

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 2004

This Lease Contract ("Lease") is between the Idaho Water Resource Board ("Board"), and

LESSOR: LESTER A HARTVIGSEN TRUST
120 S 800 E
CENTERVILLE, UT 84014-2316

RECEIVED

JUL 16 2025

RECITALS

DEPT. OF WATER RESOURCES

1. The Board is authorized under chapter 17, title 42, Idaho Code to operate a water supply bank and to contract with lessors to act as an intermediary in facilitating the rental of water.
2. The Lessor has filed a completed application to lease water rights described below into the Water Supply Bank on forms supplied by the Idaho Department of Water Resources and received by the Department on January 21, 2025.
3. The Director of the Idaho Department of Water Resources has reviewed the application for compliance with the Water Supply Bank rules and has approved the Lease subject to conditions listed below.

NOW, THEREFORE, in consideration of the mutual covenants and contracts herein contained, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. **WATER RIGHTS:** The Lessor shall lease and the Board shall accept into the Bank the Applicant's water rights described as follows:

Summary of Water Rights or Portions Leased to the Bank

Water Right No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)
29-11177	4/1/1897	GOODENOUGH CREEK, tributary to MARSH CREEK	3.00	Not Stated	263.0
29-11178	5/1/1901	GOODENOUGH CREEK, tributary to MARSH CREEK	3.06	Not Stated	263.0
Combined Limit Totals			5.60	Not Stated	263.0
Combined Lease Totals			5.60	Not Stated	263.0

Summary of Water Rights Elements Rentable From the Bank

Water Right	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (Limited) (AC)	Rate Per Acre (CFS/AC)	Volume Per Acre (AF/AC)
29-11177	0.94	287.0	82.0	0.011	3.5
29-11178	0.95	287.0	82.0	0.012	3.5
Combined Limit Totals	1.89	287.0	82.0	0.021	3.5

* The water right elements rentable have been reduced from the water right elements leased to account for combined limits.

SUPPORT DATA
IN FILE # 29-11177

WATER SUPPLY BANK LEASE CONTRACT No. 2004

2. **COMPENSATION:** The Lessor shall accept and the Board shall pay compensation determined by the amount of water rented under the following rental rate during such times as the water is rented from the Bank over the term of this Lease.

Minimum Payment Acceptable: Current Rental Rate

3. **TERM OF LEASE:** The term of this lease shall be January 1, 2025 to December 31, 2029. This Lease shall bind the parties and take effect when both parties have signed it.
4. **WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE:** The Lessor shall abide by all terms and conditions contained in the Water Supply Bank Conditions of Acceptance, attached hereto as "Attachment A" and incorporated herein by this reference.
5. **CHANGE OF WATER RIGHT:** This lease specifies water right elements including but not limited to: diversion rates; diversion volumes; number of acres authorized to be irrigated; places of use; points of diversion; beneficial uses; and seasons of use. During the term of this lease, if a water right is administratively changed due to a water right split and renumbering, this lease may be reduced by an equal amount to reflect the water right elements as legally defined under the water right. If a lease contract cannot be reduced sufficient to reflect the legal definition of a water right as amended through a water right split and/or water right transfer, the Board may release the water right from the Water Supply Bank.
6. **ASSIGNMENT OF CONTRACT:** This lease is between the Board and the Lessor, who is the recognized owner or designated representative of the recognized owners of water rights described herein. Should ownership of any part of a water right herein described change during the term of this lease, either through a water right split, a water right transfer, sale of property to which the water right is appurtenant, or through any other recognized water right reassignment, the lease benefits and obligations to the conditions of acceptance for any such water rights will be assigned to the new owners.
7. **DUPLICATE ORIGINAL:** This Lease is executed in duplicate. Each of the documents with an original signature of each party shall be an original.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 2004

IN WITNESS WHEREOF, the parties have executed this Contract on the date following their respective signatures.

LESSOR: LESTER A HARTVIGSEN TRUST
120 S 800 E
CENTERVILLE, UT 84014-2316

By Kim R Hartvigsen for Hartvigsen Brothers
Title Trustee
Date 14 July 2025

RECEIVED

JUL 16 2025

DEPARTMENT OF
WATER RESOURCES

IDAHO WATER RESOURCE BOARD

322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

By Brian Patton
Brian Patton, Executive Manager
Idaho Water Resource Board

Date 8/6/25

Lease approved by IDWR Patton

Date 8/6/25

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 2004

ATTACHMENT A WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE

The water rights or portions thereof leased to the bank are described as follows:

Source and Location of Point(s) of Diversion for Water Right No(s): 29-11177, 29-11178

GOODENOUGH CREEK NESE Sec. 8 Twp 09S Rge 36E BANNOCK County

Water Right	Beneficial Use	Season of Use			Diversion Rate (CFS)	Volume (AF)
		From		To		
29-11177	IRRIGATION	03/15	to	11/15	3.00 cfs	Not Stated
29-11178	IRRIGATION	03/15	to	11/15	30.6 cfs	Not Stated
Totals:					5.60 cfs	Not Stated

PLACES OF USE TO BE IDLED UNDER THIS LEASE: 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	
09S	36E	8													4.0				4.0
09S	36E	9									39.0	20.0			40.0	40.0		40.0	179.0
09S	36E	10										40.0	40.0						80.0

Total Acres: 263.0

ADDITIONAL CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the Department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
4. A right accepted into the bank stays in the bank until the Board releases it, or the lease term expires. A right may be released from the bank upon request, provided the Board approves the release. Unless approved by the Department, leased rights may not be immediately available for release.
5. While a water right is in the bank, forfeiture provisions are stayed pursuant to Idaho Code § 42-223(5).
6. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

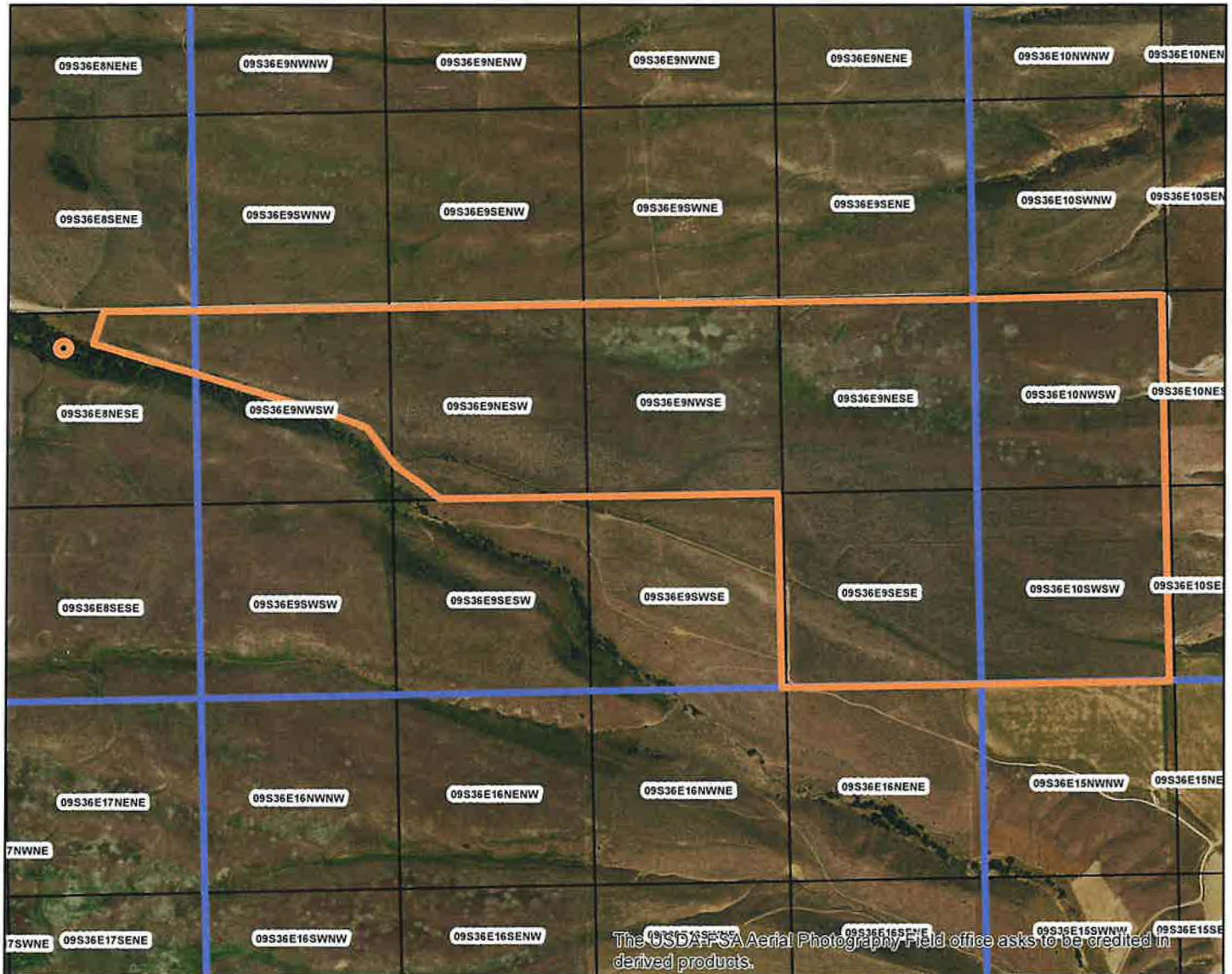
WATER SUPPLY BANK LEASE CONTRACT No. 2004

8. Acceptance of a right into 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.
9. In accordance with Idaho Code § 42-248 and § 42-1409(6), all owners of water rights are required to notify the Department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
10. If a water right leased into the Water Supply Bank is sold or conveyed during the lease term, and if the leased right was rented, the rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
 - a. Rental payments will go to the lessor(s) of record at the beginning of the rental season, even if the Department processes a Notice of Change in Water Right Ownership during the rental season.
 - b. New lessor(s) of record will receive payment for any subsequent rental seasons.
11. The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.
12. Water rights 29-11177 & 29-11178 are limited to a total combined diversion rate of 5.60 cfs and the irrigation of a combined total of 263.0 acres.
13. Use of water under this right 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. 29H.

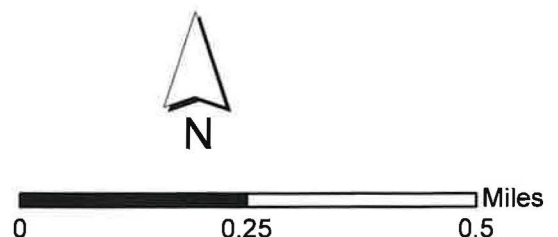
Idaho Water Resource Board
Water Supply Bank Lease Contract No. 2004

29-11177 & 29-11178
Effective until December 31, 2029

This map depicts the **place of use to be idled** pursuant to the lease contract and is attached to the contract solely for illustrative purposes.



- Approved Lease Point of Diversion
- ▭ Approved Lease Place of Use
- ▭ Township/Range
- ▭ Sections
- ▭ QQ



RECEIVED

JAN 21 2025

DEPT. OF WATER RESOURCES

Form 42-1761-1
10/21/23

STATE OF IDAHO
WATER RESOURCE BOARD

Print Form

APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANK

Applicant / Designated Lessor James L. Hartvigsen Water Right No. 20-11177
(Select one owner - see item 1A on the application) (One water right per application)

Is this application being submitted with a rental application as a lease/rental package? Yes ☐ No ☒
If yes, include renter and rental fee payment information as attachment 5B.

This application must be prepared in accordance with the minimum requirement checklist below. Use this checklist to ensure all necessary documentation has been provided. This checklist is part of the lease application and must be included with the lease application. Applications that do not meet the minimum requirements will not be processed and may be returned or denied.

MINIMUM REQUIREMENT CHECKLIST		
Check All Items as Either Attached (Yes) or Not Applicable (N/A)		
Yes	☒	Completed Application to Sell or Lease a Water Right to the Water Supply Bank, printed single sided, per requirement of the Water Supply Bank.
Yes	☒	Application filing fee of \$250.00 per water right. If you are submitting more than one lease application and the water rights have an overlapping, common place of use, or a common diversion rate or volume, the total fee for all water rights is \$500.00. For places of use, multiple water rights must be used to irrigate the same lands in order to qualify for the joint filing fee. Individual filing fees are required for water rights that share a common permissible place of use but which cover separate acres within the permissible place of use.
N/A	Yes	Attachments
☐	☒	1A Signatures and contact information for <i>all owners</i> of the water right to be leased or sold on this application.
☐	☒	1B An Internal Revenue Service (IRS) Form W-9 for the Applicant / Designated Lessor.
☒	☐	1C Notice of Change in Water Right Ownership form (accessible from www.idwr.idaho.gov).
☐	☒	1D Contact information for an authorized representative and documentary proof they are authorized to represent the Applicant on this application. If the Applicant is a business, partnership, municipality, organization or association, include documents identifying officers authorized to sign or act on behalf of the entity.
☒	☐	2 Description of a water right portion offered to the Water Supply Bank.
☐	☒	3 A map that clearly outlines the specific location where irrigated acres will be dried up, or where a beneficial use of water will be suspended. You have the option of printing a map using the map tool on IDWR's website at: www.idwr.idaho.gov .
☒	☐	4A Written consent from irrigation district or water delivery company.
☐	☒	4C Evidence demonstrating the water right has not been forfeited pursuant to Section 42-222(2), Idaho Code.
☒	☒	5B Rental rate and owner payment agreement between lessor and renter for lease/rental packages.
Department Use Only		
Fee Amount \$	<u>560</u>	Received By: <u>KM</u>
W-9 received? Yes ☒ No ☐	(Route W-9 to Fiscal)	Date Received: <u>1. 21. 25</u> Receipt #: <u>C119899</u>
		Name on W-9: <u>James L Hartvigsen</u>

3184

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

1. CONTACT INFORMATION

- A. The applicant or designated lessor must be listed as a current owner of the water right offered for sale or lease to the Water Supply Bank. If there are multiple current owners, choose one owner as the Designated Lessor. Complete and attach the Designated Lessor - Attachment 1A of this application package with the signatures of all current owners.

Applicant / Designated Lessor James L. Hartvigsen, Trustee of the Lester A. Hartvigsen Trust
Mailing Address 120 South 810 East Coniferville Utah 84014
Street City State Zip Code
Email Address jhartvigsen@comcast.net Phone Number 801-809-1611

☐ The Applicant is the sole owner of the water right being sold or leased to the Water Supply Bank.

☒ OR
The Designated Lessor is representing additional water right holders who have completed Attachment 1A.

- B. Has the Designated Lessor / Applicant submitted an IRS Form W-9 to this Department within 6 months? Yes ☐ No ☒
If no, complete the form and attach to this application (Attachment 1B).
- C. Are all applicants on this form listed in IDWR's records as the current owners of the water right? Yes ☒ No ☐
If no, attach a Notice of Change in Water Right Ownership form along with the required documentation and fee (Attachment 1C).
- D. Is this application being completed by an authorized representative of the Water Right Holder? Yes ☒ No ☐
If yes, representatives (includes employees of Water Right Holder companies) must complete this section and submit documentary proof of their authority to represent the Water Right Holder (Attachment 1D).

Name of Representative Kim R. Hartvigsen Organization Hartvigsen Brothers
Professional Title _____ Email Address Kim.R.Hartvigsen@gmail.com
Mailing Address 1216 North 100 East, Layton, Utah 84041 Phone Number 801-628-5657

☐ Send all correspondence for this application to the representative and not to the Designated Lessor / Applicant.

☒ OR
Send original correspondence to the Designated Lessor / Applicant and copies to the representative.

2. DESCRIPTION OF WATER RIGHT OFFERED TO THE BANK

☒ The full water right is being offered to the Bank and none will still be used.

OR

☐ A portion of the water right is being offered to the Bank and a portion will still be used.
If a portion of the water right is being offered, complete Attachment 2.

3. MAP

Attach a map. The map must locate the point of diversion from the source of water and the location of the lands to be idled or the place where the water will no longer be used. The map must also show townships, ranges, sections, and government lots. For irrigation purposes, mark the number of acres for lease per 40-acre tract (1/4-1/4). If the water right proposed for lease is located within a permissible place of use (PPU) and portions of the PPU will continue to receive water from non-leased water rights, clearly outline on a map the acres within the PPU that will continue to be irrigated, as well as acres that will be idled during the lease term. Label the map Attachment 3.

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

4. GENERAL INFORMATION

- A. Identify the owner of the water delivery system or well. /
If your water right is delivered through a canal, lateral or ditch operated by a canal company, irrigation district, or similar delivery entity, your lease request must include written consent from the company, district, or similar entity for your removal of water from its system pursuant to Section 42-108, Idaho Code and IDAPA WSB Rule 37.02.01, 25.02c, (Label Attachment 4A)
- B. Please provide a description of the current water diversion and delivery system, including source, pump, pipeline or diversion.
Water is diverted from Spadanough Creek into a ditch to be used for flood irrigation
the designated land under Water Right 29-11177
- C. Describe any other water sources, including municipal, irrigation company shares, or water rights with combined limits to the water right offered to the bank, which are used for the same purpose at the same place of use as the water right being offered to the Bank. Water Right No 29-11178 An additional application to sell or lease a
Water Right is being filed for Water Right No 29-11178
- D. Are any of the water rights identified in Section 4C stacked with the water right proposed for lease? Yes ☒ No ☐
Stacked water rights are used together to achieve a common beneficial use, such as irrigation of the same lands, and usually have combined limits in the conditions of the water rights. Stacked water rights cannot be separated and must be jointly leased to the Water Supply Bank. Stacked water rights qualify for the multiple fee payment of \$500.
- E. Will the present place of use continue to receive water from any other source, including those listed in 4C? Yes ☐ No ☒
If yes, explain the relationship between the different water sources and how enlargement of the authorized use will not occur if this water right is leased.
- F. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☒
If yes, describe the circumstances and attach evidence to demonstrate how the water right has not been lost through forfeiture (Label Attachment 4G). See Section 42-723, Idaho Code for exceptions to forfeiture, including lease into the Bank. Your application may be denied if forfeiture concerns are not addressed.
- G. Identify annual volumes and/or rates of water diverted (used) in the last 5 years to accomplish the beneficial use authorized by this water right. The full amount of water under Water Right No. 29-11177 has been used
in each of the last 5 years to the extent available and to the extent that it has not
been participating in the federal CRP program
- H. Is this water right involved in any other IDWR process, such as an application for transfer or a mitigation plan? ☐ ☒
If yes, describe. Yes No



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 7, 2025

LESTER A HARTVIGSEN TRUST
120 S 800 E
CENTERVILLE UT 84014

**RE: WATER SUPPLY BANK LEASE CONTRACTS 2004
FOR WATER RIGHTS 29-11177 & 29-11178**

Dear Lessor:

Water rights **29-11177 & 29-11178** are/is leased into the Water Supply Bank (Bank) as of January **2025** in accordance with the enclosed executed lease contract. **Your water rights, as described on the lease contract, are considered leased into the Bank and should remain unused until they are formally released from the Bank.** More information and further restrictions placed on your water rights while leased can be found in conditions of acceptance of the lease contract. Read the conditions of acceptance carefully.

The right(s) will automatically be released from the Bank on **December 31, 2029**, unless the rights are released earlier by the Water Resource Board (Board). To release the water rights from the Bank prior to the release date, submit a written request on the *Request to Release a Water Right from the Bank* form. This form is available on our public website at www.idwr.idaho.gov. **Please note your water rights may not be available for immediate release if they are rented.**

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

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure: Executed Lease Contract

c: IDWR- Eastern Region Office
Water District No. 29H



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 7, 2025

LESTER A HARTVIGSEN TRUST
120 S 800 E
CENTERVILLE UT 84014

**RE: REQUEST FOR RETURN OF SIGNED WATER SUPPLY BANK LEASE CONTRACTS 2004
FOR WATER RIGHT 29-11177 & 29-11178**

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

Dear Applicant,

The Department of Water Resources (Department) mailed **two original Water Supply Bank Lease Contracts for your review and signature** on June 3, 2025. The signed contracts have not been returned to the Department.

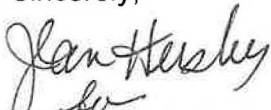
Please sign both original Lease Contracts and return them to the Department within ten (10) days of this letter to complete processing. The Lease Contract is not considered final until both you and the Department have signed.

If the signed lease contracts are not received by the Department within the 10-day period, the lease application will be returned, and the application fee will not be refunded. You can reapply to lease the water right in the future by submitting new application form along with applicable fees.

Please note the forfeiture period is not tolled unless a right is accepted into the Bank, or unless an exception or defense to forfeiture applies as described under Idaho Code § 42-223. If forfeiture is a concern, you may consider filing an Application for Extension of Time to Avoid Forfeiture of a Water Right form. This and other water right forms are available from the Department's web site at www.idwr.idaho.gov.

If you have questions regarding this matter, please contact this office at 287-4800.

Sincerely,


for
Water Supply Bank



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

June 3, 2025

LESTER A HARTVIGSEN TRUST
120 S 800 E
CENTERVILLE UT 84014

RE: APPLICATION TO LEASE WATER RIGHTS 29-11177 & 29-11178 TO THE WATER SUPPLY BANK CONTRACT 2004

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

Dear Applicant:

The Department of Water Resources has completed its review of your application to lease the above-mentioned water right to the Water Supply Bank. **I have enclosed two original Water Supply Bank Lease Contracts for your review and signature. Please sign and return ALL Lease Contracts within 14 days.** Upon signature and return of the contracts, the Department will also sign the original contracts and return an executed copy to you. The Lease Contract is not considered final until you and the Department have both signed.

The right will automatically be released from the Bank on **December 31, 2029** unless the right is released earlier by the Board, or upon your request. To release the right from the Bank prior to the release date, submit a written request on the Request to Release a Water Right from the Bank form. To propose a new lease period, submit a new Application to Sell or Lease a Water Right to the Water Supply Bank form along with applicable fees to the Department. These forms are available from any IDWR office or from our public website at <http://www.idwr.idaho.gov>. Please note your right may not be available for immediate release if it has been rented.

Please review the conditions of acceptance listed on the Lease Contract, including #3 which says:
"While a right is in the bank, **the lessor may not use the right** without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B."

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

Sincerely,

for
Water Supply Bank

Enclosures: Proposed Lease Contracts
Receipt C119899

Hersley, Jean

From: Hersley, Jean
Sent: Monday, June 2, 2025 3:15 PM
To: 'WATERMASTER29H@GMAIL.COM'
Cc: Cefalo, James
Subject: WSB Lease for 29-11177 and 29-11178
Attachments: Lease Contract - 2004.docx; Lease Application Review.xls

The Department of Water Resources is soliciting your comments or concerns on the proposed lease submitted by Lester A Hartvigsen Trust. A copy of the review memo and draft contract are enclosed. These rights were previously in the CRP program until 2020 then the Bank from 2020-2024.

Please review the information, and let the Department know within 7 days of the date of this letter if you have any comments or concerns.

If you have any questions, please contact this office at (208) 287-4800.



*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*

WATER SUPPLY BANK

Lease Review Checklist

Applicant(s) Name: Lester A Hartvigsen Trust

Memo Date: June 2, 2025

Water Right Number(s): 29-11177 & 29-11178

Reviewers Name: Jean

Quick Tools

Decreed	No Forfeiture Concerns Thru:
Year	
2011	2017
2012	2018
2013	2019
2014	2020
2015	2021

	Check box	COMMENTS/CONCERNS:
1 Fill out WSB Data Entry Checklist for Leases (Front of File)	x	
2 Reason for lease of water rights (Brief description of lease proposal in narrative)		
Portion of right		
All of right	x	
3 Check GWMA/CGWA/ADC and basin 63 areas of concern (note area in comments)		
	Yes No	
4 Rentable? (If no explain in comments or narrative)	x	
5 Authority to file		
Current owner or designated applicant	x	
SOS Web site checked for business entity		na
Other (explain in comments)		x
6 Water Right validity		2004
Decreed/Licensed/Statutory claim date (write in comments section)		
Past irrigation to ensure forfeiture is not an issue if decreed or licensed over 7 years ago (consider transfers that changed the POU, rentals to the POU etc.)		
Has this right previously been leased to the bank or in CREP?	x	CRP 1980's-2020- Bank 2020-2024
7 Injury to other water rights		
If the POD is through a delivery entity, was consent provided?		na
If the POD is through a delivery entity, was holdback required? (percentage in comments)		%
Any other concerns		x
8 Enlargement concerns	Check box	
Complete a POU comparison overlap analysis	x	
Complete a combined limits review	x	
Complete POD overlap analysis (if there is an overlap add condition to lease)	x	
	Yes No	
Are there overlapping rights that need to be placed in the bank also?		x
Will the place of use continue to receive water? (if yes explain in comments)		x
9 Local Public Interest		
Does the processor know of any problems this action will cause for the local public?		x
10 Have you contacted regional office and watermaster for comment/concerns?	x	
Send the watermaster comment request form or e-mail request	x	
11 Area Headgate requirement (write in Comments)		3.5
12 Is water right involved in any other department action? Pull file and check database () Ownership Change () Transfer () Mitigation () Other - Explain in comments		x

Narrative: The Department received these applications on January 21, 2025. The applicant wishes to place the entirety of both rights in the Bank. These rights were decreed in 2004 but have been in the CRP program even before they were decreed. The rights were placed in the Bank from 2020-2024. WR 29-437 & 29-439 were combined in the SRBA into 29-11177. WR 29-438 & 29-440 were combined in the SRBA into 29-11178. There are no other overlapping rights that need to be placed in the Bank. There is, however, a combined condition with 29-2365A and 29-2365B that limits all 4 rights to 280 acres. Water Rights 29-11177 and 29-11178 are limited to the irrigation of 263 acres so these rights will be limited to the rental of 82 acres to avoid enlargement. $280(4 \text{ rights}) - 263(2 \text{ rights}) = 17$. $198(\text{total of acres for 2365A \& B}) - 17 = 181$. $263 - 181 = 82$. That would 82 acres available for rent.



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

February 11, 2025

LESTER A HARTVIGSEN TRUST
120 S 800 E
CENTERVILLE UT 84014-2316

**RE: RENTAL OF WATER RIGHT(S) LEASED TO THE WATER SUPPLY BANK.
WATER RIGHT NO(S). 29-11177 & 29-11178.**

The Department of Water Resources is enclosing a state warrant in the amount of **\$434.70** as payment to you for the rental of the above referenced water right(s) from the Water Supply Bank during **2023 and 2024**. Your payment is 90% of the total rental fee for the following transactions:

Year	Lease Contract	Water Right(s)	Rental Agreement	Rental Volume (AF)	Rental Rate (\$/AF)	Total Rental Fee	Owner Share
2023	1217	29-11177,	724	10.5	\$23/AF	\$241.5	\$217.35
2024		29-11178	724	10.5	\$23/AF	\$241.5	\$217.35
Total							\$434.70

If you have questions regarding this matter, please contact me at (208) 287-4936.

Sincerely,

Mary Condon
Water Supply Bank Program Coordinator

Warrant Number: 150685078

Enclosures: Check

SUPPORT DATA

IN FILE # 29-11177

SCANNED
MAY 14 2025

Crichton, Izzy

From: Eric Hartvigsen <eric.hartvigsen@gmail.com>
Sent: Saturday, February 8, 2025 7:57 AM
To: Crichton, Izzy
Subject: Re: FW: Water Supply Bank Lease Contract and Application for Hartvigsen
Attachments: Idaho Water Bank Signature pages.pdf

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

Attached find the requested signatures pages.

On Fri, Feb 7, 2025 at 11:21 AM Crichton, Izzy <izzy.crichton@idwr.idaho.gov> wrote:

From: Crichton, Izzy **On Behalf Of** Bank
Sent: Friday, February 7, 2025 11:15 AM
To: 'Erichartvigsen@gmail.com' <Erichartvigsen@gmail.com>
Subject: FW: Water Supply Bank Lease Contract and Application for Hartvigsen

Good morning Eric,

We are checking back in with you about lease application for water rights #29-11177 and #29-11178. As one of the owners of these rights we need your signature on the Designated Lessor Form and on the lease application page 4. Both documents are attached to this email. If you could get them printed, signed, and sent back to the Department of Water Resources as soon as possible that would be fantastic.

If you have any questions, please feel free to contact me by email or phone which I will provide below.

Thank you and have a great weekend,

Izzy Crichton

Water Supply Bank Specialist



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front St

Boise, Idaho 83702

(208)-287-4963

bank@idwr.idaho.gov

From: Condon, Mary <Mary.Condon@idwr.idaho.gov>

Sent: Thursday, January 23, 2025 3:20 PM

To: erichartvigsen@gmail.com

Cc: Bank <Bank@idwr.idaho.gov>

Subject: RE: Water Supply Bank Lease Contract and Application for Hartvigsen

Good afternoon, Eric,

I just spoke with Jim and we need your signature on the Designated Lessor Form and the lease application page 4 to lease the water rights back into the bank. I have attached the forms if you would please print them, sign both, and send back to me within 14 days.

Thank you,

Mary

Mary Condon

Water Supply Bank Program Coordinator



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front St

Boise Idaho 83702

(208) 287-4800

Direct: (208) 287-4936

bank@idwr.idaho.gov

From: Condon, Mary

Sent: Thursday, August 15, 2024 4:49 PM

To: erichartvigsen@gmail.com

Cc: Bank <Bank@idwr.idaho.gov>

Subject: Water Supply Bank Lease Contract and Application for Hartvigsen

Eric,

Please see the attached contract for the water rights in the Board's bank. Also, please see the attached conclusion notice and the lease application form.

The new lease applications (1 per water right) will need to be signed, and include a copy of trustees of the trust, as well as a 1A form to designate the person or entity to receive payment on behalf of the trust. The filing fee for the lease application is \$250 per water right.

Please let me know if you have any questions,

Mary

Mary Condon

Water Supply Bank Program Coordinator



Planning & Projects

mary.condon@idwr.idaho.gov