

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

JUL 19 2024

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

DEPT. OF WATER RESOURCES

Designated Applicant Idaho Foundation for Parks & Lands **Water Right No.** 65-2950
(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 ☐

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

All items must be checked as either *Attached (Yes)* or *Not Applicable (N/A)*

Yes

- ☒ Completed *Application to Sell or Lease a Water Right to the Water Supply Bank*.
- ☒ 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.
- ☒ Confirmation this form has been printed **single sided**, per requirement of the Water Supply Bank.

Attachment N/A Yes

- | | | | |
|----|-------------------------------------|-------------------------------------|--|
| 1A | ☐ | ☒ | Signatures and contact information for <i>all owners</i> of the water right to be leased or sold on this application. |
| 1B | ☐ | ☒ | An <u>Internal Revenue Service (IRS) Form W-9</u> for the Designated Applicant. |
| 1C | ☒ | ☐ | <i>Notice of Change in Water Right Ownership</i> form (accessible from www.idwr.idaho.gov). |
| 1D | ☐ | ☒ | Contact information for an authorized representative and documentary proof they are authorized to represent the Designated Applicant on this application. If the Designated 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. |
| 4G | ☒ | ☐ | Evidence demonstrating the water right has not been forfeited pursuant to Section 42-222(2), Idaho Code . |

Department Use Only

Fee Amount \$ <u>250</u>	Received By: <u>[Signature]</u>	Date Received: <u>7-19-24</u>	Receipt # <u>C118653</u>
W-9 received? Yes ☐ No ☒ (Route W-9 to Fiscal)		Name on W-9:	

3007

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

1. CONTACT INFORMATION

- A. This application must be completed by a Designated Applicant who is a current owner of the water right being sold or leased to the Water Supply Bank. If there are additional current owners, those individuals must authorize the Designated Applicant to represent them on this application by completing and signing Attachment 1A of this application package.

Designated Applicant Idaho Foundation for Parks and Lands

Mailing Address 5657 E Warm Springs Ave Boise ID 83716
Street City State Zip Code

Email Address kendra@idaholands.org Phone Number 208-344-7141

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

OR

☐ The Designated Applicant is representing additional water right holders who have completed Attachment 1A.

- B. Has the Designated Applicant submitted an IRS Form W-9 to this Department within the last 2 years? 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 Designated Applicant? Yes ☒ No ☐
If yes, representatives (includes employees of Designated Applicant companies) must complete this section and submit documentary proof of their authority to represent the Designated Applicant (Attachment 1D).

Name of Representative Kendra Kenyon Organization Idaho Foundation for Parks and Lands

Professional Title Executive Director Email Address kendra@idaholands.org

Mailing Address 5657 E Warm Springs Ave, Boise, ID 83716 Phone Number 208-344-7141

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

OR

☒ Send original correspondence to the Designated 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.

OR

☐ A part of the water right is being offered to the Bank.

If a portion of the water right is being offered, complete Attachment 2.

3. MAP

Attach a map of the point(s) of diversion and place(s) of use proposed to be idled by this lease application. Make sure the idled 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 idle. 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. Is the diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☐ No ☒
If yes, provide written consent from the company, corporation or irrigation district authorizing the proposed sale or lease (Attachment 4A).

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 37.02.03.25.02e](#).

- B. Please provide a description of the current water diversion and delivery system.
Pumping out of river.

- C. Describe any other water rights used for the same purpose at the same place of use as the water right being offered to the Bank. None

- 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. 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? 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. Identify annual volumes and/or rates of water diverted in the last 5 years to accomplish the beneficial use authorized by this water right. Volume = 300.00 AF

- G. 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 (Attachment 4G). See [Section 42-223, Idaho Code](#) for exceptions to forfeiture. Your application may be denied if forfeiture concerns are not addressed.

- 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 ☒

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

5. SALE/LEASE AGREEMENT

A. Is the water right, or portion thereof, offered to the Idaho Water Resource Board (IWRB) for sale ☐ or lease ☒?

If lease, specify the years when the use of water will be suspended: 2025 to 2030 (maximum lease period 5 calendar years).
(Year) (Year)

B. Show the minimum payment acceptable to the seller/lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than the current rental rate.
\$32.00 AF (for 2025)

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this water right for sale or lease to the Idaho Water Resource Board.

The Designated Applicant acknowledges the following:

1. Payment to the Designated Applicant is contingent upon the sale or rental of the water right from the Bank.
2. While a water right is in the Bank, the seller/lessor of the water right may not use the water right, even if the water right is not rented from the Bank.
3. A water right accepted into the Bank stays in the Bank until the Designated Applicant receives written confirmation from the Board or Water Supply Bank that the water right has been released from the Bank.
4. While a water right is in the Bank, forfeiture is stayed.
5. Acceptance of a water right into the Bank does not, in itself, confirm the validity of the water right or any element of the water right.



Signature of Designated Applicant

Kendra Kenyon on behalf of IFPL

Printed Name

7/10/24

Date



Signature of Authorized Representative

Kendra Kenyon, IFPL Executive Director

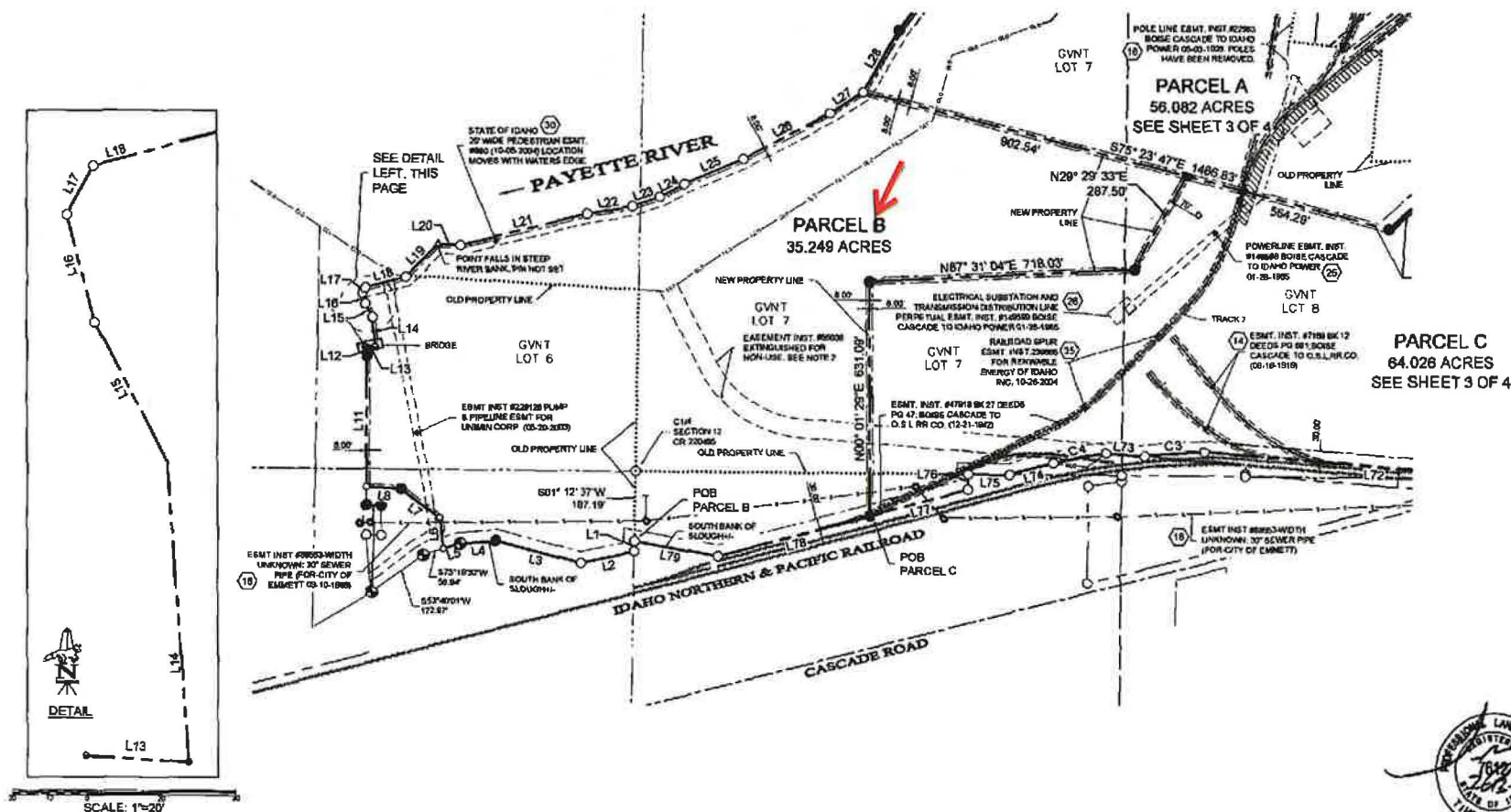
Printed Name

7/10/24

Date

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

INSTR. NO. 310161
PAGES 2 OF 4



LEGEND

- ☐ FOUND ALUMINUM CAP MONUMENT
☐ FOUND BRASS CAP
☐ FOUND 5/8" REBAR MARKED "FLSI PLS 7612"
 UNLESS OTHERWISE SHOWN
☐ FOUND 1/2" REBAR MARKED "FLSI PLS 7612"
 UNLESS OTHERWISE SHOWN
☒ SET OR RESET 5/8" REBAR WITH CAP MARKED
 "FLSI PLS 7612"
☐ SET COPPER CAP MARKED "FLSI PLS 7612"
☐ CALCULATED POINT, NOTHING FOUND OR SET
☒ TITLE EXCEPTION NUMBER
- SETBACK LINE

-
- SECTION LINE**
- 1/4 SECTION LINE**
- 1/16 SECTION LINE OR GOVERNMENT LOT LINE**
- BOUNDARY LINE**
- OLD BOUNDARY LINE TO BE REMOVED**
- ADJOINING AND UNDERLYING BOUNDARY LINES**
- G.L.O. LINE (MEANDER LINE)**
- TIE OFF EASEMENT**
- EASEMENT**
- SEWER EASEMENT**
- RAILROAD LINE, SOME TRACK REMOVED**

**SEE LINE AND CURVE
TABLE ON SHEET 4
ABBREVIATIONS**

- | | |
|-------|--------------------|
| BDRY | BOUNDARY |
| C.R. | CORNER RECORD |
| ESMT. | EASEMENT |
| GVNT | GOVERNMENT |
| INST. | INSTRUMENT No. |
| POB | POINT OF BEGINNING |
| ROS | RECORD OF SURVEY |
| RR | RAILROAD |
| W.C. | WITNESS CORNER |

INDEX# 614-07-0-0-D-00-00 324-12-0-0-0-00-00

RECORD OF SURVEY: PROPERTY BOUNDARY ADJUSTMENT
FOR
BOISE CASCADE EMMETT MILL

A PORTION OF GOV'T LOTS 3, 4 & 5 NORTH OF THE OREGON SHORT
LINE R.R. CO. R-O-W WITHIN SECTION 7, T. 6 N., R. 1 W. AND A
PORTION OF GOV'T LOTS 6, 7, 8 AND A PORTION OF THE NE 1/4 SW 1/4
AND PORTIONS OF THE NW 1/4 SE 1/4, & NE 1/4 SE 1/4 LYING NORTH
OF THE OREGON SHORT LINE R.R. CO. R-O-W WITHIN SECTION 12,
T. 6 N. R. 2 W., B.M., EMMETT, GEM COUNTY, IDAHO

FOX LAND SURVEYS, INC.

1515 SOUTH SHOSHONE STREET BOISE ID 83705
208-342-7967 - www.foxandsonsveys.com

ACAD DWG FILE 16105-MS	DR. TRC	CK TJF	PLOT SCALE: 1:1
SCALE AS SHOWN	DATE: FEB. 2017	SHEET 2 OF 4	

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 65-2950

2/27/2015

1. dbuffing 1/4/2002 Address change
The data in the name field was changed to show this right has an address change
2. mcase 7/14/2004 POD
Correlated PODID 232556 from SpatialDataID 342324 to SpatialDataID 46971
3. nvaughan 5/11/2005 Water Supply Bank
Are comments related to this right? Assign Diversion rate?
4. mciscell 3/11/2011 POD
Updated Shape
5. jhersley 1/13/2015 POU
Updated Shape

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

Lessor Name: BOISE CASCADE CORRUGATED CONTAINERS
Lease Status: Active
Lease Amount: All
Rental Availability: All
Date Received: 1/9/2004
Lease Begin Date: 1/9/2004
Expiration Date: INDEFINITE



*1515 S. Shoshone St., Boise, ID 83705
Office (208)342-7957 Fax (208)342-7437*

PARCEL B

A portion of Government Lots 6, 7, and 8, and a portion of the Northwest Quarter of the Southeast Quarter, and a portion of the Northeast Quarter of the Southwest Quarter, all lying north of the Idaho Northern and Pacific Railroad Right-of-Way within Section 12, Township 6 North, Range 2 West, Boise Meridian, Emmett, Gem County, Idaho, more particularly described as follows:

COMMENCING at a found 5/8 inch rebar with plastic cap stamped "FLSI PLS 7612" at the Center Quarter corner of said Section 12 as shown on Corner Record Instrument No. 220495, from which a found 1/2" rebar with plastic cap stamped "FLSI PLS 7612" marking the South Quarter Corner of said Section 12 as shown on Corner Record Instrument No. 243284, bears South 01°12'37" West, a distance of 2641.90 feet; thence along the Center of Section line of Section 12, South 01°12'37" West, a distance of 187.19 to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612", the **POINT OF BEGINNING**;

- 1) thence continuing along said Center of Section line of Section 12, South 01°12'37" West, a distance of 26.61 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612" on the South bank of a slough;
- 2) thence along the said South bank of a slough the following four (4) courses;
 1. South 77°21'31" West, a distance of 146.10 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
 2. North 75°26'30" West, a distance of 237.16 feet to a set 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
 3. South 84°58'30" West, a distance of 94.06 feet to a found brass cap monument;
 4. South 73°19'30" West, a distance of 47.13 feet to the southeasterly corner of the parcel described in Warranty Deed Instrument No. 277058, shown on Record of Survey Instrument No. 277109, marked by a found 1/2" rebar with no cap;

- 3) thence along the easterly and northerly lines of the parcel described in said Warranty Deed Instrument No. 277058, shown on Record of Survey Instrument No. 277109; the following three (3) courses;
1. North 06°22'01" West, a distance of 83.21 feet to a found 1/2" rebar with plastic cap stamped "PLS 6552";
 2. North 53°25'33" West, a distance of 129.92 feet to a set 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
 3. North 86°51'32" West, a distance of 92.88 feet to a 1/2" rebar with plastic cap stamped "PLS 6552" marking the northwesterly corner of said Warranty Deed;
- 4) thence North 00°21'02" East, a distance of 352.02 feet to a set 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
- 5) thence North 13°14'11" West, a distance of 26.46 feet to a set copper disk stamped "FLSI PLS 7612";
- 6) thence South 86°36'16" East, a distance of 27.73 feet to a set copper disk stamped "FLSI PLS 7612";
- 7) thence North 03°57'32" West, a distance of 81.62 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
- 8) thence North 27°39'12" West, a distance of 41.97 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
- 9) thence North 14°38'39" West, a distance of 29.77 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
- 10) thence North 28°38'10" East, a distance of 15.03 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
- 11) thence North 74°40'39" East, a distance of 111.33 feet to the southwesterly extension of the Ordinary High Water Line as described in the Disclaimer of Interest Instrument No. 239286, marked by a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";

- 12) thence along the said southerly extension and the Ordinary High Water Line as described in the Disclaimer of Interest Instrument No. 239286 the following nine (9) courses;
1. North 46°00'38" East, a distance of 124.31 feet;
 2. South 88°28'49" East, a distance of 60.17 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
 3. North 75°58'38" East, a distance of 348.85 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
 4. North 80°31'00" East, a distance of 123.36 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
 5. North 71°13'20" East, a distance of 79.68 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
 6. North 62°43'57" East, a distance of 74.01 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
 7. North 66°43'59" East, a distance of 172.74 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
 8. North 62°24'07" East, a distance of 262.79 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
 9. North 56°16'44" East, a distance of 106.65 feet to a found 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
- 13) Thence leaving said Ordinary High Water Line, South 75°23'47" East, a distance of 902.54 feet to a set 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
- 14) thence South 29°29'33" West, a distance of 287.50 feet to a set 5/8" rebar with plastic cap stamped "FLSI PLS 7612";
- 15) thence South 87°31'04" West, a distance of 718.03 feet to a set 5/8" rebar with plastic cap stamped "FLSI PLS 7612";

- 16) thence South 00°01'29" West, a distance of 631.09 feet to a set 5/8" rebar with plastic cap stamped "FLSI PLS 7612" on the northerly right-of-way of Idaho Northern and Pacific Railroad;
- 17) thence along the said northerly right-of-way, South 75°06'37" West, a distance of 422.53 feet;
- 18) thence North 80°01'11" West, a distance of 228.45 feet to the **POINT OF BEGINNING.**

Containing 35.249 acres, more or less.

END OF DESCRIPTION

Refer to the Record of Survey to be recorded.
Any modification of this description shall render it void.



Fox Land Surveys, Inc.
Timothy J. Fox, President, PLS 7612

TJF:csf
W:\PROJECTS\2016\16105-BOISE CASCADE EMMETT.PRJ\PROJ\FLSI DOCS\DESCRIPTIONS\16105 PARCEL B.DOC



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

September 23, 2025

IDAHO FOUNDATION FOR PARKS AND LANDS
PO BOX 1543
BOISE, ID 83701-1543

**RE: WATER SUPPLY BANK LEASE CONTRACTS 1949
FOR WATER RIGHT 65-2950**

Dear Lessor:

Water right **65-2950** 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,

Kris Margheim

Kris Margheim
Technical Records Specialist

Enclosure: Executed Lease Contract

c: IDWR- Western Region Office
Water District No. 65 (via email)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1949

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

LESSOR: IDAHO FOUNDATION OF PARKS &
LAND
PO BOX 1543
BOISE, ID 83701-1543

RECITALS

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 July 19, 2024.
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)
65-2950	1/1/1967	PAYETTE RIVER, tributary to SNAKE RIVER	Not Stated	300.0
Lease Totals			Not Stated	300.0

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, 2024 to December 31, 2028. 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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1949

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. 1949

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

LESSOR: IDAHO FOUNDATION OF PARKS
& LAND
PO BOX 1543
BOISE, ID 83701-1543

By [Signature]
Title Executive Director
Date 09.15.2025

IDAHO WATER RESOURCE BOARD
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

By _____
Brian Patton, Executive Manager
Idaho Water Resource Board

Date _____

Lease approved by IDWR _____

Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1949

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): 65-2950

PAYETTE RIVER L 3NENW Sec. 7 Twp 06N Rge 01W GEM County

Water Right	Beneficial Use	Season of Use			Diversion Rate (CFS)	Volume (AF)
		From		To		
65-2950	COMMERCIAL STORAGE	1/01	to	12/31	Not Stated	300.0 AF
Totals:					Not Stated	300.0 AF

PLACES OF USE TO BE IDLED UNDER THIS LEASE: COMMERCIAL STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	02W	12		X L6															

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.
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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1949

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. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
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. 65.

RECEIVED
SEP 18 2025
DEPARTMENT OF
WATER RESOURCES



September 15, 2025

IDAHO DEPARTMENT OF WATER RESOURCES
322 E FRONT ST STE 648
BOISE ID 83702

RE: APPLICATION TO LEASE WATER RIGHTS 65-2950 TO THE WATER SUPPLY
BANK CONTRACT 1949

Dear Catalina Beck,

I received a letter dated September 11, 2025 regarding the lease for WR 65-2950. The letter stated there were two enclosed copies for the contract 1949, however there was only one. I did enclose an additional one so that you will have two. Please return an executed copy when both parties have signed.

Sincerely,

Kendra Kenyon
Executive Director
Idaho Foundation for Parks and Lands



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

September 11, 2025

IDAHO FOUNDATION OF PARKS & LAND
PO BOX 1543
BOISE, ID 83701-1543

**RE: APPLICATION TO LEASE WATER RIGHTS 65-2950 TO THE WATER SUPPLY BANK
CONTRACT 1949**

******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, 2028** 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,

Catalina Beck

for
Water Supply Bank

Enclosures: Proposed Lease Contracts
Receipt C118653

CC: Representative

Beck, Catalina

From: Beck, Catalina
Sent: Thursday, September 11, 2025 8:48 AM
To: kendra@idaholands.org
Subject: Proposed Water Supply Bank Contract 1949 for Idaho of Foundation of Parks and Lands
Attachments: Lease map.pdf; L1.1A Lease Cover Letter-Proposed Contract-14 Days.doc; Lease Contract V2.docx

Good Morning,

Here a copy of the proposed water supply bank lease contract. The contract was sent to the lease applicant(Idaho of Foundation of Parks and Lands) in the mail today.



Catalina Beck
Water Resource Agent
208-287-4920
Catalina.beck@idwr.idaho.gov

Idaho Department of Water Resources State Office
322 E Front Street Boise, ID 83702

Beck, Catalina

From: Neil Shippy <neil.waterdistrict65@gmail.com>
Sent: Monday, December 30, 2024 7:53 AM
To: Beck, Catalina
Cc: Miller, Nick
Subject: Re: Lease 3007 Application for Idaho Foundation for parks and Lands

Follow Up Flag: Follow up
Flag Status: Flagged

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.

Good morning Catalina,

The only concern I have is that there is a measurement order in place in Water District 65. Maybe there should be a note on this application as to the requirement to install a measuring device if this water right is used in the future.

On Mon, Dec 30, 2024 at 7:32 AM Beck, Catalina <Catalina.Beck@idwr.idaho.gov> wrote:

Good Morning Nick

We are seeking comments, regarding the Water Supply Bank (WSB) Lease Application 3062 for Commercial Storage for Idaho Foundation for parks and Lands .I have attached a copy of the lease application, the lease review, and a map for your reference.

Please submit your comments within 7 days, no later than December 31, 2024. If we do not hear from you by that date, we will assume that no comment from you means you have no objection to, concerns about, or conditions about the lease.

Comments are preferred to be received by e-mail to catalina.beck@idwr.idaho.gov. However, comments by regular mail and/or FAX to 208-287-7420 are acceptable.

If you have any questions, don't hesitate to contact me at the State Office at (208) 287-4847.

Catalina Beck



Catalina Beck
Water Resource Agent
208-287-4920
Catalina.beck@idwr.idaho.gov

Idaho Department of Water Resources State Office
322 E Front Street Boise, ID 83702

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Neil Shippy
Watermaster
Water District #65
Cell 208-550-1276
Office 208-642-4465