

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 2192

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

LESSOR: BRITTA HUBBARD
45 APACHE RD
GUNNISON, CO 81230-8711

RECEIVED

JUL 15 2026

DEPT. OF WATER RESOURCES

RECITALS

1. The Board is authorized under chapter 17, title 42, Idaho Code to operate a water supply bank and to contract with lessors to act as an intermediary in facilitating the rental of water.
2. The Lessor has filed a completed application to lease water rights described below into the Water Supply Bank on forms supplied by the Idaho Department of Water Resources and received by the Department on March 02, 2026.
3. The Director of the Idaho Department of Water Resources has reviewed the application for compliance with the Water Supply Bank rules and has approved the Lease subject to conditions listed below.

NOW, THEREFORE, in consideration of the mutual covenants and contracts herein contained, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. **WATER RIGHTS:** The Lessor shall lease and the Board shall accept into the Bank the Applicant's water rights described as follows:

Summary of Water Rights or Portions Leased to the Bank

Water Right No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)
37-7059	3/11/1970	GROUND WATER	0.20	36.6	28.0
Combined Lease Totals			0.20	36.6	28.0

2. **COMPENSATION:** The Lessor shall accept and the Board shall pay compensation determined by the amount of water rented under the following rental rate during such times as the water is rented from the Bank over the term of this Lease.

Minimum Payment Acceptable: Current Rental Rate

3. **TERM OF LEASE:** The term of this lease shall be January 1, 2026 to December 31, 2030. This Lease shall bind the parties and take effect when both parties have signed it.
4. **WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE:** The Lessor shall abide by all terms and conditions contained in the Water Supply Bank Conditions of Acceptance, attached hereto as "Attachment A" and incorporated herein by this reference.

WATER SUPPLY BANK LEASE CONTRACT No. 2192

- 5. CHANGE OF WATER RIGHT:** This lease specifies water right elements including but not limited to: diversion rates; diversion volumes; number of acres authorized to be irrigated; places of use; points of diversion; beneficial uses; and seasons of use. During the term of this lease, if a water right is administratively changed due to a water right split and renumbering, this lease may be reduced by an equal amount to reflect the water right elements as legally defined under the water right. If a lease contract cannot be reduced sufficient to reflect the legal definition of a water right as amended through a water right split and/or water right transfer, the Board may release the water right from the Water Supply Bank.
- 6. ASSIGNMENT OF CONTRACT:** This lease is between the Board and the Lessor, who is the recognized owner or designated representative of the recognized owners of water rights described herein. Should ownership of any part of a water right herein described change during the term of this lease, either through a water right split, a water right transfer, sale of property to which the water right is appurtenant, or through any other recognized water right reassignment, the lease benefits and obligations to the conditions of acceptance for any such water rights will be assigned to the new owners.
- 7. DUPLICATE ORIGINAL:** This Lease is executed in duplicate. Each of the documents with an original signature of each party shall be an original.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 2192

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

LESSOR: BRITTA HUBBARD
45 APACHE RD
GUNNISON, CO 81230-8711

By Britta Hubbard
Title owner
Date 7/8/26

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

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

Date 7/23/26

Lease approved by IDWR AP

Date 7/23/26

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 2192

ATTACHMENT A WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE

The water rights or portions thereof leased to the bank are described as follows:

Source and Location of Point(s) of Diversion for Water Right No(s): 37-7059

GROUND WATER	NESE	Sec. 11	Twp 04N	Rge 17E	BLAINE County
GROUND WATER	NWSW	Sec. 12	Twp 04N	Rge 17E	BLAINE County

Water Right	Beneficial Use	Season of Use			Diversion Rate (CFS)	Volume (AF)
		From		To		
37-7059	IRRIGATION	4/15	to	10/31	0.20 cfs	36.4 AF
	STOCKWATER	01/01	to	12/31	0.02 cfs	0.2 AF
Totals:					0.20 cfs	36.60 AF

PLACES OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION and STOCKWATER

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	11													4.4 L3				4.4
04N	17E	12										20.0	3.6						23.6

Total Acres: 28.0

ADDITIONAL CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the Department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
4. A right accepted into the bank stays in the bank until the Board releases it, or the lease term expires. A right may be released from the bank upon request, provided the Board approves the release. Unless approved by the Department, leased rights may not be immediately available for release.
5. While a water right is in the bank, forfeiture provisions are stayed pursuant to Idaho Code § 42-223(5).
6. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 2192

8. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other Department application process.
9. In accordance with Idaho Code § 42-248 and § 42-1409(6), all owners of water rights are required to notify the Department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
10. If a water right leased into the Water Supply Bank is sold or conveyed during the lease term, and if the leased right was rented, the rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
 - a. Rental payments will go to the lessor(s) of record at the beginning of the rental season, even if the Department processes a Notice of Change in Water Right Ownership during the rental season.
 - b. New lessor(s) of record will receive payment for any subsequent rental seasons.
11. The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.
12. 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 Lease Contract No. 2192

37-7059

Effective until December 31, 2030

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.



Legend

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



0 150 300 450 Feet

MAR 02 2026

DEPT. OF WATER RESOURCES

STATE OF IDAHO
WATER RESOURCE BOARD

Print Form

APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANKApplicant / Designated Lessor Britta Hubbard
(Select one owner – see item 1A on the application)Water Right No. 37-7059
(One water right per application)Is this application being submitted with a rental application as a lease/rental package? Yes ☒ No ☐
If yes, include renter and rental fee payment information as attachment 5B.

This application must be prepared in accordance with the minimum requirement checklist below. Use this checklist to ensure all necessary documentation has been provided. This checklist is part of the lease application and must be included with the lease application. Applications that do not meet the minimum requirements will not be processed and may be returned or denied.

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

Yes			
☒			Completed <i>Application to Sell or Lease a Water Right to the Water Supply Bank</i> , printed single sided , per requirement of the Water Supply Bank.
☒			Application filing fee of \$250.00 per water right. If you are submitting more than one lease application and the water rights have an overlapping, common place of use, or a common diversion rate or volume, the total fee for all water rights is \$500.00. For places of use, multiple water rights must be used to irrigate the same lands in order to qualify for the joint filing fee. Individual filing fees are required for water rights that share a common permissible place of use, but which cover separate acres within the permissible place of use.
N/A	Yes	Attachments	
☐	☒	1A	Signatures and contact information for all owners of the water right to be leased or sold on this application.
☒	☐	1B	(Reserved.)
☒	☐	1C	<i>Notice of Change in Water Right Ownership</i> form (accessible from www.idwr.idaho.gov).
☐	☒	1D	Contact information for an authorized representative and documentary proof they are authorized to represent the Applicant on this application. <i>If the Applicant is a business, partnership, municipality, organization or association</i> , the application must include documents identifying officers authorized to sign or act on behalf of the entity.
☐	☒	2	Description of a water right portion offered to the Water Supply Bank.
☐	☒	3	A map that clearly outlines the specific location where irrigated acres will be dried up, or where a beneficial use of water will be suspended. You have the option of printing a map using the map tool on IDWR's website at: www.idwr.idaho.gov .
☒	☐	4A	Written consent from irrigation district or water delivery company.
☐	☒	4G	Evidence demonstrating the water right has not been forfeited pursuant to Section 42-222(2), Idaho Code .
☐	☒	5B	Rental rate and owner payment agreement between lessor and renter for lease/rental packages.

Department Use Only

Fee Amount \$ 250.00Received By: KWDate Received: 3/2/26Receipt # C125143

3472

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

1. CONTACT INFORMATION

- A. The applicant or designated lessor must be listed as a current owner of the water right offered for sale or lease to the Water Supply Bank. If there are multiple current owners, choose one owner as the Designated Lessor. Complete and attach the Designated Lessor - Attachment 1A of this application package with the signatures of all current owners.

Applicant / Designated Lessor Britta Hubbard

Mailing Address 45 Apache Rd. Gunnison CO 81230

Street

City

State

Zip Code

Email Address brittahubbard@gmail.com

Phone Number 970-445-8079

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

OR

☒ The Designated Lessor is representing additional water right holders who have completed Attachment 1A.

- B. Has the Applicant received payment from the Department for a rented right in the last 12 months? Yes ☐ No ☒
If no, include a valid email address in item 1A - Contact Information.
- C. Are all applicants on this form listed in IDWR's records as the current owners of the water right? Yes ☒ No ☐
If no, attach a *Notice of Change in Water Right Ownership* form along with the required documentation and fee (Attachment 1C).
- D. Is this application being completed by an authorized representative of the Water Right Holder? Yes ☒ No ☐
If yes, representatives (includes employees of Water Right Holder companies) must complete this section and submit documentary proof of their authority to represent the Water Right Holder (Attachment 1D).

Name of Representative Zach Latham

Organization Brockway Engineering PLLC

Professional Title Hydrologist

Email Address zach.latham@brockwayeng.com

Mailing Address 2016 Washington St. N Sutie #4 Twin Falls, ID 83301 Phone Number 208-736-8543

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

OR

☒ Send original correspondence to the Designated Lessor / Applicant and copies to the representative.

2. DESCRIPTION OF WATER RIGHT OFFERED TO THE BANK

☐ The full water right is being offered to the Bank and none will still be used.

OR

☒ A portion of the water right is being offered to the Bank and a portion will still be used.

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

3. MAP

Attach a map. The map must locate the point of diversion from the source of water and the location of the lands to be idled or the place where the water will no longer be used. The map must also show townships, ranges, sections, and government lots. **For irrigation purposes**, mark the number of acres for lease **per** 40-acre tract (1/4-1/4). If the water right proposed for lease is located within a permissible place of use (PPU) and portions of the PPU will continue to receive water from non-leased water rights, clearly outline on a map the acres within the PPU that will continue to be irrigated, as well as acres that will be idled during the lease term. Label the map **Attachment 3**.

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

4. GENERAL INFORMATION

- A. Identify the owner of the water delivery system or well Applicant.

If your water right is delivered through a canal, lateral or ditch operated by a canal company, irrigation district, or similar delivery entity, your lease request must include written consent from the company, district, or similar entity for your removal of water from its system pursuant to Section 42-108, Idaho Code and IDAPA WSB Rule 37.02.03.25.02e. (Label Attachment 4A)

- B. Please provide a description of the current water diversion and delivery system, including source, pump, pipeline or diversion.
Two points of diversion deliver water to the authorized place of use.

- C. Describe any other water sources, including municipal, irrigation company shares, or water rights with combined limits to the water right offered to the bank, which are used for the same purpose at the same place of use as the water right being offered to the Bank. None.

- D. Are any of the water rights identified in Section 4C stacked with the water right proposed for lease? Yes ☐ No ☒

Stacked water rights are used together to achieve a common beneficial use, such as irrigation of the same lands, and usually have combined limits in the conditions of the water rights. Stacked water rights cannot be separated and must be jointly leased to the Water Supply Bank. Stacked water rights qualify for the multiple fee payment of \$500.

- E. Will the present place of use continue to receive water from any other source, including those listed in 4C? Yes ☒ No ☐

If yes, explain the relationship between the different water sources and how enlargement of the authorized use will not occur if this water right is leased. See applicant's approved WSB rental application for 2021-2025.

- F. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☒

If yes, describe the circumstances and attach evidence to demonstrate how the water right has not been lost through forfeiture (Label Attachment 4G). See Section 42-223, Idaho Code for exceptions to forfeiture, including lease into the Bank. Your application may be denied if forfeiture concerns are not addressed. See previous approved IDWR lease applications for this water right.

- G. Identify annual volumes and/or rates of water diverted (used) in the last 5 years to accomplish the beneficial use authorized by this water right. See previous approved IDWR lease applications for this water right.

- H. Is this water right involved in any other IDWR process, such as an application for transfer or a mitigation plan? ☒ ☐

If yes, describe.

Yes No

IDWR Big Wood River Ground Water Management Plan.

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

5. SALE/LEASE CONTRACT

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

If lease, specify the first year when the use of water will be suspended under (new) contract: 2026

All lease contracts are for a calendar year from January 1st to December 31st (year)

*Mark Desired Lease Duration (Calendar Years)					
☐ 1	☐ 2	☐ 3	☐ 4	☒ 5	Other Term Length (# of years): <i>*Prior IWRB approval required</i>

B. Show the minimum payment acceptable to the seller/lessor. If lease, the minimum payment may be shown as the "current rental rate" as established by the IWRB, or a negotiated rental rate with submittal of an agreement between the lessor and the renter. *The owner payment is 90% of the rental fee. The administrative fee retained by the IWRB is 10% of either the current rental rate or the negotiated rental fee, whichever is higher. Include the method of determining the minimum payment if submitted as a companion lease rental package, and whether the owner payment will be paid directly to the lessor from the renter or if owner payment should be collected by the Department from the renter for payment to the lessor. (Label attachment 5B).*

Current rental rate.

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

The Designated Lessor / Applicant acknowledges the following:

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


Signature of Designated Lessor or Applicant

Britta S Hubbard
Printed Name

2/8/2026
Date

Signature of Co-Applicant

Printed Name

Date

Signature of Authorized Representative

Printed Name

Date

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

Print Form

STATE OF IDAHO
WATER RESOURCE BOARD

Complete Attachment 1A if more than one water right owner

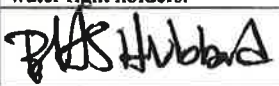
ATTACHMENT 1A

Multiple Water Right Holders Party to the Lease Application

For the water right offered for sale or lease, list all owners (individuals or business entities) of the right or the property to which it is appurtenant. All water right holders must sign a Water Supply Bank Lease Application. Include an email address for the Designated Lessor. **All correspondence and any financial payment associated with the rental of this water right will be directed to the Designated Lessor.** If additional space is needed to list any other water right holders, attach a second copy of Attachment 1A.

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

Water Right No(s). 37-7059; see attached Limited Power of Attorney for Water Supply Bank lease application(s).

	Designated Lessor	Applicant #2	Applicant #3
Name	Britta Hubbard	Peter Schernthanner	Andreas Schernthanner
Mailing Address	P.O. Box 1064 Gunnison CO 81230	830 28th St. Oakland CA 94608	10252 Maymie St. Boise ID 83714
Phone Number	970-445-8079		
Email Address	brittahubbard@gmail.com		
Applicant Declaration	As Designated Lessor, I submit this lease application on behalf of all other water right holders.	I authorize the Designated Lessor to submit this application on my behalf.	I authorize the Designated Lessor to submit this application on my behalf.
Signatures			

	Applicant #4	Applicant #5	Applicant #6
Name	Heidi E. Schernthanner	Liesl A. Schernthanner	Monika Schernthanner
Mailing Address	P.O. Box 1523 Ketchum ID 83340	P.O. Box 3307 Ketchum, ID 83340	P.O. Box 6918 Ketchum ID 83340
Phone Number			
Email Address			
Applicant Declaration	I authorize the Designated Lessor to submit this application on my behalf.	I authorize the Designated Lessor to submit this application on my behalf.	I authorize the Designated Lessor to submit this application on my behalf.
Signatures			

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

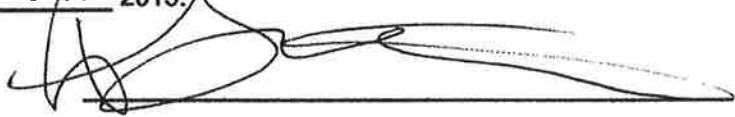
I, Peter Schermthanner, hereby nominate and appoint Britta Hubbard as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right lease and rental applications before the Idaho Department of Water Resources and or the Idaho Water Resources Board for the following water right transactions:

All portions of all water right lease and or rental applications and or accompanying agreements pertaining to water right 37-7059.

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications and agreements above-mentioned. Further, I hereby declare that each and every application, agreement, receipt, or payment which shall be by my said agent given, made or done for the afore said purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by myself in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will be valid during the duration of the above referenced applications and or agreements.

Dated this 18 day of MARCH 2015.



Signature

State of Idaho)
County of _____) ss.

On this _____ Day of _____, 2015, before me, a Notary Public in and for said County and State, personally appeared _____, known or identified to me to be the individual whose name and subscription to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

S
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See Attached Acknowledgment
Notary Public
In and for said State and County

My Commission Expires

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

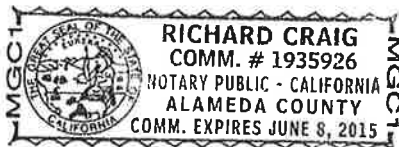
State of California)
County of Alameda)

On 3-18-15 before me, Richard Craig, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Peter Schernthanner
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature [Signature]
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Limited Power of Attorney Document Date: _____
Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator
☐ Other: _____
Signer Is Representing: _____

Signer's Name: _____
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator
☐ Other: _____
Signer Is Representing: _____

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, Liesl A. Schernthanner, hereby nominate and appoint Britta Hubbard as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right lease and rental applications before the Idaho Department of Water Resources and or the Idaho Water Resources Board for the following water right transactions:

All portions of all water right lease and or rental applications and or accompanying agreements pertaining to water right 37-7059.

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications and agreements above-mentioned. Further, I hereby declare that each and every application, agreement, receipt, or payment which shall be by my said agent given, made or done for the afore said purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by myself in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will be valid during the duration of the above referenced applications and or agreements.

Dated this 31 day of March 2015.


Signature

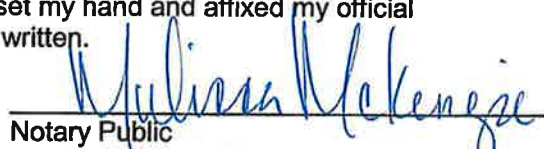
State of Idaho)
County of Blaine) ss.

On this 31st Day of March, 2015, before me, a Notary Public in and for said County and State, personally appeared Liesl Schernthanner, known or identified to me to be the individual whose name and subscription to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

S
E
A
L




Notary Public
In and for said State and County

10/29/2018
My Commission Expires

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, Heidi E. Schernthanner, hereby nominate and appoint Britta Hubbard as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right lease and rental applications before the Idaho Department of Water Resources and or the Idaho Water Resources Board for the following water right transactions:

All portions of all water right lease and or rental applications and or accompanying agreements pertaining to water right 37-7059.

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications and agreements above-mentioned. Further, I hereby declare that each and every application, agreement, receipt, or payment which shall be by my said agent given, made or done for the afore said purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by myself in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will be valid during the duration of the above referenced applications and or agreements.

Dated this 23 day of March 2015.

Heidi Schernthanner

Signature

State of Idaho)
County of Blaine) ss.

On this 23 Day of March, 2015, before me, a Notary Public in and for said County and State, personally appeared Heidi Schernthanner, known or identified to me to be the individual whose name and subscription to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

S
E
A
L



Amy K Thompson

Notary Public

In and for said State and County

May 7 2019
My Commission Expires

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, Andreas Schernthanner, hereby nominate and appoint Britta Hubbard as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right lease and rental applications before the Idaho Department of Water Resources and or the Idaho Water Resources Board for the following water right transactions:

All portions of all water right lease and or rental applications and or accompanying agreements pertaining to water right 37-7059.

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications and agreements above-mentioned. Further, I hereby declare that each and every application, agreement, receipt, or payment which shall be by my said agent given, made or done for the afore said purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by myself in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will be valid during the duration of the above referenced applications and or agreements.

Dated this 20 day of March 2015.

[Signature]

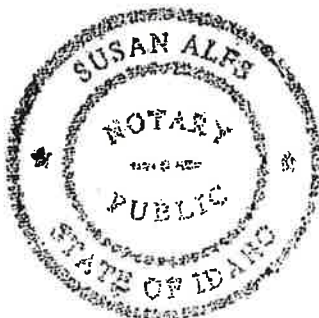
Signature

State of Idaho)
County of Blaine) ss.

On this 20 Day of March, 2015, before me, a Notary Public in and for said County and State, personally appeared Andreas Schernthanner known or identified to me to be the individual whose name and subscription to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

S
E
A
L



[Signature]
Notary Public
In and for said State and County

12/15/2019
My Commission Expires

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, Monika Schernthanner, hereby nominate and appoint Britta Hubbard as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right lease and rental applications before the Idaho Department of Water Resources and or the Idaho Water Resources Board for the following water right transactions:

All portions of all water right lease and or rental applications and or accompanying agreements pertaining to water right 37-7059.

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications and agreements above-mentioned. Further, I hereby declare that each and every application, agreement, receipt, or payment which shall be by my said agent given, made or done for the afore said purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by myself in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will be valid during the duration of the above referenced applications and or agreements.

Dated this 25 day of March 2015.



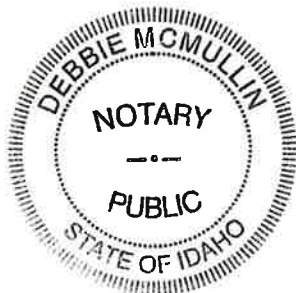
Signature

State of Idaho)
County of Blaine) ss.

On this 26th Day of March, 2015, before me, a Notary Public in and for said County and State, personally appeared Monika Schernthanner, known or identified to me to be the individual whose name and subscription to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

S
E
A
L





Notary Public
In and for said State and County

12/17/2016
My Commission Expires

STATE OF IDAHO
WATER RESOURCE BOARD

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

ATTACHMENT 2

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

1. <u>Water Right Number</u>	<u>Nature of Use</u>	<u>Leased Rate</u> (cfs)	<u>Leased Volume</u> (af)	<u>Leased Acres</u> (ac)
<u>37-7059</u>	<u>Irrigation</u>	<u>0.05</u>	<u>9.1</u>	<u>7.0</u>
	Total Amounts:	<u>0.05</u>	<u>9.1</u>	<u>7.0</u>

2. Source of water Ground Water tributary to N/A

3. **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.

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
4N	17E	11			NE	SE	BLAINE	GROUND WATER	EXISTING WELL
4N	17E	12			NW	SW	BLAINE	GROUND WATER	EXISTING WELL

4. **Place of Use to be idled.** Mark the idled place of use within each 40-acre tract in the appropriate box using the number of acres offered for sale or lease for irrigation, or the symbol listed below for other uses.

D - domestic, S - stockwater, M - municipal, C - commercial, I - industrial, X - other.

TWP	RGE	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										7.0							7.0



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

JULY 24, 2026

BRITTA HUBBARD
45 APACHE RD
GUNNISON CO 81230-8711

**RE: WATER SUPPLY BANK LEASE CONTRACTS 2192
FOR WATER RIGHTS 37-7059**

Dear Lessor:

Water right **37-7059** is leased into the Water Supply Bank (Bank) as of January 1, 2026 in accordance with the enclosed executed lease contract. **Your water rights, as described on the lease contract, are considered leased into the Bank and should remain unused until they are formally released from the Bank.** More information and further restrictions placed on your water rights while leased can be found in conditions of acceptance of the lease contract. Read the conditions of acceptance carefully.

The right(s) will automatically be released from the Bank on **December 31, 2030**, unless the rights are released earlier by the Water Resource Board (Board). To release the water rights from the Bank prior to the release date, submit a written request on the *Request to Release a Water Right from the Bank* form. This form is available on our public website at www.idwr.idaho.gov. **Please note your water rights may not be available for immediate release if they are rented.**

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

Sincerely,

Darin Vrem
Water Supply Bank

Enclosure: Receipt: C125143
Executed Lease Contract

c: IDWR- Southern Region Office
Zach Latham, Brockway Engineering PLLC
Water District No. 37

Beck, Catalina

From: Beck, Catalina
Sent: Thursday, June 25, 2026 7:12 AM
To: Zach Latham
Subject: Proposed lease contract for Britta Hubbard and rental agreement for Eric Younger, Britta Hubbard, Patrick Colee, Ralph K Forgeon, and The Otis Booth Resident Trust
Attachments: Proposed Rental Agreement 1034- Eric Younger.pdf; Rental Agreement 1018- Patrick Colee.pdf; Rental Agreement 1022--Ralph Forgeon.pdf; Rental Agreement 1021-Britta Hubbard.pdf; Rental Agreement 1020-Otis Booth Residence Trust.pdf; Lease Contract 2139- Britta Hubbard.pdf

Good morning, Zach,

Here is a copy of the proposed lease contract and the proposed rental agreements. I will be mailing out the contract and agreements 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



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 25, 2026

BRITTA HUBBARD
45 APACHE RD
GUNNISON, CO 81230-8711

**RE: APPLICATION TO LEASE WATER RIGHTS 2139 TO THE WATER SUPPLY BANK
CONTRACT 37-7059**

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

Dear Applicant:

The Department of Water Resources has completed its review of your application to lease the above-mentioned water right to the Water Supply Bank. **I have enclosed two original Water Supply Bank Lease Contracts for your review and signature. Please sign and return ALL Lease Contracts within 14 days.** Upon signature and return of the contracts, the Department will also sign the original contracts and return an executed copy to you. The Lease Contract is not considered final until you and the Department have both signed.

The right will automatically be released from the Bank on **December 31, 2030** unless the right is released earlier by the Board, or upon your request. To release the right from the Bank prior to the release date, submit a written request on the Request to Release a Water Right from the Bank form. To propose a new lease period, submit a new Application to Sell or Lease a Water Right to the Water Supply Bank form along with applicable fees to the Department. These forms are available from any IDWR office or from our public website at <http://www.idwr.idaho.gov>. Please note your right may not be available for immediate release if it has been rented.

Please review the conditions of acceptance listed on the Lease Contract, including #3 which says:

"While a right is in the bank, **the lessor may not use the right** without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B."

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

Sincerely,

Catalina Beck

for
Water Supply Bank

Enclosures: Proposed Lease Contracts
Receipt C125143

CC: Brockway Engineering PLLC

WATER SUPPLY BANK

Lease Review Checklist

Applicant(s) Name: Britta Hubbard

Memo Date: April 05, 2026

Water Right Number(s): 37-7059

Reviewers Name: Catalina Beck Water Resource Agent

Quick Tools

Lease Start (6th year)	Last Year of Use or Concluded Contract
2026	2020
2027	2021
2028	2022
2029	2023
2030	2024

	Check box	COMMENTS/CONCERNS:
1 Fill out WSB Data Entry Checklist for Leases (Front of File)	X	
2 Reason for lease of water rights (Brief description of lease proposal in narrative)		
Portion of right	X	7.0 acres, 9.1af, 0.05 cfs
All of right		
3 Complete Application (note amendments & issues in narrative)	X	
4 Check GWMA/CGWA/ADC & B63 Areas of Concern in ArcPro (note in comment column)	X	Big Wood River Ground Management Area
5 Authority to file (current owner, designated applicant, SOS business search)	X	Water Right Holder
6 Water Right validity		1382 2021-2025
Previous lease within 5 years or continual renewal (put prior contract & year in comments)	X	
Recent irrigation (consider POU if proposing only a portion)		N/A
Agreement not to divert or other defense per IC 42-223 (describe in detail in narrative)		N/A
7 Injury to other water rights	Yes No	
Delivery through canal by delivery entity and consent provided?		X
Conveyance holdback requested? (percentage in comments)		X %
8 Enlargement concerns		
Complete a POD/ POU comparison overlap analysis	X	
Complete a combined limits review	X	
Full lease or correct portions	X	
	Yes No	
Are there overlapping rights that need to be placed in the bank also?		X
Will the place of use continue to receive water? (if yes explain in comments)		X
9 Local Public Interest		
Does the processor know of any problems this action will cause for the local public?		X
10 Regional office & Watermaster request for comment sent		WD 37 & Southern
Comments received?	X	
11 Water right involved in any other department action? Pull file and check database () Ownership Change () Transfer () Mitigation () Other - Explain in comments		
13 Narrative		

Renewal lease application 3472 was received with 4 other application to lease portions of water right 37-7059 along with five different rentals. The five lease application represents the full irrigation use of the water right 37-7059(28 acres, 0.2 cfs, and a volume of 36.6af). The water right shares a combined diversion rate for irrigation and stockwater use. Because the combined limit on the diversion rate for the proposed lease applications equals the full authorized diversion rate of 0.2 cfs, the stockwater use will also need to be included in the lease. I contacted the representative, Zach Latham, to clarify why five separate lease applications were submitted for the same water right. The representative explained that portions of the water right were being allocated among the different rentals. I asked whether the lease applications could instead be consolidated into one application covering the entire water right, and he agreed. As a result, four administrative fees were returned. I also asked the representative whether he approved of including the stockwater use in the lease since the combined lease applications equal the full authorized diversion rate of the water right. He confirmed that this was acceptable.

Beck, Catalina

From: Beck, Catalina
Sent: Tuesday, June 16, 2026 2:15 PM
To: Skinner, Corey
Cc: watermanager
Subject: Water Supply Bank lease rental package for lease application 3472 and rental application 3457,3459,3463,3471 seeking comment
Attachments: Lease Application 3472 Review Checklist.xls; Lease Approval Map Layout.pdf; Rental Approval Map Layout 3457 Otis Booth Residence Trust.pdf; Rental Approval Move Map 3457 Otis Booth Residence Trust Layout.pdf; Rental Review Memo Otis Booth Trust 3459.docx; WSB Lease & Rental Application # 3456 & 3457 Cover Letter - Britta Hubbard & Otis Booth.pdf; WSB Rental Application # 3457.pdf; Rental Approval Map Layout Britta Hubbard.pdf; Rental Approval Move Map 3471 Britta Hubbard Layout.pdf; Rental Review Memo Britta Hubbard 3473.docx; WSB Lease & Rental Applications 3472 & 3473 - Britta Hubbard.pdf; WSB Rental Application # 3471.pdf; Rental Approval Map Layout for Forgeon.pdf; Rental Approval Move Map for Forgeon Layout.pdf; Rental Review App 3459 Memo Forgeon.docx; WSB Lease & Rental Application # 3458 & 3459 - Britta Hubbard & Ralph K Forgeon.pdf; WSB Rental Application # 3459.pdf; Rental Approval Map Layout 2463 colee.pdf; Rental Approval Move Map 3463 Layout.pdf; Rental Review Memo Pat Colee 2030.docx; WSB Lease & Rental Application # 3462 & 3463 - Cover Letter Britta Hubbard & Patrick Colee.pdf; WSB Rental Application # 3463.pdf; WSB Lease Application # 3456 (1).pdf; WSB Lease Application # 3458 (1).pdf; WSB Lease Application # 3462 (1).pdf; WSB Lease Application # 3470 (1).pdf; WSB Lease Applications 3472 - Britta Hubbard (1).pdf

Good Afternoon Corey,

We are seeking comments, regarding the Water Supply Bank (WSB) lease application 3472 for Britta Hubbard and rentals 3457 for OTIS Booth RESIDENCE TRUST, 3459 for Ralph Kent Forgeon, 3463 for Patrick R Colee and ,3471 for Britta Hubbard. I have attached a copy of the lease applications, the lease review, rental applications, rental reviews, and maps for your reference. Please submit your comments within 7 days, no later than June 23, 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 lease.

Comments are preferred to be received by e-mail to catalina.beck@idwr.idaho.gov. However, comments by regular mail is acceptable.

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



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DEPT. OF WATER RESOURCES

February 27th, 2026

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

Re: Companion Water Supply Bank Lease and Rental of Portion of 37-7059.
Aaron,

On behalf of Ms. Britta Hubbard, Brockway Engineering is submitting a companion Water Supply Bank lease/rental package which proposes to lease 1.7 acres of Hubbard water right 37-7059 to the Water Supply Bank while allowing Ms. Hubbard to rent back 1.7 acres of 37-7059 for the irrigation of 0.6 acres using 9 gpm per acre for five years (2026-2030). A similar lease/rental request has previously been approved by IDWR.

Also enclosed is a check for \$250.00 to cover the cost of the lease application. Please copy our office on all correspondence regarding these companion water supply bank lease and rental applications. Thank you for your assistance and if you have questions or comments, please don't hesitate to give me a call.

Regards,


Zach Latham, M.S., Hydrologist

for Zach Latham

- Enc: (1) Hubbard Lease Application and Map.
(1) Hubbard Rental Application and Map.
(1) Brockway Engineering Check # 18965

Cc: Britta Hubbard

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MAR 02 2026

DEPT. OF WATER RESOURCES

February 20th, 2026

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

Re: Companion Water Supply Bank Lease and Rental of Portion of 37-7059.

Aaron,

On behalf of Ms. Britta Hubbard and Mr. Eric Younger, Brockway Engineering is submitting a companion Water Supply Bank lease/rental package which proposes to lease 7.0 acres of the Hubbard water right 37-7059 to the Water Supply Bank while allowing Mr. Younger to rent back 7.0 acres of 37-7059 for the irrigation of 2.5 acres using 9 gpm per acre for five years (2026-2030) from an existing well at the Younger residence south of Ketchum, ID. This lease/rental request has previously been approved by IDWR

Also enclosed is a check for \$250.00 to cover the cost of the lease application. Please copy our office on all correspondence regarding these companion water supply bank lease and rental applications. Thank you for your assistance and if you have questions or comments, please don't hesitate to give me a call.

Regards,

 for Zach Latham
Zach Latham, M.S., Hydrologist

Enc: (1) Hubbard Lease Application and Map.
(1) Younger Rental Application and Map.
(1) Brockway Engineering Check # 18964

Cc: Mr. Eric Younger
Mr. Jack Alkire
Britta Hubbard

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DEPT. OF WATER RESOURCES

February 20th, 2026

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

Re: Companion Water Supply Bank Lease and Rental; Portion of 37-7059.

Aaron,

On behalf of Ms. Britta Hubbard and Mr. Patrick Colee, Brockway Engineering is submitting a companion Water Supply Bank lease/rental package which proposes to lease 1.4 acres of the Hubbard water right 37-7059 to the Water Supply Bank while allowing Mr. Colee to rent back the same acreage for the irrigation of 0.5 acres using 9 gpm per acre for five years (2026-2030) from an existing well at the Colee residence north of Ketchum, ID. This lease/rental request has previously been approved by IDWR.

Also enclosed is a check for \$250.00 to cover the cost of the lease application. Please copy our office on all correspondence regarding these companion water supply bank lease and rental applications. Thank you for your assistance and if you have questions or comments, please don't hesitate to give me a call.

Regards,

 for Zach Latham
Zach Latham, M.S., Hydrologist

Enc: (1) Hubbard Lease Application and Map.
(1) Colee Rental Application and Map.
(1) Brockway Engineering Check # 18960

Cc: Mr. Pat Colee
Britta Hubbard

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February 20th, 2026

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

Re: Companion Water Supply Bank Lease and Rental of Portion of 37-7059.

Aaron,

On behalf of Ms. Britta Hubbard and Mr. Ralph Kent Forgeon, Brockway Engineering is submitting a companion Water Supply Bank lease/rental package which proposes to lease 3.1 acres of the Hubbard water right 37-7059 to the Water Supply Bank while allowing Mr. Forgeon to rent back 3.1 acres of 37-7059 for the irrigation of 1.1 acres using 9 gpm per acre for five years (2026-2030) from an existing well at the Forgeon residence north of Ketchum, ID. This lease/rental request has previously been approved by IDWR.

Also enclosed is a check for \$250.00 to cover the cost of the lease application. Please copy our office on all correspondence regarding these companion water supply bank lease and rental applications. Thank you for your assistance and if you have questions or comments, please don't hesitate to give me a call.

Regards,

 for Zach Latham
Zach Latham, M.S., Hydrologist

Enc: (1) Hubbard Lease Application and Map.
(1) Forgeon Rental Application and Map.
(1) Brockway Engineering Check # 18959

Cc: Mr. Kent Forgeon
Britta Hubbard

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FEB 23 2026

DEPT. OF WATER RESOURCES

February 20th, 2026

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

Re: Companion Water Supply Bank Lease and Rental of Portion of 37-7059.

Aaron,

On behalf of Ms. Britta Hubbard and The Otis Booth Residence Trust (Trust), Brockway Engineering is submitting a companion Water Supply Bank lease/rental package which proposes to lease 14.8 acres of Hubbard water right 37-7059 to the Water Supply Bank while allowing the Trust to rent back 14.8 acres of 37-7059 for the irrigation of 5.3 acres using 9 gpm per acre for five years (2026-2030) from an existing well at the Trust residence south of Ketchum, ID. A similar lease/rental request has previously been approved by IDWR

Also enclosed is a check for \$250.00 to cover the cost of the lease application. Please copy our office on all correspondence regarding these companion water supply bank lease and rental applications. Thank you for your assistance and if you have questions or comments, please don't hesitate to give me a call.

Regards,

 for Zach Latham
Zach Latham, M.S., Hydrologist

Enc: (1) Hubbard Lease Application and Map.
(1) Otis Booth Residence Trust Rental Application and Map.
(1) Brockway Engineering Check # 18958

Cc: The Otis Booth Residence Trust c/o: Ms. Lynn Booth
Britta Hubbard

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