



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 11, 1998

Gisela Schaal
HC 79
Box 2287
Murphy, ID 83650

RE: LICENSE NO. 02-02261D

Dear Ms. Schaal:

I have reviewed the Application to Lease a Water Right to the Water Supply Bank (bank) which you recently submitted. The information you have provided to show when your 40 acre tract was last irrigated is marginal but at least will allow the right to be taken into the bank. By accepting the right into the bank, forfeiture provisions are stayed, assuming a period of five years consecutive non-use did not occur prior to the right going into the bank.

There are a number of other water rights in the bank with a source of the Snake River which would be rented before your right. At the time of potential rental of your right, the department will require better evidence from you to show when your tract was last irrigated with Snake River water.

If you have questions, please feel free to contact the department.

Sincerely,

A handwritten signature in black ink, reading 'L. Glen Saxton', is written over a horizontal line.

L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

c: IDWR - W. Region
Adjudication Bureau

MICROFILMED
OCT 26 1998

Water Supply Bank No. _____

Water Right No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE
WATER SUPPLY BANK

RECEIVED

OCT 06 1998

Department of Water Resources

Name of Seller/Lessor Gisela Schaal Phone (208)834-3099
Post office address P.O. Box 201, Grandview, ID 83624

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)

b. License No. 02-02261D Issued by the Idaho Department of Water Resources.

c. Permit No. _____ Issued by the Idaho Department of Water Resources.

2. Source of water Snake River tributary to _____

3. Date of priority Dec 19, 1963

4. Water is used for the following purposes:

amount 0.80 cfs for irrigation purposes from 03-15 to 11-15

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(month/day -- both dates inclusive)

5. Total amount of water under right: a. 0.80 cubic feet per second
&/or

b. _____ acre feet per annum

6. Location of point of diversion is Lot 4 1/4 of _____ 1/4 of Section 8

Township 4 S Range 2 E, B.M. in Owyhee County

Additional points of diversion, if any _____

MICROFILMED

OCT 26 1998

7. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4S	2E	7															40		40

Total number of acres to be irrigated 40

B. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE (If the entire right is for sale or lease, omit part B.)

1. Amount of water: a. _____ cubic feet per second *(Same as Part A above)*
 &/or
 b. _____ acre feet per annum

2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____

Range _____, B.M., _____ County

Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. ADDITIONAL INFORMATION ABOUT RIGHT, OR PORTION THEREOF, FL SALE OR LEASE

1. Explain how the seller/lessor acquired the right, or portion thereof, and attach a copy of the deed to the land to which it is appurtenant or other evidence of ownership of the right.

Acquired with purchase of land.

Bob Pollard uses water now. last 2 years

Russel Fox used water. Neighbor Darren Fradrick
saw it.

2. Describe the frequency of water use under the right, or portion thereof, during the past 5 years. Attach water-master records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture:

Was by Bob Pollard can be checked
by electric bill also Fox used it ' Bob
moved to Simco Road + Fox to Alameda.

3. Describe the relative availability of water to fill the right, or portion thereof. Attach evidence to support the availability:

4. Describe any other water rights with the same purpose and place of use as the right, or portion thereof. Will the present place of use continue to receive water from any source? If so, describe.

No other water rights. No.

5. If the water right is a permit, describe the work accomplished toward developing the right.

N/A

6. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached.

7. If the right is included in an ongoing adjudication, a copy of the claim must be provided with this application.

8. Draw a map indicating the point(s) of diversion and place of use of the right, portion thereof. Show clearly the land involved by section, township and range.

[illegible]

SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILM

OCT 26 1998

9. Remarks _____

D. SALE/LEASE AGREEMENT

1. The water right, or portion thereof, described above is offered to the Idaho Water Resource Board:

_____ For sale
☒ For lease for period from 1999 to _____
(year) (year)
_____ As a gift to the State of Idaho.

2. The minimum payment acceptable to the Seller/Lessor is: (Include the method of determining the minimum payment)

\$ 2.25 / acre foot.

3. Payment contingent on subsequent sale or leasing of this right, or portion thereof, is:

☒ Acceptable _____ Not Acceptable

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 the sale or lease of this right to the Idaho Water Resource Board.

Sept 28 - 98
(Date)

Jesse Shael
(Signature of applicant)

FOR DEPARTMENT USE ONLY

Received by MA Date Oct 6, 1998 Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

MICROFILM

OCT 26 1998