

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 950

RECEIVED  
JUL 30 2025  
DEPARTMENT OF  
WATER RESOURCES

This is to certify that:

KENTON G DIRKS  
33386 MUD FLAT RD  
GRAND VIEW, ID 83624

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<br>Right No.            | Priority<br>Date | Source      | Diversion<br>Rate<br>(CFS) | Diversion<br>Volume<br>(AF) | Acres<br>(AC) | Rate Per<br>Acre<br>(CFS/AC) | Volume<br>Per Acre<br>(AF/AC) |
|-------------------------------|------------------|-------------|----------------------------|-----------------------------|---------------|------------------------------|-------------------------------|
| 2-7112A                       | 2/22/1973        | SNAKE RIVER | 0.60                       | 173.4                       | 34.7          | 0.017                        | 5.0                           |
| <b>Combined Rental Totals</b> |                  |             | <b>0.60</b>                | <b>173.4</b>                | <b>34.7</b>   | <b>0.017</b>                 | <b>5.0</b>                    |

**Term of Rental:** This rental agreement shall take effect when all parties have signed it and shall continue in effect until December 31, 2026. 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 2025, whichever occurs last.

**Annual Rental Fee:**

2025 - 2026: \$5,722.20 annually

The full fee for the rental of the above-described right(s) is \$5,722.20 per year for years 2025 - 2026. The rental fee includes an administrative fee of \$572.22 per year for years 2025 - 2026.

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

**Total Water Use Authorized Under Rental Agreement**

| Beneficial Use | Diversion<br>Rate<br>(CFS) | Diversion<br>Volume<br>(AF) | Acres<br>(AC) | Rate/Acre<br>(CFS/AC) | Volume/Acre<br>(AF/AC) |
|----------------|----------------------------|-----------------------------|---------------|-----------------------|------------------------|
| IRRIGATION     | 0.60                       | 135.0                       | 30.0          | 0.020                 | 4.5                    |
| <b>Total</b>   | <b>0.60</b>                | <b>135.0</b>                | <b>30.0</b>   | <b>0.020</b>          | <b>4.5</b>             |

**\* The authorized water usage reflects a reduction from the water right elements rented, to account for a difference in headgate volume allowance and combined limits of leased rights.**

Detailed water right conditions are attached.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**WATER SUPPLY BANK RENTAL AGREEMENT No. 950**

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:

K. D. Dils 7-28-25  
Signature of Renter Date

Kenton Dirls Farm Ranch  
Printed Name Title

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

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

By Brian Patton Date 8/6/25  
BRIAN PATTON, Executive Manager  
Idaho Water Resource Board

Rental approved by IDWR Patton Date 8/6/25

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 950

WATER USE DETAILS

RECEIVED  
JUL 30 2005  
DEPARTMENT OF  
WATER RESOURCES

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER                      SESW              Sec. 34, Twp 05S, Rge 04E,              OWYHEE County

BENEFICIAL USE  
IRRIGATION

DIVERSION RATE  
0.60 CFS

VOLUME  
135.00 AF

SEASON OF USE

**Water Right No.**                      **From**                      **To**  
2-7112A                                      3/1                                      11/15

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 |        |
| 06S | 03E | 3   |    |    |    |    |    | 30.0 |    |    |    |    |    |    |    |    |    |    | 30.0   |
|     |     |     |    |    |    |    |    |      | L4 |    |    |    |    |    |    |    |    |    |        |

Total Acres: 30.0

RENTAL AGREEMENT CONDITIONS OF ACCEPTANCE

1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
3. Use of water under this agreement does not constitute a dedication of the water to renter's place of use, and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to those authorized under the water right and/or again be available to rent from the bank.
4. Use of water under this agreement shall not prejudice any action of the Department in its consideration of an application for transfer or permit filed by the applicant for this same use.
5. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
6. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
7. Renter acknowledges and agrees that the Director may terminate authorization for the use of a water right based on a water right's priority date.
8. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
9. The following right is diverted through point(s) of diversion described above.
10. Future rentals for the use authorized under this agreement may be subject to further review and notice requirements.
11. 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. 02.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**WATER SUPPLY BANK RENTAL AGREEMENT No. 950**

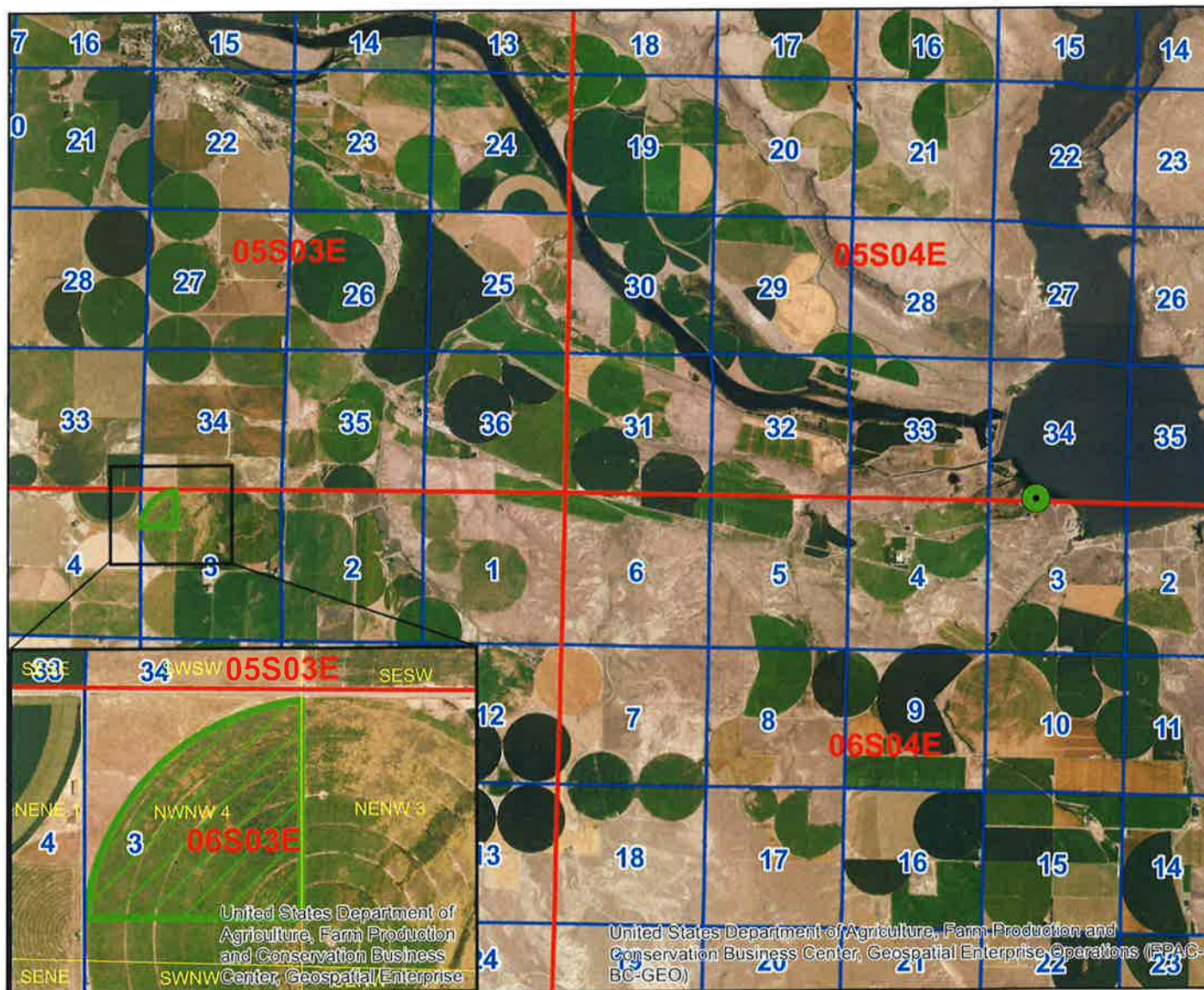
12. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
13. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

Idaho Water Resource Board

Attachment to Water Supply Bank Rental Agreement No. 950

Effective until December 31, 2026

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



Legend

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



0 8,750 17,500 Feet

STATE OF IDAHO  
WATER RESOURCE BOARD

RECEIVED

DEC 24 2024

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

Department of Water Resources

Applicant Name: Kenton Dicks

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](http://idwr.idaho.gov/water_supply_bank).

## MINIMUM REQUIREMENT CHECKLIST

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

Yes

- ☒ Completed *Application to Rent Water from the Board's Water Supply Bank*
- ☒ Confirmation that this form has been printed single sided, per requirement of the Water Supply Bank

Attachment N/A Yes

- 2 ☒ A map showing the proposed point(s) of diversion, place(s) of use, and water diversion and distribution systems proposed to be used with your rental request
- 3A ☒ ☒ Detailed information on a proposed use of rental water
- 3F ☐ ☒ Authorization from the owner/operator of the rental point(s) of diversion
- 3H ☒ ☐ Water modeling to account for the impacts of the rental request
- 3J ☒ ☐ Documents justifying a rate of flow greater than 0.02 cfs/acre
- 3K ☒ ☐ Authorization from the owner/operator of the property at the proposed rental place(s) of use
- 4B ☒ ☐ Explanation of how the rental water will sufficiently accomplish your rental purposes
- 4C ☒ ☐ Explanation of consumptive use amounts for water rights experiencing a change in nature of use

Department Use Only – Proposed Water Right(s)

**STATE OF IDAHO  
WATER RESOURCE BOARD**

**Application to Rent Water (Continued)**

**1. CONTACT INFORMATION**

A. Applicant Kenton Dirks  
 Mailing Address 33386 MulFler Rd. G.V. JD 83624  
Street City State Zip Code  
 Email Address Kentondirks@gmail.com Phone Number 2085901607

B. Is this application being completed by an authorized representative on behalf of the applicant? Yes ☐ No ☒  
 If yes, representatives (includes company employees if the applicant is a corporation, as well as legal counsel or consultants) should provide their information below if they desire to be included on correspondence with the rental applicant.

Representative \_\_\_\_\_ Professional Title \_\_\_\_\_  
 Organization \_\_\_\_\_ Relationship to Applicant \_\_\_\_\_  
 Mailing Address \_\_\_\_\_  
 Email Address \_\_\_\_\_ Phone Number \_\_\_\_\_

**2. MAP**

Create a map of the proposed point(s) of diversion, place(s) of use and water diversion, delivery and distribution systems. Make sure the rental place of use is outlined and annotated with legal land descriptions (Township, Range, Section and Quarter-Quarters) or with GPS coordinates. For irrigation purposes, mark the number of acres you desire to irrigate. Attach the map to this application and label it **Attachment 2**.

**3. DESCRIPTION OF PROPOSED USE FOR RENTAL WATER**

A. Describe why you desire to rent water and provide a detailed description of your proposed use. If the proposed use is not for irrigation, describe in detail how you determined the amount of rental water required. If the space below is insufficient, attach additional sheets as required and label them **Attachment 3A**:

Grow Crop & Livestock

B. Enter the desired and/or minimum rates of flow, volume, or irrigable acres requested for your rental purposes:

| Desired Rate<br>(Cubic Feet/Second) | Desired Volume<br>(Acre-Foot) | Minimum Rate*<br>(Cubic Feet/Second) | Minimum Volume*<br>(Acre-Foot) | Desired Acres<br>(if applicable) |
|-------------------------------------|-------------------------------|--------------------------------------|--------------------------------|----------------------------------|
| <u>.60</u> CFS                      | <u>135</u> AF                 | <u>.60</u> CFS                       | <u>135</u> AF                  | <u>30</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<br>(month/day/year) | Latest Possible Start Date<br>(month/day/year) | *Mark Desired Rental Duration<br>(Calendar Years) |                            |                            |                            |                                       | **Applicant's preference if rental application cannot be processed prior to the latest possible start? |                                                          |
|----------------------------------------|------------------------------------------------|---------------------------------------------------|----------------------------|----------------------------|----------------------------|---------------------------------------|--------------------------------------------------------------------------------------------------------|----------------------------------------------------------|
| <u>3-15</u>                            | <u>5-5</u>                                     | <input type="checkbox"/> 1                        | <input type="checkbox"/> 2 | <input type="checkbox"/> 3 | <input type="checkbox"/> 4 | <input checked="" type="checkbox"/> 5 | <input checked="" type="checkbox"/> Process application as soon as possible                            | <input type="checkbox"/> 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 pump & main line to PIST

- 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 |
|-----------------|--------------|-------------------------------------------|
| BLVA Canal      | Snake River  | 2-2176A 2-2405A                           |
|                 |              |                                           |
|                 |              |                                           |
|                 |              |                                           |

*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 30 (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:

2-4026, 2-7126, 2-10316, 2-10542 (was 2-10316 & 2-10545 transferred  
and 2-10543 off acres in 2018)

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<br>(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) |
| 2- 2176 A                                                                                                                                                                                | irr.          | .57                  | 213.4       | 49         |                                                                                                                                | .57                              | 130.5       | 28.5       |
| 2- 2405 A                                                                                                                                                                                | irr.          | .34                  | 169         | 49         |                                                                                                                                | 0.03                             | 4.5         | 1.5        |
|                                                                                                                                                                                          |               |                      |             |            |                                                                                                                                |                                  |             |            |
|                                                                                                                                                                                          |               |                      |             |            |                                                                                                                                |                                  |             |            |
|                                                                                                                                                                                          |               |                      |             |            |                                                                                                                                |                                  |             |            |
|                                                                                                                                                                                          |               |                      |             |            |                                                                                                                                |                                  |             |            |
|                                                                                                                                                                                          |               |                      |             |            |                                                                                                                                |                                  |             |            |
|                                                                                                                                                                                          |               |                      |             |            |                                                                                                                                |                                  |             |            |
| <b>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</b> |               |                      |             |            | TOTAL                                                                                                                          | 0.6<br>CFS                       | 135<br>AF   | 30<br>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**:

NA

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:

Agreement 335

- B. Have you or do you intend to submit an application for permit or transfer proposing a similar use as this rental?

If yes, describe:

Yes ☐ No ☒

- C. Was this rental application submitted in response to a Notice of Violation (NOV) or a pending NOV?

If yes, describe the date and location of the NOV.

Yes ☐ No ☒

- D. Additional Information

Increase acre from 24 to 30 acres

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

Kenton Dinkler

Printed Name of Applicant

12-20-24

Date

Signature of Representative

Printed Name of Representative

Date

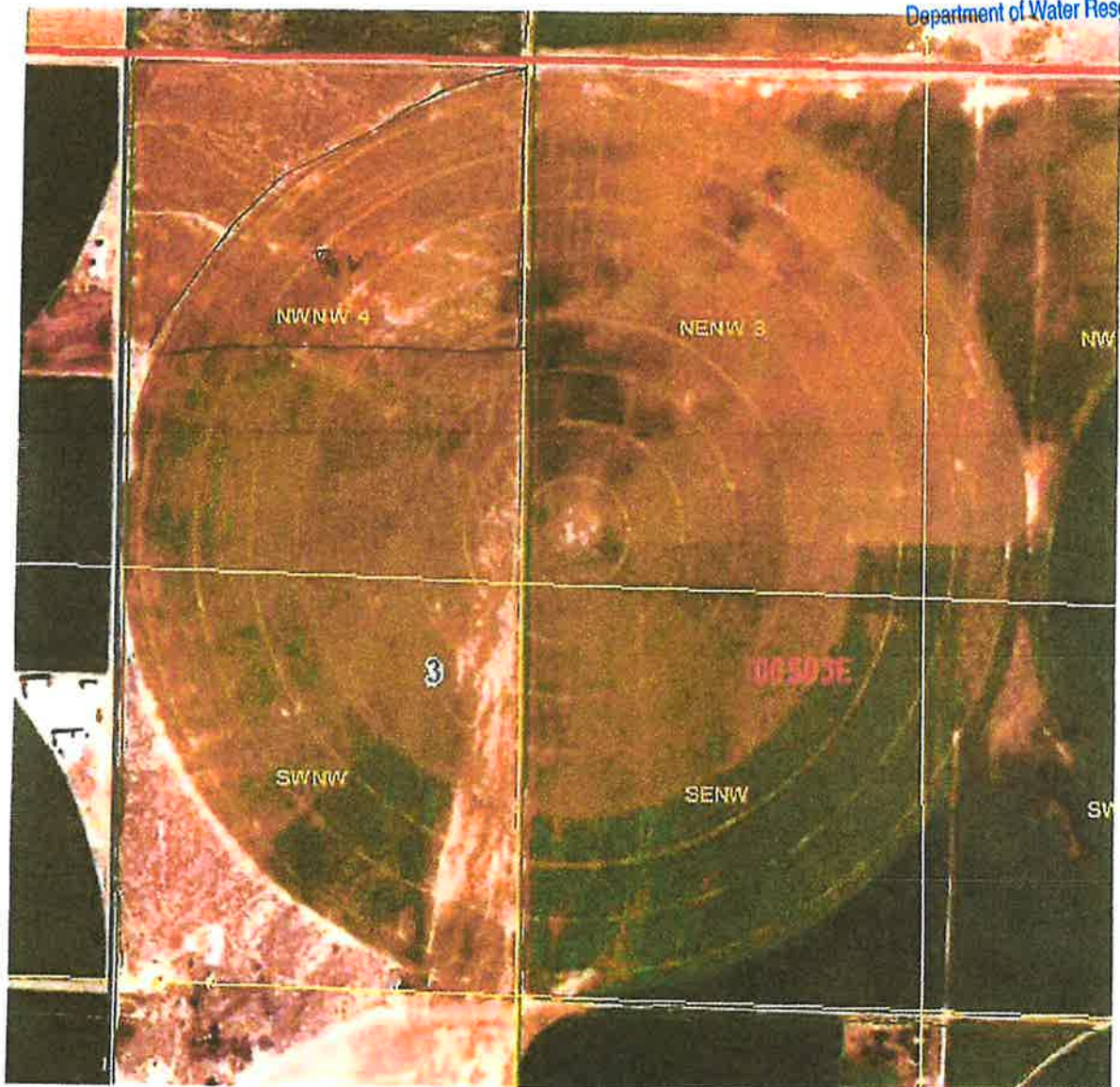
Mail to:

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

RECEIVED

JAN 03 2025

Department of Water Resources



70 ac. ~~are~~ total minus 40 ~~transferred~~ + 6 ac. = 24 rented  
moved within  
the DPU

## ASSIGNMENT OF CARRIAGE RIGHT AGREEMENT

This assignment is made this 6<sup>th</sup> day of February, 2012, between Kenton O. Dirks, of P.O. Box 565, Grand View, Idaho 83624, (the "Assignor"), and , Jack Post, of P.O. 298, Mountain Home, Idaho 83647 (the "Assignee").

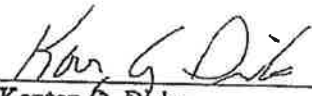
### RECITALS

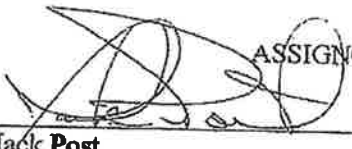
- (a) The Assignor, on the 24<sup>th</sup> day of February, 2011, entered into an agreement entitled Carriage Right Agreement whereby the owners of the Bybee Ditch in Owyhee County, Idaho, sold and conveyed to Assignee a carriage right in the C.J. Strike Pump Station and the south branch and main stem of the Bybee Ditch for 70 miner's inches of water for the price of \$1,400.00, a copy of which Carriage Right Agreement is attached hereto and by this reference made a part hereof.
- (b) Pursuant to the Carriage Right Agreement Assignor also purchased the right to use the pump, motor and panel at the C.J. Strike Pump Station for a one-time fee of \$3,500.00.
- (c) Assignee was the owner of the real property described in the Carriage Right Agreement and paid the fees mentioned above.
- (d) The Carriage Right Agreement should have been in the name of the Assignee, but it was not.
- (e) Assignor, Assignee and the Bybee Lateral Water Users Association have all agreed that all of Assignor's rights in the Carriage Right Agreement that is attached hereto shall be assigned to Assignee.
- (f) Upon the assignment of all of Assignor's rights in the Carriage Right Agreement Assignee has agreed to assume the obligations of the Assignor under the agreement.

NOW, THEREFORE:

1. Assignor hereby assigns to Assignee all Assignor's rights and interest in the Carriage Right Agreement that is attached hereto and by this reference made a part hereof effective the date of said Carriage Right Agreement.

2. Assignee assumes and covenants to perform all the obligations of the Assignor under the Carriage Right Agreement, and guarantees to hold the Assignor harmless from any claim or demand made under said agreement.

  
Kenton G. Dirks

  
Jack Post

ASSIGNEE

#### CONSENT TO ASSIGNMENT

The Bybee Lateral Water Users Association hereby consents to the above assignment of the Carriage Right Agreement to Jack Post.

Dated this 16<sup>th</sup> day of February, 2012.

Bybee Lateral Water Users Association

By 

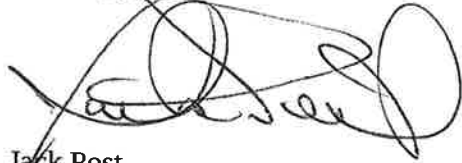
JACK POST  
PO BOX 298  
MOUNTAIN HOME, ID. 83647  
Jack phone: 208-599-0400  
Email: [calzola@earthlink.net](mailto:calzola@earthlink.net)

January 2, 2025

To: Idaho Department of Water Resources  
Water Supply Rental Bank  
Attn: Mary Condon 208-287-4936  
[mary.condon@idwr.idaho.gov](mailto:mary.condon@idwr.idaho.gov)

This letter allows Kenton Dirks permission to apply the water he is requesting from IDWR Water Bank to be applied to my property located in the NWNW Quarter "Lot 4" of Section 3, Township 6 South, Range 3 East for years 2025, 2026 and 2027.

Thank You

A handwritten signature in black ink, appearing to read 'Jack Post', with a large, loopy flourish extending from the end of the signature.

Jack Post  
208-599-0400



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](mailto:idwrinfo@idwr.idaho.gov) • Website: [idwr.idaho.gov](http://idwr.idaho.gov)

**Governor Brad Little**

**Director Mathew Weaver**

August 08, 2025

KENTON G DIRKS  
33386 MUD FLAT RD  
GRAND VIEW, ID 83624

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK  
WATER RIGHT NO(S). 2-7112A, AGREEMENT 950**

Dear Renter:

Please find enclosed a receipt in the amount of **\$5,722.20** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 173.4 acre-feet of water for irrigation of 34.7 acres during 2025. 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 \$5,149.98 of the rental fee will be paid to the lessor(s) and 10% or \$572.22 will be retained by the Department to offset administrative costs.

The annual rental fee for 2026 is due by December 31, 2025. If you have questions regarding this matter, please contact this office at [bank@idwr.idaho.gov](mailto:bank@idwr.idaho.gov) or 208-287-4800.

Sincerely,

*Debra Mansfield*

for  
Water Supply Bank

Enclosures: Receipt No. C122348  
Rental Agreement (copy)

c: Sascha Marston – Fiscal  
IDWR Southern Regional Office  
Water District 02

## Mansfield, Debra

---

**From:** Mansfield, Debra  
**Sent:** Thursday, August 7, 2025 11:21 AM  
**To:** IdwrPayable; Skinner, Corey; Smith, Kellie  
**Cc:** Bank  
**Subject:** Executed WSB Rental Agreement 950  
**Attachments:** Executed WSB Rental Agreement 950 Kenton G Dirks 2025-2026.pdf

Hello,

Please see the attached copy of executed WSB Rental Agreement 950, in the name of Kenton G Dirks, 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](mailto: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](mailto:idwrinfo@idwr.idaho.gov) • Website: [idwr.idaho.gov](http://idwr.idaho.gov)

Governor Brad Little

Director Mathew Weaver

6/30/2025

KENTON G DIRKS  
33386 MUD FLAT RD  
GRAND VIEW ID 83624

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK  
WATER RIGHT NO(S). 2-7112A AGREEMENT 950**

**\*\*\*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 \$5,722.20 **per year** was calculated based on the current rental rate of \$33.00 per acre-foot times a diversion volume of 173.4 acre-feet. The annual rental fee for 2026 is due by December 31, 2025. 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 \$5,722.20 for 2025** 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 \$5,149.98 of the rental fee will be paid to the lessor(s) and 10% or \$572.22 will be retained by the Department to offset administrative costs for **2025**.

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

Sincerely,

*Izzy Crichton*

for  
Water Supply Bank

Enclosure(s)

c: IDWR Front Desk

## MEMORANDUM FOR AGREEMENT #950

**To:** Water Right 2-7112A  
**From:** Izzy Crichton  
**Date:** April 29, 2025  
**Re:** Review & Analysis of Application to Rent Water from the State Water Supply Bank

---

**PURPOSE/NARRATIVE:** On December 24, 2024, the Department received a repeat application to rent water from the Board's Water Supply Bank which was submitted by Kenton Dirks.

The application requested a 5-year rental using water from the Snake River to irrigate 30 acres of a 160-acre pivot. The rental would be delivered through the Bybee Lateral Water Users' Canal. The same diversion and delivery works convey the applicants own WRs some of which provide water for acres irrigated by the pivot.

On arrival, the application was missing the map and canal consent; the full application was received on January 3, 2025. The application requested rental of the leased portions of Water Rights 2-2176A and 2-2405A under Lease Contract #1517. This lease contract was cancelled on October 31, 2022, and is no longer available for rent. Due to lack of available WRs in Basin 02 for the requested years, the rental term has been reduced to 2 years to meet the rate, volume, and acreage needs of the renter. Review staff selected WR 2-7112A to fill the rental request.

**AUTHORITY TO FILE:** Mr. Dirks completed and signed the application, but he does not own the POU requested for the rental. According to available Owyhee County Parcel data, the property containing the rental POU belongs to Jackie (Jack) Post. Authorization to access and irrigate that POU was given in an email from Jack Post dated January 2, 2025, and received by the department on January 3, 2025. It gives permission for Kenton Dirks to access and irrigate a portion of Jack Post's property with rental water for the next 3 years (2025, 2026, and 2027).

The rental application needed an Assignment of Carriage Right Agreement for a shared use of the diverting works. The Carriage Right Agreement was received on January 2, 2025. The agreement is between the applicant (Kenton Dirks) and the property owner (Jack Post) with consent from the Bybee Lateral Water Users Association.

The rental POU in this application was authorized with the same purpose as previous rental agreements from 2019-2021 and 2022-2024. No concerns with authority to file.

**WATER RIGHT VALIDITY:** Decreed in 2012, WR 2-7112A has been leased into the Water Supply Bank since 2020 on 3-year terms (2020-2023 & 2024-2026). Prior to first lease, the WR had an extension of time to protect against forfeiture from 2018-2023. This extension was approved in the 6<sup>th</sup> year of nonuse. 2-7112A has been rented under two other rental agreements (#791 & #906) but neither rental rented the WR in its entirety. There are no concerns with validity and can be rented.

**INJURY TO OTHER WATER RIGHTS:** The proposed rental POD is the head of the Bybee Canal (WMIS 1001397) located in section 34, of government lot 9 (SESW) of Township 05S and Range 04 E. This is the same POD used to convey Jack Post's and Kenton Dirks other Basin 02 WRs to the pivot. The Bybee Canal diversion is ~16 miles downstream from the lease POD (WMIS 1001388) in government lot 6 (NWSW) of section 31 in Township 05S and Range 06E.

Both lease WRs and rental POD are under the same administrative area, which is WD 02. No concerns of injury.

**ENLARGEMENT OF USE:** Two WRs are used at the POU of the lease, 2-7112A & 2-7055, and are under the same lease contract (#1760). WRs are additive rate, volume, and acres and can be rented separately. 2023 satellite imagery shows that the parts of POU being irrigated are within the acres held back from the lease. The lessors appear to be in compliance with the lease contract and there is sufficient leased water to meet the rental request for 2025 and 2026.

Rental POU is under a single pivot, located in the NWNWL4 QQ of section 3, Township 06S, Range 03E. The QQs at the top of section 3 are 50ac instead of the standard 40ac. Rental of 30 acres combined with rights 2-10316 & 2-10545 owned by Jack Post and rights 2-4026, 2-10542, & 2-10543 owned by Kenton Dirks. WRs for Mr. Post are equal to 107 ac of which 40 are authorized in the NW QQ of Rental POU but are limited to only provide a maximum of 19 acres when combined with full use of rights. Dirks must provide rental water to cover 30 acres of irrigation in QQ.

The pivot has been in place for several years. Water for a portion of the pivot-irrigated acres has been provided through several previous rental agreements. Mr. Dirks has purchased and transferred water rights into the area, reducing the quantity to be supplied by WSB rentals.

The rental water will be used in Basin 57 where the headgate volume allowance is 4.5 af/ac annually and the existing WRs are equal to 0.02 cfs/ac and 4.5 af/ac. The leased WR volume is equal to 5.0 af/ac. The rented water will be limited to 4.5 af/ac and 0.02 cfs/ac which is equal to equal to the rate provided by Mr. Dirks other WRs and will be adequate for pivot irrigation. No enlargement is expected.

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

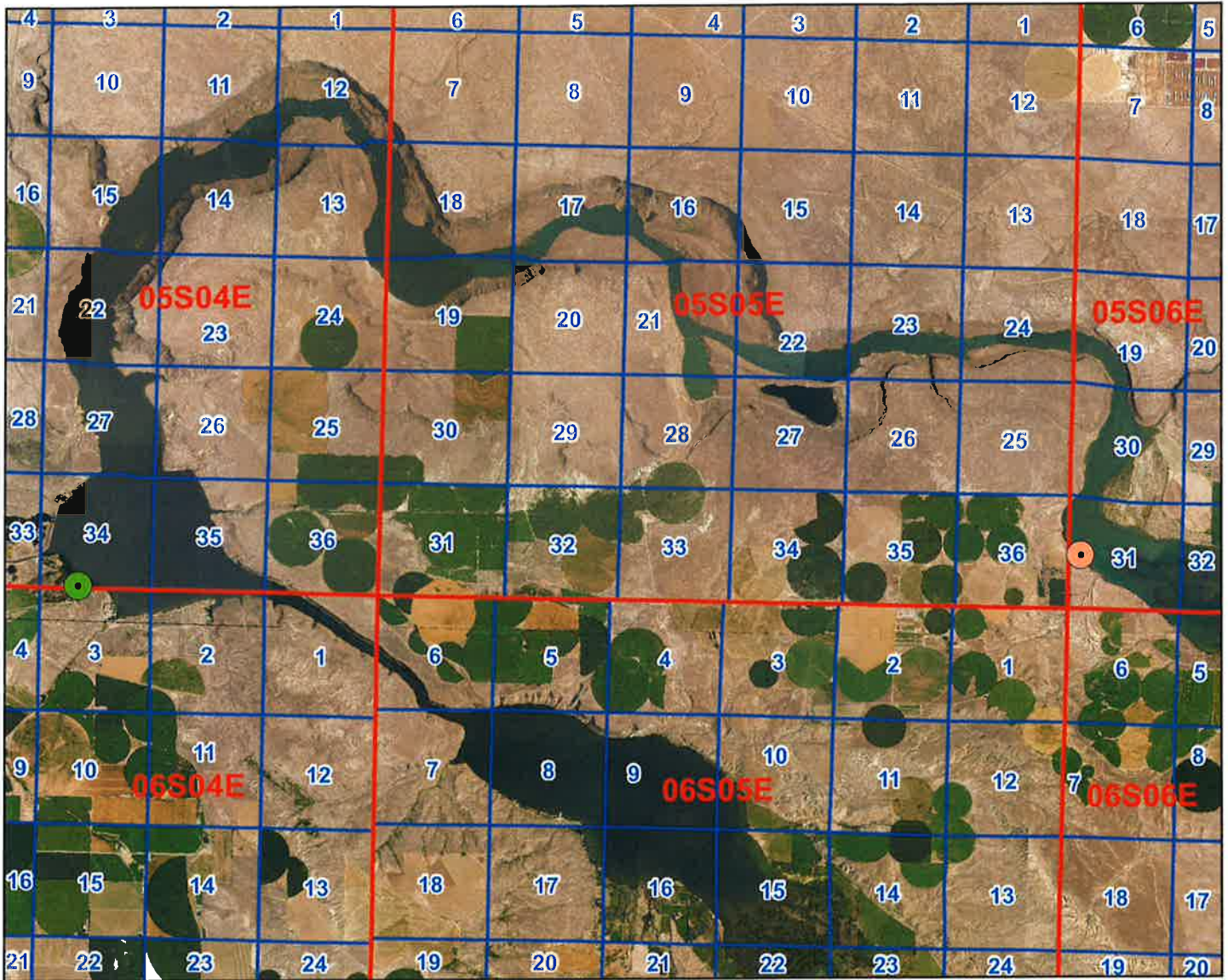
**BENEFICIAL USE/CONSERVATION OF WATER RESOURCES:** The diversion system is sufficient to carry out the proposed rental. The rental is for beneficial use.

**DEPARTMENT STAFF OR WATERMASTER COMMENTS:** The location for the rental POD is subject to regulation by Water District 02. Comments were requested from the Watermaster and Western Regional Manager on 5/8/2025.

Idaho Water Resource Board

WSB Move Map - Rental Agreement 950

2-7112A  
2025-2026



Legend

-  Active Lease POD
-  Proposed Rental POD
-  Township/Range
-  Sections



0 1 2 4 Miles

## Crichton, Izzy

---

**From:** Crichton, Izzy  
**Sent:** Thursday, May 8, 2025 10:57 AM  
**To:** Smith, Kellie; Skinner, Corey  
**Cc:** Bank  
**Subject:** Rental Review Application #3148 - Kenton Dirks 30 acres - Southern - WD 02  
**Attachments:** Rental Review Memo Dirks #3148.pdf; WSB Rental Application #3148 K Dirks.pdf; Rental Map #3148.pdf; Move Map #3148.pdf

Good morning, Kellie and Corey,

Please see the attached rental review memo, move map, rental map, and application for a 30-acre rental of Snake River water for 2025-2026. Please reply with comments, concerns, and/or questions within 15 days (by May 23, 2025).

Thank you,  
Izzy



IDAHO DEPARTMENT OF  
**WATER RESOURCES**

Izzy Crichton | Water Supply Bank Specialist  
322 E Front St Boise, Idaho 83702  
(208)-287-4963 | [izzy.crichton@idwr.idaho.gov](mailto:izzy.crichton@idwr.idaho.gov)

## Condon, Mary

---

**From:** Chris Alzola <calzola@earthlink.net>  
**Sent:** Friday, January 3, 2025 12:17 PM  
**To:** Condon, Mary; Kenton Dirks  
**Subject:** Kenton Dirks Water Rental  
**Attachments:** Jack Post Kenton Dirks Water Rental 2025.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.

---

Hi Mary,

I have attached the letter from Jack Post allowing Kenton permission to apply water to his property, map of location and Bybee Canal's carriage agreement. If you need anything else please let me know.

Thank You,

Chris

## Condon, Mary

---

**From:** Condon, Mary  
**Sent:** Monday, December 30, 2024 2:53 PM  
**To:** kentondirks@gmail.com  
**Cc:** Bank  
**Subject:** Application to Rent Water Incomplete - Additional Information Required

Good afternoon, Kenton,

We received new Rental Application ID 3148 for your 2025 rental request, but there was not a map (attachment 2) or canal operator consent (Attachment 3F) included with the application.

Please provide the following items within 14 days:

- Map of the lands proposed to be irrigated under the rental, as well as the location of the diversion works.
- Letter of consent from Bybee Lateral Water User's Association for the rental request.

Thank you,  
Mary

Mary Condon  
Water Supply Bank Program Coordinator



322 E Front St  
Boise Idaho 83702  
(208) 287-4800  
Direct: (208) 287-4936  
[bank@idwr.idaho.gov](mailto:bank@idwr.idaho.gov)