

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

MAY 13 2014

Department of Water Resources
Eastern Region

WATER 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 Loy Pehrson

Water Right No. 34-28G
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 <i>all owners</i> of the water right that is being leased or sold on this application. |
| 1B | ☒ | ☐ | An <u>Internal Revenue Service (IRS) Form W-9</u> for the Designated Applicant. |
| 1C | ☒ | ☐ | <i>Notice of Change in Water Right Ownership</i> 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 \$	Received By: <u>JP</u>	Date Received: <u>5/13/14</u>	Receipt # <u>E039830</u>
W-9 received? Yes ☒ No ☐ (Route W-9 to Fiscal)		Name on W-9: <u>Loy Pehrson</u>	

SUPPORT DATA

IN FILE # 34-12378

**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 Loy Pehrson Email Address _____
Mailing Address 3700 N 3624 W, Darlington, ID 83255 Phone Number 208-390-6166

☐ 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 Kristin Moore Organization Rocky Mountain Environmental Associates
Professional Title Water Rights Analyst Email Address kmoore@rockymountainenvironmental.co
Mailing Address 482 Constitution Way 303, Idaho Falls, ID 83402 Phone Number 208-524-2353

☐ 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 34-28G ☐ 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.

Water diverted from the Big Lost River to irrigation system, including pivot.

- 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.

Water Rights 34-191, 34-12378 and 34-13829 overlap the same place of use.

This right is also being offered to the Bank.

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. _____

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 ☒?

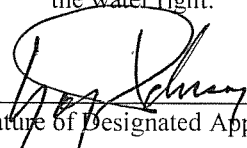
If lease, for a period from 4/01/2014 to 12/31/2018 (maximum lease period 5 years).
(Month / Day / Year) (Month / Day / Year)

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

Loy Peterson
Printed Name

5-8-14
Date

Signature of Authorized Representative

Printed Name

Date

Mail to:

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

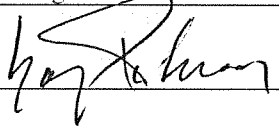
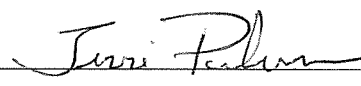
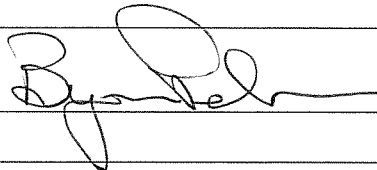
STATE OF IDAHO
WATER RESOURCE BOARD

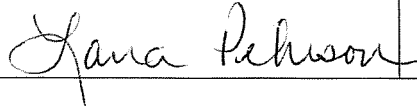
ATTACHMENT 1A

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. 34-28G

	Designated Applicant	Applicant #2	Applicant #3
Name	Loy Pehrson	Terri Pehrson	Byron Pehrson
Mailing Address	3700 N 3624 W Darlington, ID 83255	3340 W 2800 N Moore, ID 83255	3340 W 2800 N Moore, ID 83255
Phone Number	208-390-6166	208-588-3101	208-588-3381
Email Address			
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	Lana Pehrson		
Mailing Address	3700 N 3624 W Darlington, ID 83255		
Phone Number	208-588-3380		
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			

STATE OF IDAHO
WATER RESOURCE BOARD

ATTACHMENT 2

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

1. Water Right Number Amount (cfs/ac-ft) Nature of Use Period of Use
 34-28G 0.13 cfs Irrigation 5/01 to 10/15
 _____ _____ _____ _____ to _____
 _____ _____ _____ _____ to _____
 _____ _____ _____ _____ to _____
 _____ _____ _____ _____ to _____
 _____ _____ _____ _____ to _____

Total Amount: 0.13 cfs

2. Source of water Big Lost River tributary to Sinks

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
6N	25E	14		SE	NW	SE	CUSTER

4. Lands irrigated or place of use:

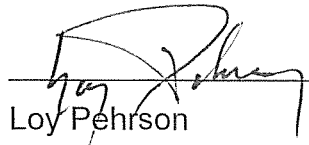
TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	25E	36	5	6.9															11.9

If the water right is for irrigation, show total number of acres offered to the Bank. Total Acres 11.9

LIMITED TO 6.3 AC

Authority to Act on Behalf

Loy Pehrson and Byron Pehrson hereby authorize Rocky Mountain Environmental Associates to act on our behalf regarding the Water Supply Bank applications for water rights in Custer and Butte Counties.



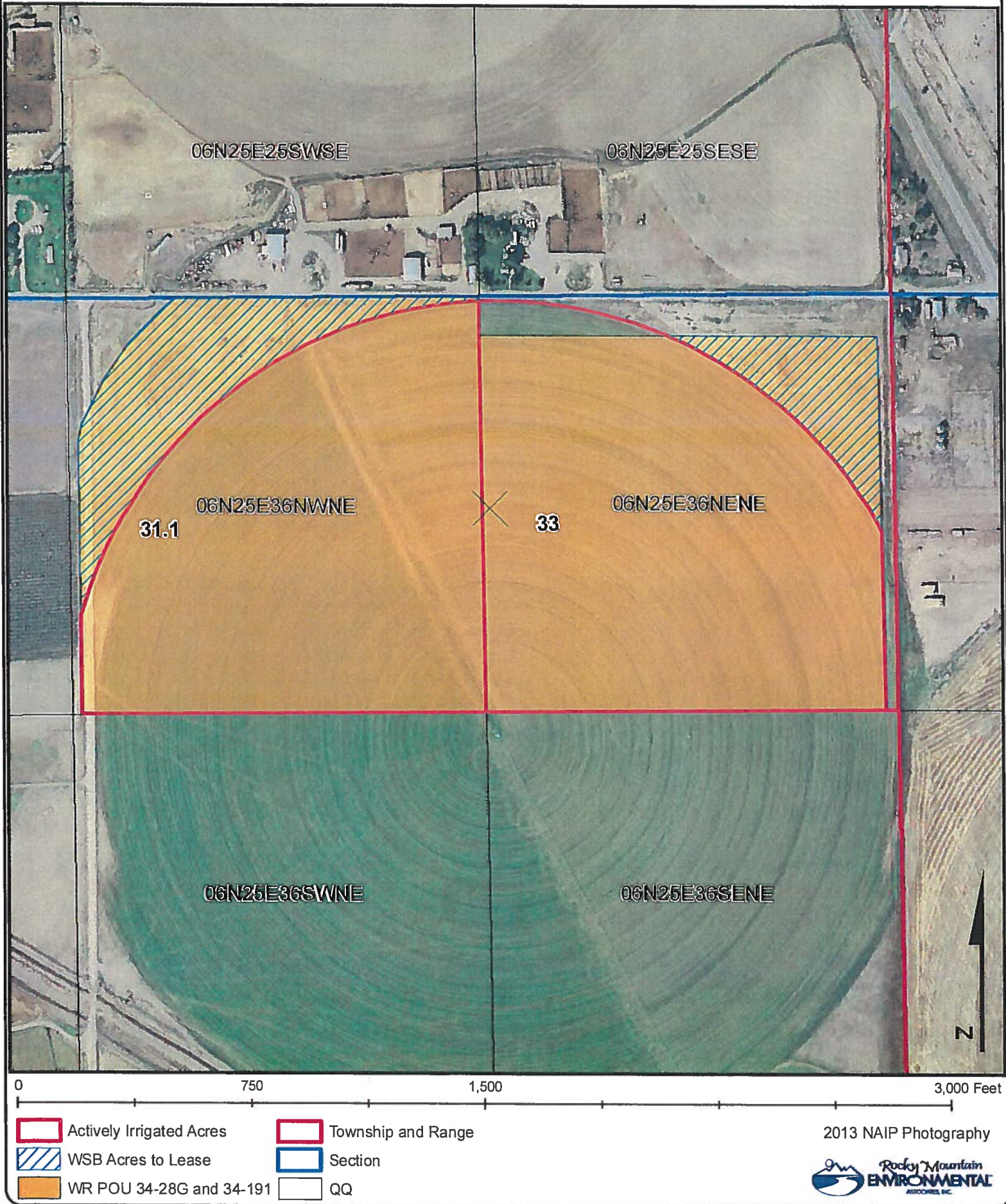
Loy Pehrson



Byron Pehrson

Water Supply Bank Attachment #4

Water Right 34-28G and 34-191



Byron Pehrson, Lana Pehrson, Terri P and Loy Pehrson
Water Supply Bank Applications

WR 34-28G, 34-191, 34-131B, 34-132B, 34-12378, 34-13829

RECEIVED

MAY 13 2014

Department of Water Resources

Water Rights		cfs	AFA	POU Ac	Acre Limit	% Acre/ POU	Combined Use Limits	% of CUL	Active Irrigated Acres	Not Actively Irrigated	Department of Water Resources			Remaining Acre Limits
											WSB Acres	WSB Acre Limit	WSB cfs	
WR 34-28G		0.8	140	76	40	53%	252	15.9%	64.1	11.9	11.9	6.3	0.13	33.7
6N25E36	NENE			38					33	5	5			
	NWNE			38					31.1	6.9	6.9			
WR 34-191		0.24	42	76	12	16%	252	4.8%	64.1	11.9	11.9	1.9	0.04	10.1
6N25E36	NENE			38					33	5	5			
	NWNE			38					31.1	6.9	6.9			
WR 34-131B		0.5	87.5	97	25	26%	252	9.9%	93.1	3.9	3.9	1.0	0.02	24.0
6N25E36	SWNE			35					35	0	0			
	SENE			40					38.3	1.7	1.7			
	NESE			20					18.7	1.3	1.3			
	NWSE			2					1.1	0.9	0.9			
WR 34-132B		1.6	339.5	97	97	100%	252	38.5%	93.1	3.9	3.9	3.9	0.06	93.1
6N25E36	SWNE			35					35	0	0			
	SENE			40					38.3	1.7	1.7			
	NESE			20					18.7	1.3	1.3			
	NWSE			2					1.1	0.9	0.9			
WR 34-12378		1.03	245	252	70	28%	252	27.8%	221.1	30.9	30.9	8.6	0.13	61.4
6N25E36	NENE			38					33	5	5			
	NWNE			38					31.1	6.9	6.9			
	SWNE			35					35	0	0			
	SENE			40					38.3	1.7	1.7			
	NENW			18					15	3	0			
	SENW			8					11	-3	0			
	NESE			20					18.7	1.3	1.3			
	NWSE			2					1.1	0.9	0.9			
6N26E31	SWSW			15					1	14	14			
	SESW			38					36.2	1.8	1.1			
	SWSE			0					0.7	-0.7	0			
WR 34-13829		3.64	637	252	182	72%	252	72.2%	221.1	30.9	30.9	22.3	0.45	159.7
6N25E36	NENE			38					33	5	5			
	NWNE			38					31.1	6.9	6.9			
	SWNE			35					35	0	0			
	SENE			40					38.3	1.7	1.7			
	NENW			18					18	0	0			
	SENW			8					8	0	0			
	NESE			20					18.7	1.3	1.3			
	NWSE			2					1.1	0.9	0.9			
6N26E31	SWSW			15					1	14	14			
	SESW			38					36.2	1.8	1.1			
	SWSE			0					0.7	-0.7	0			