



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

July 20, 2015

MICHAEL A HARRIS 2004 REVOCABLE TRUST
11 PURPLE SAGE LN
BELLEVUE ID 83313

RE: WITHDRAWAL OF APPLICATION TO LEASE WATER RIGHT NO(S). 37-114C AND 37-7609

Dear Applicant:

Per your written request received on July 20, 2015 the Department of Water Resources ("Department") acknowledges your request to withdraw your Lease Applications for the rights listed above. The Department will retain a copy for our records and the original is being returned to you. The Department has drafted approval documents, composed the required review memo, and has been in contact with the regional manager, watermaster, and water districts in anticipation of your lease being processed. The lease filing fee covered extensive processing costs and a refund will not be issued.

Finally, the forfeiture period is not tolled unless a right is accepted into the Bank, or unless an exception or defense to forfeiture applies as described under Idaho Code § 42-223. If forfeiture is a concern, you may consider filing an Application for Extension of Time to Avoid Forfeiture of a Water Right form. This and other water right forms are available from the Department's website at www.idwr.idaho.gov.

If you have any questions, please contact me at (208) 287-4944.

Sincerely,

A handwritten signature in black ink, appearing to read 'Cherie Palmer'.

Cherie Palmer
Water Right Supervisor
Water Allocation Bureau

Enclosure: Lease Application(s)

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

JAN 21 2015

DEPARTMENT OF
WATER RESOURCESWATER SUPPLY BANK LEASE OR SALE
APPLICATION CHECKLIST

An application to lease or sell a water right into the Water Supply Bank must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. 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. **Incomplete applications will be returned to applicants for completion.**

Designated Applicant

Cattle-Loch Ranch HOA

Water Right No.

37-7609

One water right per application

All items must be checked as either *Attached (Yes)* or *Not Applicable (N/A)*

YES

- ☒ Completed *Water Supply Bank Lease or Sale Application Checklist* (this form).
- ☒ Completed *Application to Sell or Lease a Water Right to the Water Supply Bank* (pages 2-3).
- ☒ Application filing fee of \$250.00. If you are submitting more than one lease application and the water rights have a common place of use, or common diversion rate, or common diversion volume, the combined maximum fee is \$500.00.

Attachment N/A YES

- 1A ☐ ☒ Contact information for *all owners* of the water right that is being leased or sold on this application.
- 1B ☐ ☒ An Internal Revenue Service (IRS) Form W-9 for the Designated Applicant.
- 1C ☒ ☐ *Notice of Change in Water Right Ownership* form (accessible from www.idwr.idaho.gov).
- ~~1D~~ ☐ ☐ ~~Written consent from irrigation district or water delivery company.~~
- 1E ☐ ☒ Contact information for an authorized representative and documentary proof they are authorized to represent the Designated Applicant on this application. If the Designated Applicant is a business, partnership, municipality, organization or association, include documents identifying officers authorized to sign or act on behalf of the entity.
- 2 ☐ ☒ Description of a water right portion offered to the Water Supply Bank.
- 3D ☒ ☐ Evidence demonstrating that a water right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code.
- 4 ☐ ☒ 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. If you don't already have a detailed map, you can create one using IDWR's online General Mapping Tool (<http://maps.idwr.idaho.gov/mapall/>) to locate a water right place of use or point of diversion.

Department Use Only

Fee Amount \$ 250.00Received By: dgDate Received: 1/21/15Receipt # 0099840W-9 received? Yes ☒ No ☐

(Route W-9 to Fiscal)

Name on W-9: Harri's, Michael A.

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT TO THE WATER SUPPLY BANK

1. CONTACT INFORMATION

- A. An application to sell or lease a water right to the Water Supply Bank must be completed by a Designated Applicant who is a recognized owner of the water right being sold or leased to the Water Supply Bank. If there are additional owners recorded for the property to which the water right is appurtenant, those individuals must authorize the Designated Applicant to represent them on this application by completing and signing Attachment 1A of this application package.

Designated Applicant Michael A. Harris Email Address mharris1950@gmail.com
Mailing Address 11 Purple Sage Ln, Bellevue, ID 83313 Phone Number 208-788-5059

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

OR

☐ The Designated Applicant is representing additional water right holders who have completed Attachment 1A.

B. Has the designated applicant completed an IRS Form W-9 (Attachment 1B)? Yes ☒ No ☐

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 the diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☒ No ☐
If yes, provide written consent from the company, corporation or irrigation district authorizing the proposed sale or lease (Attachment 1D).

E. Is this application being completed by an authorized representative of the Designated Applicant? Yes ☒ No ☐
If yes, representatives (includes employees of Designated Applicant companies) must complete this section and submit documentary proof of their authority to represent the Designated Applicant (Attachment 1E).

Name of Representative Michael A. Harris Organization Cattle-Lack Ranch HOA
Professional Title President Email Address mharris1950@gmail.com
Mailing Address 11 Purple Sage Ln, Bellevue, ID 83313 Phone Number 208-788-5059

☒ Send all correspondence for this application to the representative and not to the Designated Applicant.

OR

☐ Send original correspondence to the Designated Applicant and copies to the representative.

2. DESCRIPTION OF WATER RIGHT OFFERED TO THE BANK

Water Right Number 37-71609 ☐ The full water right is being offered to the Bank.

OR

☒ A part of the water right is being offered to the Bank.
(If a portion of a water right is being offered, complete Attachment 2)

3. GENERAL INFORMATION

- A. Please provide a description of the current water diversion system.

Aq well located on north end of property, pumps into a pump where water goes into pivot & wheelings.

- B. Describe any other water rights used for the same purpose at the same place of use as the water right being offered to the Bank.

A portion of surface water right 37-114C.
(see additional application)

C. Will the present place of use that is being offered to the water bank continue to receive water from any other source? Yes ☐ No ☒
If yes, describe. _____

D. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☒
If yes, describe and attach Watermaster records or other evidence to demonstrate that the water right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code. _____

E. Is this water right involved in any other IDWR process such as an application for transfer or a mitigation plan? Yes ☐ No ☒
If yes, describe. _____

4. SALE/LEASE AGREEMENT

A. Is the water right, or portion thereof, offered to the Idaho Water Resource Board (IWRB) for sale ☐ or lease ☒?
If lease, for a period from 1/1/2015 to 12/31/2016 (maximum lease period 5 years).
(Month / Day / Year) (Month / Day / Year)

B. Show the minimum payment acceptable to the seller/lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than the current rental rate.

Current rental rate

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

The Designated Applicant acknowledges the following:

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

Signature of Designated Applicant

Printed Name

Date

Signature of Authorized Representative

Printed Name

Date

Cattle-Lack Ranch Homeowners Assoc.

Michael A. Harris

Michael A. Harris

1-1-2015

Mail to:

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

**STATE OF IDAHO
WATER RESOURCE BOARD**

ATTACHMENT 2

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

1. <u>Water Right Number</u>	<u>Amount (cfs/ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>
37-7609	.259 cfs	Irrigation	4-1 to 11-1
			to
			to
			to
			to
			to

Total Amount: 259.45

2. Source of water Ground Water tributary to _____

- 3. Point(s) of Diversion:**

[illegible]

- 4. Lands irrigated or place of use:**

[illegible]

If the water right is for irrigation, show total number of acres offered to the Bank.

Total Acres 12.99

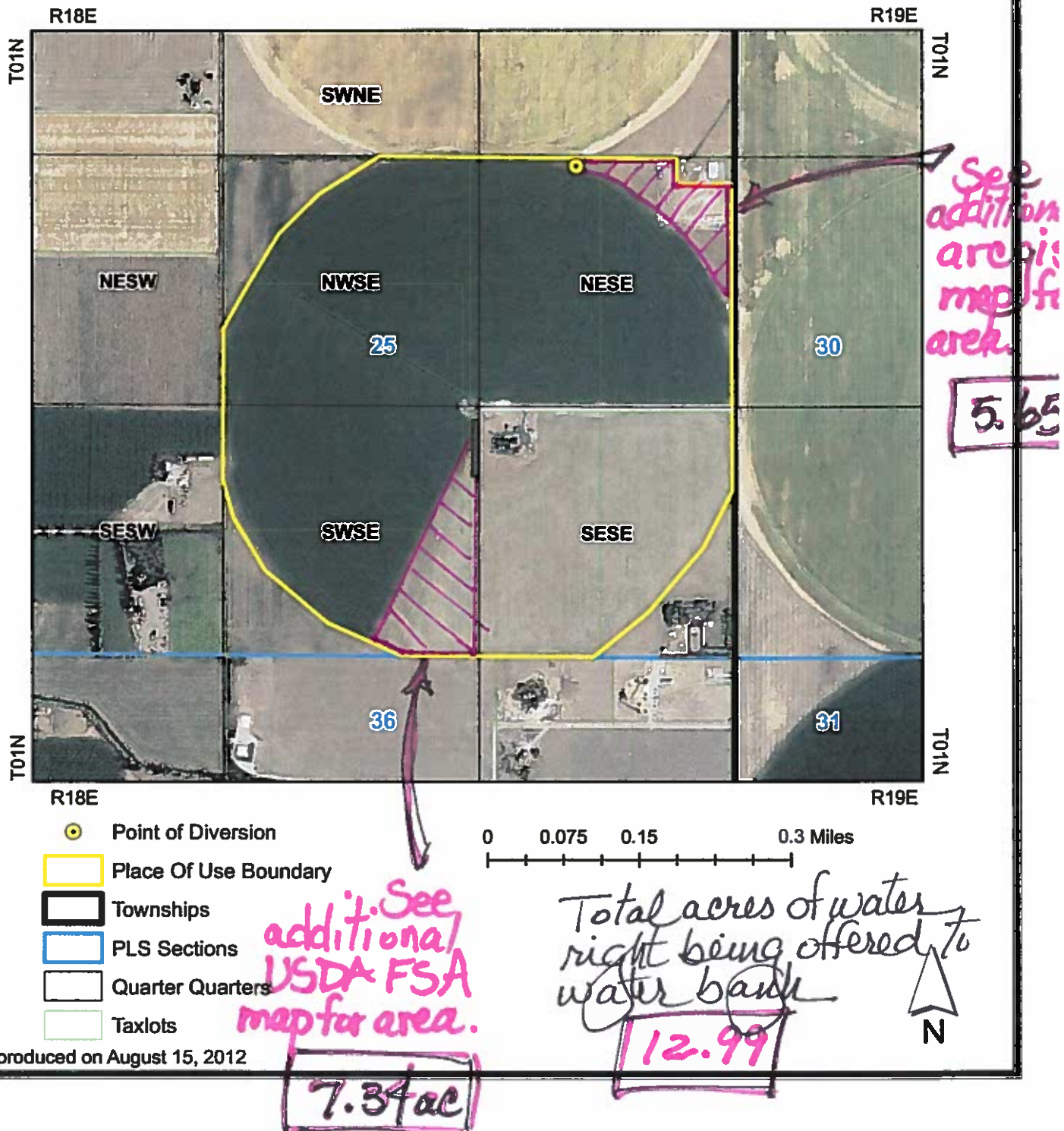
State of Idaho
Department of Water Resources

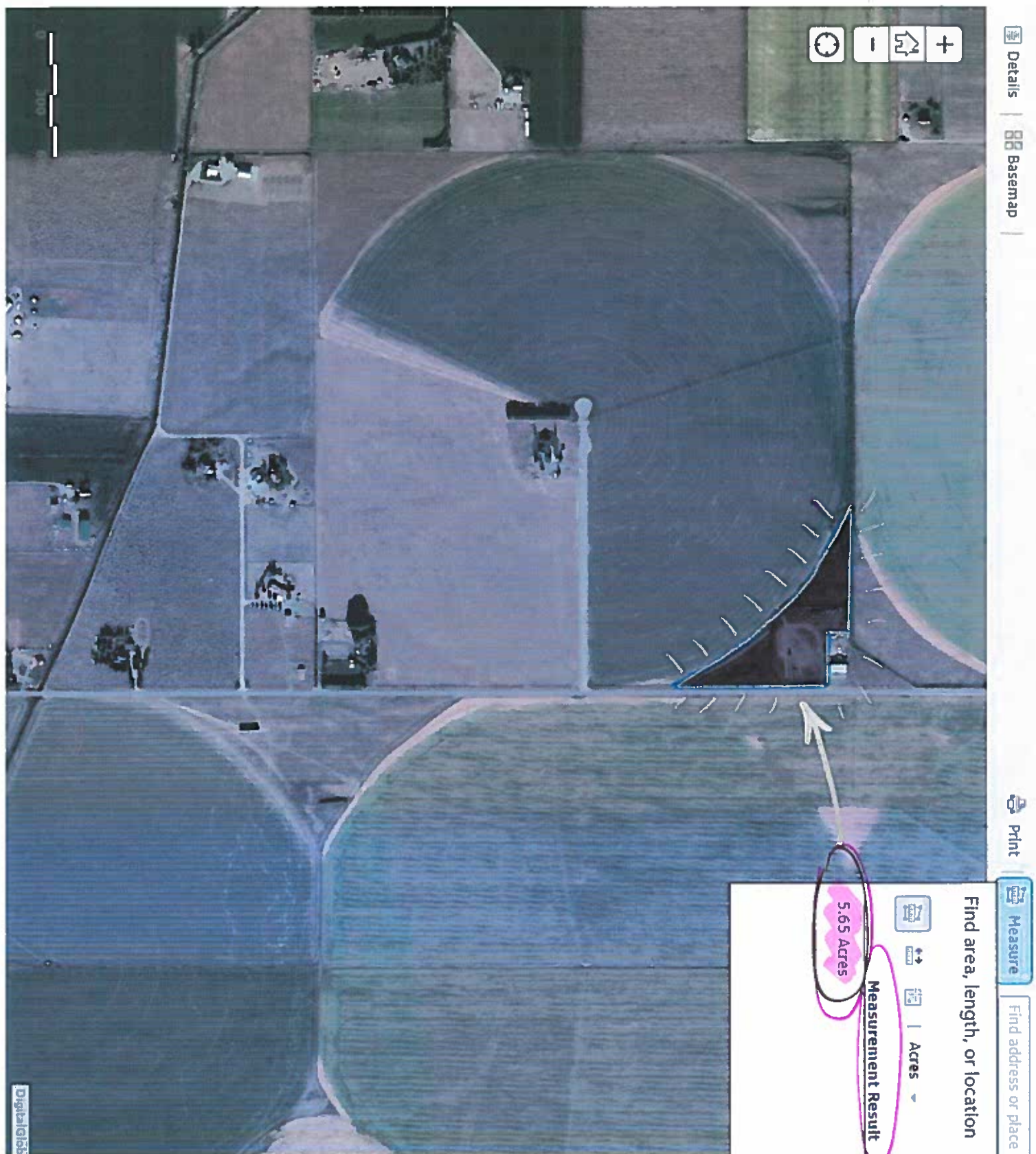
Adjudication Recommendation

37-7609

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

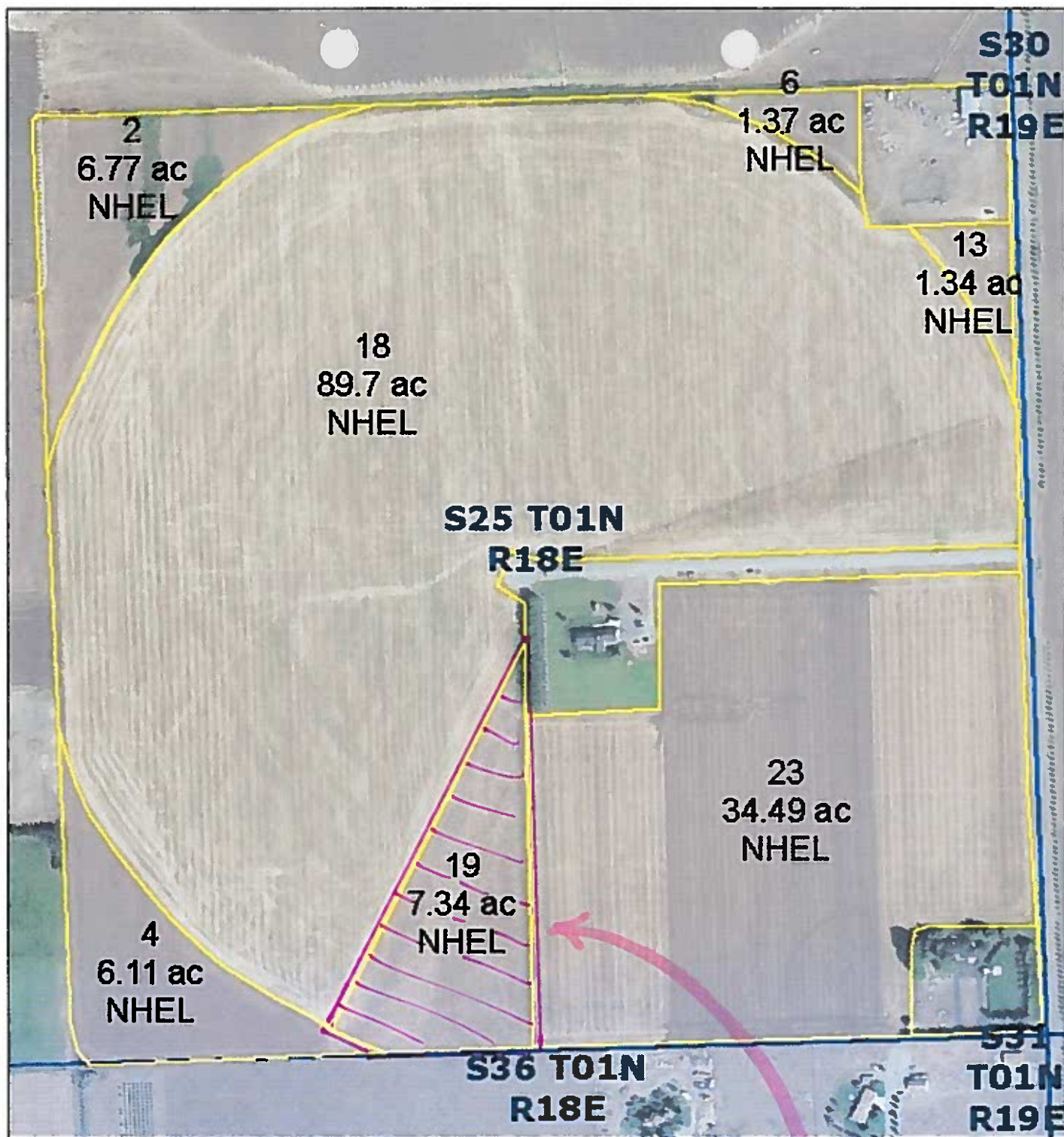




Land connected to the water right portion being offered to the water bank.

37-7609

5.65 ac



Farm: 15
Tract: 75

United States Department of Agriculture
Farm Service Agency
Blaine County
2013 Imagery

1 inch equals 372 feet

January 24, 2014



Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-020 and attached maps) for exact wetland boundaries and determinations, or contact NRCS. This map and acreage is for FSA purposes only. No warranty is made for any other use.

7.34 ac

Land connected to
37-7609 portion
being offered to the
water bank.

**STATE OF IDAHO
WATER RESOURCE BOARD**

ATTACHMENT 1A

Additional Water Right Holders Party to the Lease Application

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

Water Right No. 37-7609

	Designated Applicant	Applicant #2	Applicant #3
Name	Cattle-Lack Ranch Homeowners Association, Inc.		
Mailing Address	11 Purple Sage Lane Bellevue, ID 83313		
Phone Number	208-788-5059		
Email Address	mharris1950@gmail.com		
Applicant Declaration	As Designated Applicant, I submit this lease application on behalf of all other water right holders.	I authorize the Designated Applicant to submit this application on my behalf.	I authorize the Designated Applicant to submit this application on my behalf.
Signature	Mukul A. Shrivastava		

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

Your Annual Report has now been recorded with the Idaho Secretary of State's Office.

PLEASE PRINT AND KEEP A COPY OF YOUR ANNUAL REPORT FOR YOUR RECORDS.

DO NOT MAIL YOUR ANNUAL REPORT TO THE SECRETARY OF STATE'S OFFICE!

No. C 175869		Due no later than Nov 30, 2014 Annual Report Form		2. Registered Agent and Address (NO PO BOX)		
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		1. Mailing Address: Correct in this box if needed. CATTLE-LACK RANCH HOMEOWNERS ASSOCIATION, INC. MICHAEL A HARRIS 11 PURPLE SAGE LANE BELLEVUE ID 83313		MICHAEL A HARRIS 11 PURPLE SAGE LANE BELLEVUE 83313		
				3. New Registered Agent Signature:*		
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
DIRECTOR	PEPIN CORSO-HARRIS	11 PURPLE SAGE LANE	BELLEVUE	ID	USA	83313
DIRECTOR	GAVEN HARRIS	11 PURPLE SAGE LANE	BELLEVUE	ID	USA	83313
DIRECTOR	JACK HARRIS	11 PURPLE SAGE LANE	BELLEVUE	ID	USA	83313
5. Organized Under the Laws of: ID C 175869		6. Annual Report must be signed.* Signature: Pepin Corso-Harris Name (type or print): Pepin Corso-Harris Date: 10/28/2014 Title: HOA Slave				
Processed 10/28/2014		* Electronically provided signatures are accepted as original signatures.				

Print

Your "Annual Report" is now complete. Thank you! See you next year!

Exit