

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 984

RECEIVED
MAR 03 2026
DEPARTMENT OF
WATER RESOURCES

This is to certify that:

JOHN TERRY FIELD
PO BOX 217
GRAND VIEW, ID 83624-0217

filed an application to rent water from the Water Supply Bank ("Bank"). The Idaho Water Resource Board ("Board"), being authorized to operate a Bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director, Department") for rental of water from the Bank, agrees to rent water as follows:

Summary of Water Rights or Portions Rented from the Bank

Water Right No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate Per Acre (CFS/AC)	Volume Per Acre (AF/AC)
2-7061	4/9/1970	SNAKE RIVER	0.12	30.0	6.0	0.020	5.00
Rental Totals			0.12	30.0	6.0	0.020	5.00

Term of Rental: This rental agreement shall take effect when all parties have signed it and shall continue in effect until December 31, 2030. 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 2026, whichever occurs last.

Annual Rental Fee:

2026 - 2030: \$99.00 annually

The full fee for the rental of the above-described right(s) is \$99.00 per year for years 2026 - 2030. The rental fee includes an administrative fee of \$99.00 per year for years 2026 - 2030. Note that the renter is obligated to pay only the administrative fees associated with the water right(s): 2-7061.

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

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 984

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:

John Terry Field
Signature of Renter

2-23-26
Date

John Terry Field
Printed Name

Owner/Renter
Title

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

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

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

Date 3/4/26

Rental approved by IDWR [Signature]

Date 3/4/26

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

RECEIVED

NOV 04 2025

DEPARTMENT OF
WATER RESOURCES

Applicant Name:

John Terry Field

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

Yes ☐ No ☒

If yes, specify companion water rights in Section 4

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

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

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

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

MINIMUM REQUIREMENT CHECKLIST

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

		Yes	
		☒	Completed 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)

3339

**STATE OF IDAHO
WATER RESOURCE BOARD**

Application to Rent Water (Continued)

1. CONTACT INFORMATION

- A. Applicant John Terry Field
Mailing Address P.O. Box 217 Grand View Idaho 83624
Street City State Zip Code
Email Address field35@msn.com Phone Number 208-834-2263
- 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**:

Purpose is to irrigate 6 acres on the end of an existing pivot with 2 more towers on the POU. Renting our own water from D-7061 water right.

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

Desired Rate (Cubic Feet/Second)	Desired Volume (Acre-Foot)	Minimum Rate* (Cubic Feet/Second)	Minimum Volume* (Acre-Foot)	Desired Acres (if applicable)
<u>.12</u> CFS	<u>30</u> AF	<u>.12</u> CFS	<u>30</u> AF	<u>6</u> AC

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

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

Desired Start Date (month/day/year)	Latest Possible Start Date (month/day/year)	*Mark Desired Rental Duration (Calendar Years)					**Applicant's preference if rental application cannot be processed prior to the latest possible start?	
<u>MAR 15 2024</u>	<u>AUG 31, 2026</u>	☐ 1	☐ 2	☐ 3	☐ 4	☒ 5	☒ Process application as soon as possible	☐ Return application to applicant

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

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

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):

POD CT Snake Dam into Byke Canal & pumped out of
Canal to POU in an existing pumping system

- 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
<u>Pumps</u>	<u>Snake River</u>	<u>2-2176A, 2-2405A</u>
		<u>2-2076, 2-7157C</u>
		<u>2-2083, 2-2084</u>

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 6 (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:

None.

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

4. RENTAL REQUESTS FOR SPECIFIC WATER RIGHTS

A. Are you requesting to rent specific water rights?

Yes ☒ No ☐

If yes, specify below the elements of the water rights you are requesting to rent. If no, continue to Question 4B.

Important Information: Diversion rates and volumes sought for rent must be proportionate to the per acre diversion rates and per acre volume limits of the water right under lease contract to the Water Supply Bank. Prior to completing this section, applicants should review all water right lease contracts and any active rental agreements to determine which elements of a water right are available to satisfy a rental request. Lease and rental documents are searchable via [IDWR's website](#).

Water rights identified below must either already be leased to the Bank or a lease proposal should accompany this rental request. **Rental requests for water rights not yet leased to the Bank will be returned if companion lease applications are not provided with the rental request.** For leased rights featuring combined limits, rentals must be consistent with combined diversion rate, volume or acre limits. Combined limits should be listed on a row below water right numbers.

Water Right Elements Leased to Water Supply Bank					Leased totals, minus water right elements involved in active rental agreements, equals water right elements available for rent	Water Supply Bank Rental Request		
Water Right Number (leave blank if sub-total of combined limits)	Nature of Use	Diversion Rate (CFS)	Volume (AF)	Acres (AC)		Diversion Rate (CFS)	Volume (AF)	Acres (AC)
2-7061	Irrigation			6		.12	30	6
Applicants must ensure the requested rate per acre and volume per acre do not exceed the rate per acre and volume per acre limits of water rights leased to the Water Supply Bank					TOTAL	.12 CFS	30 AF	6 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**:

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:

- B. Have you or do you intend to submit an application for permit or transfer proposing a similar use as this rental? Yes ☐ No ☒
If yes, describe:

- C. Was this rental application submitted in response to a Notice of Violation (NOV) or a pending NOV? Yes ☐ No ☒
If yes, describe the date and location of the NOV.

- D. Additional Information

Wanting to Rent our own water right #2-7061 to extend 16 Acres on the end of an existing pivot with a two tower pivot

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

John Terry Field
Printed Name of Applicant

10-29-25
Date

Signature of Representative

Printed Name of Representative

Date

Mail to:

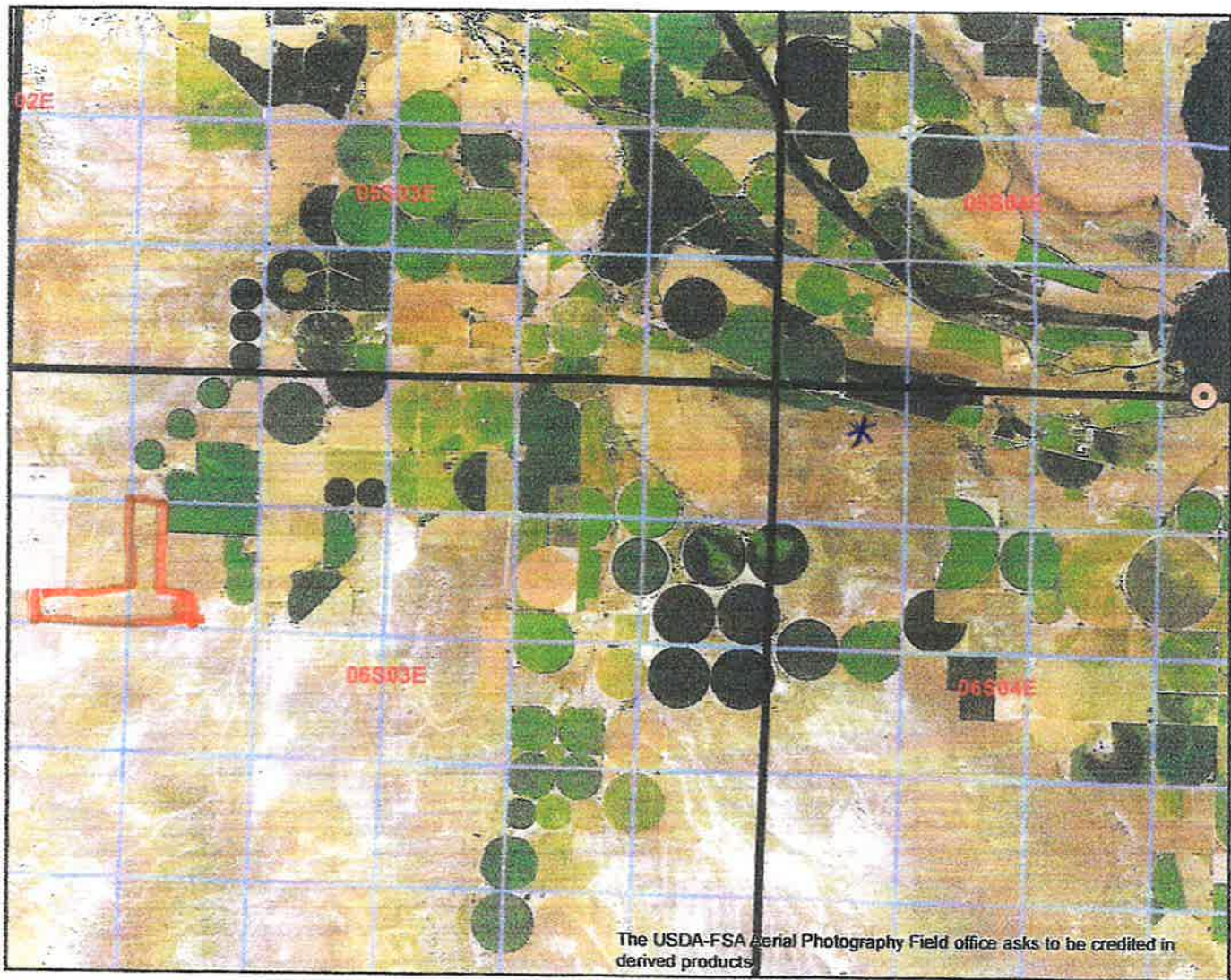
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

Idaho Water Resource Board
Water Supply Bank Lease Contract No. 1307

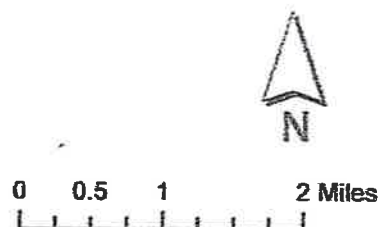
2-7061
Effective until December 31, 2025

POD
Attachment 2

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



- ⊙ Approved Lease Point of Diversion
- ⬜ Approved Lease Place of Use
- ⬜ Township/Range
- ⬜ Sections

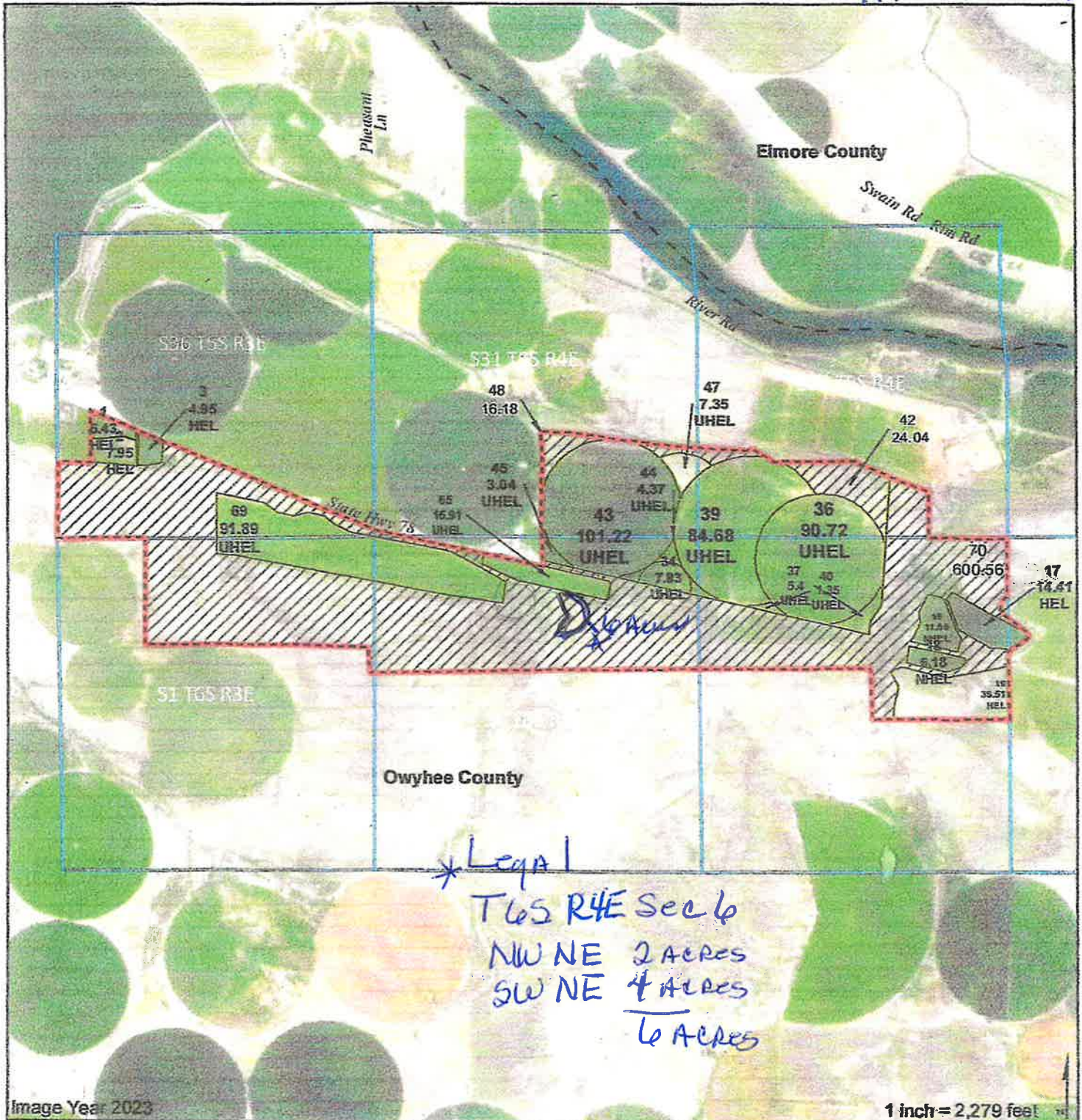




United States
Department of
Agriculture

Elmore County, Idaho

POU
Attachment 2



Non-Cropland PLSS
Cropland County Boundary
Tract Boundary

Wetland Determination Identifiers

Restricted Use Limited Restrictions
Exempt from Conservation Compliance Provisions

Tract Cropland Total: 501.05 acres

2024 Program Year

Map Created July 05, 2024

Farm 1598

Tract 2158

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).

BYBEE LATERAL WATER USERS ASSOCIATION
PO Box 235
Mountain Home, Id. 83647
208-587-2789
calzola@earthlink.net

Attachment 3F

August 11, 2025

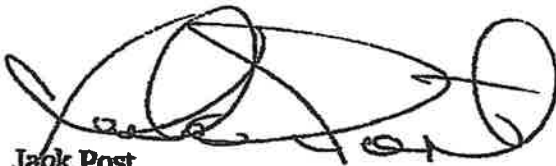
Idaho Department of Water Resources
Water Supply Bank Rental
Attn: Mary Condon 208-287-4936
mary.condon@idwr.idaho.gov
and
Terry & Leslie Field
PO Box 217
Grand View, Id. 83624
208-834-2263
field35@msn.com

To Whom It May Concern:

This is to advise you that Bybee Lateral Water Users Association acknowledges that John Terry Field is applying to lease his Water Right #2-7061, 2-7062 and 2-7157C to Idaho Department of Water Resources Water Supply Bank and has no objection to his application.

In the future if any of the above water rights will be rented out of the Water Bank and will be using the same point of diversion as his water rights and Bybee Lateral's point of diversion they must come to Bybee Lateral Water Users Board of Directors for approval of carriage right through the Bybee Lateral canal system.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jack Post', with a large, stylized circular flourish at the end.

Jack Post
Secretary
208-599-0400

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/4/2025

Combined Use Limits:

Rate

48.440

Volume

Acres

Water Rights

2-7060A ,2-7275 ,2-7059
,2-7062 ,2-7061 ,2-
7157C ,2-7279A ,2-7168B
,2-7064 ,2-7060B ,2-
7237A ,2-7279B ,2-7168A

SubCase:

N/A

Water Supply Bank:

Lease ID: 1307

Lease Type: Contract
Lease Status: Active
Lease Start Date: 1/1/2021
Lease End Date: 12/31/2025

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	6.32	1580.00	316.00	316.00

Lease ID: 3273

Lease Type: Application
Lease Status: Received
Lease Start Date: 1/1/2026
Lease End Date: 12/31/2030

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	6.32	1580.00		316.00



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

March 4, 2026

JOHN TERRY FIELD
PO BOX 217
GRAND VIEW, ID 83624-0217

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 2-7061, 2-7062, and 2-7157C, AGREEMENT 984**

Dear Renter:

Please find enclosed a receipt in the amount of **\$99.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 30.0 acre-feet of water for irrigation of 6.0 acres during 2026. 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.

The rental fee will be retained by the Department to offset administrative costs since you are the owner of the rights. The annual rental fee for 2027 is due by December 31, 2026,

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

Sincerely,

Kris Margheim

for
Water Supply Bank

Enclosures: Receipt No. C125165
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR Western Regional Office (via email)



IDAHO DEPARTMENT
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

February 13, 2026

JOHN TERRY FIELD
PO BOX 217
GRANDVIEW, ID 83624

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 2-7061, AGREEMENT 984**

*****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 **\$99.00 per year** was calculated based on the current rental rate of \$33.00 per acre-foot times a diversion volume of 30.0 acre-feet. Since you are both the lessor and the renter of the right, **you are only obligated to pay the 10% administrative fee or \$99.00.** The annual rental fee for 2027 is due by December 31, 2026. 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 \$99.00 for 2026 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, \$99.00 will be retained by the Department to offset administrative costs for **2026**.

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

Sincerely,

Skyler Cheever
Water Resource Agent, Sr – State Office
Idaho Dept. of Water Resources

Enclosure: Proposed Rental Agreement 984

c: IDWR Front Desk (via email)
WSB (via email)

Idaho Water Resource Board

Attachment to Water Supply Bank Rental Agreement No. 984

Effective until December 31, 2030

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 Point of Diversion
-  Water Supply Bank Rental Place of Use
-  Township/Range
-  Sections

Cheever, Skyler

From: Cheever, Skyler
Sent: Friday, February 6, 2026 11:13 AM
To: Scott King; Smith, Kellie
Cc: Erling, Jes
Subject: Water Supply Bank Rental Agreement 984 John Terry Field
Attachments: Rental Agreement 984.pdf; Rental Approval Map 984.pdf; Rental Review Memo 984.pdf

Hello Scott and Kellie,

I have completed my review of Water Supply Bank Rental Application 3339 with the proposed point of diversion within Administrative Basin 2 and Water District 2. The applicant is John Terry Field. They propose to rent a 6-acre portion of lease contract 2119, for water right 2-7061 only, from the Water Supply Bank from 2026-2030. Attached is a copy of the rental agreement, review memo, and map of the place of use. If you have any comments regarding the applicant's proposal or my review, please let me know within 7 days. If you have any questions or concerns, please let me know.

Best,

Skyler



Skyler Cheever

Water Resource Agent, Sr - State Office

(208) 287-4913

Skyler.cheever@idwr.idaho.gov

Idaho Dept. of Water Resources

322 E. Front St, P.O. Box 83720 Boise, ID
83720

MEMORANDUM FOR RENTAL AGREEMENT # 984

To: Water Right No(s). 2-7061

From: Skyler Cheever – Water Resource Agent, Sr – State Office

Date: 2/5/2026

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

PURPOSE/NARRATIVE:

Application 3339 was sent in by John Terry Field and received by the Idaho Dept. of Water Resources on November 4th, 2025. The applicant proposes to rent 6 acres from lease contract 2119 for Water Right No. (WR) 2-7061 only from the Water Supply Bank (WSB) from 2026-2030. Since the applicant is the current owner of the leased WR's according to Department records they are only obligated to pay the administrative rental fee. The proposed point of diversion (POD) is within the Snake River Basin Moratorium Area and Trust Water Area. This is the first time this specific rental proposal has been received by the Department.

AUTHORITY TO FILE:

John Terry Field signed the application. According to Idaho Tax Parcel Data the property containing the proposed POD and place of use (POU) is owned by the Field 2015 Joint Trust. Mr. Field is a trustee of the trust and therefore has authority to sign on behalf of the trust. Since the proposed POD and POU are located on property owned by the trust according to Idaho Tax Parcel Data there are no legal access concerns.

INJURY TO OTHER WATER RIGHTS:

The proposed point of diversion is the starting point for the Bybee Canal. Consent from the canal company was received and attached with the application. The proposed leased WR also diverts from the Bybee Canal. Therefore, it seems unlikely this proposal would cause injury to other Snake River Users or Bybee Canal Users because this proposal moves a small proportion of acres upstream within the canal system. There are no other injury concerns.

ENLARGEMENT OF USE:

All water rights authorizing diversion from the Bybee Canal are limited when combined to 48.44 cfs. To prevent an enlargement the same condition should be added to the agreement. There are no other WR's overlapping the proposed POU. Since the leased water rights are not limited when combined with each other and the authorized POU's do not overlap they can be leased and rented separately without causing an enlargement. There are no other enlargement concerns.

LOCAL PUBLIC INTEREST:

The proposed rental of water is in the local public interest.

BENEFICIAL USE/CONSERVATION OF WATER RESOURCES:

The proposed rental is consistent with the conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS:

The proposed POD is within Administrative Basin 2 and Water District 2. A request for comment was sent to the Watermaster and IDWR Western Regional Manager was sent to on February 6th, 2026. No concerns were received.