

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1977

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

LESSOR: DANIEL R MORI
31587 THATSAMORI PL
BRUNEAU, ID 83604-5165

LESSOR: KATHY L MORI
31587 THATSAMORI PL
BRUNEAU, ID 83604-5165

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 May 10, 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)	Acres (AC)
51-2151D	12/21/1959	GROUND WATER	0.73	220.0	44.0
Lease Totals			0.73	220.0	44.0

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, 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.

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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.

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

LESSOR: DANIEL R MORI
31587 THATSAMORI PL
BRUNEAU, ID 83604-5165

By *Dan Mori*
Title _____
Date 9-14-25

LESSOR: KATHY L MORI
31587 THATSAMORI PL
BRUNEAU, ID 83604-5165

By *Kathy L Mori*
Title _____
Date 9/14/2025

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 10/6/25

Lease approved by IDWR *HP*

Date 10/6/25

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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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): 51-2151D

GROUND WATER NWSW Sec. 23 Twp 07S Rge 04E OWYHEE County

Water Right	Beneficial Use	Season of Use			Diversion Rate (CFS)	Volume (AF)
		From		To		
51-2151D	IRRIGATION	4/01	to	10/31	0.73 cfs	220.0 AF
Totals:					0.73 cfs	220.0 AF

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	
07S	04E	23					6.3		37.7										44.0

Total Acres: 44.0

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.
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.

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WATER SUPPLY BANK LEASE CONTRACT No. 1977

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. The unleased portions of rights 51-2151D when combined shall not exceed a total diversion rate of 3.47 cfs, a total annual maximum diversion volume of 1041.0 af at the field headgate, and the irrigation of 208.2 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. 51.
14. The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

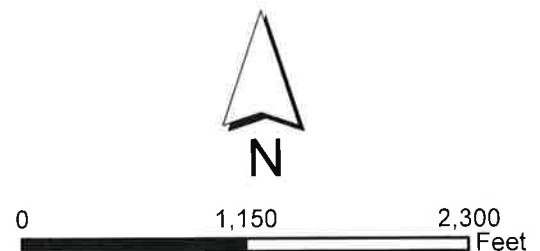
Idaho Water Resource Board
Water Supply Bank Lease Contract No. 1977

51-2151D
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 POD
-  Approved Lease POU
-  Township/Range
-  Sections
-  QQ





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

RECEIVED

SEP 30 2025

DEPARTMENT OF
WATER RESOURCES

September 10, 2025

DANIEL R MORI
31587 THATSAMORI PL
BRUNEAU, ID 83604-5165

**RE: APPLICATION TO LEASE WATER RIGHTS 51-2151D TO THE WATER SUPPLY BANK
CONTRACT 1977**

******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,
Catalina Beck

for
Water Supply Bank

Enclosures: Proposed Lease Contracts
Receipt C118304

RECEIVED

MAY 10 2024

DEPT. OF WATER RESOURCES

STATE OF IDAHO
WATER RESOURCE BOARDAPPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANKDesignated Applicant Dan Mori
(Select one owner – see item 1A on the application)Water Right No. 91-21510
(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 **all owners** of the water right to be leased or sold on this application.
- 1B ☐ ☐ An Internal Revenue Service (IRS) Form W-9 for the Designated Applicant.
- 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 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>Kn</u>	Date Received: <u>5.10.24</u>	Receipt # <u>C118304</u>
W-9 received? Yes ☒ No ☐	(Route W-9 to Fiscal)	Name on W-9: <u>Dan Mori</u>	

2988

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 Dan Mori
Mailing Address 31537 Thatgamori Pl Bruneau Id 83604
Street City State Zip Code
Email Address danielrmori@gmail.com Phone Number 208-845-2615

☒ 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 _____ Organization _____
Professional Title _____ Email Address _____
Mailing Address _____ Phone Number _____

☐ 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.
well, pipeline, sprinkler
- 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.

- 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. 5 AFA X 37 AC 185 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? Yes ☐ No ☒
If yes, describe. _____

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.

current rental rate

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.

Dan Mori

Signature of Designated Applicant

Dan Mori

Printed Name

5-5-24

Date

Signature of Authorized Representative

Printed Name

Date

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

**STATE OF IDAHO
WATER RESOURCE BOARD**

ATTACHMENT 1A

Additional Water Right Holders Party to the Lease Application

For the water right on this application, list all owners (individuals or business entities) of the right or the property to which it is appurtenant. All water right holders must sign a Water Supply Bank Lease Application. However, only the Designated Applicant needs to provide a completed IRS Form W-9 (Attachment 1B). **All correspondence and any financial payment associated with the rental of this water right will be directed to the Designated Applicant.** If additional space is needed to list any other water right holders, attach a second copy of Attachment 1A.

If submitting multiple applications, it is only necessary to complete one Attachment 1A for the group of applications. List each water right below.

Water Right No(s). _____

	Designated Applicant	Applicant #2	Applicant #3
Name	Dan Mori	Kathy Mori	
Mailing Address	Bruneau Id. 31547 Thatsammi		
Phone Number	208-845-2615		
Email Address			
Applicant Declaration	As Designated Applicant, I submit this lease application on behalf of all other water right holders.	I authorize the Designated Applicant to submit this application on my behalf.	I authorize the Designated Applicant to submit this application on my behalf.
Signature	Dan Mori	Kathy Mori	

	Applicant #4	Applicant #5	Applicant #6
Name			
Mailing Address			
Phone Number			
Email Address			
Applicant Declaration	I authorize the Designated Applicant to submit this application on my behalf.	I authorize the Designated Applicant to submit this application on my behalf.	I authorize the Designated Applicant to submit this application on my behalf.
Signature			

**STATE OF IDAHO
WATER RESOURCE BOARD**

Complete Attachment 2 if only a portion of the water right is offered to the Bank.

ATTACHMENT 2

DESCRIPTION OF A WATER RIGHT PORTION OFFERED TO THE WATER SUPPLY BANK

1. <u>Water Right Number</u>	<u>Nature of Use</u>	<u>Leased Rate</u> (cfs)	<u>Leased Volume</u> (af)	<u>Leased Acres</u> (ac)
<u>2151 D</u>	<u>Irrigation</u>	<u>1.0166</u>	<u>185</u>	<u>37</u> ~~43.5~~ ⁴⁴
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Total Amounts:		_____	_____	_____

2. Source of water _____ tributary to _____

3. Point(s) of diversion:

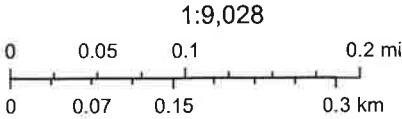
Twp	Rge	Sec	Lot	¼	¼	¼	County
07S	04E	23	nw¼				Owyhee

WSB Rental Application 51-2151D



5/10/2024, 11:47:36 AM

- Quarter Quarters
- PLS Sections
- Townships



Esri, HERE, iPC, Esri, HERE, Garmin, iPC, Maxar

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

5/2/2024

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 51-2151D

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DANIEL R MORI
Current Owner	KATHY L MORI 31587 THATSAMORI PL BRUNEAU, ID 83604-5165
Directors Report Owner	CECIL J MEYERS 34263 STATE HWY 78 GRAND VIEW, ID 83624-5032 2088342476
Directors Report Owner	RAYMOND A MEYERS CHARLOTTE L MEYERS 34263 STATE HWY 78 GRAND VIEW, ID 83624-5032 2088342476
Original Owner	FARM CREDIT BANK OF SPOKANE PO BOX 15367 BOISE, ID 83715 2083437782

Priority Date: 12/21/1959

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	4.2 CFS	1261 AFA
Total Diversion			4.2 CFS	1261 AFA

Location of Point(s) of Diversion:

GROUND WATER|NWSW|Se 23|Township 07S|Range 04E|OWYH. County

Place(s) of use:

Place of Use Legal Description: IRRIGATION OWYHEE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07S	04E	23		SWNE	24		SENE	35						
				NENW	33		NWNW	40		SWNW	30		SENW	3
				NESW	36		NWSW	20.3						
				NESE	5.3		NWSE	25.6						

Total Acres: 252.2

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 51-02151B & 51-07025B.

Dates:

Licensed Date:

Decreed Date: 04/26/2001

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: NWD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



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

October 6, 2025

DANIEL R MORI
31587 THATSAMORI PL
BRUNEAU, ID 83604-5165

**RE: WATER SUPPLY BANK LEASE CONTRACT 1977
FOR WATER RIGHT 51-2151D**

Dear Lessor:

Water right **51-2151D** 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. 51 (via email)



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 10, 2025

DANIEL R MORI
31587 THATSAMORI PL
BRUNEAU, ID 83604-5165

**RE: APPLICATION TO LEASE WATER RIGHTS 51-2151D TO THE WATER SUPPLY BANK
CONTRACT 1977**

******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,
Catalina Beck

for
Water Supply Bank

Enclosures: Proposed Lease Contracts
Receipt C118304

Beck, Catalina

From: Beck, Catalina
Sent: Friday, April 25, 2025 12:13 PM
To: Miller, Nick
Cc: Bank
Subject: Water Supply Lease Application 2988 for Dan Mori seeking comment
Attachments: Lease .pdf; WSB Lease Application # 2988-Mori, Dan (8).pdf; L1.1 Lease Review Memo .docx

Good Morning Nick

We are seeking comments, regarding the Water Supply Bank (WSB) Lease Application 2988 for Dan Mori. I have attached a copy of the lease application, the lease review, a map for your reference.

Please submit your comments within 7 days, no later than May 2, 2025. 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 is acceptable.

If you have any questions, don't hesitate to contact me at the State Office at (208) 287-4920.



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

MEMORANDUM FOR APPLICATION 2988

To: Water Right(s) 51-2151D

From: Catalina Beck Water Resource Agent

Date: April 24, 2025

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

PURPOSE/NARRATIVE: Lease application 2988 was submitted by Dan Mori on May 10, 2024, with the correct fee. The application proposes to lease a portion of Water Right 51-2151D for 44 acres for 5 years starting in 2025. Dan Mori the applicant had 37 acres on item 4F of the application while having 44 acres on the map of the place of use. To confirm what the applicant was requesting on the application I called the applicant to see what he was requesting and the applicant confirmed he wants to put 44 acres into the bank starting in 2025 for five years. Water Right 51-2151D is in the trust water area and the Snake River Moratorium Area

In a meeting with Dan Mori on April 24, 2025, he provided additional information regarding the proposed areas for the bank that were concerned about forfeiture. During the meeting, Mr. Mori mentioned that he attempted to irrigate in 2019 by modifying his irrigation system. He changed the pivot to create a 180-degree circle and installed handlines. Additionally, he rearranged the cattle pens, but he was unsuccessful in getting the crops to grow, particularly in the NENW quarter-quarter.

Water Right 51-2151D is allocated to irrigate 252.2 acres, and Dan Mori has been adjusting his irrigation practices around his property. Mr. Mori was advised that he should have filed a transfer to change the place of use for his water rights.

AUTHORITY TO FILE: The Application was signed by Dan Mori and Kathy Mori who are the sole owner water right 51-2151D. According to Owyhee County assessor's office Dan and Kathy Mori are the owners of the parcel No concerns with authority to file.

WATER RIGHT VALIDITY: Water right was decreed in April 2001 and proposed 44 acres in the bank, however approximately 13 acres were a concern for forfeiture. Using GIS satellite imagery, it was observed that the NENW section has approximately 6.6 acres that have been idle since the water right was decreed, while the SWNW section has about 6.8 acres that have also been idle. An analysis of satellite imagery from 2019, along with a verbal statement from Dan Mori, indicates that the total irrigated area is approximately 252.33 acres, which closely matches the allocated 252.2 acres in water right 51-2151D. From the information gathered, it appears that the idle acres have been utilized in another portion of the water right. According to Multiple programs memo #3 given that the application for lease was submitted in the fifth year (2024) and was used has occurred within the 5 years the right is likely not lost to forfeiture and there are no concerns with validity of the water right and portion offered to the bank.

INJURY TO OTHER WATER RIGHTS: Lease of this water right would not cause injury to other water rights. Proper review to prevent injury if rented.

ENLARGEMENT OF USE: There is an overlap with water right 51-10337 at the place of use, however water right 51-10337 authorizes a different use and there is no combined limit for these rights. The place of diversion(POD) is also shared with 51-2217A, 51-2217B, 51-10337 but there is no combined limits between the rights. No concerns with enlargement.

LOCAL PUBLIC INTEREST: Leasing 51-2151D is consistent with the local public interest.

BENEFICIAL USE/CONSERVATION OF WATER RESOURCES: The lease appears consistent with the conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The location for the rental PD is within Water District 51. Western region and the Water District 51 Watermaster were contacted for comments or concerns on April 25, 2025. No comments were made.

Beck, Catalina

From: Beck, Catalina
Sent: Tuesday, April 15, 2025 8:06 AM
To: Danielmori@gmail.com
Subject: Proposed Acreage Adjustment for WR 51-2151D

Good Morning Daniel Mori ,

I hope this email finds you well. I am writing to address some concerns regarding the potential forfeiture of up to 11 acres of our property. Specifically, the areas of concern fall within the NENW corner and the SWNW quarter quarter see image below. Based on the imagery not all the proposed 44 acres can qualify into the bank instead only 33 acres may be leased in the bank.

The image is a NAIP 2022 imagery the yellow line is the water right boundary and the purple line is the portion you proposed to lease in the bank . From what I can see that 2022 seems to be the most irrigated and the water right has been like this (specify) before 2022 and seems to get drier in more recent years. Especially in the NENW corner the portions seems like all of authorized acres in this QQ are irrigated and likely no available acres in this QQ are acceptable. From my calculations around 232.29 acres being irrigated out of 243.38 of acres that may be available to lease in the bank. For any application for the water supply bank, the department must determine that a right, or part thereof, proposed to be for lease has not been lost by forfeiture or partial forfeiture.

Can you confirm that on the ground ,any vegetation, attempts to irrigated that I have missed upon my review?



Please let me know if you need any further information.



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Governor Brad Little

Director Matthew Weaver

November 7, 2024

DANIEL R MORI
31587 THATSAMORI PL
BRUNEAU ID 83604-5165

Re: Water Supply Bank Lease Application for 51-2151D

The Department of Water Resources (“Department”) is in the process of reviewing your application to lease water right 63-35504 in the Water Supply Bank (“Bank”). Water Supply Bank Rule 25 (IDAPA 37.02.03.025) states that the Idaho Water Resource Board shall consider if the information available indicates the right has been lost to forfeiture when determining if a right should be accepted into the water supply bank. A review of the satellite and aerial imagery for the place of use shows no use since 2002.

Right 51-2151D authorizes irrigation of 252.2 acres. Review of the imagery of the place of use for the proposed portion to be leased of the application indicates acres have not been irrigated in recent years.

Please provide clear evidence showing irrigation has occurred on all the acres proposed to be leased or provide a valid defense to forfeiture as defined by Idaho Code § 42-223. Please submit the additional information within 14 days and the Department will continue processing the application. If a response is not received in 14 days, the Department may return your application.

Sincerely,

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

Enclosure imagery from 2018-2024

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/16/2025

Water Right 51-2151D

Owner Type

Current Owner
Current Owner
Directors Report Owner
Directors Report Owner
Original Owner

Name

KATHY L MORI
DANIEL R MORI
CECIL J MEYERS
RAYMOND A MEYERS
FARM CREDIT BANK OF SPOKANE

Priority Date: 12/21/1959

Basis: Decreed

Status: Active

Source

GROUND WATER

Tributary

Beneficial Use

IRRIGATION

From

4/01

To

10/31

Diversion Rate

4.200 CFS

Volume

1,261.0 AF

Total Diversion

4.200 CFS

1,261.0 AF

Source and Point(s) of Diversion:

GROUND WATER

NWSW

Sec. 23, Twp 07S, Rge 04E, OWYHEE County

Place Of Use:

IRRIGATION within OWYHEE County

T07S R04E S23	SWNE	24.0
T07S R04E S23	SENE	35.0
T07S R04E S23	NENW	33.0
T07S R04E S23	NWNW	40.0
T07S R04E S23	SWNW	30.0
T07S R04E S23	SENW	3.0
T07S R04E S23	NESW	36.0
T07S R04E S23	NWSW	20.3
T07S R04E S23	NESE	5.3
T07S R04E S23	NWSE	25.6
POU Total Acres		252.20

Conditions of Approval:

1. C18

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO

DO NOT SCAN

Proof Report

2. LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 51-02151B & 51-07025B.
4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:**Lease ID: 2988**

Lease Type: Application

Lease Status: On Hold

Lease Start Date: 1/1/2025

Lease End Date: 12/31/2029

Beneficial Use	Div Rate Leased	Div Volume Leased Acre Limit Leased	Total Acres Leased
Irrigation	4.20	1261.00	252.20