bank <Bank@idwr.idaho.gov>
Subject: Rental Application Circle C

Good afternoon,

We have received your application to rent your own water right, 78-4272F, but there was not a map with the application. Please submit a map within 30 days showing where the rental irrigation water will be applied. You can submit the map to file@idwr.idaho.gov and reference rental application 2312.

Best,

Mary

Mary Condon

Water Supply Bank Coordinator