

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 989

RECEIVED

MAR 26 2026

DEPARTMENT OF
WATER RESOURCES

This is to certify that:

BONNEVILLE JEFFERSON GROUND WATER DISTRICT
PO BOX 51121
IDAHO FALLS, ID 83405-1121

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)
1-28D	2/21/1890	SNAKE RIVER	1.82	137.0	45.5	0.040	3.01
27-4009	4/15/1964	CORRAL CREEK	0.32	159.2	45.5	0.007	3.50
Combined Limit Totals			2.14	159.2	45.5	0.047	3.50

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: \$5,253.60 annually

The full fee for the rental of the above-described right(s) is \$5,253.60 per year for years 2026 - 2030. The rental fee includes an administrative fee of \$525.36 per year for years 2026 - 2030.

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

Total Water Use Authorized Under Rental Agreement

Beneficial Use	Diversion Rate (CFS)	Diversion Volume (AF)
GROUND WATER RECHARGE	1.46	81.2
Combined Total	1.46	81.2

*** The authorized water usage reflects a change from the water right elements rented, to account for the sole use of water right 1-28D, a change in nature of use, and historic conveyance loss of 20% under water right 1-28D**

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 989

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:


Signature of Renter

03/24/2026
Date

BOB SUTTARS
Printed Name

MANAGER
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, Executive Manager
Idaho Water Resource Board

Date 5/14/26

Rental approved by IDWR 

Date 5/14/26

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 989

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER NESW Sec. 1, Twp 03N, Rge 37E, BONNEVILLE County

BENEFICIAL USE

GROUND WATER RECHARGE

DIVERSION RATE

1.46 CFS

VOLUME

81.2 AF

SEASON OF USE

From To
4/15 10/31

RENTERS PLACE OF USE: GROUND WATER RECHARGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	37E	1									X L6			X L7					X

RENTAL AGREEMENT CONDITIONS OF ACCEPTANCE

1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
3. Use of water under this agreement does not constitute a dedication of the water to renter's place of use, and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to those authorized under the water right and/or again be available to rent from the bank.
4. Use of water under this agreement shall not prejudice any action of the Department in its consideration of an application for transfer or permit filed by the applicant for this same use.
5. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
6. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
7. Renter acknowledges and agrees that the Director may terminate authorization for the use of a water right based on a water right's priority date.
8. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
9. Pursuant to Idaho Code § 42-234(4), to ensure that other water rights are not injured by the operations of the recharge project authorized by this right, the Director has authority to approve, disapprove, or require alterations in the methods employed to achieve ground water recharge.
10. Pursuant to Idaho Code § 42-234(3), the Director may reduce the amount of water that may be diverted for recharge purposes under this right even though there is sufficient water to supply the entire amount authorized for appropriation under this right.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 989

11. Consistent with Idaho Code § 42-234(5), seepage from canals incidental to or coincident with delivery of water pursuant to water rights for any other beneficial use shall not be considered ground water recharge under this right. Canal seepage will be considered to be ground water recharge only when the canals are not conveying water for irrigation or other beneficial uses.
12. The right holder shall record the daily quantity of water diverted for ground water recharge and shall report the diversion data for the prior calendar year to the Department by February 1 each year. Reporting shall occur in the manner specified by the Department, consistent with Idaho Code § 42-701. To facilitate this reporting requirement, the right holder shall install and maintain a totalizing measuring device approved by the Department at each point of diversion and at each point where water is delivered from the conveyance system into a designated recharge site.
13. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
14. Renter agrees to comply with all applicable rules set forth in IDAPA 37.03.03, Rules and Minimum Standards for the Construction and Use of Injection Wells while using water under this agreement.
15. This right is not an authorization for the described recharge effort to be used as mitigation or credit for any other purpose. The sufficiency of the recharge effort authorized under this right for mitigation or credit for some other purpose may be determined by the Department upon proper submission of a mitigation plan pursuant to the Department's Rules of Conjunctive Management of Surface and Ground Water Resources, a mitigation plan to offset depletion in association with a water right application, a Management Program pursuant to Idaho Code § 42-1416B, or any other proposal to utilize credit for the recharge effort.
16. Water right 27-4009 is entitled to the protections of paragraph x.d of water right 27-11375.
17. The right holder agrees not to exercise this right unless there has been a determination made by the USBR in consultation with Water District 01 and the Committee of Nine, as outline in Pub. L. No. 115-244 § 203, 132 Stat. 2897, 2906 (2018), that there is water available in excess of that needed to ensure operational flexibility and to satisfy existing Minidoka Project storage water rights 01-219, 01-2064, 01-4055, 01-10042, 01-10044, 01-10045, 01-10621B, 21-2156, 21-4155, 21-10560, and Minidoka hydropower rights 01-217 and 01-218.
18. The right holder shall maintain a totalizing measuring device of a type approved by the Department as a part of the diverting works at the point of rediversion on Corral Creek.
19. 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. 01.
20. This rental agreement does not authorize the construction of a well.

Idaho Water Resource Board
Attachment to Water Supply Bank Rental Agreement No. 989

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
- QQ

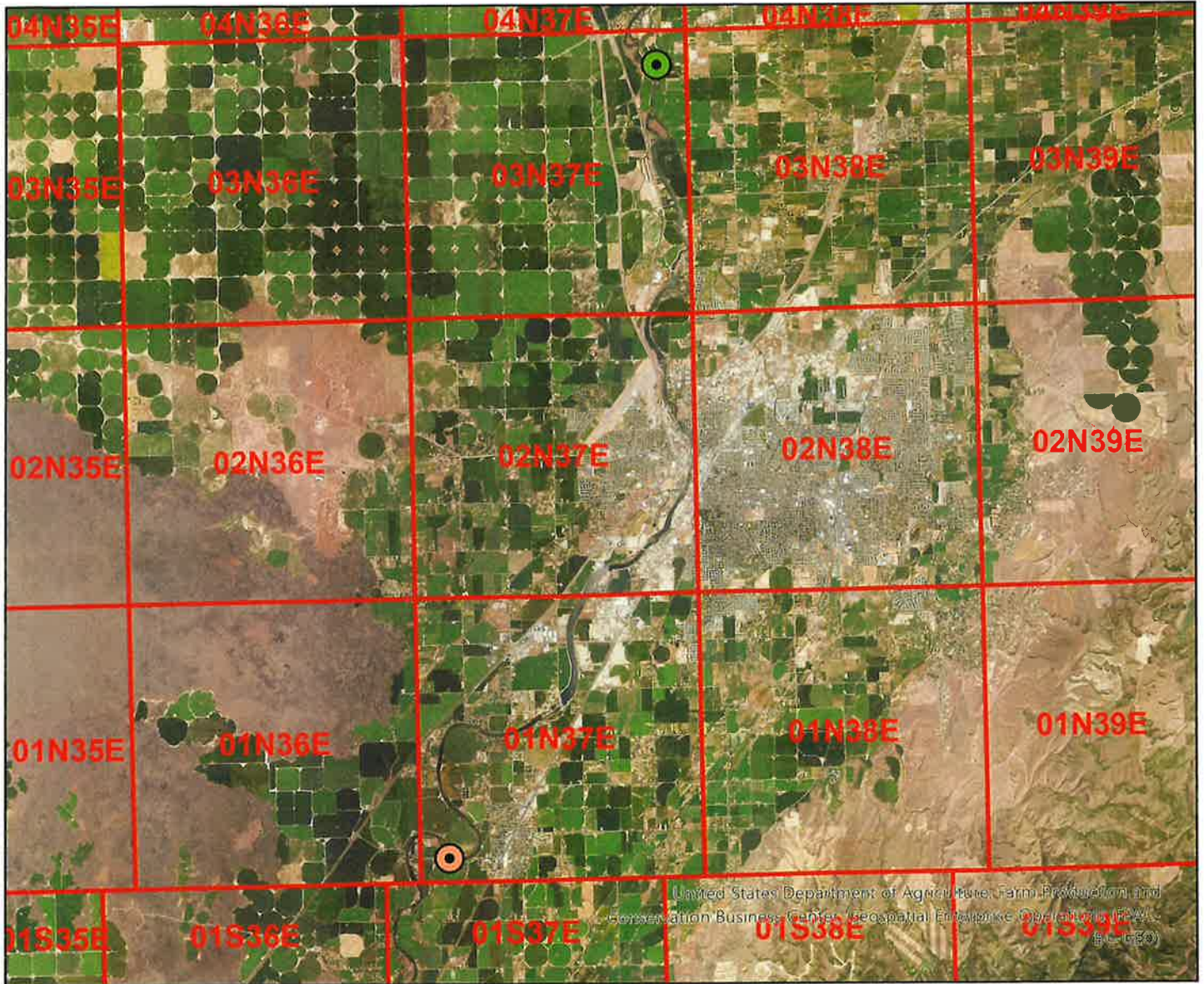
0 100 200 300 Feet



Idaho Water Resource Board

WSB Move Map

1-28D, 27-4009
2026-2030



0 5 10 15 Miles

Legend

-  Water Supply Bank Rental Point of Diversion
-  Water Supply Bank Lease Point of Diversion
-  Township/Range



STATE OF IDAHO
WATER RESOURCE BOARDAPPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANKRECEIVED
SEP 15 2025
DEPARTMENT OF
WATER RESOURCESApplicant Name: Bonneville Jefferson Ground Water District

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://dwr.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)

3294

**STATE OF IDAHO
WATER RESOURCE BOARD**

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Bonneville - Jefferson Ground Water District

Mailing Address PO Box 51121 Idaho Falls ID 83405
Street City State Zip Code

Email Address bjgwdistrict@gmail.com Phone Number _____

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 Jaxon Higgs Professional Title Hydrogeologist

Organization Water Well Consultants, Inc. Relationship to Applicant Consultant

Mailing Address 355 W 500 S, Burley, ID 83318

Email Address jaxon@waterwellconsultants.com Phone Number 208-604-1281

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**:

BJGWD wishes to use this water for aquifer recharge, when in priority, in the Jacobs Farm Recharge Project off the Snake River. The injection well can be used similar to an irrigation system so that current rate, volume, and period of use limitations remain the same.

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)
1.82 CFS	137 AF	CFS	AF	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?	
4/1/2026	n/a	☐ 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):

Rental water will be diverted from a headgate structure on the Snake River through a pipe to an injection well off the river.

- 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
03N 37E 01 NESW	Snake River	permit 01-10725

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 _____ (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: **Aquifer Recharge** from: **4/15** (mm/dd) to: **10/31** (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:

The place of use will be the Schweider Injection Well at the Jacobs Farm site. If storage water is available to be leased, it may be used simultaneously at the same POU, but no other water rights exist that can be used at this POU.

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)
1-28D	IRRIGATION	1.82	137	45.5		1.82	137	N/A
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	1.82	137	N/A
						CFS	AF	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**:

Nature of Use will be changed to aquifer recharge, but the water will be used in a manner similar to irrigation. All elements of the current water right will be honored including volume, rate, and period of use.

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:

This water right has been requested and used at a different point of diversion and place of use by Bonneville Jefferson GWD. This rental seeks to move the point of diversion and place of use slightly downstream, but to use it for the same purpose.

- 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

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

Kurt Schwedler
Printed Name of Applicant

8-21-25
Date

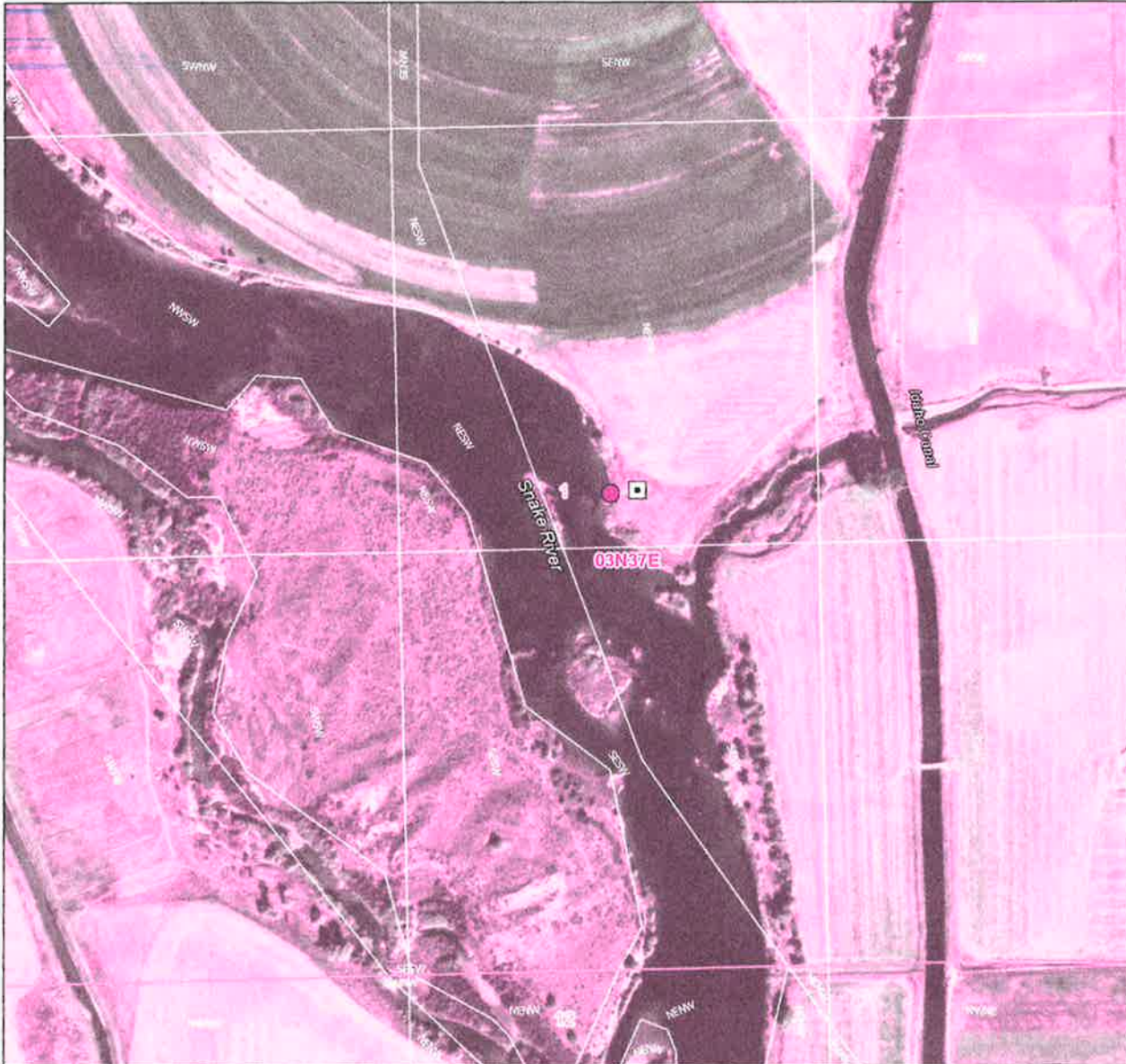
Signature of Representative

Printed Name of Representative

Date

Mail to:

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



Bonneville - Jefferson
Ground Water District
Jacobs Farm
Recharge Complex

Legend

- Point of Diversion
- Point of Injection
- Delivery
- Township/Range
- Sections
- QQs and Other Sectional Boundaries

Description:

Map showing point of diversion on Snake River and injection point for proposed water supply bank rental.

0 60 120 Yards



ESRI World Imagery
Basemap



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

May 14, 2026

BONNEVILLE JEFFERSON GROUNDWATER DISTRICT
PO BOX 51121
IDAHO FALLS, ID 83405

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 1-28D & 27-4009, AGREEMENT 989**

Dear Renter:

Please find enclosed a receipt in the amount of **\$5,253.60** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 159.2 acre-feet of water for irrigation of 45.5 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.

Pursuant to the Water Supply Bank Rules, 90% or \$4,728.24 of the rental fee will be paid to the lessor(s) and 10% or \$525.36 will be retained by the department to offset administrative costs for 2026.

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

Sincerely,

Darin Vrem
Water Supply Bank

Enclosures: Receipt No. C125479
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR Regional Office (via email)
Water Well Consultants, Inc
Water District – 01



IDAHO DEPARTMENT OF
WATER RESOURCES

RECEIVED

MAR 26 2026

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

March 17th, 2026

BONNEVILLE JEFFERSON GROUNDWATER DISTRICT
PO BOX 51121
IDAHO FALLS, ID 83405

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 1-28D AND 27-4009 AGREEMENT 989**

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

Dear Applicant:

The Department of Water Resources acknowledges receipt of your application to rent water from the Water Supply Bank. **I have enclosed a Water Supply Bank Rental Agreement for your review and signature.** Upon signature and return of the original agreement, together with the rental fee described below, the Department will also sign the original agreement and return an executed copy to you. Execution of the agreement and compliance with the conditions of approval authorize diversion and use of water as provided in the agreement.

A rental fee of **\$5,253.60 per year** was calculated based on the current rental rate of \$33.00 per acre-foot times a diversion volume of 159.2 acre-feet. 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 \$5,253.60 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, 90% or \$525.36 of the rental fee will be paid to the lessor(s) and 10% or \$4,728.24 will be retained by the Department to offset administrative costs for **2026**.

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

Sincerely,

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

Enclosure: Proposed Rental Agreement

cc: IDWR Front Desk (via email)
Bank (via email)
Representative: Jason Higgs (via email)

Idaho Water Resource Board
Attachment to Water Supply Bank Rental Agreement No. 989

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
-  QQ



Cheever, Skyler

From: Chandler, Craig
Sent: Wednesday, February 25, 2026 4:55 PM
To: Cheever, Skyler; Cefalo, James
Subject: Re: Water Supply Bank Rental Agreement 989 Bonneville Jefferson Groundwater District

Skyler,

Your memo says "A request for comment was sent to the Watermaster and IDWR Eastern Regional Manager on February 25th, 2026. No concerns were received." I do have the following concern:

Below are my Watermaster comments on Water Supply Bank Rental Application #3294 and Rental Agreement #989 for Water Right 1-28D.

Watermaster Comments:

1) Changing the element of Water Right 1-28D from its adjudicated beneficial use of irrigation to a new beneficial use of recharge has the potential to injure existing water rights. Natural flow may be taken away from existing uses and delivered to this new use. My primary request is that this rental approval be conditioned as described in Comment 2 below to protect against injury. If the requested condition in Comment 2 cannot be applied, then this Water Supply Bank transfer should follow Idaho Code § 42-222 and provide notice of the proposed change to the public to allow potentially injured water users the opportunity to file a protest before administration begins.

2) Recommended condition (requested to be included as a condition of approval):

This Rental should be conditioned the same the other IWRB recharge permits such as Water Permit 1-10613 which condition 17 states:

"The right holder agrees not to exercise this right unless there has been a determination made by the USBR in consultation with Water District 01 and the Committee of Nine, as outline in Pub. L. No. 115-244 § 203, 132 Stat. 2897, 2906 (2018), that there is water available in excess of that needed to ensure operational flexibility and to satisfy existing Minidoka Project storage water rights 01-219, 01-2064, 01-4055, 01-10042, 01-10044, 01-10045, 01-10621B, 21-2156, 21-4155, 21-10560, and Minidoka hydropower rights 01-217 and 01-218."

Narrative background (for context only - not Watermaster comment)

I'm providing the following background so the Department/Board understands why I'm making the two official requests above (condition first, and public notice if the condition cannot be applied).

When a Water Supply Bank rental changes the nature of use from irrigation to recharge, it can still create real-world injury risks because the timing and operational pattern of diversion can change materially. Recharge operations can occur when an irrigation right, as historically exercised, would not be diverting (or would be diverting differently), even within the same season-of-use window. That kind of operational shift can change how natural flow is distributed and administered, which can in turn reduce natural flow supply to other in-priority water rights.

The Water Supply Bank framework recognizes this risk in multiple places (injury evaluation, authority to condition approvals, and post-approval injury processes). My concern is that relying primarily on after-the-fact injury correction puts everyone (existing water users, rental applicants, the Department, and Water District 1 administration) in a reactive posture. By putting the requested condition on the rental approval (or, if that can't be

done, providing public notice so potentially injured parties can engage before administration begins), we build a cleaner front-end process that is more likely to prevent injury and reduce the chance of later disputes or injury petitions.

More broadly, I am concerned this concept could proliferate. Irrigation rights could increasingly be shifted into recharge operations and used for groundwater pumping mitigation, as has been done with Water Right 1-28D. This risk is particularly acute given the conjunctive management issues in eastern Idaho. My view is that we should stay ahead of that curve with consistent, protective steps before it becomes an administration and/or injury problem.

Thank you for considering these comments. Please let me know when/if this transaction gets approved so I can properly administer it.

Respectfully,
Craig Chandler
Watermaster, Water District 1

From: Cheever, Skyler <Skyler.Cheever@idwr.idaho.gov>
Sent: Wednesday, February 25, 2026 2:48 PM
To: Cefalo, James <James.Cefalo@idwr.idaho.gov>; Chandler, Craig <Craig.Chandler@idwr.idaho.gov>
Subject: Water Supply Bank Rental Agreement 989 Bonneville Jefferson Groundwater District

Hello James and Craig,

I have completed my review of Water Supply Bank Rental Application 3294 with the proposed point of diversion within Administrative Basin 1 and Water District 1. The applicant is Bonneville-Jefferson Groundwater District. They propose to rent the entirety of WR 1-28D and a proportionate amount of WR 27-4009 from lease contract 2126 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

Beck, Catalina

From: mike sweitzer <sweitzermichaelc@gmail.com>
Sent: Monday, March 16, 2026 10:44 AM
To: Beck, Catalina
Subject: Re: sorry I passed it along as soon as it comes in you should have two payments 4554.
Each last payment will go in before I start water.

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.

Sent from my iPhone

On 16 Mar 2026, at 08:42, Beck, Catalina <Catalina.Beck@idwr.idaho.gov> wrote:

Good Morning Mike

We received partial payment for your proposed rental agreement however in order for the rental to be active we are needing the remainder amount of 9,108.

<image002.png>

From: mike sweitzer <sweitzermichaelc@gmail.com>
Sent: Wednesday, March 11, 2026 12:12 PM
To: Beck, Catalina <Catalina.Beck@idwr.idaho.gov>
Subject:

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.

<image001.png>

Sent from my iPhone

MEMORANDUM FOR RENTAL AGREEMENT # 989

To: Water Right No(s). 1-28D and 27-4009

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

Date: 2/23/2026

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

PURPOSE/NARRATIVE:

Application 3294 was sent in by the Bonneville-Jefferson Groundwater District and received by the Idaho Dept. of Water Resources on September 15th, 2025. The applicant proposes to rent the entirety of Water Right Nos.(WR) 1-28D and an equivalent portion of 27-4009 from the Water Supply Bank (WSB) from 2026-2030 and change the nature of use to Groundwater Recharge. The proposed point of diversion (POD) is within the Snake River Basin Moratorium Area, Eastern Snake Plain Aquifer Groundwater Management Area, and Trust Water Area. This application is intended as a renewal of rental agreement 837 which expired on December 31st, 2026.

AUTHORITY TO FILE:

Kirt Schwieder signed the application. Mr Schwieder has the authority to sign the application on behalf of the Bonneville-Jefferson Groundwater District because he is listed as the Director at Large/Treasurer on IDWR's Website. The property containing the proposed place of use (POU) and access to the POD is under ownership of Mr. Schwieder according to Idaho Tax Parcel Data. Therefore, there are no legal access concerns with this proposal.

INJURY TO OTHER WATER RIGHTS:

The applicant proposes to change the rental POD from the previous agreement. The new proposed rental POD is roughly 17 miles upstream from the lease POD, without accounting for meanders. Since the proposed move is upstream the proposed diversion rate and volume would normally flow and not be diverted by users in between the lease and rental POD if the leased WR was in use. Therefore, due to the vastness of the source and proposed POD movement it's unlikely this rental proposal would cause injury users in between the lease and rental POD. The season of use will not change under this rental from authorization on the lease contract. In the past there were concerns recharge projects could impact. Since this application is essentially the same as the previous agreement I recommend the same conditions regarding water quality and groundwater recharge be added to this agreement.

ENLARGEMENT OF USE:

A detailed review of enlargement is documented in the previous application review. Since this application is essentially a repeat of the previous agreement I recommend the same amounts be rented of each WR, same consumptive volume be used to change the nature of use, and same additional reductions based on conditions present on the leased WR's be applied to agreement. Note the rented volume for WR 27-4009 is presented differently on the agreement due to changes in rounding standards.

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 located within Administrative Basin 1 and Water District 1. A request for comment was sent to the Watermaster and IDWR Eastern Regional Manager on February 25th, 2026. The Watermaster responded on February 25th, 2026. They requested condition present on other IWRB Recharge permits, 1-10613 for example, be added to this agreement. I recommend the same condition be added to this agreement.

JAXON B. HIGGS P.G.
Office Phone (208)650-6605
Cell Phone (208)604-1281



355 West 500 South
Burley, ID 83318
jaxon@waterwellconsultants.com

RECEIVED

SEP 15 2025

DEPARTMENT OF
WATER RESOURCES

September 11, 2025

Mary Condon
Idaho Water Resource Board
322 E Front St
STE 648
Boise, ID 83702

Dear Mary,

Attached is an application for rental from the Water Supply Bank for the Bonneville Jefferson Ground Water District to continue rental of water right 1-28D on the Snake River. If that water right is still available, BJGWD would like to change the point of diversion from the previous rental. All other conditions would remain the same. The previous rental authorized 81.2 acre-ft of the 137 acre-ft of water right for aquifer recharge. I did not make any adjustments in the application but expect your analysis will result in a similar volume available.

Land at the point of diversion is owned by Kirt Schweider, board member of the BJGWD who has signed the application. If we need separate documentation proving access to the point of diversion, please let me know.

We appreciate your help on this rental in the past and thank you for your consideration on this updated rental.

Sincerely,

Jaxon Higgs, P.G.

3294