

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 1007

This is to certify that:

THOMAS W WEISEL TRUST
ONE MONTGOMERY ST STE 3700
SAN FRANCISCO , CA 94104

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)
37-159B	7/30/1888	GROUND WATER	0.02	3.1	0.9	0.02	3.44
Combined Rental Totals			0.02	3.1	0.9	0.02	3.44

Term of Rental: This rental agreement shall take effect when all parties have signed it and shall continue in effect until December 31, 2026. Use of rental water shall be authorized as of either the date this rental agreement takes effect or the first day of the rental season of use, in 2026, whichever occurs last.

Annual Rental Fee:

2026: \$102.30

The full fee for the rental of the above-described right(s) is \$102.30 for 2026. The rental fee includes an administrative fee of \$10.23 for 2026.

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

Total Water Use Authorized Under Rental Agreement

Beneficial Use	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate/Acre (CFS/AC)	Volume/Acre (AF/AC)
IRRIGATION	0.02	2.7	0.9	0.02	3.0
Combined Total	0.02	2.7	0.9	0.02	3.0

*** The authorized water usage reflects a reduction from the water right elements rented, to account for a headgate standard of 3.0 afa/ac.**

Detailed water right conditions are attached.

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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.

Thomas W. Weisel 6-2-26
Signature of Renter Date

Thomas W. Weisel owner
Printed Name Title

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

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

By Brian Patton 6/10/26
BRIAN PATTON, Executive Manager Date
Idaho Water Resource Board

Rental approved by IDWR Thurman 6/10/26
Date

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 1007

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENE Sec. 12, Twp 04N, Rge 17E, BLAINE County

BENEFICIAL USE
IRRIGATION

DIVERSION RATE
0.02 CFS

VOLUME
2.7 AF

SEASON OF USE

Water Right No. **From** **To**
37-159B 4/15 10/31

RENTERS PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	17E	12	0.6	0.3															0.9

Total Acres: 0.9

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. Diversion of groundwater is limited to those times water is available for diversion under this right and priority from the Big Wood River.
10. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
11. This rental agreement does not authorize the construction of a well.

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12. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
13. This right does not grant any right-of-way or easement across the land of another.
14. 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. 37.



Idaho Water Resource Board

Water Supply Bank Rental Agreement No. 1007

Effective until December 31, 2026

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



Legend

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

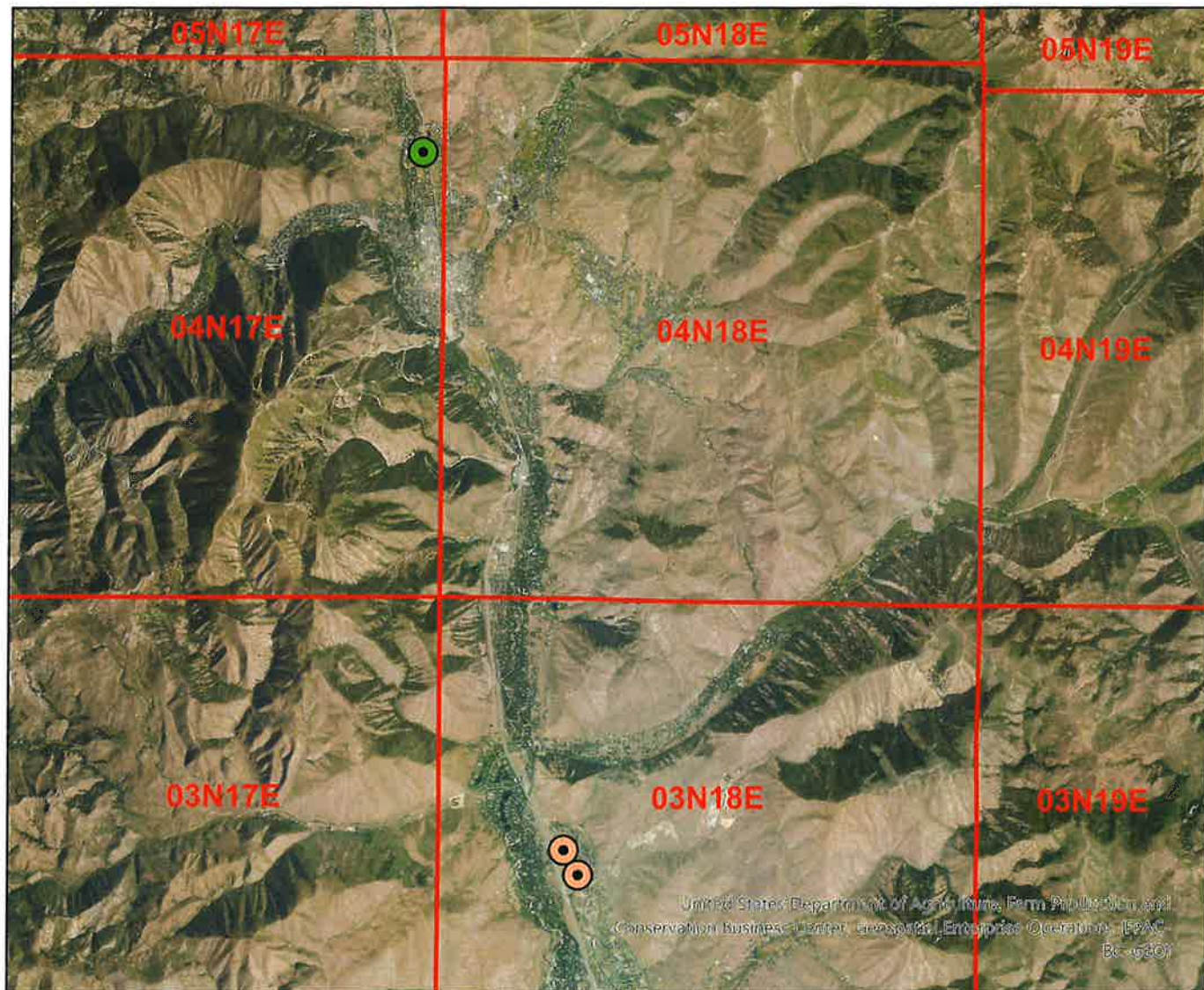


Idaho Water Resource Board

WSB Move Map

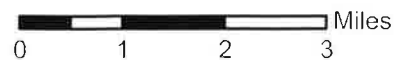
37-159B

2026



Legend

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



STATE OF IDAHO
WATER RESOURCE BOARD

Print Form

RECEIVED
NOV 25 2025
DEPARTMENT OF
WATER RESOURCES

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

Applicant Name: Thomas W. Weisel, Trustee of the Thomas W. Weisel Trust

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 and printed single sided. 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.**

There is no filing fee for submitting a rental application. The annual rental fee due will be calculated based on the volume of water required under an approved rental agreement. **Timing:** Rental application processing is prioritized between November through March. 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 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 cannot provide retroactive approval, and applications will not be accepted once the rental season of use period has concluded. 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 applicant.

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 <https://idwr.idaho.gov/iwrb/programs/water-supply-bank/resources/>

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

- 1B ☒ ☐ Authorization to represent the applicant, or sign on behalf of the company
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 proposed use of rental water
3F ☒ ☐ Authorization from the owner/operator of the rental point(s) of diversion
3H ☒ ☐ Water modeling to analyze 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)

3364

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

- A. Applicant Thomas W. Weisel, Trustee of the Thomas W. Weisel Trust
Mailing Address One Montgomery St., Suite 3700, San Francisco, CA 94104
Street City State Zip Code
Email Address tww@stifel.com Phone Number (415) 364-2587
- B. Is this application being completed or signed by an authorized representative on behalf of the applicant? Yes ☒ No ☐
If yes, representatives (includes company employees, as well as legal counsel or consultants) should provide their information below and include their authority to represent and/or sign the application on behalf of the applicant. Label **Attachment 1B**.
Representative Charlie S. Baser Professional Title Attorney
Organization Givens Pursley LLP Relationship to Applicant Attorney
Mailing Address 601 W. Bannock St., Boise, Idaho 83702
Email Address charliebaser@givenspursley.com Phone Number (208) 388-1200

2. MAP

Attach a map. Create a map of the proposed point(s) of diversion, place(s) of use and water diversion, delivery and distribution systems. The map must include the rental place of use 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 to irrigate **per 40-acre tract** (1/4-1/4). 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**:

Residential irrigation

- 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)
0.04 CFS	3.2 AF	0.04 CFS	3.2 AF	0.9 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.** The desired start date must be later than the date received by the Department. The latest possible start is the latest possible date you could begin diverting water to put the rental to beneficial use in the desired start year. **Rentals are not retroactive and are not approved until the annual rental fee payment is received for the year of beneficial use and an approval document is executed by the Department.**

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?
April 15, 2026	May 1, 2026	☐ 1	☐ 2	☐ 3	☐ 4	☒ 5	☒ Process application as soon as possible. I understand the rental fee is annual and is not calculated on a pro rata basis. ☐ Return application to applicant
		Other Term Length (# of years): Prior IWRB approval required					

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

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

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

- D. Describe your water distribution system and how rental water will be delivered from the point(s) of diversion (POD) to the proposed place of use (POU):

Existing well and pump, underground residential irrigation system

- E. **Point(s) of diversion.** Locate the point of diversion within each 40-acre tract and/or the U.S. Government Lot of the Public Land Survey System. Spring sources should be described to the nearest 10-acre tract. Identify the county where the point of diversion is located. An existing well must be identified for a request to rent ground water under a short-term rental.

TWP	RGE	SEC	GOVT LOT	¼	¼	¼	County	Source	Local name or tag #
04N	17E	12			NE	NE	Blaine	ground water well	

- F. 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.

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 0.9 (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: 04/15 (mm/dd) to: 10/15 (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: Attach a separate page if space is insufficient and label it **Attachment 3L**.

Applicant currently irrigates 5.4 acres, including 0.5 acres from an exempt domestic well, 3.0 acres under 37-7731, and 1 acre under WSB Rental Contract No. 777 (for 37-2619). Additional water is required to irrigate the remaining 0.9 acres.

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. *Rental applications that require modeling must also complete the table below for the specific water rights to be rented. 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. 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. Include any additional water required to meet area headgate requirements, minimum flow rates when combined with existing water rights at the rental location, or mitigation requirements because of [ESPA Modeling Analysis](#) results. 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. Active leases and rentals are searchable via the [Lease and Rental Map Search](#) tool. 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.**

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)
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			
						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) requested above?

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)

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:
WSB Rental Agreement No. 734 (renting water from 37-159B) expires December 31, 2025. If 37-159B is leased to the WSB for 2026 and subsequent years, Applicant requests to rent water from 37-159B again. Applicant has leased water for this property since 2017 and continues to search for a water right to purchase and transfer to this property.
- 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
If 37-159B is leased to the WSB for 2026 and subsequent years, Applicant requests to rent water from 37-159B again.
If 37-159B is not leased to the WSB for 2026, Applicant requests to rent a different water right for use on this property.

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

Thomas W. Weisel, Trustee

Printed Name of Applicant

11/24/2025

Date

Signature of Representative

Printed Name of Representative

Date

Print Form

Mail to:

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

Electronic Filing:

file@idwr.idaho.gov
cc bank@idwr.idaho.gov

STATE OF IDAHO
WATER RESOURCE BOARD

Water Modeling Requirement Information Sheet

Information on water modeling requirements for rental requests within special administrative areas

Important information on requesting rental water within special administrative areas: Refer to the information below to determine whether the modeling of potential impacts from your rental request is necessary. Use Section 4 of the rental application to identify selected water rights. **If you submit an application to rent water from within a special administrative area and water modeling is required, your rental request will be returned if water modeling is not provided.**

Water modeling may be required when an application to rent water involves one of two scenarios:

Scenario 1: The rental request proposes to divert water from a regulated water source and/or within a special administrative area AND the distance between the rental point(s) of diversion (POD) and the POD(s) for the leased water right(s) is greater than the administratively established, acceptable distance.

Regulated water sources may areas include:

- A. Ground water resources within the modeled area of the Eastern Snake Plain Aquifer (ESPA) and tributary aquifers;
- B. Ground water within Ground Water Management Areas (GWMAs) or Critical Ground Water Areas (CGWAs);
- C. Water resources within other specified administrative areas, as established by the Idaho Water Resource Board (IWRB) or the Idaho Department of Water Resources.

The distance between any rental POD(s) and the POD(s) for a leased water right to be rented is important. On the ESPA, distance is measured in terms of model cells that cover an area of one square mile. Ground water modeling is not required if lease POD(s) and rental POD(s) are located within the same model cell or within adjacent model cells. If the lease and rental PODs are separated by more than one model cell groundwater modeling must be completed using the IDWR ESPA Transfer Tool and modeling results must be submitted with the rental application. ESPA modeling tools can be accessed and freely downloaded from IDWR's website by visiting: <https://idwr.idaho.gov/iwrb/programs/water-supply-bank/resources/>

Ground water modeling may be required within GWMAs, CGWAs or other regulated administrative areas. Applicants who desire to rent water within an established GWMA, CGWA, or other regulated administrative area should consult IDWR's website before submitting their application to review the current status of administrative orders related to regulated administrative areas. Consult <https://idwr.idaho.gov/water-rights/groundwater-management-areas/> for information on GWMAs or CGWAs, visit <https://idwr.maps.arcgis.com/home/> to use mapping tools to find other regulated areas.

Applicants interested in renting water within a GWMA, CGWA, or other regulated administrative areas should request water rights that have been leased into the Bank from within the same administrative area. Generally, the Bank will not permit a rental of water within a regulated administrative area if the leased water rights are not located within that same administrative area.

Scenario 2: A rental request proposes to divert water from a different but hydraulically connected water source.

Modeling situations may include:

- A. Rental requests that propose to divert surface water rights via ground water POD(s) (wells); and
- B. Rental requests that propose to divert ground water from one aquifer when the right being rented authorizes the diversion of ground water from a hydraulically connected, tributary aquifer.

Rental requests that propose to divert surface water rights from ground water points of diversion may be considered if ground water modeling establishes that the surface and ground water resources are directly and immediately hydraulically connected. An acceptable hydraulic connection occurs when at least 50 percent of the total depletions from a well are detectable from the original water source within a 24 hour period. The existing (leased) POD and proposed (rental) POD must be proximate such that diversion and use of water from the proposed POD would have substantially the same effect on the hydraulically-connected source as diversion and use of water from the original POD.

Requests to rent ground water across tributary aquifer sources may be considered if ground water modeling is provided to demonstrate that two aquifers are hydraulically connected and the anticipated impacts of diverting ground water from one source through the other is modeled accordingly.

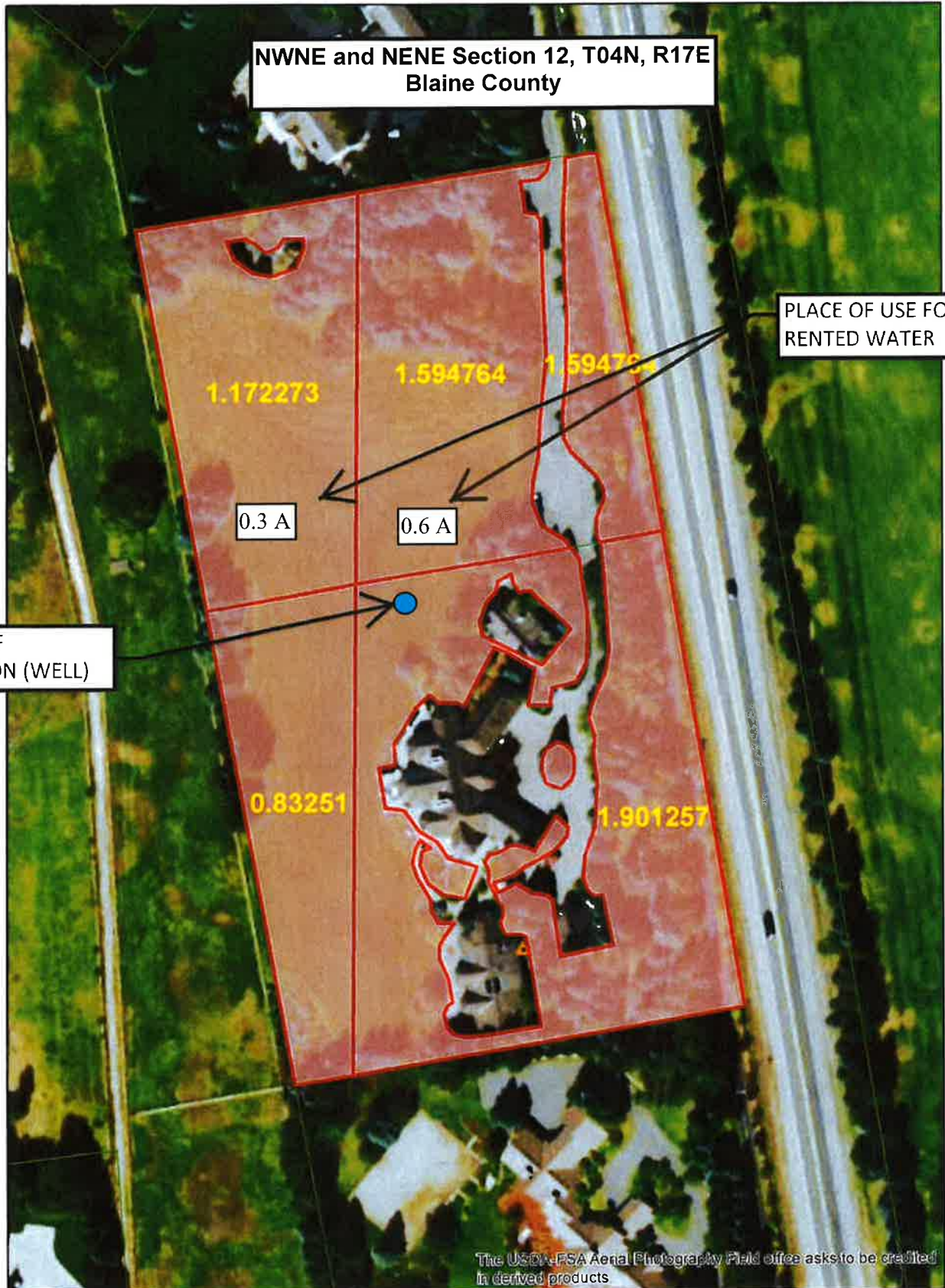
For more information about rental application requirements, contact IDWR at (208) 287-4800, or email bank@idwr.idaho.gov

ATTACHMENT 2

NWNE and NENE Section 12, T04N, R17E
Blaine County

PLACE OF USE FOR
RENTED WATER

POINT OF
DIVERSION (WELL)



THE THOMAS W. WEISEL TRUST - APPLICATION TO
RENT WATER FROM WATER SUPPLY BANK



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

JUNE 11, 2026

THOMAS W WEISEL TRUST
ONE MONTGOMERY ST
STE 3700
SAN FRANCISCO CA 94104

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO. 37-159B, AGREEMENT 1007**

Dear Renter:

Please find enclosed a receipt in the amount of **\$102.30** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 2.7 acre-feet of water for irrigation of 0.9 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 \$92.07 of the rental fee will be paid to the lessor(s) and 10% or \$10.23 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. C126630
Rental Agreement (copy)

c: Sascha Marston – Fiscal
IDWR Regional Office (via email)
Charlie S. Baser, Givens Pursley LLP
Water District – 37



IDAHO DEPARTMENT OF
WATER RESOURCES

RECEIVED

JUN 09 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

May 21, 2026

THOMAS W WEISEL TRUST
ONE MONTGOMERY ST STE 3700
SAN FRANCISCO, CA 94104

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 37-159B AGREEMENT 1007**

*****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 \$102.30 **per year** was calculated based on the current rental rate of \$33.00 per acre-foot times a diversion volume of 3.1 acre-feet.

Please send a check in the amount of \$102.30 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 \$92.07 of the rental fee will be paid to the lessor(s) and 10% or \$10.23 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,

Catalina Beck

for

Water Supply Bank

Enclosure(s)

c: IDWR Front Desk
Charlie Baser

Beck, Catalina

From: Beck, Catalina
Sent: Thursday, May 21, 2026 11:26 AM
To: charliebaser@givenspursley.com
Subject: Copy of proposed rental agreement 1007 for Thomas Weisel
Attachments: Rental Agreement 1007.docx; Rental Approval Map Layout.pdf; Proposed Rental Agreement Cover Letter-1007.docx

Good morning Charlie,

Here is a copy of the proposed rental agreement. A hard copy is being mailed out today.



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

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

MEMORANDUM FOR AGREEMENT NO. 1007

To: Water Right(s) 37-159B
From: Catalina Beck Water Resource Agent
Date: April 9, 2026
Re: Review & Analysis of Application to Rent Water from the State Water Supply Bank

PURPOSE/NARRATIVE: Renewal rental application for 0.9 acres of irrigation from ground water received on November 25, 2025 for five calendar year beginning in 2026, however the water right requested to rent is only available for one year starting 2026. The rental application proposes to rent a portion of irrigation from water right 37-159B. The rental point of diversion is within the Big Wood River Management Area, Trust Area, and Galena Ground Water District.

The rental application is intended to increase the total irrigated acreage in conjunction with rental agreement 777. The two rental agreements do not overlap in place of use.

AUTHORITY TO FILE: The rental application was signed by Thomas W Weisel, who is listed as the trustee for Thomas W Weisel Trust. The proposed place of use and the point of diversion for the rental are listed under the Thomas Weisel Trust, with Thomas W. Weisel as trustee. There are no concerns for authority to file.

INJURY TO OTHER WATER RIGHTS: The backfile for Right 37-159B identifies the East Fork of the Big Wood River as the original source, although the current point is a groundwater point of diversion. A transfer application in the backfile proposed changing the point of diversion to hydraulically connected groundwater, which is reflected in the partial decree with a condition limiting diversion when water is available and in priority from the East Fork Big Wood River.

The proposed point of diversion is about six miles upstream of the confluence of the Big Wood River and the East Fork Big Wood River. The transfer from the lease point of diversion to the proposed point of diversion would act like an exchange, essentially shifting the source from the East Fork Big Wood River to the Big Wood River since the proposed rental diversion is located upstream of where the two streams meet. This could raise concerns about potential impacts to water users located between the rental diversion point and the confluence of the two rivers. However, the watermaster will administer all water rights in accordance with the priority system to ensure proper distribution and compliance

The proposed rental is not expected to affect river conditions because the groundwater source is hydraulically connected to the surface water system. Department records indicate the well is within approximately 1,000 feet of the river and only 48 feet deep, supporting this connection. Therefore, a condition should be included requiring that groundwater diversion occur only when water is available from the Big Wood River and is in priority with the East Fork Big Wood River.

ENLARGEMENT OF USE: There are no irrigation water rights authorized from the same proposed place of use. The proposed rental shares an exempt domestic well with water right 37-7731. The water right 37-159B rate and volume is 0.02 cfs and 3.5 af per acre, however, since a portion of the proposed rental will be applied using the same irrigation system as water right 37-7731, the amounts authorized by the rental will need to be reduced.

Proposed (standard duty):

- Rate: $0.9 \text{ acres} \times 0.02 \text{ cfs/acre (rate from lease contract 2140)} = 0.018 \text{ cfs}$ rounds to 0.02 cfs
- Volume: $0.9 \text{ acres} \times 3.5 \text{ af/acre (volume from lease contract 2140)} = 3.15 \text{ af}$

Reduced to match existing system:

- Rate: $0.9 \text{ acres} \times 0.02 \text{ cfs/acre} = 0.018 \text{ cfs}$ which rounds to 0.02 cfs
- Volume: $0.9 \text{ acres} \times 3.0 \text{ af/acre} = 2.7 \text{ af}$

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 the administrative area of IDWR's Southern Region and Water District No.37. Comments regarding the proposed rental were requested from the regional manager and Watermaster on April 9, 2026.

Beck, Catalina

From: Beck, Catalina
Sent: Thursday, April 9, 2026 12:59 PM
To: Skinner, Corey
Cc: watermanager@wd37.org
Subject: Water Supply Bank Rental Application 3364
Attachments: WSB Rental Application # 3364.pdf; WSB Rental Application # 3364 -Cover Letter.pdf; Rental Approval Map Layout.pdf; Rental Approval Move Map.pdf; Rental Review Application 3364 Memo.docx

Good Afternoon Corey,

We are seeking comments, regarding the Water Supply Bank (WSB) Rental 3364 for Thomas W Weisel. I have attached a copy of the rental application, rental review, move map. Please submit your comments within 7 days, no later than April 16, 2026. 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 rental.

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

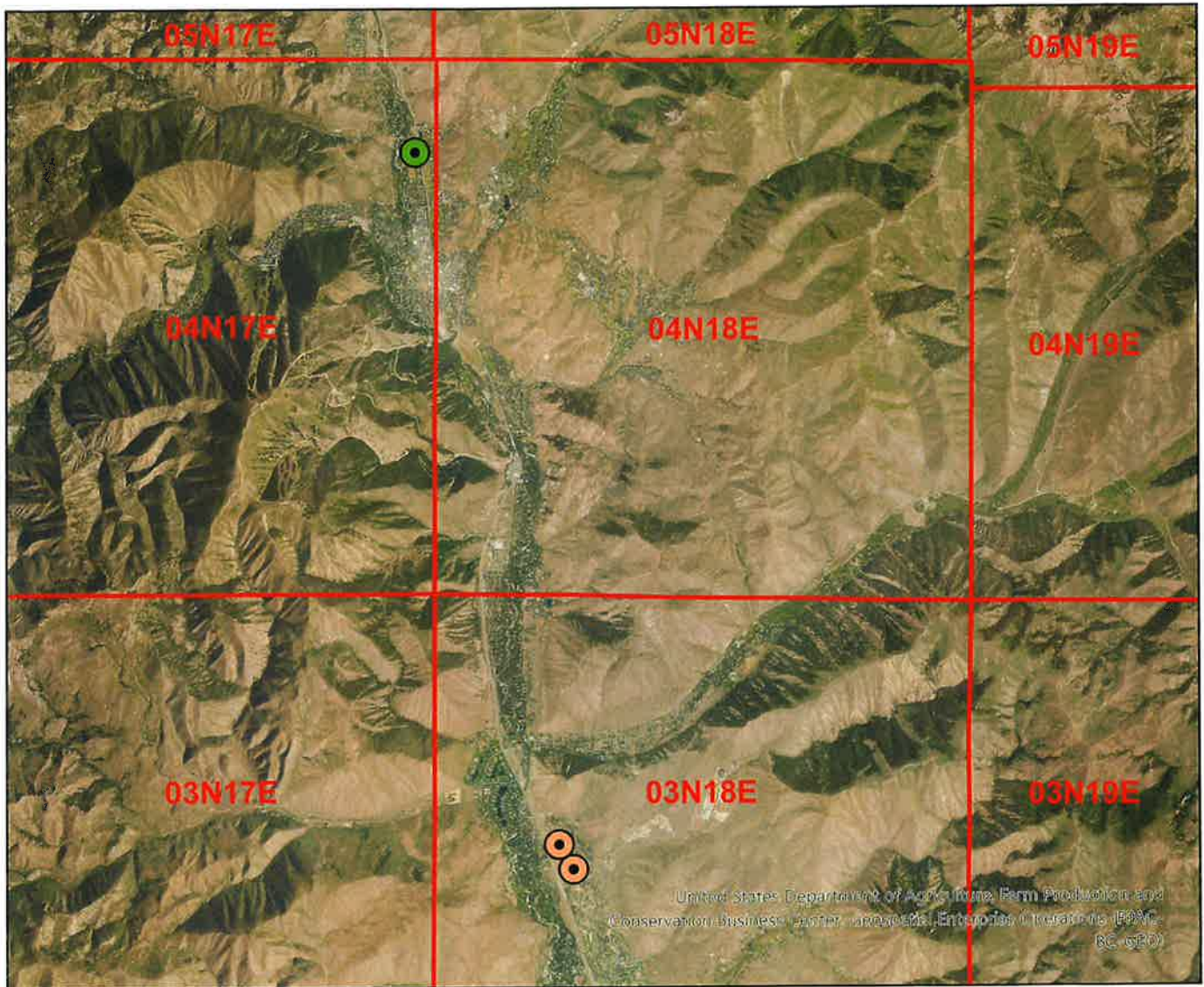
Idaho Department of Water Resources State Office
322 E Front Street Boise, ID 83702

Idaho Water Resource Board

WSB Move Map

37-159B

2026



Legend

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



Idaho Water Resource Board
Water Supply Bank Rental Agreement No. 1007

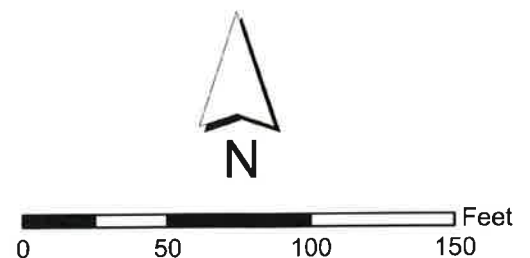
Effective until December 31, 2026

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



Legend

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



GIVENS PURSLEY LLP

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Charlie S. Baser
charliebaser@givenspursley.com
208-388-1271

RECEIVED
NOV 25 2025
DEPARTMENT OF
WATER RESOURCES

November 25, 2025

Via Hand Delivery

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

RE: *Water Supply Bank Rental Application – Thomas W. Weisel Trust*

Dear Sir or Madam:

Enclosed please find the Thomas W. Weisel Trust's (the "Trust") Application to Rent Water from the Board's Water Supply Bank.

The Trust has previously rented water from Water Right No. 37-159B under Water Supply Bank Lease No. 734, which expires on December 31, 2025. If the owner of Water Right 37-159B leases that water right into the Water Supply Bank again for 2026 and beyond, the Trust would like to rent a portion of Water Right No. 37-159B again pursuant to this application. If the owner of Water Right No. 37-159B does not lease that water right into the Water Supply Bank again, the Trust requests that the Board identify a different water right to be rented under this application.

Please ensure that all written communication about this water right is sent both to dgoyne@stifel.com and charliebaser@givenspursley.com or physically mailed to both the Trust and me.

If you have any questions about this Application, please give me a call. Thank you for your assistance.

Sincerely,



Charlie S. Baser

CSB/mp
Enclosure
19237420.1 [16198-3]

3364