

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

JUN 13 2014

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 J. Terry FieldWater Right No. 02-02405A
One water right per applicationAll 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 office 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 beneficial use of water will be suspended. If you don't already have a detailed map, you can use one using IDWR's online General Mapping Tool (<http://maps.idwr.idaho.gov/mapall/>) to locate water right place of use or point of diversion.

Department Use Only

Fee Amount \$ 250.00Received By: JohnDate Received: 6-13-14Receipt # C09900W-9 received? Yes ☒ No ☐ (Route W-9 to Fiscal)Name on W-9: John Terry Field

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 J. Terry Field Email Address field35@msn.com
Mailing Address 38167 St HWY 78 Grand View, Id 83624 Phone Number 208-8342263

☐ 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 _____ Organization _____

Professional Title _____ Email Address _____

Mailing Address _____ Phone Number _____

☐ 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 02-02405A ☐ 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.

The water right is pumped out of C.J. Strike Dam into Bybee Canal,
pumped out of canal into sprinkler system onto point of use.

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
N/A

C. Will the present place of use 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. Copy of water right 02-02405A taken off the IDWR web site 3-22-14

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. Transfer of point of diversion from one point of diversion into the Bybee Canal to the central point of diversion for the Bybee Canal to comply with measuring of water by the IDWR

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 03/15/2015 to 11/15/2020 (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 ank does not, in itself, confirm the validity of the water right or any elements of the water right.


Signature of Designated Applicant

J. Terry Field
Printed Name

06-02-2014
Date

Signature of Authorized Representative

Printed Name

Date

Mail to:

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

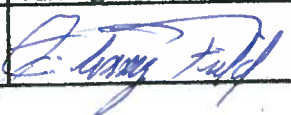
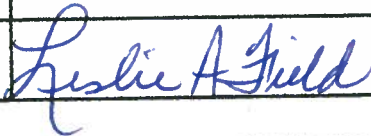
**STATE OF IDAHO
WATER RESOURCE BOARD**

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. 02-02405A

	Designated Applicant	Applicant #2	Applicant #3
Name	J. Terry Field	Leslie A. Field	
Mailing Address	38167 St HWY 78 Grand View, Id 83624	38167 St HWY 78 Grand View, Id 83624	
Phone Number	208-834-2263	208-834-2263	
Email Address	field35@msn.com	field35@msn.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			

	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			

BYBEE LATERAL WATER USER'S ASSOCIATION

**PO Box 235
Mountain Home, Id. 83647**

**Phone 587-2789
Fax 587-2802
Email calzola@earthlink.net**

May 21, 2014

Idaho Department of Water Resources

Water Supply Bank

This is to advise you that Bybee Lateral Water Users Association does not object to J. Terry and Leslie A Field putting part of their water right # 02-02405A into the Water Supply Bank.

Sincerely,

A handwritten signature in blue ink, appearing to read "Darrel Agenbroad", is written over the printed name.

Darrel Agenbroad

President

ACME Planimeter

Measure areas using Google Maps!



Drag the map with your mouse, or double-click to center.

Click on the map to place points.

The enclosed area is shown below.

Delete Last Point

Clear All Points

2.221e+5 m² / 22.21 hectares / 0.2221 km² / 2.390e+6 ft² / 54.88 acres / 0.08574 mile²

Notes:

- The page remembers your most recent position/zoom/map-type for the next time you visit.
- If you haven't visited before, it tries to figure out your location based on your internet address.
- The area computation is done using spherical geometry, so it's correct for large regions.
- The lines between points are drawn as great circles, to go along with the spherical area math.
- Lines that cross the International Dateline **do** work, with a small gap in the line. (Google Maps applications tend to have problems with the Dateline.)
- Areas that span more than half the globe may display strangely.

Untitled Map

Legend

-  Rimrock Junior-Senior High School
-  Starting Location



Port #4
02-0205H
J Terrey Todd
1000 ft
N

ACME Planimeter

Measure areas using Google Maps!



Drag the map with your mouse, or double-click to center.

Click on the map to place points.

The enclosed area is shown below.

Delete Last Point

Clear All Points

1.467e+5 m² / 14.67 hectares / 0.1467 km² / 1.579e+6 ft² / 36.26 acres / 0.05665 mile²

Notes:

- The page remembers your most recent position/zoom/map-type for the next time you visit.
- If you haven't visited before, it tries to figure out your location based on your internet address.
- The area computation is done using spherical geometry, so it's correct for large regions.
- The lines between points are drawn as great circles, to go along with the spherical area math.
- Lines that cross the International Dateline **do** work, with a small gap in the line. (Google Maps applications tend to have problems with the Dateline.)
- Areas that span more than half the globe may display strangely.

Point #1

Untitled Map

Legend

-  Rimrock Junior-Senior High School
-  Starting Location

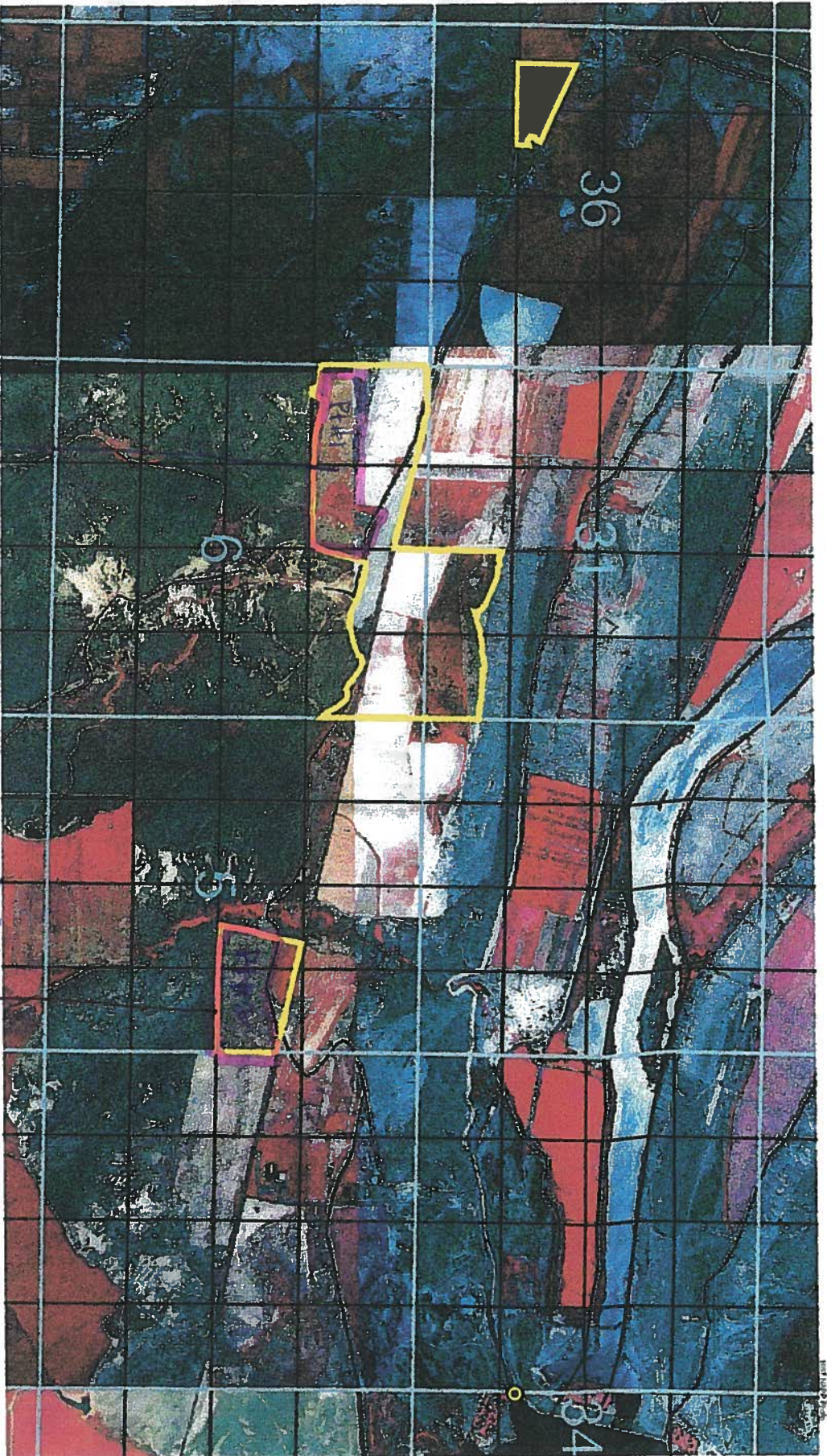
 Starting Location

Google earth

© 2014 Google

Point #2
02-02405A
J Terry Field
1000 ft
N

Idaho Department of Water Resources



0 1 3 4 5 Miles

Port #1 Pink outlined portion

Port #2 Pink outlined portion

Claim Number: 02-02405A

Legal: T05S, R04E, S31 & S34,

T05S, R03E, S36 &

T06S, R04E, S5 & S6

Reviewed By: JLD 6/8/05

-  Place of Use
-  Point of Diversion
-  Section Lines
-  Quarter Quarter Lines



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report3/22/2014

WATER RIGHT NO. 2-2405A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	J TERRY FIELD
Current Owner	LESLIE A FIELD
	38167 STATE HIGHWAY 78
	GRAND VIEW, ID 83624-5039
	(208)834-2263

Priority Date: 05/18/1967

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	1.76 CFS	855.3 AFA
Total Diversion			1.76 CFS	

Location of Point(s) of Diversion:

SNAKE RIVER	NWSW Lt 10	Sec. 34	Township 05S	Range 04E	OWYHEE County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION OWYHEE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05S	03E	36		NESW	5		NWSW	13						
	04E	31		SWSE	27		SESE	26						
06S		5		SWNE	18		SENE	26						
		6	1	NENE	21	2	NWNE	27						
			3	NENW	37	4	NWNW	48						

Total Acres: 248

Conditions of Approval:

1.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2.	P21	This right is a split from former right 02-02405.
3.	E60	Right Nos. 02-02176A and 02-02405A are limited to a total combined diversion rate of 4.65 cfs and to a total combined annual diversion volume of 1116 AF.
4.	E55	Right Nos. 02-02176A and 02-02405A are limited to the irrigation of a combined total of 248 acres in a single irrigation season.
5.	F06	The following rights are diverted through point of diversion described above: 02-02083, 02-02084, 02-02176A, 02-02176B, 02-04027, 02-02271, 02-02272, 02-02405A, 02-02405B, 02-07032, 02-00063, 2-10313.
6.	E52	The rights listed below are limited to a total combined diversion rate of 14.55 cfs. Combined Right Nos.: 02-02083, 02-02084, 02-02176A, 02-02176B, 02-04027, 02-02271, 02-02272, 02-02405A, 02-02405B, 02-07032, 02-00063, 2-10313.

Dates:

Licensed Date:

Decreed Date: 06/15/2009

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 248
Combined Volume Limit: 1116
Combined Rate Limit: 4.65
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False
Close

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/15/2013

✓ 2/4/2014 UPDATE

SAME POD & 14.55 CFS LIMIT (23 cfs arithmetic sum)

12 RIGHTS

5 OWNERS

ALL SHOULD CHANGE POD

Conditions of Approval (from 2-2176B UNRUH)

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. P21 This right is a split from former right 02-02176.
3. E60 Right Nos. 02-02176B and 02-02405B are limited to a total combined diversion rate of 3.7 cfs and to a total combined annual diversion volume of 787.5 AF.
4. E55 Right Nos. 02-02176B and 02-02405B are limited to the irrigation of a combined total of 175 acres in a single irrigation season.
5. E56 The rights listed below are limited to the irrigation of a combined total of 558.5 acres in a single irrigation season. Combined Right Nos.: 2-2176B, 2-2405B, 2-10198
6. F06 The following rights are diverted through point of diversion described above: 02-02083, 02-02084, 02-02176A, 02-02176B, 02-04027, 02-02271, 02-02272, 02-02405A, 02-02405B, 02-07032, 02-00063, 2-10313.
7. E52 The rights listed below are limited to a total combined diversion rate of 14.55 cfs. Combined Right Nos.: 02-02083, 02-02084, 02-02176A, 02-02176B, 02-04027, 02-02271, 02-02272, 02-02405A, 02-02405B, 02-07032, 02-00063, 2-10313.

UNRUH

transfers 78382 & 78383 filed

Approved

* FIELD

transfer 78909 (includes 2-2176C w/o combine rate limits)

Pending

DRAPER

transfer 78941 to split rights between 2 PODs

Approved

ORDER OF
TRANQUILITY

transfer filed 1/27/2104 (c/o Beus)

} Blm
protests

ASTLE

transfer filed 1/31/2014 (ownership change, Meaker to Astle)

Combined Use Limits

Rate
14.550

! vs Arith. sum ~ 23 ± cfs

2-63 2-2271 2-4027 2-2405A 2-2176A 2-2176B 2-2405B 2-2083 2-2084
2-2272 2-7032 2-10313

✓ 8/4/2014 update -JL

* Field x fee, no Ads yet,
probable Blm protest
when advertisement