

# WATER SUPPLY BANK LEASE CONTRACT

This Lease Contract ("Lease") is effective February 10, 2014, between the Idaho Water Resource Board ("Board"), and

**Lessor:** MURPHY FLATS WATER CO INC &  
MURPHY LAND CO LLC  
PO BOX 310  
AMERICAN FALLS ID 83211

**RECEIVED**

**APR 25 2014**

**DEPARTMENT 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.
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

| <u>Water Right</u>                      | <u>Lease Rate</u>           | <u>Lease Volume</u> | <u>Acre Limit</u>           | <u>Total Leased Acres</u>   |
|-----------------------------------------|-----------------------------|---------------------|-----------------------------|-----------------------------|
| 02-02361                                | 5.70 CFS                    | 1923.4 AF           | 382 AC                      | 382.0 AC                    |
| 02-02370                                | 0.15 CFS                    | 36.5 AF             | 7.3 AC                      | 7.3 AC                      |
| 02-07001                                | 6.01 CFS                    | 21.4 AF             | 418.9 AC                    | 418.9 AC                    |
| 02-10020                                | <u>5.66 CFS</u><br>5.70 CFS | 6.3 AF              | 389.3 AC                    | 389.3 AC                    |
| 57-00179                                | 0.04 CFS                    | NA                  | 413.1 AC                    | 413.1 AC                    |
| 57-00180B                               | 0.02 CFS                    | NA                  | 413.1 AC                    | 413.1 AC                    |
| 57-00181                                | <u>7.29 CFS</u><br>7.29 CFS | NA                  | 413.1 AC                    | 413.1 AC                    |
| 57-07152                                | NA                          | 367.4 AF            | <u>413.1 AC</u><br>413.1 AC | <u>413.1 AC</u><br>413.1 AC |
| <b>Combined Lease Totals: 12.99 CFS</b> |                             | <b>NA</b>           | <b>418.9 AC</b>             | <b>418.9 AC</b>             |

The water rights described herein shall be available for rental from the Bank as follows:  
Authorized Period of Use under Lease: 03/01 to 11/15 (variable seasons per right)

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.

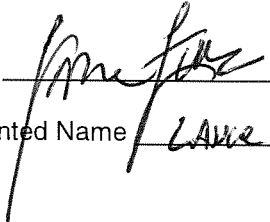
**Minimum Payment Acceptable:** Current Rental Rate

**SUPPORT DATA**  
**IN FILE #** 02-2361

3. **TERM OF LEASE:** This Lease shall take effect when both parties have signed it and shall continue in effect until December 31, 2018.
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.
5. **DUPLICATE ORIGINAL:** This Lease is executed in duplicate. Each of the documents with an original signature of each party shall be an original.

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

**MURPHY FLATS WATER CO INC &  
MURPHY LAND CO LLC**  
PO BOX 310  
AMERICAN FALLS ID 83211

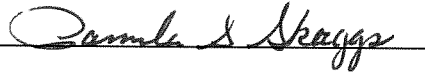
By   
Printed Name Laurie Fink

Date 4-24-14  
Title owner

**IDAHO WATER RESOURCE BOARD**  
322 East Front Street  
P.O. Box 83720  
Boise, ID 83720-9098

By   
Brian Patton, Acting Administrator  
Idaho Water Resource Board

Date 04-28-2014

Lease approved by IDWR 

Date 04-28-2014

**ATTACHMENT A**  
**WATER RIGHT NO. 02-02361**  
**WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** MURPHY FLATS WATER CO INC  
 PO BOX 310  
 AMERICAN FALLS ID 83211

**Priority Date:** 1/8/1965

**Source:** SNAKE RIVER

**Tributary to:** COLUMBIA RIVER

|                              |                    |                  |                              |                      |
|------------------------------|--------------------|------------------|------------------------------|----------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
| IRRIGATION                   | 04/01              | to 10/15         | 5.70 CFS                     | 1923.4 AF            |
|                              | <b>Total:</b>      |                  | <b>5.70 CFS</b>              | <b>1923.4 AF</b>     |

**LOCATION OF POINT(S) OF DIVERSION:**

SNAKE RIVER L3(NWNW) Sec. 6, Twp 03s, Rge 01E, OWYHEE County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rng | Sec | NE  |     |     |     | NW  |      |     |     | SW  |     |     |     | SE  |     |      |     | Totals |
|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|--------|
|     |     |     | NE  | NW  | SW  | SE  | NE  | NW   | SW  | SE  | NE  | NW  | SW  | SE  | NE  | NW  | SW   | SE  |        |
| 03S | 01W | 2   |     |     |     |     |     |      | 8.6 |     | 5.8 | 8.6 |     |     |     |     |      |     | 23.0   |
| 03S | 01W | 3   |     |     |     |     |     |      | 7.0 |     |     | 4.7 | 6.4 |     | 2.8 | 2.0 | 2.3  | 2.8 | 28.0   |
| 03S | 01W | 4   |     |     | 5.8 | 5.5 |     |      | 4.5 | 5.5 |     | 4.5 | 0   | 0   | 3.5 |     | 18.4 | 7.7 | 55.4   |
| 03S | 01W | 5   |     |     |     | 5.0 |     |      |     |     |     |     |     |     | 7.6 |     |      | 8.6 | 21.2   |
| 03S | 01W | 7   |     |     |     |     |     |      |     |     |     |     |     | 2.4 | 2.4 | 2.2 | 0.4  | 3.9 | 11.3   |
| 03S | 01W | 8   | 7.3 | 2.5 | 1.7 | 6.2 | 2.3 | 2.2  | 2.3 | 2.1 | 2.3 | 2.6 | 4.7 | 3.5 | 6.3 | 1.4 | 3.6  | 7.4 | 58.4   |
| 03S | 01W | 9   | 2.7 | 2.3 | 1.8 | 2.1 |     |      | 3.1 | 1.8 | 2.1 | 3.4 | 3.5 | 2.1 | 2.4 | 2.2 | 2.5  | 2.5 | 34.5   |
| 03S | 01W | 10  | 7.3 | 6.6 | 1.8 |     | 3.1 | 1.4  | 1.8 | 1.7 | 2.0 | 2.2 | 1.8 | 0.7 | 0.8 | 1.7 |      | 1.6 | 34.5   |
| 03S | 01W | 11  |     |     |     |     | 3.6 | 18.3 | 0.2 | 1.8 | 4.2 | 1.9 |     |     |     |     |      |     | 30.0   |
| 03S | 01W | 15  |     | 2.1 |     |     | 4.8 |      |     |     |     |     |     |     |     |     |      |     | 6.9    |
| 03S | 01W | 17  | 1.7 | 1.4 | 1.5 | 1.5 | 4.6 | 8.8  | 3.6 | 2.3 | 2.3 | 3.1 | 3.1 | 1.2 |     | 4.4 | 7.5  |     | 47.0   |
| 03S | 01W | 18  | 2.3 | 0.4 | 2.8 | 2.5 |     |      |     | 1.3 | 4.8 |     |     |     | 2.1 | 1.8 |      |     | 18.0   |
| 03S | 01W | 20  |     |     |     |     | 6.0 | 7.8  |     |     |     |     |     |     |     |     |      |     | 13.8   |

Total Acres: 382.0

**COMBINED LIMITS OF LEASED RIGHT:**

|                                                                        |                          |                            |                          |                                  |
|------------------------------------------------------------------------|--------------------------|----------------------------|--------------------------|----------------------------------|
| <b><u>Combined Rights</u></b>                                          | <b><u>Lease Rate</u></b> | <b><u>Lease Volume</u></b> | <b><u>Acre Limit</u></b> | <b><u>Total Leased Acres</u></b> |
| 02-2361, 02-2370, 02-7001 & 02-10020                                   | 5.70 CFS                 | NA                         | NA                       | NA                               |
| 02-2361, 02-2370, 02-7001, 02-10020, 57-179, 57-180B, 57-181 & 57-7152 | NA                       | NA                         | 418.9 AC                 | 418.9 AC                         |

### 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, the lease term expires, or upon request from the lessor to change the term of the lease, 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.
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.
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.
  - b. If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
  - c. New lessor(s) of record will receive payment after the following rental season.
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 this right with rights listed below is limited to a total combined diversion rate of 5.70 cfs. Combined right nos.: 2-2370, 2-7001, 2-10020
13. Use of this right with the rights listed below is limited to the irrigation of a combined total of 418.9 acres in a single irrigation season. Combined right nos.: 2-2370, 2-7001, 2-10020, 57-179, 57-180B, 57-181 and 57-7152.
14. The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
15. Use of water under this right will 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.02.

**ATTACHMENT A**  
**WATER RIGHT NO. 02-02370**  
**WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** MURPHY FLATS WATER CO INC  
 PO BOX 310  
 AMERICAN FALLS ID 83211

**Priority Date:** 4/30/1965

**Source:** SNAKE RIVER

**Tributary to:** COLUMBIA RIVER

| <u><b>BENEFICIAL USE</b></u> | <u><b>From</b></u> | <u><b>To</b></u> | <u><b>Diversion Rate</b></u> | <u><b>Volume</b></u> |
|------------------------------|--------------------|------------------|------------------------------|----------------------|
| IRRIGATION                   | 04/01              | to 10/15         | 0.15 CFS                     | 36.5 AF              |
|                              | <b>Total:</b>      |                  | <b>0.15 CFS</b>              | <b>36.5 AF</b>       |

**LOCATION OF POINT(S) OF DIVERSION:**

SNAKE RIVER L3(NWNW) Sec. 6, Twp 03S, Rge 01E, OWYHEE County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rng | Sec | NE |    |    |    | NW  |     |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|-----|-----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE  | NW  | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 03S | 01W | 9   |    |    |    |    | 2.6 | 4.7 |    |    |    |    |    |    |    |    |    |    | 7.3    |

Total Acres: 7.3

**COMBINED LIMITS OF LEASED RIGHT:**

| <u>Combined Rights</u>                                                 | <u>Lease Rate</u> | <u>Lease Volume</u> | <u>Acre Limit</u> | <u>Total Leased Acres</u> |
|------------------------------------------------------------------------|-------------------|---------------------|-------------------|---------------------------|
| 02-2361, 02-2370, 02-7001 & 02-10020                                   | 5.70 CFS          | NA                  | NA                | NA                        |
| 02-2361, 02-2370, 02-7001, 02-10020, 57-179, 57-180B, 57-181 & 57-7152 | NA                | NA                  | 418.9 AC          | 418.9 AC                  |

**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, the lease term expires, or upon request from the lessor to change the term of the lease, 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.

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.
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:
  - d. Rental payments will go to the lessor(s) of record at the beginning of the rental season.
  - e. If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
  - f. New lessor(s) of record will receive payment after the following rental season.
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 this right with rights listed below is limited to a total combined diversion rate of 5.70 cfs. Combined right nos.: 2-2361, 2-7001, 2-10020.
13. Use of this right with the rights listed below is limited to the irrigation of a combined total of 418.9 acres in a single irrigation season. Combined right nos.: 2-2361, 2-7001, 2-10020, 57-179, 57-180B, 57-181 and 57-7152.
14. The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
15. Use of water under this right will 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.02.

**ATTACHMENT A**  
**WATER RIGHT NO. 02-07001**  
**WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** MURPHY FLATS WATER CO INC  
 PO BOX 310  
 AMERICAN FALLS ID 83211

**Priority Date:** 7/15/1967

**Source:** SNAKE RIVER      **Tributary to:** COLUMBIA RIVER

| <u>BENEFICIAL USE</u>   | <u>From</u>   | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u>  |
|-------------------------|---------------|-----------|-----------------------|----------------|
| IRRIGATION STORAGE      | 04/01         | to 10/15  |                       | 21.1 AF        |
| IRRIGATION FROM STORAGE | 04/01         | to 10/15  |                       | 21.4 AF        |
| DIVERSION TO STORAGE    | 04/01         | to 10/15  | 6.01 CFS              |                |
|                         | <b>Total:</b> |           | <b>6.01 CFS</b>       | <b>21.4 AF</b> |

**LOCATION OF POINT(S) OF DIVERSION:**

SNAKE RIVER      L3(NWNW)      Sec. 6, Twp 03S, Rge 01E, OWYHEE County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

|     |     |     | NE  |     |     |     | NW  |      |     |     | SW  |     |     |     | SE  |     |      |     | Totals |
|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|--------|
| Twp | Rng | Sec | NE  | NW  | SW  | SE  | NE  | NW   | SW  | SE  | NE  | NW  | SW  | SE  | NE  | NW  | SW   | SE  |        |
| 03S | 01W | 2   |     |     |     |     |     |      | 8.6 |     | 5.8 | 8.6 |     |     |     |     |      |     | 23     |
| 03S | 01W | 3   |     |     |     |     |     |      | 7.0 |     |     | 4.7 | 6.4 |     | 2.8 | 2.0 | 2.3  | 2.8 | 28     |
| 03S | 01W | 4   |     |     | 5.8 | 5.5 |     |      | 4.5 | 5.5 |     | 4.5 |     |     | 3.5 |     | 18.4 | 7.7 | 55.4   |
| 03S | 01W | 5   |     |     |     | 5.0 |     |      |     |     |     |     |     |     | 7.6 |     |      | 8.6 | 21.2   |
| 03S | 01W | 7   |     |     |     |     |     |      |     |     |     |     |     | 2.4 | 2.4 | 2.2 | .04  | 3.9 | 11.3   |
| 03S | 01W | 8   | 7.3 | 2.5 | 1.7 | 6.2 | 2.3 | 2.2  | 2.3 | 2.1 | 2.3 | 2.6 | 4.7 | 3.5 | 6.3 | 1.4 | 3.6  | 7.4 | 58.4   |
| 03S | 01W | 9   | 2.7 | 2.3 | 1.8 | 2.1 | 2.6 | 4.7  | 3.1 | 1.8 | 2.1 | 3.4 | 3.5 | 2.1 | 2.4 | 2.2 | 2.5  | 2.5 | 41.8   |
| 03S | 01W | 10  | 7.3 | 6.6 | 1.8 |     | 3.1 | 1.4  | 1.8 | 1.7 | 2.0 | 2.0 | 1.8 | 0.7 | 0.8 | 1.7 |      | 1.6 | 34.5   |
| 03S | 01W | 11  |     |     |     |     | 3.6 | 18.3 | 0.2 | 1.8 | 4.2 | 1.9 |     |     |     |     |      |     | 30.0   |
| 03S | 01W | 15  |     | 2.1 |     |     | 4.8 | 26.9 |     |     |     |     |     |     |     |     |      |     | 33.8   |
| 03S | 01W | 17  | 1.7 | 1.4 | 1.5 | 1.5 | 4.6 | 8.8  | 3.6 | 2.3 | 2.3 | 3.1 | 3.1 | 1.2 |     | 4.4 | 7.5  |     | 47     |
| 03S | 01W | 18  | 2.3 | 0.4 | 2.8 | 2.5 |     |      |     | 1.3 | 4.8 |     |     |     | 2.1 | 1.8 |      | 2.7 | 20.7   |
| 03S | 01W | 19  |     |     |     |     |     |      |     |     |     |     |     |     |     |     |      |     | 0.0    |
| 03S | 01W | 20  |     |     |     |     | 6.0 | 7.8  |     |     |     |     |     |     |     |     |      |     | 13.8   |

Total Acres: 418.9

**COMBINED LIMITS OF LEASED RIGHT:**

| <u>Combined Rights</u>                                                 | <u>Lease Rate</u> | <u>Lease Volume</u> | <u>Acre Limit</u> | <u>Total Leased Acres</u> |
|------------------------------------------------------------------------|-------------------|---------------------|-------------------|---------------------------|
| 02-2361, 02-2370, 02-7001 & 02-10020                                   | 5.70 CFS          | NA                  | NA                | NA                        |
| 02-2361, 02-2370, 02-7001, 02-10020, 57-179, 57-180B, 57-181 & 57-7152 | NA                | NA                  | 418.9 AC          | 418.9 AC                  |

### 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, the lease term expires, or upon request from the lessor to change the term of the lease, provided the Board approves the release. Unless approved by the Department, leased rights may not be immediately available for release.
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12. Use of this right with the rights listed below is limited to the irrigation of a combined total of 418.9 acres in a single irrigation season. Combined right nos.: 2-2361, 2-2370, 2-10020, 57-179, 57-180B, 57-181 and 57-7152.
13. Use of this right with right nos. 2-2361, 2-2370 and 2-10020 is limited to a total combined diversion rate of 5.70 cfs.
14. The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
15. Use of water under this right will 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.02.

**ATTACHMENT A**  
**WATER RIGHT NO. 02-10020**  
**WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** MURPHY FLATS WATER CO INC  
 PO BOX 310  
 AMERICAN FALLS ID 83211

**Priority Date:** 9/3/1970

**Source:** SNAKE RIVER

**Tributary to:** COLUMBIA RIVER

| <u>BENEFICIAL USE</u>   | <u>From</u>   | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-------------------------|---------------|-----------|-----------------------|---------------|
| IRRIGATION STORAGE      | 03/01         | to 11/15  |                       | 6.3 AF        |
| IRRIGATION FROM STORAGE | 03/01         | to 11/15  |                       | 6.3 AF        |
| DIVERSION TO STORAGE    | 03/01         | to 11/15  | 5.66 CFS              |               |
|                         | <b>Total:</b> |           | <b>5.66 CFS</b>       | <b>6.3 AF</b> |

**LOCATION OF POINT(S) OF DIVERSION:**

SNAKE RIVER L3(NWNW) Sec. 6, Twp 03S, Rge 01E, OWYHEE County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION FROM STORAGE

|     |     |     | NE  |     |     |     | NW  |      |     |     | SW  |     |     |     | SE  |     |      |     | Totals |
|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|--------|
| Twp | Rng | Sec | NE  | NW  | SW  | SE  | NE  | NW   | SW  | SE  | NE  | NW  | SW  | SE  | NE  | NW  | SW   | SE  |        |
| 03S | 01W | 2   |     |     |     |     |     |      | 8.6 |     | 5.8 | 8.6 |     |     |     |     |      |     | 23     |
| 03S | 01W | 3   |     |     |     |     |     |      | 7.0 |     |     | 4.7 | 6.4 |     | 2.8 | 2.0 | 2.3  | 2.8 | 28     |
| 03S | 01W | 4   |     |     | 5.8 | 5.5 |     |      | 4.5 | 5.5 |     | 4.5 |     |     | 3.5 |     | 18.4 | 7.7 | 55.4   |
| 03S | 01W | 5   |     |     |     | 5.0 |     |      |     |     |     |     |     |     | 7.6 |     |      | 8.6 | 21.2   |
| 03S | 01W | 7   |     |     |     |     |     |      |     |     |     |     |     | 2.4 | 2.4 | 2.2 | 0.4  | 3.9 | 11.3   |
| 03S | 01W | 8   | 7.3 | 2.5 | 1.7 | 6.2 | 2.3 | 2.2  | 2.3 | 2.1 | 2.3 | 2.6 | 4.7 | 3.5 | 6.3 | 1.4 | 3.6  | 7.4 | 58.4   |
| 03S | 01W | 9   | 2.7 | 2.3 | 1.8 | 2.1 | 2.6 | 4.7  | 3.1 | 1.8 | 2.1 | 3.4 | 3.5 | 2.1 | 2.4 | 2.2 | 2.5  | 2.5 | 41.8   |
| 03S | 01W | 10  | 7.3 | 6.6 | 1.8 |     | 3.1 | 1.4  | 1.8 | 1.7 | 2.0 | 2.2 | 1.8 | 0.7 | 0.8 | 1.7 |      | 1.6 | 34.5   |
| 03S | 01W | 11  |     |     |     |     | 3.6 | 18.3 | 0.2 | 1.8 | 4.2 | 1.9 |     |     |     |     |      |     | 30     |
| 03S | 01W | 15  |     | 2.1 |     |     | 4.8 |      |     |     |     |     |     |     |     |     |      |     | 6.9    |
| 03S | 01W | 17  | 1.7 | 1.4 | 1.5 | 1.5 | 4.6 | 8.8  | 3.6 | 2.3 | 2.3 | 3.1 | 3.1 | 1.2 |     | 4.4 | 7.5  |     | 47     |
| 03S | 01W | 18  | 2.3 | 0.4 | 2.8 | 2.5 |     |      |     | 1.3 | 4.8 |     |     |     | 2.1 | 1.8 |      |     | 18     |
| 03S | 01W | 20  |     |     |     |     | 6   | 7.8  |     |     |     |     |     |     |     |     |      |     | 13.8   |

Total Acres: 389.3

**COMBINED LIMITS OF LEASED RIGHT:**

| <u>Combined Rights</u>                                                 | <u>Lease Rate</u> | <u>Lease Volume</u> | <u>Acre Limit</u> | <u>Total Leased Acres</u> |
|------------------------------------------------------------------------|-------------------|---------------------|-------------------|---------------------------|
| 02-2361, 02-2370, 02-7001 & 02-10020                                   | 5.70 CFS          | NA                  | NA                | NA                        |
| 02-2361, 02-2370, 02-7001, 02-10020, 57-179, 57-180B, 57-181 & 57-7152 | NA                | NA                  | 418.9 AC          | 418.9 AC                  |

### 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, the lease term expires, or upon request from the lessor to change the term of the lease, 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.
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.
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.
  - b. If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
  - c. New lessor(s) of record will receive payment after the following rental season.
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 this right with the rights listed below is limited to the irrigation of a combined total of 418.9 acres in a single irrigation season. Combined right nos.: 2-2361, 2-2370, 2-7001, 57-179, 57-180B, 57-181 and 57-7152.
13. Use of this right with right nos. 2-2361, 2-2370 and 2-7001 is limited to a total combined diversion rate of 5.70 cfs.
14. The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
15. Use of water under this right will 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.02.

**ATTACHMENT A**  
**WATER RIGHT NO. 57-00179**  
**WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** MURPHY FLATS WATER CO INC  
 PO BOX 310  
 AMERICAN FALLS ID 83211

**Priority Date:** 4/1/1865

**Source:** SINKER CREEK      **Tributary to:** SNAKE RIVER

|                              |                    |                  |                              |                      |
|------------------------------|--------------------|------------------|------------------------------|----------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
| IRRIGATION                   | 03/01              | to 11/15         | 0.04 CFS                     | NA                   |
|                              | <b>Total:</b>      |                  | <b>0.04 CFS</b>              | <b>NA</b>            |

**LOCATION OF POINT(S) OF DIVERSION:**  
 SINKER CREEK      SENW      Sec. 11, Twp 04S, Rge 02W, OWYHEE County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rng | Sec | NE  |     |     |     | NW  |      |     |     | SW  |     |     |     | SE  |     |      |     | Totals |
|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|--------|
|     |     |     | NE  | NW  | SW  | SE  | NE  | NW   | SW  | SE  | NE  | NW  | SW  | SE  | NE  | NW  | SW   | SE  |        |
| 03S | 01W | 2   |     |     |     |     |     |      | 8.6 |     |     |     | 8.6 |     |     |     |      |     | 17.2   |
| 03S | 01W | 3   |     |     |     |     |     |      | 7.0 |     |     |     | 4.7 | 6.4 | 2.8 | 2.0 | 2.3  | 2.8 | 28     |
| 03S | 01W | 4   |     |     | 5.8 | 5.5 |     |      | 4.5 | 5.5 |     |     | 4.5 |     | 3.5 |     | 18.4 | 7.7 | 55.4   |
| 03S | 01W | 5   |     |     |     | 5.0 |     |      |     |     |     |     |     |     | 7.6 |     |      | 8.6 | 21.2   |
| 03S | 01W | 7   |     |     |     |     |     |      |     |     |     |     |     | 2.4 | 2.4 | 2.2 | 0.4  | 3.9 | 11.3   |
| 03S | 01W | 8   | 7.3 | 2.5 | 1.7 | 6.2 | 2.3 | 2.2  | 2.3 | 2.1 | 2.3 | 2.6 | 4.7 | 3.5 | 6.3 | 1.4 | 3.6  | 7.4 | 58.4   |
| 03S | 01W | 9   | 2.7 | 2.3 | 1.8 | 2.1 | 2.6 | 4.7  | 3.1 | 1.8 | 2.1 | 3.4 | 3.5 | 2.1 | 2.4 | 2.2 | 2.5  | 2.5 | 41.8   |
| 03S | 01W | 10  | 7.3 | 6.6 | 1.8 |     | 3.1 | 1.4  | 1.8 | 1.7 | 2.0 | 2.2 | 1.8 | 0.7 | 0.8 | 1.7 |      | 1.6 | 34.5   |
| 03S | 01W | 11  |     |     |     |     | 3.6 | 18.3 | 0.2 | 1.8 | 4.2 | 1.9 |     |     |     |     |      |     | 30     |
| 03S | 01W | 15  |     | 2.1 |     |     | 4.8 | 26.9 |     |     |     |     |     |     |     |     |      |     | 33.8   |
| 03S | 01W | 17  | 1.7 | 1.4 | 1.5 | 1.5 | 4.6 | 8.8  | 3.6 | 2.3 | 2.3 | 3.1 | 3.1 | 1.2 |     | 4.4 | 7.5  |     | 47     |
| 03S | 01W | 18  | 2.3 | 0.4 | 2.8 | 2.5 |     |      |     | 1.3 | 4.8 |     |     |     | 2.1 | 1.8 |      | 2.7 | 20.7   |
| 03S | 01W | 19  |     |     |     |     |     |      |     |     |     |     |     |     |     |     |      |     |        |
| 03S | 01W | 20  |     |     |     |     | 6.0 | 7.8  |     |     |     |     |     |     |     |     |      |     | 13.8   |

Total Acres: 413.1

**COMBINED LIMITS OF LEASED RIGHT:**

| <u>Combined Rights</u>                                                 | <u>Lease Rate</u> | <u>Lease Volume</u> | <u>Acre Limit</u> | <u>Total Leased Acres</u> |
|------------------------------------------------------------------------|-------------------|---------------------|-------------------|---------------------------|
| 57-179, 57-180B, 57-181                                                | 7.29 CFS          | NA                  | NA                | NA                        |
| 57-179, 57-180B, 57-181 & 57-7152                                      | NA                | NA                  | 413.1 AC          | 413.1 AC                  |
| 02-2361, 02-2370, 02-7001, 02-10020, 57-179, 57-180B, 57-181 & 57-7152 | NA                | NA                  | 418.9 AC          | 418.9 AC                  |

### 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, the lease term expires, or upon request from the lessor to change the term of the lease, 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.
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.
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.
  - b. If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
  - c. New lessor(s) of record will receive payment after the following rental season.
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 this right with right nos. 57-00180B, 57-00181 and 57-07152 is limited to the irrigation of a combined total of 413.1 acres in an irrigation season.
13. Use of this right with the rights listed below is limited to the irrigation of a combined total of 418.9 acres in a single irrigation season. Combined right nos.: 2-2361, 2-2370, 2-7001, 2-10020, 57-180B, 57-181 and 57-7152.
14. Use of water under this right will 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.57.

**ATTACHMENT A**  
**WATER RIGHT NO. 57-00180B**  
**WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** MURPHY FLATS WATER CO INC  
 PO BOX 310  
 AMERICAN FALLS ID 83211

**Priority Date:** 4/1/1865

**Source:** SINKER CREEK      **Tributary to:** SNAKE RIVER

|                              |                    |                  |                              |                      |
|------------------------------|--------------------|------------------|------------------------------|----------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
| IRRIGATION                   | 03/01              | to 11/15         | 0.02 CFS                     | NA                   |
|                              | <b>Total:</b>      |                  | <b>0.02 CFS</b>              | <b>NA</b>            |

**LOCATION OF POINT(S) OF DIVERSION:**  
 SINKER CREEK      SENW      Sec. 11, Twp 04S, Rge 02W, OWYHEE County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rng | Sec | NE  |     |     |     | NW  |      |     |     | SW  |     |     |     | SE  |     |      |     | Totals |
|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|--------|
|     |     |     | NE  | NW  | SW  | SE  | NE  | NW   | SW  | SE  | NE  | NW  | SW  | SE  | NE  | NW  | SW   | SE  |        |
| 03S | 01W | 2   |     |     |     |     |     |      | 8.6 |     |     |     | 8.6 |     |     |     |      |     | 17.2   |
| 03S | 01W | 3   |     |     |     |     |     |      | 7.0 |     |     |     | 4.7 | 6.4 | 2.8 | 2.0 | 2.3  | 2.8 | 28     |
| 03S | 01W | 4   |     |     | 5.8 | 5.5 |     |      | 4.5 | 5.5 |     |     | 4.5 |     | 3.5 |     | 18.4 | 7.7 | 55.4   |
| 03S | 01W | 5   |     |     |     | 5.0 |     |      |     |     |     |     |     |     | 7.6 |     |      | 8.6 | 21.2   |
| 03S | 01W | 7   |     |     |     |     |     |      |     |     |     |     |     | 2.4 | 2.4 | 2.2 | 0.4  | 3.9 | 11.3   |
| 03S | 01W | 8   | 7.3 | 2.5 | 1.7 | 6.2 | 2.3 | 2.2  | 2.3 | 2.1 | 2.3 | 2.6 | 4.7 | 3.5 | 6.3 | 1.4 | 3.6  | 7.4 | 58.4   |
| 03S | 01W | 9   | 2.7 | 2.3 | 1.8 | 2.1 | 2.6 | 4.7  | 3.1 | 1.8 | 2.1 | 3.4 | 3.5 | 2.1 | 2.4 | 2.2 | 2.5  | 2.5 | 41.8   |
| 03S | 01W | 10  | 7.3 | 6.6 | 1.8 |     | 3.1 | 1.4  | 1.8 | 1.7 | 2.0 | 2.2 | 1.8 | 0.7 | 0.8 | 1.7 |      | 1.6 | 34.5   |
| 03S | 01W | 11  |     |     |     |     | 3.6 | 18.3 | 0.2 | 1.8 | 4.2 | 1.9 |     |     |     |     |      |     | 30     |
| 03S | 01W | 15  |     | 2.1 |     |     | 4.8 | 26.9 |     |     |     |     |     |     |     |     |      |     | 33.8   |
| 03S | 01W | 17  | 1.7 | 1.4 | 1.5 | 1.5 | 4.6 | 8.8  | 3.6 | 2.3 | 2.3 | 3.1 | 3.1 | 1.2 |     | 4.4 | 7.5  |     | 47     |
| 03S | 01W | 18  | 2.3 | 0.4 | 2.8 | 2.5 |     |      |     | 1.3 | 4.8 |     |     |     | 2.1 | 1.8 |      | 2.7 | 20.7   |
| 03S | 01W | 19  |     |     |     |     |     |      |     |     |     |     |     |     |     |     |      |     |        |
| 03S | 01W | 20  |     |     |     |     | 6.0 | 7.8  |     |     |     |     |     |     |     |     |      |     | 13.8   |

Total Acres: 413.1

**COMBINED LIMITS OF LEASED RIGHT:**

| <u>Combined Rights</u>                                                 | <u>Lease Rate</u> | <u>Lease Volume</u> | <u>Acre Limit</u> | <u>Total Leased Acres</u> |
|------------------------------------------------------------------------|-------------------|---------------------|-------------------|---------------------------|
| 57-179, 57-180B & 57-181                                               | 7.29 CFS          | NA                  | NA                | NA                        |
| 57-179, 57-180B, 57-181 & 57-7152                                      | NA                | NA                  | 413.1 AC          | 413.1 AC                  |
| 02-2361, 02-2370, 02-7001, 02-10020, 57-179, 57-180B, 57-181 & 57-7152 | NA                | NA                  | 418.9 AC          | 418.9 AC                  |

### 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, the lease term expires, or upon request from the lessor to change the term of the lease, 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.
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.
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.
  - b. If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
  - c. New lessor(s) of record will receive payment after the following rental season.
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 this right with right nos. 57-00179, 57-00181 and 57-07152 is limited to the irrigation of a combined total of 413.1 acres in an irrigation season.
13. Use of this right with the rights listed below is limited to the irrigation of a combined total of 418.9 acres in a single irrigation season. Combined right nos.: 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-181 and 57-7152.
14. Use of water under this right will 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.57.

**ATTACHMENT A**  
**WATER RIGHT NO. 57-00181**  
**WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** MURPHY LAND CO LLC  
 PO BOX 310  
 AMERICAN FALLS ID 83211

**Priority Date:** 12/26/1906

**Source:** SINKER CREEK      **Tributary to:** SNAKE RIVER

|                              |                    |                  |                              |                      |
|------------------------------|--------------------|------------------|------------------------------|----------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
| IRRIGATION                   | 03/01              | to 11/15         | 7.29 CFS                     | NA                   |
|                              | <b>Total:</b>      |                  |                              | <b>7.29 CFS</b>      |
|                              |                    |                  |                              | <b>NA</b>            |

**LOCATION OF POINT(S) OF DIVERSION:**  
 SINKER CREEK      SENW      Sec. 11, Twp 04S, Rge 02W, OWYHEE County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rng | Sec | NE  |     |     |     | NW  |      |     |     | SW  |     |     |     | SE  |     |      |     | Totals |
|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|--------|
|     |     |     | NE  | NW  | SW  | SE  | NE  | NW   | SW  | SE  | NE  | NW  | SW  | SE  | NE  | NW  | SW   | SE  |        |
| 03S | 01W | 2   |     |     |     |     |     |      | 8.6 |     |     | 8.6 |     |     |     |     |      |     | 17.2   |
| 03S | 01W | 3   |     |     |     |     |     |      | 7.0 |     |     | 4.7 | 6.4 |     | 2.8 | 2.0 | 2.3  | 2.8 | 28     |
| 03S | 01W | 4   |     |     | 5.8 | 5.5 |     |      | 4.5 | 5.5 |     | 4.5 |     |     | 3.5 |     | 18.4 | 7.7 | 55.4   |
| 03S | 01W | 5   |     |     |     | 5.0 |     |      |     |     |     |     |     |     | 7.6 |     |      | 8.6 | 21.2   |
| 03S | 01W | 7   |     |     |     |     |     |      |     |     |     |     |     | 2.4 | 2.4 | 2.2 | 0.4  | 3.9 | 11.3   |
| 03S | 01W | 8   | 7.3 | 2.5 | 1.7 | 6.2 | 2.3 | 2.2  | 2.3 | 2.1 | 2.3 | 2.6 | 4.7 | 3.5 | 6.3 | 1.4 | 3.6  | 7.4 | 58.4   |
| 03S | 01W | 9   | 2.7 | 2.3 | 1.8 | 2.1 | 2.6 | 4.7  | 3.1 | 1.8 | 2.1 | 3.4 | 3.5 | 2.1 | 2.4 | 2.2 | 2.5  | 2.5 | 41.8   |
| 03S | 01W | 10  | 7.3 | 6.6 | 1.8 |     | 3.1 | 1.4  | 1.8 | 1.7 | 2.0 | 2.2 | 1.8 | 0.7 | 0.8 | 1.7 |      | 1.6 | 34.5   |
| 03S | 01W | 11  |     |     |     |     | 3.6 | 18.3 | 0.2 | 1.8 | 4.2 | 1.9 |     |     |     |     |      |     | 30     |
| 03S | 01W | 15  |     | 2.1 |     |     | 4.8 | 26.9 |     |     |     |     |     |     |     |     |      |     | 33.8   |
| 03S | 01W | 17  | 1.7 | 1.4 | 1.5 | 1.5 | 4.6 | 8.8  | 3.6 | 2.3 | 2.3 | 3.1 | 3.1 | 1.2 |     | 4.4 | 7.5  |     | 47     |
| 03S | 01W | 18  | 2.3 | 0.4 | 2.8 | 2.5 |     |      |     | 1.3 | 4.8 |     |     |     | 2.1 | 1.8 |      | 2.7 | 20.7   |
| 03S | 01W | 19  |     |     |     |     |     |      |     |     |     |     |     |     |     |     |      |     |        |
| 03S | 01W | 20  |     |     |     |     | 6.0 | 7.8  |     |     |     |     |     |     |     |     |      |     | 13.8   |

Total Acres: 413.1

**COMBINED LIMITS OF LEASED RIGHT:**

| <u>Combined Rights</u>                                                 | <u>Lease Rate</u> | <u>Lease Volume</u> | <u>Acre Limit</u> | <u>Total Leased Acres</u> |
|------------------------------------------------------------------------|-------------------|---------------------|-------------------|---------------------------|
| 57-179, 57-180B, 57-181                                                | 7.29 CFS          | NA                  | NA                | NA                        |
| 57-179, 57-180B, 57-181 & 57-7152                                      | NA                | NA                  | 413.1 AC          | 413.1 AC                  |
| 02-2361, 02-2370, 02-7001, 02-10020, 57-179, 57-180B, 57-181 & 57-7152 | NA                | NA                  | 418.9 AC          | 418.9 AC                  |

### 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, the lease term expires, or upon request from the lessor to change the term of the lease, 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.
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.
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.
  - b. If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
  - c. New lessor(s) of record will receive payment after the following rental season.
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 this right with right nos. 57-00179 and 57-00180B is limited to a combined diversion rate of 7.29 cfs.
13. Use of this right with right nos. 57-00179, 57-00180B and 57-07152 is limited to the irrigation of a combined total of 413.1 acres in an irrigation season.
14. Use of this right with the rights listed below is limited to the irrigation of a combined total of 418.9 acres in a single irrigation season. Combined right nos.: 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B and 57-7152.
15. Use of water under this right will 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.57.

**ATTACHMENT A**  
**WATER RIGHT NO. 57-07152**  
**WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** MURPHY FLATS WATER CO INC  
 PO BOX 310  
 AMERICAN FALLS ID 83211

**Priority Date:** 10/30/1975

**Source:** SINKER CREEK      **Tributary to:** SNAKE RIVER

| <u>BENEFICIAL USE</u>   | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-------------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION STORAGE      | 01/01       | to 12/31  | NA                    | 367.39        |
| IRRIGATION FROM STORAGE | 03/15       | to 11/15  | NA                    | 367.39        |
| <b>Total:</b>           |             |           | <b>NA</b>             | <b>367.39</b> |

**LOCATION OF POINT(S) OF DIVERSION:**

SINKER CREEK      SENW      Sec. 11, Twp 04S, Rge 02W, OWYHEE County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rng | Sec | NE  |     |     |     | NW  |      |     |     | SW  |     |     |     | SE  |     |      |     | Totals |
|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|--------|
|     |     |     | NE  | NW  | SW  | SE  | NE  | NW   | SW  | SE  | NE  | NW  | SW  | SE  | NE  | NW  | SW   | SE  |        |
| 03S | 01W | 2   |     |     |     |     |     |      | 8.6 |     |     |     | 8.6 |     |     |     |      |     | 17.2   |
| 03S | 01W | 3   |     |     |     |     |     |      | 7.0 |     |     |     | 4.7 | 6.4 | 2.8 | 2.0 | 2.3  | 2.8 | 28     |
| 03S | 01W | 4   |     |     | 5.8 | 5.5 |     |      | 4.5 | 5.5 |     |     | 4.5 |     | 3.5 |     | 18.4 | 7.7 | 55.4   |
| 03S | 01W | 5   |     |     |     | 5.0 |     |      |     |     |     |     |     |     | 7.6 |     |      | 8.6 | 21.2   |
| 03S | 01W | 7   |     |     |     |     |     |      |     |     |     |     |     | 2.4 | 2.4 | 2.2 | 0.4  | 3.9 | 11.3   |
| 03S | 01W | 8   | 7.3 | 2.5 | 1.7 | 6.2 | 2.3 | 2.2  | 2.3 | 2.1 | 2.3 | 2.6 | 4.7 | 3.5 | 6.3 | 1.4 | 3.6  | 7.4 | 58.4   |
| 03S | 01W | 9   | 2.7 | 2.3 | 1.8 | 2.1 | 2.6 | 4.7  | 3.1 | 1.8 | 2.1 | 3.4 | 3.5 | 2.1 | 2.4 | 2.2 | 2.5  | 2.5 | 41.8   |
| 03S | 01W | 10  | 7.3 | 6.6 | 1.8 |     | 3.1 | 1.4  | 1.8 | 1.7 | 2.0 | 2.2 | 1.8 | 0.7 | 0.8 | 1.7 |      | 1.6 | 34.5   |
| 03S | 01W | 11  |     |     |     |     | 3.6 | 18.3 | 0.2 | 1.8 | 4.2 | 1.9 |     |     |     |     |      |     | 30     |
| 03S | 01W | 15  |     | 2.1 |     |     | 4.8 | 26.9 |     |     |     |     |     |     |     |     |      |     | 33.8   |
| 03S | 01W | 17  | 1.7 | 1.4 | 1.5 | 1.5 | 4.6 | 8.8  | 3.6 | 2.3 | 2.3 | 3.1 | 3.1 | 1.2 |     | 4.4 | 7.5  |     | 47     |
| 03S | 01W | 18  | 2.3 | 0.4 | 2.8 | 2.5 |     |      |     | 1.3 | 4.8 |     |     |     | 2.1 | 1.8 |      | 2.7 | 20.7   |
| 03S | 01W | 19  |     |     |     |     |     |      |     |     |     |     |     |     |     |     |      |     |        |
| 03S | 01W | 20  |     |     |     |     | 6.0 | 7.8  |     |     |     |     |     |     |     |     |      |     | 13.8   |

Total Acres: 413.1

**COMBINED LIMITS OF LEASED RIGHT:**

| <u>Combined Rights</u>                                                 | <u>Lease Rate</u> | <u>Lease Volume</u> | <u>Acre Limit</u> | <u>Total Leased Acres</u> |
|------------------------------------------------------------------------|-------------------|---------------------|-------------------|---------------------------|
| 57-179, 57-180B, 57-181 & 57-7152                                      | NA                | NA                  | 413.1 AC          | 413.1 AC                  |
| 02-2361, 02-2370, 02-7001, 02-10020, 57-179, 57-180B, 57-181 & 57-7152 | NA                | NA                  | 418.9 AC          | 418.9 AC                  |

### 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, the lease term expires, or upon request from the lessor to change the term of the lease, 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.
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.
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.
  - b. If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
  - c. New lessor(s) of record will receive payment after the following rental season.
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 this right with right nos. 57-00179, 57-00181 and 57-07152 is limited to the irrigation of a combined total of 413.1 acres in an irrigation season.
13. Use of this right with the rights listed below is limited to the irrigation of a combined total of 418.9 acres in a single irrigation season. Combined right nos.: 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B and 57-181.
14. Use of water under this right will 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.57.
15. The use of water for irrigation from storage under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Water Supply Bank No. \_\_\_\_\_  
(For Department Use Only)

STATE OF IDAHO  
WATER RESOURCE BOARD

RECEIVED  
FEB 05 2014  
DEPARTMENT OF  
WATER RESOURCES

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

Name of Seller/Lessor Murphy Flats Water Company Phone \_\_\_\_\_

Mailing address PO Box 310 American Falls, Idaho 83211 Email \_\_\_\_\_

**A. DESCRIPTION OF WATER RIGHT, OR PORTION THEREOF, OFFERED TO THE BANK**

If the entire right is for sale or lease, show "ALL" below and skip the remainder of part A. Attach a copy of the water right report.

| 1. <u>Water Right Number</u> | <u>Amount (cfs/ac-ft)</u> | <u>Nature of Use</u> | <u>Period of Use</u>        |
|------------------------------|---------------------------|----------------------|-----------------------------|
| <u>2-2361</u>                | <u>5.70/1923.4</u>        | <u>Irrigation</u>    | <u>4/01</u> to <u>10/15</u> |
|                              |                           |                      | to _____                    |
|                              |                           |                      | to _____                    |

Total Amount: 5.70/1923.4

2. Source of water Snake River tributary to Columbia River

3. Point(s) of Diversion:

| Twp | Rge | Sec | Lot | ¼ | ¼  | ¼  | County |
|-----|-----|-----|-----|---|----|----|--------|
| 03S | 01E | 6   |     |   | NW | NW | Owhyee |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |

4. Lands irrigated or place of use:

| Twp | Rge     | Sec | NE ¼ |    |    |    | NW ¼ |    |    |    | SW ¼ |    |    |    | SE ¼ |    |    |    | Totals |
|-----|---------|-----|------|----|----|----|------|----|----|----|------|----|----|----|------|----|----|----|--------|
|     |         |     | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE |        |
| See | Exhibit | B   |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 356.9

See Exhibit B  
382 ps 3-25-11

**B. OWNERSHIP**

1. Are you currently listed in IDWR's records as the owner of the water right being offered to the bank? Yes ☐ No ☒  
If no, provide documentation of your authority to sign on behalf of the right holder OR attach a Notice of Change in Water Right Ownership form along with the required documentation and fee.

2. Is the water right appurtenant to land subject to any liens, deeds of trust, mortgages, or contracts? Yes ☐ No ☒  
If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes and list name of entity: \_\_\_\_\_

### C. GENERAL INFORMATION

1. Please provide a description of the current diversion system.  
Existing booster pumps from surface water sources, ponds, mainlines, and new pivots
2. Describe any other water rights used for the same purpose or at the same place of use as described above.  
57-179, 57-180B, 57-181, 57-7152, 57-7385, 2-2361, 2-2370, 2-7001, 2-10020
3. Will the present place of use continue to receive water from any source? Yes ☐ No ☒  
If yes, describe. \_\_\_\_\_
4. 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 right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code. \_\_\_\_\_
5. Is this water right involved in any other Department process such as an application for transfer or a mitigation plan? Yes ☐ No ☒  
If yes, describe. \_\_\_\_\_

### D. SALE/LEASE AGREEMENT

1. Is the water right, or portion thereof, described above offered to the Idaho Water Resource Board for sale ☐ or lease ☒?  
If Lease, for a period from 1/1/2014 to 12/31/2018 (not to exceed 5 years).  
(Month / Day / Year) (Month / Day / Year)
2. Show the minimum payment acceptable to the Seller/Lessor. The minimum payment may be shown as the "current rental rate" as established by the Idaho Water Resource Board. 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 right for sale or lease to the Idaho Water Resource Board.**

The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner/lessor of the right may not use the right even if the right is not rented from the bank.
3. A right accepted into the bank stays in the bank until the Board releases it or the lease term expires.
4. While a right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

Murphy Flats Water Company by the firm Lene Fork member 1-24-14  
Signature of Applicant Printed Name and Title\* Date

\_\_\_\_\_  
Signature of Applicant Printed Name and Title\* Date

\*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney

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

Exhibit B  
Snake River Water Rights

|                                       |           |            |
|---------------------------------------|-----------|------------|
| Acres dried up for lease under 2-2361 | Diversion | Volume     |
|                                       | 5.70 CFS  | 1923.4 AFA |

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 03S  | 01W  | 2    |        |        | 0      |        |        |        | 8.6    |        | 5.8    | 8.6    |        |        |        | 0      |        |        |
|      |      | 3    |        |        |        |        |        |        | 7      |        |        | 4.7    | 6.4    |        | 2.8    | 2      | 2.3    | 2.8    |
|      |      | 4    |        |        | 5.8    | 5.5    |        |        | 4.5    | 5.5    | 0      | 4.5    | 0      | 0      | 3.5    | 0      | 18.4   | 7.7    |
|      |      | 5    |        |        |        | 5      |        |        |        |        | 0      |        |        | 0      | 7.6    |        |        | 8.6    |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        |        | 2.4    | 2.4    | 0.4    | 3.9    |
|      |      | 8    | 7.3    | 2.5    | 1.7    | 6.2    | 2.3    | 2.2    | 2.3    | 2.1    | 2.3    | 2.6    | 4.7    | 3.5    | 6.3    | 1.4    | 3.6    | 7.4    |
|      |      | 9    | 2.7    | 2.3    | 1.8    | 2.1    |        |        | 3.1    | 1.8    | 2.1    | 3.4    | 3.5    | 2.1    | 2.4    | 2.2    | 2.5    | 2.5    |
|      |      | 10   | 7.3    | 6.6    | 1.8    | 0      | 3.1    | 1.4    | 1.8    | 1.7    | 2      | 2.2    | 1.8    | 0.7    | 0.8    | 1.7    | 0      | 1.6    |
|      |      | 11   |        |        |        |        | 3.6    | 18.3   | 0.2    | 1.8    | 4.2    | 1.9    |        |        |        |        |        |        |
|      |      | 15   |        | 2.1    |        |        | 4.8    |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 17   | 1.7    | 1.4    | 1.5    | 1.5    | 4.6    | 8.8    | 3.6    | 2.3    | 2.3    | 3.1    | 3.1    | 1.2    |        | 4.4    | 7.5    |        |
|      |      | 18   | 2.3    | 0.4    | 2.8    | 2.5    | 0      |        |        | 1.3    | 4.8    |        |        |        | 2.1    | 1.8    |        |        |
|      |      | 19   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 20   |        |        |        |        | 6      | 7.8    |        |        |        |        |        |        |        |        |        |        |

Total 382

\*382.0 acres will no longer be irrigated under current POU. A total combined 418.9 acres will be dried up under water rights 57-179, 57-180B, 57-181, 57-7152, 2-2361, 2-2370, 2-7001, 2-10020

Total acres to be dried up and leased to Idaho Water Supply Bank

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 03S  | 01W  | 2    |        |        | 0      |        |        |        | 8.6    |        | 5.8    | 8.6    |        |        |        | 0      | 0      |        |
|      |      | 3    |        |        |        |        |        |        | 7      |        |        | 4.7    | 6.4    |        | 2.8    | 2      | 2.3    | 2.8    |
|      |      | 4    |        |        | 5.8    | 5.5    |        |        | 4.5    | 5.5    | 0      | 4.5    | 0      | 0      | 3.5    | 0      | 18.4   | 7.7    |
|      |      | 5    |        | 0      | 0      | 5      | 0      |        |        | 0      | 0      |        | 0      | 0      | 7.6    | 0      | 0      | 8.6    |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        | 2.4    | 2.4    | 2.2    | 0.4    | 3.9    |
|      |      | 8    | 7.3    | 2.5    | 1.7    | 6.2    | 2.3    | 2.2    | 2.3    | 2.1    | 2.3    | 2.6    | 4.7    | 3.5    | 6.3    | 1.4    | 3.6    | 7.4    |
|      |      | 9    | 2.7    | 2.3    | 1.8    | 2.1    | 2.6    | 4.7    | 3.1    | 1.8    | 2.1    | 3.4    | 3.5    | 2.1    | 2.4    | 2.2    | 2.5    | 2.5    |
|      |      | 10   | 7.3    | 6.6    | 1.8    | 0      | 3.1    | 1.4    | 1.8    | 1.7    | 2      | 2.2    | 1.8    | 0.7    | 0.8    | 1.7    | 0      | 1.6    |
|      |      | 11   |        |        |        |        | 3.6    | 18.3   | 0.2    | 1.8    | 4.2    | 1.9    |        |        |        |        |        |        |
|      |      | 15   |        | 2.1    |        |        | 4.8    | 26.9   |        |        |        |        |        |        |        |        |        |        |
|      |      | 17   | 1.7    | 1.4    | 1.5    | 1.5    | 4.6    | 8.8    | 3.6    | 2.3    | 2.3    | 3.1    | 3.1    | 1.2    |        | 4.4    | 7.5    |        |
|      |      | 18   | 2.3    | 0.4    | 2.8    | 2.5    | 0      |        |        | 1.3    | 4.8    |        |        | 0      | 2.1    | 1.8    | 0      | 2.7    |
|      |      | 19   | 0      | 0      |        |        | 0      | 0      |        |        |        |        |        |        |        |        |        |        |
|      |      | 20   |        |        |        |        | 6      | 7.8    | 0      | 0      |        |        |        |        |        |        |        |        |

Total 418.9

Place of Use

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 03S  | 01W  | 2    |        |        | 13     |        |        |        | 36     |        | 40     | 40     |        |        |        | 23     |        |        |
|      |      | 3    |        |        |        |        |        |        | 40     |        |        | 32     | 37     |        | 40     | 40     | 40     | 40     |
|      |      | 4    |        |        | 40     | 40     |        |        | 40     | 40     | 40     | 40     | 40     | 40     | 39     | 40     | 27     | 39     |
|      |      | 5    |        |        |        | 39     |        |        |        |        | 39     |        |        | 39     | 39     |        |        | 39     |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        | 40     | 40     | 40     | 40     | 40     |
|      |      | 8    | 40     | 40     | 40     | 37     | 40     | 39     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     |
|      |      | 9    | 40     | 40     | 40     | 40     |        |        | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     |
|      |      | 10   | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     |
|      |      | 11   |        |        |        |        | 38     | 40     | 40     | 39     | 40     | 40     |        |        |        |        |        |        |
|      |      | 15   |        | 37     |        |        | 40     |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 17   | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     |        | 40     | 40     |        |
|      |      | 18   | 39     | 40     | 40     | 40     | 40     |        |        | 40     | 40     |        |        |        | 39     | 40     |        |        |
|      |      | 19   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 20   |        |        |        |        | 40     | 40     |        |        |        |        |        |        |        |        |        |        |

Total 4429



# Legend

- WSB Lease 2014 MFWC
- township
- Sections
- ladesc

## MURPHY FLATS WATER COMPANY INC WATER SUPPLY BANK LEASE 2014 NAIP 2013 AERIAL

RECEIVED  
FEB 05 2014  
DEPARTMENT OF  
WATER RESOURCES

Water Supply Bank No. \_\_\_\_\_  
(For Department Use Only)

STATE OF IDAHO  
WATER RESOURCE BOARD

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

Name of Seller/Lessor Murphy Flats Water Company Phone \_\_\_\_\_

Mailing address PO Box 310 American Falls, Idaho 83211 Email \_\_\_\_\_

**A. DESCRIPTION OF WATER RIGHT, OR PORTION THEREOF, OFFERED TO THE BANK**

If the entire right is for sale or lease, show "ALL" below and skip the remainder of part A. Attach a copy of the water right report.

1. Water Right Number 2-2370 Amount (cfs/ac-ft) 0.15/36.5 Nature of Use Irrigation Period of Use 4/01 to 10/15  
to \_\_\_\_\_  
to \_\_\_\_\_

Total Amount: 0.15/36.5

2. Source of water Snake River tributary to Columbia River

3. Point(s) of Diversion:

| Twp | Rge | Sec | Lot | ¼ | ¼  | ¼  | County |
|-----|-----|-----|-----|---|----|----|--------|
| 03S | 01E | 6   |     |   | NW | NW | Owhyee |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |

4. Lands irrigated or place of use:

| Twp | Rge     | Sec | NE ¼ |    |    |    | NW ¼ |    |    |    | SW ¼ |    |    |    | SE ¼ |    |    |    | Totals |
|-----|---------|-----|------|----|----|----|------|----|----|----|------|----|----|----|------|----|----|----|--------|
|     |         |     | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE |        |
| See | Exhibit | C   |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 42  
7.3 per Exhibit C

**B. OWNERSHIP**

1. Are you currently listed in IDWR's records as the owner of the water right being offered to the bank? Yes ☐ No ☒  
If no, provide documentation of your authority to sign on behalf of the right holder OR attach a Notice of Change in Water Right Ownership form along with the required documentation and fee.

2. Is the water right appurtenant to land subject to any liens, deeds of trust, mortgages, or contracts? Yes ☐ No ☒  
If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes and list name of entity: \_\_\_\_\_

### C. GENERAL INFORMATION

1. Please provide a description of the current diversion system.  
Existing booster pumps from surface water sources, ponds, mainlines, and new pivots
2. Describe any other water rights used for the same purpose or at the same place of use as described above.  
57-179, 57-180B, 57-181, 57-7152, 57-7385, 2-2361, 2-2370, 2-7001, 2-10020
3. Will the present place of use continue to receive water from any source? Yes ☐ No ☒  
If yes, describe.
4. 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 right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code.
5. Is this water right involved in any other Department process such as an application for transfer or a mitigation plan? Yes ☐ No ☒  
If yes, describe.

### D. SALE/LEASE AGREEMENT

1. Is the water right, or portion thereof, described above offered to the Idaho Water Resource Board for sale ☐ or lease ☒?  
If Lease, for a period from 1/1/2014 to 12/31/2018 (not to exceed 5 years).  
(Month / Day / Year) (Month / Day / Year)
2. Show the minimum payment acceptable to the Seller/Lessor. The minimum payment may be shown as the "current rental rate" as established by the Idaho Water Resource Board. 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 right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner/lessor of the right may not use the right even if the right is not rented from the bank.
3. A right accepted into the bank stays in the bank until the Board releases it or the lease term expires.
4. While a right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

Murphy Flatts Water Company, Inc. Carrie Felt member 1-24-14  
Signature of Applicant Printed Name and Title\* Date

\_\_\_\_\_  
Signature of Applicant Printed Name and Title\* Date

\*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney

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

Exhibit C  
Snake River Water Rights

|                                       |           |          |
|---------------------------------------|-----------|----------|
| Acres dried up for lease under 2-2370 | Diversion | Volume   |
|                                       | 0.15 CFS  | 36.5 AFA |

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 03S  | 01W  | 2    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 3    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 4    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 5    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 8    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 9    |        |        |        |        | 2.6    | 4.7    |        |        |        |        |        |        |        |        |        |        |
|      |      | 10   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 11   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 15   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 17   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 18   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 19   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 20   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

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7.3  
0  
0  
0  
0  
0  
0  
0

Total 7.3

\*7.3 acres will no longer be irrigated under current POU. A total combined 418.9 acres will be dried up under water rights 57-179, 57-180B, 57-181, 57-7152, 2-2361, 2-2370, 2-7001, 2-10020

Total acres to be dried up and leased to Idaho Water Supply Bank

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 03S  | 01W  | 2    |        |        | 0      |        |        |        | 8.6    |        | 5.8    | 8.6    |        |        |        | 0      | 0      |        |
|      |      | 3    |        |        |        |        |        |        | 7      |        |        | 4.7    | 6.4    |        | 2.8    | 2      | 2.3    | 2.8    |
|      |      | 4    |        |        | 5.8    | 5.5    |        |        | 4.5    | 5.5    | 0      | 4.5    | 0      | 0      | 3.5    | 0      | 18.4   | 7.7    |
|      |      | 5    |        | 0      | 0      | 5      | 0      |        |        | 0      | 0      |        | 0      | 0      | 7.6    | 0      | 0      | 8.6    |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        | 2.4    |        | 2.4    | 2.2    | 0.4    | 3.9    |
|      |      | 8    | 7.3    | 2.5    | 1.7    | 6.2    | 2.3    | 2.2    | 2.3    | 2.1    | 2.3    | 2.6    | 4.7    | 3.5    | 6.3    | 1.4    | 3.6    | 7.4    |
|      |      | 9    | 2.7    | 2.3    | 1.8    | 2.1    | 2.6    | 4.7    | 3.1    | 1.8    | 2.1    | 3.4    | 3.5    | 2.1    | 2.4    | 2.2    | 2.5    | 2.5    |
|      |      | 10   | 7.3    | 6.6    | 1.8    | 0      | 3.1    | 1.4    | 1.8    | 1.7    | 2      | 2.2    | 1.8    | 0.7    | 0.8    | 1.7    | 0      | 1.6    |
|      |      | 11   |        |        |        |        | 3.6    | 18.3   | 0.2    | 1.8    | 4.2    | 1.9    |        |        |        |        |        |        |
|      |      | 15   |        | 2.1    |        |        | 4.8    | 26.9   |        |        |        |        |        |        |        |        |        |        |
|      |      | 17   | 1.7    | 1.4    | 1.5    | 1.5    | 4.6    | 8.8    | 3.6    | 2.3    | 2.3    | 3.1    | 3.1    | 1.2    |        | 4.4    | 7.5    |        |
|      |      | 18   | 2.3    | 0.4    | 2.8    | 2.5    | 0      |        |        | 1.3    | 4.8    |        |        | 0      | 2.1    | 1.8    | 0      | 2.7    |
|      |      | 19   | 0      | 0      |        |        | 0      | 0      |        |        |        |        |        |        |        |        |        |        |
|      |      | 20   |        |        |        |        | 6      | 7.8    | 0      | 0      |        |        |        |        |        |        |        |        |

23  
28  
55.4  
21.2  
11.3  
58.4  
41.8  
34.5  
30  
33.8  
47  
20.7  
0  
13.8  
0

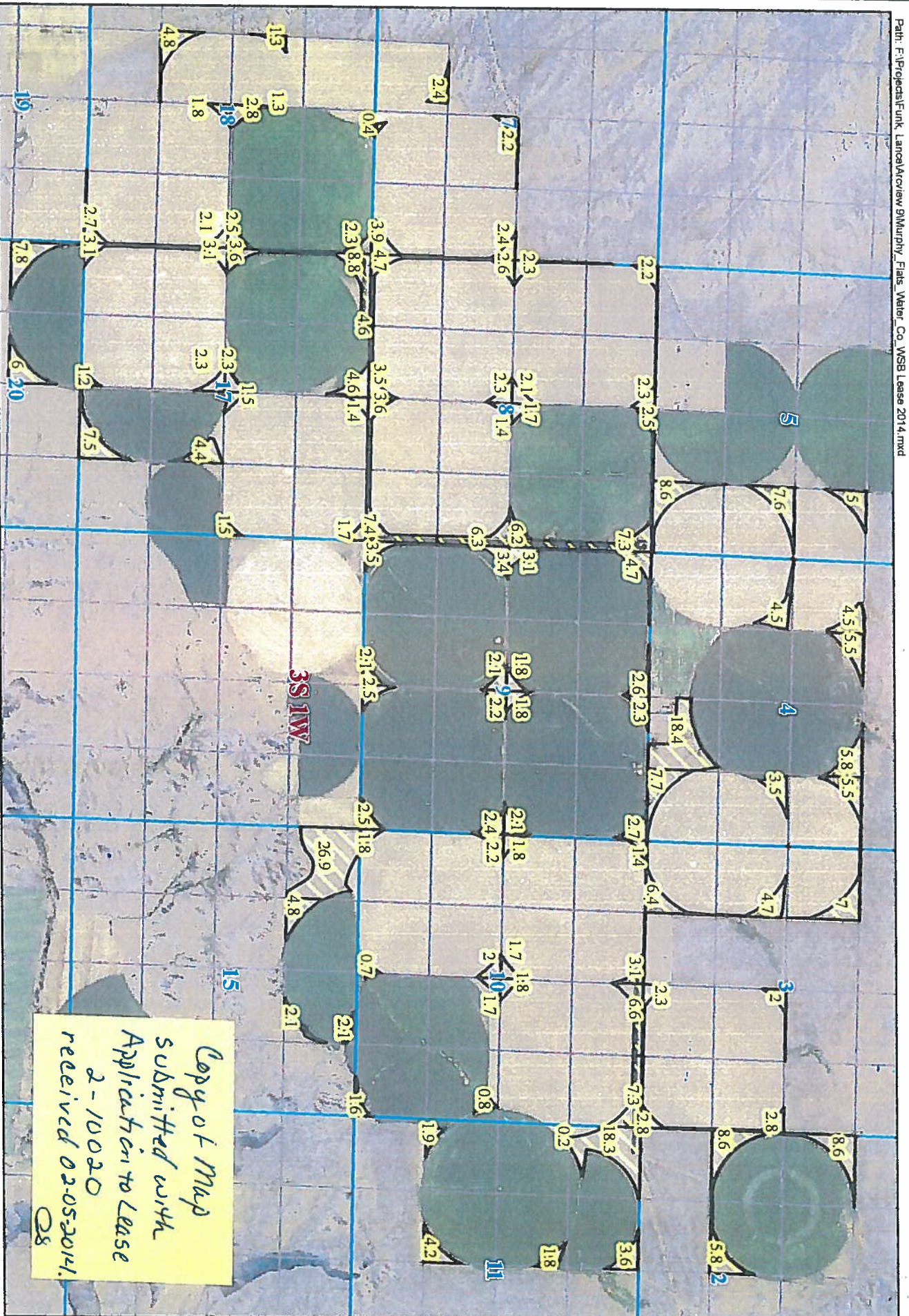
Total 418.9

Place of Use

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 03S  | 01W  | 2    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 3    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 4    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 5    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 8    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 9    |        |        |        |        | 40     | 40     |        |        |        |        |        |        |        |        |        |        |
|      |      | 10   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 11   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 15   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 17   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 18   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 19   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 20   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

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80  
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Total 80



Copy of Map  
submitted with  
Application to Lease  
2-10020  
received 02-05-2014.  
CS

Legend

- WSB Lease 2014 MFWC
- township
- Sections
- lndesc

MURPHY FLATS WATER COMPANY INC  
WATER SUPPLY BANK LEASE 2014

NAIP 2013 AERIAL

Water Supply Bank No. \_\_\_\_\_  
(For Department Use Only)**RECEIVED**  
**FEB 05 2014**  
DEPARTMENT OF  
WATER RESOURCESSTATE OF IDAHO  
WATER RESOURCE BOARD**APPLICATION TO SELL OR LEASE A WATER RIGHT  
TO THE WATER SUPPLY BANK**Name of Seller/Lessor Murphy Flats Water Company Phone \_\_\_\_\_Mailing address PO Box 310 American Falls, Idaho 83211 Email \_\_\_\_\_**A. DESCRIPTION OF WATER RIGHT, OR PORTION THEREOF, OFFERED TO THE BANK**

If the entire right is for sale or lease, show "ALL" below and skip the remainder of part A. Attach a copy of the water right report.

| 1. <u>Water Right Number</u>   | <u>Amount (cfs/ac-ft)</u> | <u>Nature of Use</u>          | <u>Period of Use</u> |                 |
|--------------------------------|---------------------------|-------------------------------|----------------------|-----------------|
| <u>2-7001</u>                  | <u>/21.4</u>              | <u>Irrigation Storage</u>     | <u>4/01</u>          | to <u>10/15</u> |
|                                | <u>/21.4</u>              | <u>Irrigation from Storag</u> | <u>4/01</u>          | to <u>10/15</u> |
|                                | <u>6.01/</u>              | <u>Diversion to Storage</u>   | <u>4/01</u>          | to <u>10/15</u> |
| Total Amount: <u>6.01/21.4</u> |                           |                               |                      |                 |

2. Source of water Snake River tributary to Columbia River

3. Point(s) of Diversion:

| Twp | Rge | Sec | Lot | ¼ | ¼  | ¼  | County |
|-----|-----|-----|-----|---|----|----|--------|
| 03S | 01E | 6   |     |   | NW | NW | Owhyee |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |

4. Lands irrigated or place of use:

| Twp | Rge     | Sec | NE ¼ |    |    |    | NW ¼ |    |    |    | SW ¼ |    |    |    | SE ¼ |    |    |    | Totals |
|-----|---------|-----|------|----|----|----|------|----|----|----|------|----|----|----|------|----|----|----|--------|
|     |         |     | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE |        |
| See | Exhibit | D   |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 374.3  
418.9 per Exhibit D**B. OWNERSHIP**

1. Are you currently listed in IDWR's records as the owner of the water right being offered to the bank? Yes ☐ No ☒  
If no, provide documentation of your authority to sign on behalf of the right holder OR attach a Notice of Change in Water Right Ownership form along with the required documentation and fee.
2. Is the water right appurtenant to land subject to any liens, deeds of trust, mortgages, or contracts? Yes ☐ No ☒  
If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes and list name of entity: \_\_\_\_\_

### C. GENERAL INFORMATION

1. Please provide a description of the current diversion system.  
Existing booster pumps from surface water sources, ponds, mainlines, and new pivots
2. Describe any other water rights used for the same purpose or at the same place of use as described above.  
57-179, 57-180B, 57-181, 57-7152, 57-7385, 2-2361, 2-2370, 2-7001, 2-10020
3. Will the present place of use continue to receive water from any source? Yes ☐ No ☒  
If yes, describe. \_\_\_\_\_
4. 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 right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code. \_\_\_\_\_
5. Is this water right involved in any other Department process such as an application for transfer or a mitigation plan? Yes ☐ No ☒  
If yes, describe. \_\_\_\_\_

### D. SALE/LEASE AGREEMENT

1. Is the water right, or portion thereof, described above offered to the Idaho Water Resource Board for sale ☐ or lease ☒?  
If Lease, for a period from 1/1/2014 to 12/31/2018 (not to exceed 5 years).  
(Month / Day / Year) (Month / Day / Year)
2. Show the minimum payment acceptable to the Seller/Lessor. The minimum payment may be shown as the "current rental rate" as established by the Idaho Water Resource Board. 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 right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner/lessor of the right may not use the right even if the right is not rented from the bank.
3. A right accepted into the bank stays in the bank until the Board releases it or the lease term expires.
4. While a right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

Murphy Flats Water Company by Jennifer Lemaire member 1/24/14  
Signature of Applicant Printed Name and Title\* Date

\_\_\_\_\_  
Signature of Applicant Printed Name and Title\* Date

\*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney

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

Exhibit D  
Snake River Water Rights

|                                       |           |          |
|---------------------------------------|-----------|----------|
| Acres dried up for lease under 2-7001 | Diversion | Volume   |
|                                       | 6.01 CFS  | 21.4 AFA |

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 03S  | 01W  | 2    |        |        | 0      |        |        |        | 8.6    |        | 5.8    | 8.6    |        |        |        | 0      |        |        |
|      |      | 3    |        |        |        |        |        |        | 7      |        |        | 4.7    | 6.4    |        | 2.8    | 2      | 2.3    | 2.8    |
|      |      | 4    |        |        | 5.8    | 5.5    |        |        | 4.5    | 5.5    | 0      | 4.5    | 0      | 0      | 3.5    | 0      | 18.4   | 7.7    |
|      |      | 5    |        |        |        | 5      |        |        |        |        |        |        |        |        | 7.6    |        |        | 8.6    |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        | 2.4    | 2.4    | 2.2    | 0.4    | 3.9    |
|      |      | 8    | 7.3    | 2.5    | 1.7    | 6.2    | 2.3    | 2.2    | 2.3    | 2.1    | 2.3    | 2.6    | 4.7    | 3.5    | 6.3    | 1.4    | 3.6    | 7.4    |
|      |      | 9    | 2.7    | 2.3    | 1.8    | 2.1    | 2.6    | 4.7    | 3.1    | 1.8    | 2.1    | 3.4    | 3.5    | 2.1    | 2.4    | 2.2    | 2.5    | 2.5    |
|      |      | 10   | 7.3    | 6.6    | 1.8    | 0      | 3.1    | 1.4    | 1.8    | 1.7    | 2      | 2.2    | 1.8    | 0.7    | 0.8    | 1.7    | 0      | 1.6    |
|      |      | 11   |        |        |        |        | 3.6    | 18.3   | 0.2    | 1.8    | 4.2    | 1.9    |        |        |        |        |        |        |
|      |      | 15   |        | 2.1    |        |        | 4.8    | 26.9   |        |        |        |        |        |        |        |        |        |        |
|      |      | 17   | 1.7    | 1.4    | 1.5    | 1.5    | 4.6    | 8.8    | 3.6    | 2.3    | 2.3    | 3.1    | 3.1    | 1.2    |        | 4.4    | 7.5    |        |
|      |      | 18   | 2.3    | 0.4    | 2.8    | 2.5    | 0      |        |        | 1.3    | 4.8    |        |        |        | 2.1    | 1.8    | 0      | 2.7    |
|      |      | 19   | 0      | 0      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 20   |        |        |        |        | 6      | 7.8    |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total 418.9

\*418.9 acres will no longer be irrigated under current POU. A total combined 418.9 acres will be dried up under water rights 57-179, 57-180B, 57-181, 57-7152, 2-2361, 2-2370, 2-7001, 2-10020

Total acres to be dried up and leased to Idaho Water Supply Bank

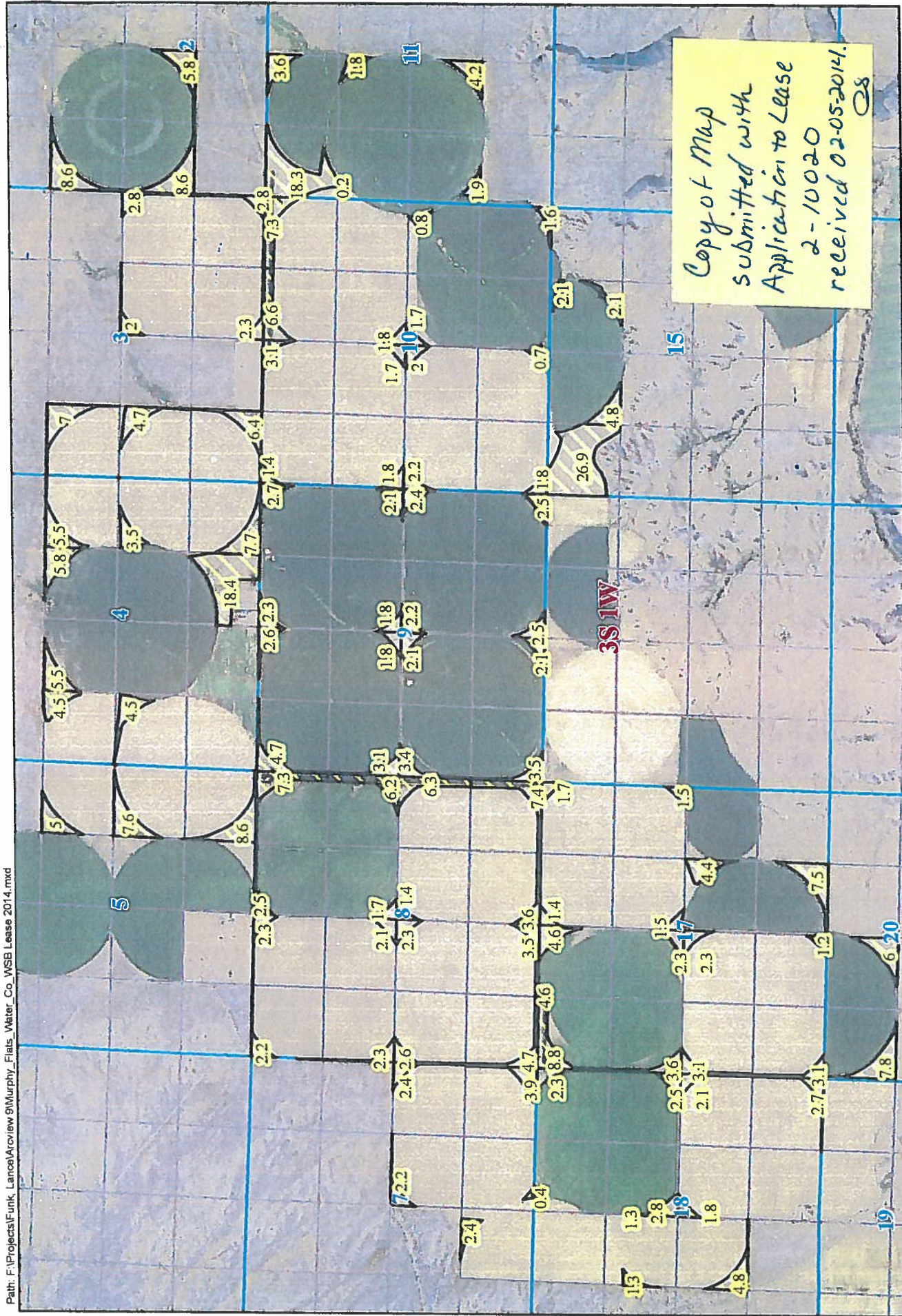
| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 03S  | 01W  | 2    |        |        | 0      |        |        |        | 8.6    |        | 5.8    | 8.6    |        |        |        | 0      |        |        |
|      |      | 3    |        |        |        |        |        |        | 7      |        |        | 4.7    | 6.4    |        | 2.8    | 2      | 2.3    | 2.8    |
|      |      | 4    |        |        | 5.8    | 5.5    |        |        | 4.5    | 5.5    | 0      | 4.5    | 0      | 0      | 3.5    | 0      | 18.4   | 7.7    |
|      |      | 5    |        | 0      | 0      | 5      | 0      |        |        | 0      | 0      |        | 0      | 0      | 7.6    | 0      | 0      | 8.6    |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        | 2.4    | 2.4    | 2.2    | 0.4    | 3.9    |
|      |      | 8    | 7.3    | 2.5    | 1.7    | 6.2    | 2.3    | 2.2    | 2.3    | 2.1    | 2.3    | 2.6    | 4.7    | 3.5    | 6.3    | 1.4    | 3.6    | 7.4    |
|      |      | 9    | 2.7    | 2.3    | 1.8    | 2.1    | 2.6    | 4.7    | 3.1    | 1.8    | 2.1    | 3.4    | 3.5    | 2.1    | 2.4    | 2.2    | 2.5    | 2.5    |
|      |      | 10   | 7.3    | 6.6    | 1.8    | 0      | 3.1    | 1.4    | 1.8    | 1.7    | 2      | 2.2    | 1.8    | 0.7    | 0.8    | 1.7    | 0      | 1.6    |
|      |      | 11   |        |        |        |        | 3.6    | 18.3   | 0.2    | 1.8    | 4.2    | 1.9    |        |        |        |        |        |        |
|      |      | 15   |        | 2.1    |        |        | 4.8    | 26.9   |        |        |        |        |        |        |        |        |        |        |
|      |      | 17   | 1.7    | 1.4    | 1.5    | 1.5    | 4.6    | 8.8    | 3.6    | 2.3    | 2.3    | 3.1    | 3.1    | 1.2    |        | 4.4    | 7.5    |        |
|      |      | 18   | 2.3    | 0.4    | 2.8    | 2.5    | 0      |        |        | 1.3    | 4.8    |        |        | 0      | 2.1    | 1.8    | 0      | 2.7    |
|      |      | 19   | 0      | 0      |        |        | 0      | 0      |        |        |        |        |        |        |        |        |        |        |
|      |      | 20   |        |        |        |        | 6      | 7.8    | 0      | 0      |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total 418.9

Place of Use

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 03S  | 01W  | 2    |        |        | 5      |        |        |        | 37     |        | 40     | 40     |        |        |        | 22     |        |        |
|      |      | 3    |        |        |        |        |        |        | 40     |        |        | 40     | 40     |        | 40     | 40     | 40     | 40     |
|      |      | 4    |        |        | 40     | 40     |        |        | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 27     | 40     |
|      |      | 5    |        |        |        | 39     |        |        |        |        |        |        |        |        | 40     |        |        | 40     |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        | 40     | 40     | 40     | 40     | 40     |
|      |      | 8    | 34     | 40     | 40     | 35     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 36     | 40     | 40     | 36     |
|      |      | 9    | 40     | 40     | 40     | 40     | 40     | 39     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     |
|      |      | 10   | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     |
|      |      | 11   |        |        |        |        | 40     | 40     | 40     | 40     | 40     | 40     |        |        |        |        |        |        |
|      |      | 15   |        | 36     |        |        | 40     | 29     |        |        |        |        |        |        |        |        |        |        |
|      |      | 17   | 40     | 40     | 40     | 40     | 40     | 35     | 40     | 40     | 40     | 40     | 40     | 40     |        | 40     | 40     |        |
|      |      | 18   | 40     | 40     | 40     | 40     | 40     |        |        | 40     | 40     |        |        |        | 40     | 40     | 40     | 40     |
|      |      | 19   | 40     | 33     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 20   |        |        |        |        | 40     | 40     |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total 4603



Legend

- WSB Lease 2014 MFWC
- twinsip
- Sections
- ladesec

MURPHY FLATS WATER COMPANY INC  
WATER SUPPLY BANK LEASE 2014  
NAIP 2013 AERIAL

Water Supply Bank No. \_\_\_\_\_  
(For Department Use Only)RECEIVED  
FEB 05 2014  
DEPARTMENT OF  
WATER RESOURCESSTATE OF IDAHO  
WATER RESOURCE BOARDAPPLICATION TO SELL OR LEASE A WATER RIGHT  
TO THE WATER SUPPLY BANKName of Seller/Lessor Murphy Flats Water Company Phone \_\_\_\_\_Mailing address PO Box 310 American Falls, Idaho 83211 Email \_\_\_\_\_**A. DESCRIPTION OF WATER RIGHT, OR PORTION THEREOF, OFFERED TO THE BANK**

If the entire right is for sale or lease, show "ALL" below and skip the remainder of part A. Attach a copy of the water right report.

| 1. <u>Water Right Number</u> | <u>Amount (cfs/ac-ft)</u> | <u>Nature of Use</u>    | <u>Period of Use</u> |
|------------------------------|---------------------------|-------------------------|----------------------|
| 2-10020                      | /5.3                      | Irrigation Storage      | 3/01 to 11/15        |
|                              | /5.3                      | Irrigation from Storang | 3/01 to 11/15        |
|                              | 5.66/                     | Diversion to Storage    | 3/01 to 11/15        |
| Total Amount: 5.66/5.3       |                           |                         |                      |

2. Source of water Snake River tributary to Columbia River

3. Point(s) of Diversion:

| Twp | Rge | Sec | Lot | ¼ | ¼  | ¼  | County |
|-----|-----|-----|-----|---|----|----|--------|
| 03S | 01E | 6   |     |   | NW | NW | Owhyee |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |

4. Lands irrigated or place of use:

| Twp | Rge     | Sec | NE ¼ |    |    |    | NW ¼ |    |    |    | SW ¼ |    |    |    | SE ¼ |    |    |    | Totals |
|-----|---------|-----|------|----|----|----|------|----|----|----|------|----|----|----|------|----|----|----|--------|
|     |         |     | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE |        |
| See | Exhibit | E   |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 337.1  
389.3 per Exhibit E**B. OWNERSHIP**1. Are you currently listed in IDWR's records as the owner of the water right being offered to the bank? Yes ☐ No ☒  
If no, provide documentation of your authority to sign on behalf of the right holder OR attach a Notice of Change in Water Right Ownership form along with the required documentation and fee.2. Is the water right appurtenant to land subject to any liens, deeds of trust, mortgages, or contracts? Yes ☐ No ☒  
If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes and list name of entity: \_\_\_\_\_

### C. GENERAL INFORMATION

1. Please provide a description of the current diversion system.

Existing booster pumps from surface water sources, ponds, mainlines, and new pivots

2. Describe any other water rights used for the same purpose or at the same place of use as described above.

57-179, 57-180B, 57-181, 57-7152, 57-7385, 2-2361, 2-2370, 2-7001, 2-10020

3. Will the present place of use continue to receive water from any source?

Yes ☐ No ☒

If yes, describe.

4. 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 right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code.

5. Is this water right involved in any other Department process such as an application for transfer or a mitigation plan? Yes ☐ No ☒

If yes, describe.

### D. SALE/LEASE AGREEMENT

1. Is the water right, or portion thereof, described above offered to the Idaho Water Resource Board for sale ☐ or lease ☒.

If Lease, for a period from 1/1/2014 to 12/31/2018 (not to exceed 5 years).  
(Month / Day / Year) (Month / Day / Year)

2. Show the minimum payment acceptable to the Seller/Lessor. The minimum payment may be shown as the "current rental rate" as established by the Idaho Water Resource Board. 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 right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner/lessor of the right may not use the right even if the right is not rented from the bank.
3. A right accepted into the bank stays in the bank until the Board releases it or the lease term expires.
4. While a right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

Murphy Flats Water Company, Inc.  
Signature of Applicant

Lonnie Funk  
Printed Name and Title\*

1-24-14  
Date

Signature of Applicant

Printed Name and Title\*

Date

\*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney

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

1/23/2014 2:09 PM

Exhibit E  
Snake River Water Rights

|                                        |           |         |
|----------------------------------------|-----------|---------|
| Acres dried up for lease under 2-10020 | Diversion | Volume  |
|                                        | 5.66 CFS  | 6.3 AFA |

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |      |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |      |
| 03S  | 01W  | 2    |        |        | 0      |        |        |        | 8.6    |        | 5.8    | 8.6    |        |        |        | 0      |        |        | 23   |
|      |      | 3    |        |        |        |        |        |        | 7      |        |        | 4.7    | 6.4    |        | 2.8    | 2      | 2.3    | 2.8    | 28   |
|      |      | 4    |        |        | 5.8    | 5.5    |        |        | 4.5    | 5.5    | 0      | 4.5    | 0      | 0      | 3.5    | 0      | 18.4   | 7.7    | 55.4 |
|      |      | 5    |        |        |        | 5      |        |        |        |        | 0      |        |        | 0      | 7.6    |        |        | 8.6    | 21.2 |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        | 2.4    | 2.4    | 2.2    | 0.4    | 3.9    | 11.3 |
|      |      | 8    | 7.3    | 2.5    | 1.7    | 6.2    | 2.3    | 2.2    | 2.3    | 2.1    | 2.3    | 2.6    | 4.7    | 3.5    | 6.3    | 1.4    | 3.6    | 7.4    | 58.4 |
|      |      | 9    | 2.7    | 2.3    | 1.8    | 2.1    | 2.6    | 4.7    | 3.1    | 1.8    | 2.1    | 3.4    | 3.5    | 2.1    | 2.4    | 2.2    | 2.5    | 2.5    | 41.8 |
|      |      | 10   | 7.3    | 6.6    | 1.8    | 0      | 3.1    | 1.4    | 1.8    | 1.7    | 2      | 2.2    | 1.8    | 0.7    | 0.8    | 1.7    | 0      | 1.6    | 34.5 |
|      |      | 11   |        |        |        |        | 3.6    | 18.3   | 0.2    | 1.8    | 4.2    | 1.9    |        |        |        |        |        |        | 30   |
|      |      | 15   |        | 2.1    |        |        | 4.8    |        |        |        |        |        |        |        |        |        |        |        | 6.9  |
|      |      | 17   | 1.7    | 1.4    | 1.5    | 1.5    | 4.6    | 8.8    | 3.6    | 2.3    | 2.3    | 3.1    | 3.1    | 1.2    |        | 4.4    | 7.5    |        | 47   |
|      |      | 18   | 2.3    | 0.4    | 2.8    | 2.5    | 0      |        |        | 1.3    | 4.8    |        |        |        | 2.1    | 1.8    |        |        | 18   |
|      |      | 19   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 0    |
|      |      | 20   |        |        |        |        | 6      | 7.8    | 0      | 0      |        |        |        |        |        |        |        |        | 13.8 |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 0    |

Total 389.3

\*389.3 acres will no longer be irrigated under current POU. A total combined 418.9 acres will be dried up under water rights 57-179, 57-180B, 57-181, 57-7152, 2-2361, 2-2370, 2-7001, 2-10020

Total acres to be dried up and leased to Idaho Water Supply Bank

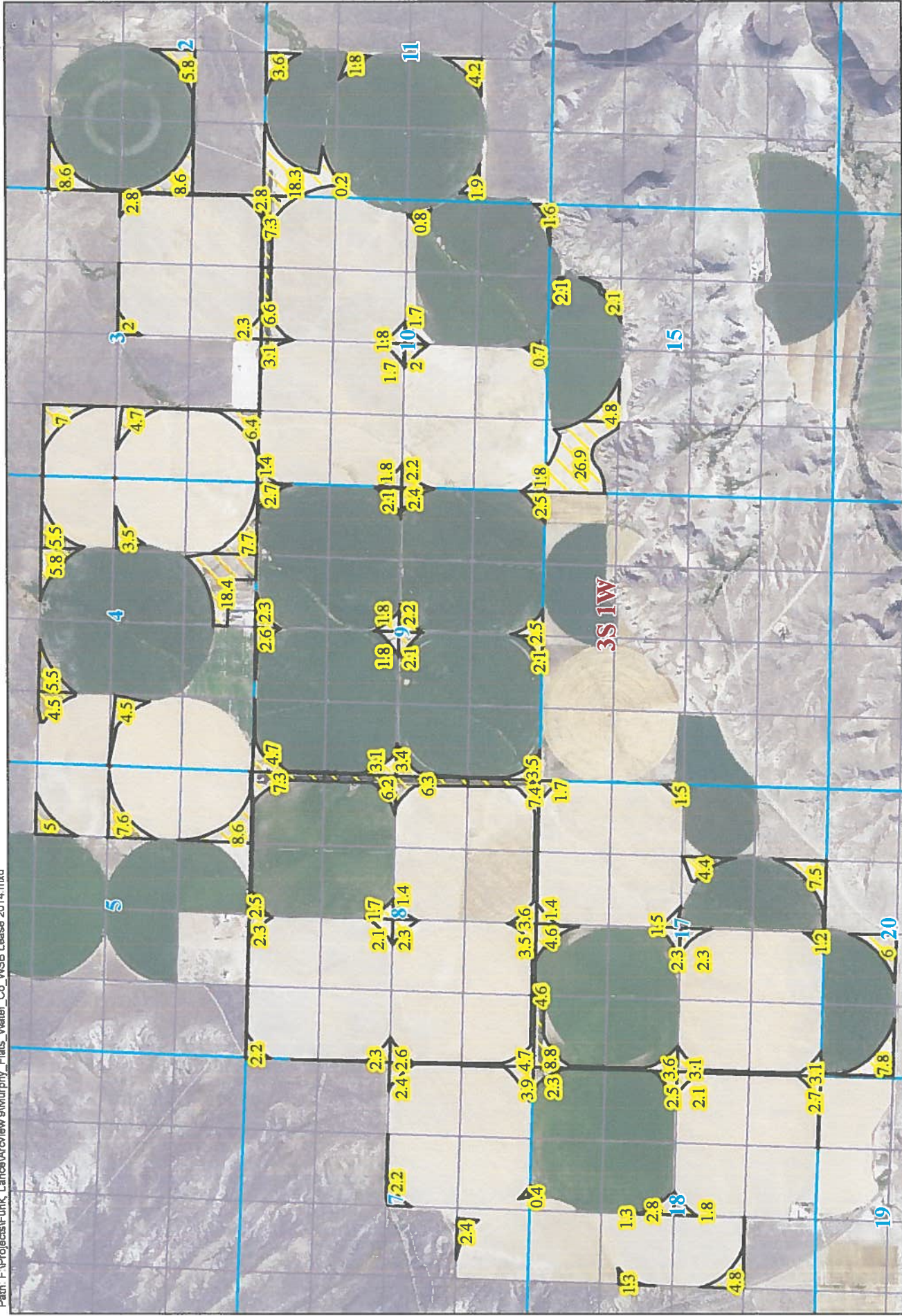
| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |      |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |      |
| 03S  | 01W  | 2    |        |        | 0      |        |        |        | 8.6    |        | 5.8    | 8.6    |        |        |        | 0      | 0      |        | 23   |
|      |      | 3    |        |        |        |        |        |        | 7      |        |        | 4.7    | 6.4    |        | 2.8    | 2      | 2.3    | 2.8    | 28   |
|      |      | 4    |        |        | 5.8    | 5.5    |        |        | 4.5    | 5.5    | 0      | 4.5    | 0      | 0      | 3.5    | 0      | 18.4   | 7.7    | 55.4 |
|      |      | 5    |        | 0      | 0      | 5      | 0      |        |        | 0      | 0      |        | 0      | 0      | 7.6    | 0      | 0      | 8.6    | 21.2 |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        | 2.4    | 2.4    | 2.2    | 0.4    | 3.9    | 11.3 |
|      |      | 8    | 7.3    | 2.5    | 1.7    | 6.2    | 2.3    | 2.2    | 2.3    | 2.1    | 2.3    | 2.6    | 4.7    | 3.5    | 6.3    | 1.4    | 3.6    | 7.4    | 58.4 |
|      |      | 9    | 2.7    | 2.3    | 1.8    | 2.1    | 2.6    | 4.7    | 3.1    | 1.8    | 2.1    | 3.4    | 3.5    | 2.1    | 2.4    | 2.2    | 2.5    | 2.5    | 41.8 |
|      |      | 10   | 7.3    | 6.6    | 1.8    | 0      | 3.1    | 1.4    | 1.8    | 1.7    | 2      | 2.2    | 1.8    | 0.7    | 0.8    | 1.7    | 0      | 1.6    | 34.5 |
|      |      | 11   |        |        |        |        | 3.6    | 18.3   | 0.2    | 1.8    | 4.2    | 1.9    |        |        |        |        |        |        | 30   |
|      |      | 15   |        | 2.1    |        |        | 4.8    | 26.9   |        |        |        |        |        |        |        |        |        |        | 33.8 |
|      |      | 17   | 1.7    | 1.4    | 1.5    | 1.5    | 4.6    | 8.8    | 3.6    | 2.3    | 2.3    | 3.1    | 3.1    | 1.2    |        | 4.4    | 7.5    |        | 47   |
|      |      | 18   | 2.3    | 0.4    | 2.8    | 2.5    | 0      |        |        | 1.3    | 4.8    |        |        | 0      | 2.1    | 1.8    | 0      | 2.7    | 20.7 |
|      |      | 19   | 0      | 0      |        |        | 0      | 0      |        |        |        |        |        |        |        |        |        |        | 0    |
|      |      | 20   |        |        |        |        | 6      | 7.8    | 0      | 0      |        |        |        |        |        |        |        |        | 13.8 |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 0    |

Total 418.9

Place of Use

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |     |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-----|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |     |
| 03S  | 01W  | 2    |        |        | 30     |        |        |        | 37     |        | 40     | 39     |        |        |        | 35     |        |        | 181 |
|      |      | 3    |        |        |        |        |        |        | 39     |        |        | 38     | 38     |        | 39     | 40     | 39     | 38     | 271 |
|      |      | 4    |        |        | 40     | 39     |        |        | 38     | 40     | 40     | 39     | 38     | 39     | 39     | 40     | 39     | 38     | 469 |
|      |      | 5    |        |        |        | 38     |        |        |        |        | 40     |        |        | 39     | 38     |        |        | 38     | 193 |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        | 39     | 39     | 40     | 39     | 38     | 195 |
|      |      | 8    | 38     | 39     | 40     | 39     | 39     | 38     | 39     | 40     | 40     | 39     | 38     | 39     | 39     | 40     | 39     | 38     | 624 |
|      |      | 9    | 38     | 39     | 40     | 39     | 40     | 40     | 39     | 40     | 40     | 39     | 38     | 39     | 39     | 40     | 39     | 38     | 627 |
|      |      | 10   | 38     | 39     | 40     | 39     | 39     | 38     | 39     | 40     | 40     | 39     | 38     | 39     | 39     | 40     | 39     | 38     | 624 |
|      |      | 11   |        |        |        |        | 38     | 38     | 39     | 39     | 39     | 39     |        |        |        |        |        |        | 232 |
|      |      | 15   |        | 37     |        |        | 39     |        |        |        |        |        |        |        |        |        |        |        | 76  |
|      |      | 17   | 38     | 39     | 40     | 39     | 39     | 38     | 39     | 40     | 40     | 39     | 38     | 39     |        | 40     | 39     |        | 547 |
|      |      | 18   | 38     | 39     | 40     | 39     | 39     |        |        | 39     | 39     |        |        |        | 39     | 40     |        |        | 352 |
|      |      | 19   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 0   |
|      |      | 20   |        |        |        |        | 39     | 38     | 37     | 35     |        |        |        |        |        |        |        |        | 149 |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 0   |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 0   |

Total 4540



**Legend**

- WSB Lease 2014 MFWC
- twiship
- Sections
- ladesec

**MURPHY FLATS WATER COMPANY INC  
WATER SUPPLY BANK LEASE 2014  
NAIP 2013 AERIAL**

RECEIVED

FEB 05 2014

DEPARTMENT OF STATE OF IDAHO  
WATER RESOURCES WATER RESOURCE BOARD

Water Supply Bank No. \_\_\_\_\_  
(For Department Use Only)

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

Name of Seller/Lessor Murphy Flats Water Company Phone \_\_\_\_\_

Mailing address PO Box 310 American Falls, Idaho 83211 Email \_\_\_\_\_

### A. DESCRIPTION OF WATER RIGHT, OR PORTION THEREOF, OFFERED TO THE BANK

If the entire right is for sale or lease, show "ALL" below and skip the remainder of part A. Attach a copy of the water right report.

| 1. <u>Water Right Number</u> | <u>Amount (cfs/ac-ft)</u> | <u>Nature of Use</u> | <u>Period of Use</u>        |
|------------------------------|---------------------------|----------------------|-----------------------------|
| <u>57-179</u>                | <u>0.04/</u>              | <u>Irrigation</u>    | <u>3/01</u> to <u>11/15</u> |
|                              |                           |                      | to _____                    |
|                              |                           |                      | to _____                    |

Total Amount: 0.04/

2. Source of water Sinker Creek tributary to Snake River

3. Point(s) of Diversion:

| Twp | Rge | Sec | Lot | ¼ | ¼  | ¼  | County |
|-----|-----|-----|-----|---|----|----|--------|
| 04S | 02W | 11  |     |   | SE | NW | Owhyee |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |

4. Lands irrigated or place of use:

| Twp | Rge     | Sec | NE ¼ |    |    |    | NW ¼ |    |    |    | SW ¼ |    |    |    | SE ¼ |    |    |    | Totals |
|-----|---------|-----|------|----|----|----|------|----|----|----|------|----|----|----|------|----|----|----|--------|
|     |         |     | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE |        |
| See | Exhibit | A   |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 381.4

413.1  
per Exhibit A 57-7152

### B. OWNERSHIP

- Are you currently listed in IDWR's records as the owner of the water right being offered to the bank? Yes ☐ No ☒  
If no, provide documentation of your authority to sign on behalf of the right holder OR attach a Notice of Change in Water Right Ownership form along with the required documentation and fee.
- Is the water right appurtenant to land subject to any liens, deeds of trust, mortgages, or contracts? Yes ☐ No ☒  
If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes and list name of entity: \_\_\_\_\_

### C. GENERAL INFORMATION

1. Please provide a description of the current diversion system.  
Existing booster pumps from surface water sources, ponds, mainlines, and new pivots
2. Describe any other water rights used for the same purpose or at the same place of use as described above.  
57-179, 57-180B, 57-181, 57-7152, 57-7385, 2-2361, 2-2370, 2-7001, 2-10020
3. Will the present place of use continue to receive water from any source? Yes ☐ No ☒  
If yes, describe. \_\_\_\_\_
4. 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 right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code. \_\_\_\_\_
5. Is this water right involved in any other Department process such as an application for transfer or a mitigation plan? Yes ☐ No ☒  
If yes, describe. \_\_\_\_\_

### D. SALE/LEASE AGREEMENT

1. Is the water right, or portion thereof, described above offered to the Idaho Water Resource Board for sale ☐ or lease ☒?  
If Lease, for a period from 1/1/2014 to 12/31/2018 (not to exceed 5 years).  
(Month / Day / Year) (Month / Day / Year)
2. Show the minimum payment acceptable to the Seller/Lessor. The minimum payment may be shown as the "current rental rate" as established by the Idaho Water Resource Board. 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 right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

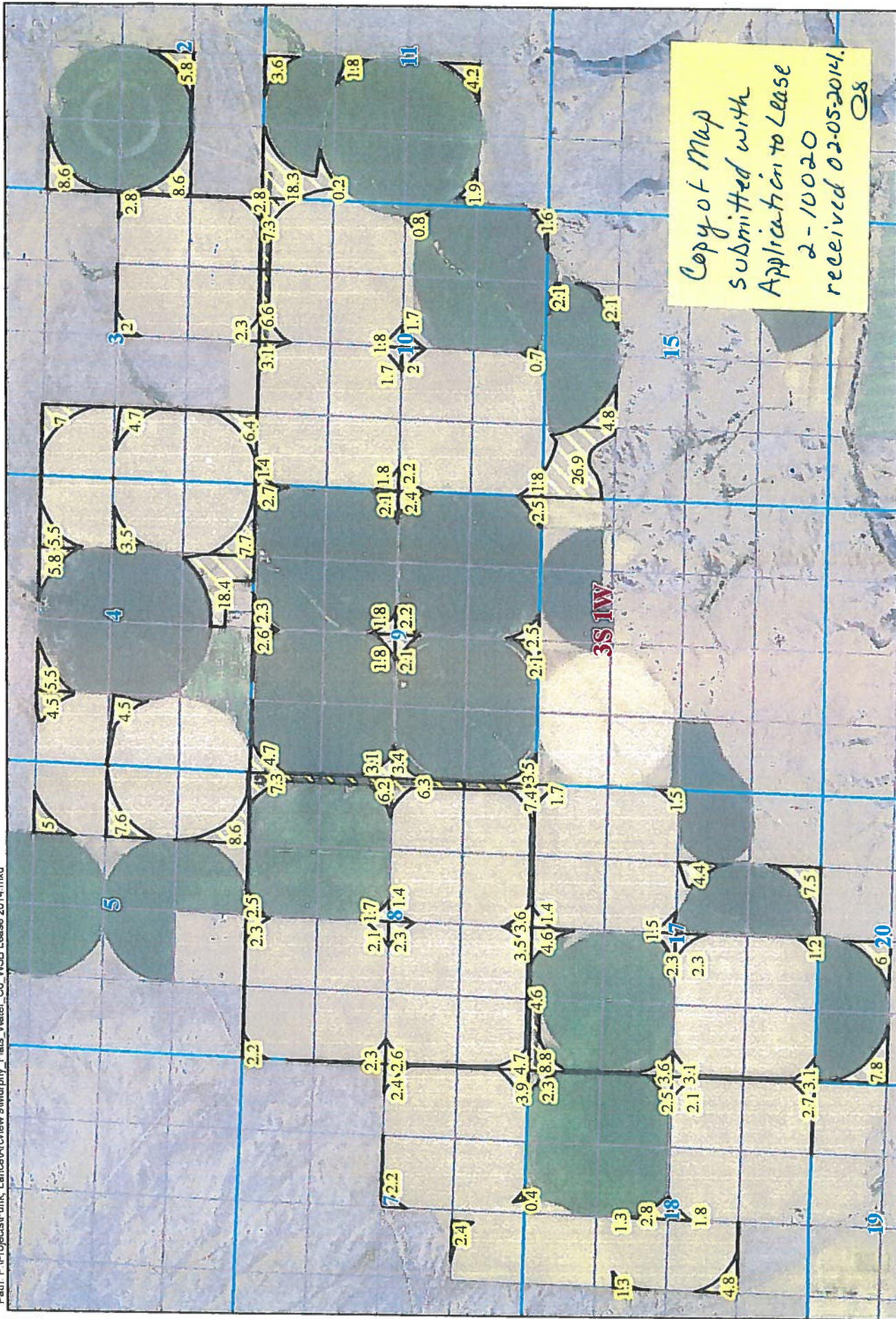
1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner/lessor of the right may not use the right even if the right is not rented from the bank.
3. A right accepted into the bank stays in the bank until the Board releases it or the lease term expires.
4. While a right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

Murphy Flats Water Company by President Lance Ford member 1-24-14  
Signature of Applicant Printed Name and Title\* Date

\_\_\_\_\_  
Signature of Applicant Printed Name and Title\* Date

\*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney

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



# Legend

- WSB Lease 2014 MPWC
- twship
- Sections
- ladesc

## MURPHY FLATS WATER COMPANY INC WATER SUPPLY BANK LEASE 2014 NAIP 2013 AERIAL

RECEIVED  
FEB 25 2014  
DEPARTMENT OF  
WATER RESOURCES

Water Supply Bank No. \_\_\_\_\_  
(For Department Use Only)

STATE OF IDAHO  
WATER RESOURCE BOARD

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

Name of Seller/Lessor Murphy Flats Water Company Phone \_\_\_\_\_

Mailing address PO Box 310 American Falls, Idaho 83211 Email \_\_\_\_\_

A. DESCRIPTION OF WATER RIGHT, OR PORTION THEREOF, OFFERED TO THE BANK

If the entire right is for sale or lease, show "ALL" below and skip the remainder of part A. Attach a copy of the water right report.

1. Water Right Number 57-180B Amount (cfs/ac-ft) 0.02/ Nature of Use Irrigation Period of Use 3/01 to 11/15  
\_\_\_\_\_ to \_\_\_\_\_  
\_\_\_\_\_ to \_\_\_\_\_

Total Amount: 0.02/

2. Source of water Sinker Creek tributary to Snake River

3. Point(s) of Diversion:

| Twp | Rge | Sec | Lot | ¼ | ¼  | ¼  | County |
|-----|-----|-----|-----|---|----|----|--------|
| 04S | 02W | 11  |     |   | SE | NW | Owhyee |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |

4. Lands irrigated or place of use:

| Twp | Rge     | Sec | NE ¼ |    |    |    | NW ¼ |    |    |    | SW ¼ |    |    |    | SE ¼ |    |    |    | Totals |
|-----|---------|-----|------|----|----|----|------|----|----|----|------|----|----|----|------|----|----|----|--------|
|     |         |     | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE |        |
| See | Exhibit | A   |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 381.4

413.1 per Exhibit A  
0157-7152 ps 3-25-14

B. OWNERSHIP

1. Are you currently listed in IDWR's records as the owner of the water right being offered to the bank? Yes ☐ No ☒  
If no, provide documentation of your authority to sign on behalf of the right holder OR attach a Notice of Change in Water Right Ownership form along with the required documentation and fee.

2. Is the water right appurtenant to land subject to any liens, deeds of trust, mortgages, or contracts? Yes ☐ No ☒  
If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes and list name of entity: \_\_\_\_\_

**C. GENERAL INFORMATION**

1. Please provide a description of the current diversion system.

Existing booster pumps from surface water sources, ponds, mainlines, and new pivots

2. Describe any other water rights used for the same purpose or at the same place of use as described above.

57-179, 57-180B, 57-181, 57-7152, 57-7385, 2-2361, 2-2370, 2-7001, 2-10020

3. Will the present place of use continue to receive water from any source?

Yes ☐ No ☒

If yes, describe.

4. 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 right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code.

5. Is this water right involved in any other Department process such as an application for transfer or a mitigation plan? Yes ☐ No ☒

If yes, describe.

**D. SALE/LEASE AGREEMENT**

1. Is the water right, or portion thereof, described above offered to the Idaho Water Resource Board for sale ☐ or lease ☒.

If Lease, for a period from 1/1/2014 to 12/31/2018 (not to exceed 5 years).  
(Month / Day / Year) (Month / Day / Year)

2. Show the minimum payment acceptable to the Seller/Lessor. The minimum payment may be shown as the "current rental rate" as established by the Idaho Water Resource Board. 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 right for sale or lease to the Idaho Water Resource Board.**

The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner/lessor of the right may not use the right even if the right is not rented from the bank.
3. A right accepted into the bank stays in the bank until the Board releases it or the lease term expires.
4. While a right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

Murphy Flats Water Company by [Signature] Conc Funk member 1-24-14  
Signature of Applicant Printed Name and Title\* Date

Signature of Applicant

Printed Name and Title\*

Date

\*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney



Legend

- WSB Lease 2014 MFWC
- twship
- Sections
- ladesc

**MURPHY FLATS WATER COMPANY INC  
WATER SUPPLY BANK LEASE 2014  
NAIP 2013 AERIAL**

Water Supply Bank No. \_\_\_\_\_  
(For Department Use Only)

RECEIVED  
FEB 05 2014  
DEPARTMENT OF  
WATER RESOURCES

STATE OF IDAHO  
WATER RESOURCE BOARD

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

Name of Seller/Lessor Murphy Land Company LLC Phone \_\_\_\_\_

Mailing address PO Box 310 American Falls, Idaho 83211 Email \_\_\_\_\_

**A. DESCRIPTION OF WATER RIGHT, OR PORTION THEREOF, OFFERED TO THE BANK**

If the entire right is for sale or lease, show "ALL" below and skip the remainder of part A. Attach a copy of the water right report.

| 1. <u>Water Right Number</u> | <u>Amount (cfs/ac-ft)</u> | <u>Nature of Use</u> | <u>Period of Use</u>        |
|------------------------------|---------------------------|----------------------|-----------------------------|
| <u>57-181</u>                | <u>7.29/</u>              | <u>Irrigation</u>    | <u>3/01</u> to <u>11/15</u> |
|                              |                           |                      | to _____                    |
|                              |                           |                      | to _____                    |

Total Amount: 7.29/

2. Source of water Sinker Creek tributary to Snake River

3. Point(s) of Diversion:

| Twp | Rge | Sec | Lot | ¼ | ¼  | ¼  | County |
|-----|-----|-----|-----|---|----|----|--------|
| 04S | 02W | 11  |     |   | SE | NW | Owhyee |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |

4. Lands irrigated or place of use:

| Twp | Rge     | Sec | NE ¼ |    |    |    | NW ¼ |    |    |    | SW ¼ |    |    |    | SE ¼ |    |    |    | Totals |
|-----|---------|-----|------|----|----|----|------|----|----|----|------|----|----|----|------|----|----|----|--------|
|     |         |     | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE |        |
| See | Exhibit | A   |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 375.9

413.1 per Exhibit A  
on 57-7152. p5325

**B. OWNERSHIP**

1. Are you currently listed in IDWR's records as the owner of the water right being offered to the bank? Yes ☐ No ☒  
If no, provide documentation of your authority to sign on behalf of the right holder OR attach a Notice of Change in Water Right Ownership form along with the required documentation and fee.

2. Is the water right appurtenant to land subject to any liens, deeds of trust, mortgages, or contracts? Yes ☐ No ☒  
If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes and list name of entity: \_\_\_\_\_

### C. GENERAL INFORMATION

1. Please provide a description of the current diversion system.  
Existing booster pumps from surface water sources, ponds, mainlines, and new pivots
2. Describe any other water rights used for the same purpose or at the same place of use as described above.  
57-179, 57-180B, 57-181, 57-7152, 57-7385, 2-2361, 2-2370, 2-7001, 2-10020
3. Will the present place of use continue to receive water from any source? Yes ☐ No ☒  
If yes, describe. \_\_\_\_\_
4. 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 right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code. \_\_\_\_\_
5. Is this water right involved in any other Department process such as an application for transfer or a mitigation plan? Yes ☐ No ☒  
If yes, describe. \_\_\_\_\_

### D. SALE/LEASE AGREEMENT

1. Is the water right, or portion thereof, described above offered to the Idaho Water Resource Board for sale ☐ or lease ☒?  
If Lease, for a period from 1/1/2014 to 12/31/2018 (not to exceed 5 years).  
(Month / Day / Year) (Month / Day / Year)
2. Show the minimum payment acceptable to the Seller/Lessor. The minimum payment may be shown as the "current rental rate" as established by the Idaho Water Resource Board. 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 right for sale or lease to the Idaho Water Resource Board.**

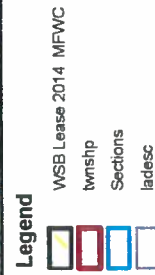
The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner/lessor of the right may not use the right even if the right is not rented from the bank.
3. A right accepted into the bank stays in the bank until the Board releases it or the lease term expires.
4. While a right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

Murphy Flats Water Company, Inc. Long Fork member 1-24-14  
Signature of Applicant Printed Name and Title\* Date

\_\_\_\_\_  
Signature of Applicant Printed Name and Title\* Date

\*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney



**MURPHY FLATS WATER COMPANY INC  
WATER SUPPLY BANK LEASE 2014  
NAIP 2013 AERIAL**

Water Supply Bank No. \_\_\_\_\_  
(For Department Use Only)

STATE OF IDAHO  
WATER RESOURCE BOARD

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

Name of Seller/Lessor Murphy Flats Water Company Phone \_\_\_\_\_

Mailing address PO Box 310 American Falls, Idaho 83211 Email \_\_\_\_\_

**A. DESCRIPTION OF WATER RIGHT, OR PORTION THEREOF, OFFERED TO THE BANK**

If the entire right is for sale or lease, show "ALL" below and skip the remainder of part A. Attach a copy of the water right report.

| 1. <u>Water Right Number</u> | <u>Amount (cfs/ac-ft)</u> | <u>Nature of Use</u>          | <u>Period of Use</u>        |
|------------------------------|---------------------------|-------------------------------|-----------------------------|
| <u>57-7152</u>               | <u>/367.4</u>             | <u>Irrigation Storage</u>     | <u>1/31</u> to <u>12/31</u> |
|                              | <u>/367.4</u>             | <u>Irrigation from Storag</u> | <u>3/15</u> to <u>11/15</u> |
|                              |                           |                               | to _____                    |
| Total Amount: <u>/367.4</u>  |                           |                               |                             |

2. Source of water Sinker Creek tributary to Snake River

3. Point(s) of Diversion:

| Twp | Rge | Sec | Lot | ¼ | ¼  | ¼  | County |
|-----|-----|-----|-----|---|----|----|--------|
| 04S | 02W | 11  |     |   | SE | NW | Owhyee |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |
|     |     |     |     |   |    |    |        |

4. Lands irrigated or place of use:

| Twp | Rge     | Sec | NE ¼ |    |    |    | NW ¼ |    |    |    | SW ¼ |    |    |    | SE ¼ |    |    |    | Totals |
|-----|---------|-----|------|----|----|----|------|----|----|----|------|----|----|----|------|----|----|----|--------|
|     |         |     | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE |        |
| See | Exhibit | A   |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |         |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 381.4

See Exhibit A  
4/13.1 p53-254

**B. OWNERSHIP**

1. Are you currently listed in IDWR's records as the owner of the water right being offered to the bank? Yes ☐ No ☒  
If no, provide documentation of your authority to sign on behalf of the right holder OR attach a Notice of Change in Water Right Ownership form along with the required documentation and fee.

2. Is the water right appurtenant to land subject to any liens, deeds of trust, mortgages, or contracts? Yes ☐ No ☒  
If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes and list name of entity: \_\_\_\_\_

### C. GENERAL INFORMATION

1. Please provide a description of the current diversion system.

Existing booster pumps from surface water sources, ponds, mainlines, and new pivots

2. Describe any other water rights used for the same purpose or at the same place of use as described above.

57-179, 57-180B, 57-181, 57-7152, 57-7385, 2-2361, 2-2370, 2-7001, 2-10020

3. Will the present place of use continue to receive water from any source?

Yes ☐ No ☒

If yes, describe.

4. 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 right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code.

5. Is this water right involved in any other Department process such as an application for transfer or a mitigation plan? Yes ☐ No ☒

If yes, describe.

### D. SALE/LEASE AGREEMENT

1. Is the water right, or portion thereof, described above offered to the Idaho Water Resource Board for sale ☐ or lease ☒.

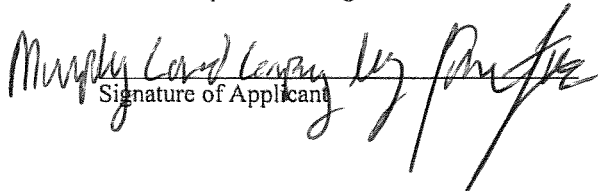
If Lease, for a period from 1/1/2014 to 12/31/2018 (not to exceed 5 years).  
(Month / Day / Year) (Month / Day / Year)

2. Show the minimum payment acceptable to the Seller/Lessor. The minimum payment may be shown as the "current rental rate" as established by the Idaho Water Resource Board. 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 right for sale or lease to the Idaho Water Resource Board.**

The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner/lessor of the right may not use the right even if the right is not rented from the bank.
3. A right accepted into the bank stays in the bank until the Board releases it or the lease term expires.
4. While a right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

  
Signature of Applicant

Lance Fork member  
Printed Name and Title\*

1-24-14  
Date

Signature of Applicant

Printed Name and Title\*

Date

\*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney

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

Exhibit A  
Sinker Creek Water Rights

|         | Diversion | Volume    |
|---------|-----------|-----------|
| 57-179  | 0.04 CFS  |           |
| 57-180B | 0.02 CFS  |           |
| 57-181  | 7.29 CFS  |           |
| 57-7152 |           | 367.4 AFA |

Acres dried up for lease under

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |      |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |      |
| 03S  | 01W  | 2    |        |        | 0      |        |        |        | 8.6    |        |        | 8.6    |        |        |        | 0      |        |        | 17.2 |
|      |      | 3    |        |        |        |        |        |        | 7      |        |        | 4.7    | 6.4    |        | 2.8    | 2      | 2.3    | 2.8    | 28   |
|      |      | 4    |        |        | 5.8    | 5.5    |        |        | 4.5    | 5.5    | 0      | 4.5    | 0      | 0      | 3.5    | 0      | 18.4   | 7.7    | 55.4 |
|      |      | 5    |        |        |        | 5      |        |        |        |        |        |        |        |        | 7.6    |        |        | 8.6    | 21.2 |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        | 2.4    | 2.4    | 2.2    | 0.4    | 3.9    | 11.3 |
|      |      | 8    | 7.3    | 2.5    | 1.7    | 6.2    | 2.3    | 2.2    | 2.3    | 2.1    | 2.3    | 2.6    | 4.7    | 3.5    | 6.3    | 1.4    | 3.6    | 7.4    | 58.4 |
|      |      | 9    | 2.7    | 2.3    | 1.8    | 2.1    | 2.6    | 4.7    | 3.1    | 1.8    | 2.1    | 3.4    | 3.5    | 2.1    | 2.4    | 2.2    | 2.5    | 2.5    | 41.8 |
|      |      | 10   | 7.3    | 6.6    | 1.8    | 0      | 3.1    | 1.4    | 1.8    | 1.7    | 2      | 2.2    | 1.8    | 0.7    | 0.8    | 1.7    | 0      | 1.6    | 34.5 |
|      |      | 11   |        |        |        |        | 3.6    | 18.3   | 0.2    | 1.8    | 4.2    | 1.9    |        |        |        |        |        |        | 30   |
|      |      | 15   |        | 2.1    |        |        | 4.8    | 26.9   |        |        |        |        |        |        |        |        |        |        | 33.8 |
|      |      | 17   | 1.7    | 1.4    | 1.5    | 1.5    | 4.6    | 8.8    | 3.6    | 2.3    | 2.3    | 3.1    | 3.1    | 1.2    |        | 4.4    | 7.5    |        | 47   |
|      |      | 18   | 2.3    | 0.4    | 2.8    | 2.5    | 0      |        |        | 1.3    | 4.8    |        |        |        | 2.1    | 1.8    | 0      | 2.7    | 20.7 |
|      |      | 19   | 0      | 0      |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 0    |
|      |      | 20   |        |        |        |        | 6      | 7.8    |        |        |        |        |        |        |        |        |        |        | 13.8 |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 0    |

Total 413.1

\*413.1 acres will no longer be irrigated under current POU. A total combined 418.9 acres will be dried up under water rights 57-179, 57-180B, 57-181, 57-7152, 2-2361, 2-2370, 2-7001, 2-10020

Total acres to be dried up and leased to Idaho Water Supply Bank

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |      |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |      |
| 03S  | 01W  | 2    |        |        | 0      |        |        |        | 8.6    |        | 5.8    | 8.6    |        |        |        | 0      | 0      |        | 23   |
|      |      | 3    |        |        |        |        |        |        | 7      |        |        | 4.7    | 6.4    |        | 2.8    | 2      | 2.3    | 2.8    | 28   |
|      |      | 4    |        |        | 5.8    | 5.5    |        |        | 4.5    | 5.5    | 0      | 4.5    | 0      | 0      | 3.5    | 0      | 18.4   | 7.7    | 55.4 |
|      |      | 5    |        | 0      | 0      | 5      | 0      |        |        | 0      | 0      |        | 0      | 0      | 7.6    | 0      | 0      | 8.6    | 21.2 |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        | 2.4    | 2.4    | 2.2    | 0.4    | 3.9    | 11.3 |
|      |      | 8    | 7.3    | 2.5    | 1.7    | 6.2    | 2.3    | 2.2    | 2.3    | 2.1    | 2.3    | 2.6    | 4.7    | 3.5    | 6.3    | 1.4    | 3.6    | 7.4    | 58.4 |
|      |      | 9    | 2.7    | 2.3    | 1.8    | 2.1    | 2.6    | 4.7    | 3.1    | 1.8    | 2.1    | 3.4    | 3.5    | 2.1    | 2.4    | 2.2    | 2.5    | 2.5    | 41.8 |
|      |      | 10   | 7.3    | 6.6    | 1.8    | 0      | 3.1    | 1.4    | 1.8    | 1.7    | 2      | 2.2    | 1.8    | 0.7    | 0.8    | 1.7    | 0      | 1.6    | 34.5 |
|      |      | 11   |        |        |        |        | 3.6    | 18.3   | 0.2    | 1.8    | 4.2    | 1.9    |        |        |        |        |        |        | 30   |
|      |      | 15   |        | 2.1    |        |        | 4.8    | 26.9   |        |        |        |        |        |        |        |        |        |        | 33.8 |
|      |      | 17   | 1.7    | 1.4    | 1.5    | 1.5    | 4.6    | 8.8    | 3.6    | 2.3    | 2.3    | 3.1    | 3.1    | 1.2    |        | 4.4    | 7.5    |        | 47   |
|      |      | 18   | 2.3    | 0.4    | 2.8    | 2.5    | 0      |        |        | 1.3    | 4.8    |        |        | 0      | 2.1    | 1.8    | 0      | 2.7    | 20.7 |
|      |      | 19   | 0      | 0      |        |        | 0      | 0      |        |        |        |        |        |        |        |        |        |        | 0    |
|      |      | 20   |        |        |        |        | 6      | 7.8    | 0      | 0      |        |        |        |        |        |        |        |        | 13.8 |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 0    |

Total 418.9

Place of Use

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |     |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-----|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |     |
| 03S  | 01W  | 2    |        |        | 13     |        |        |        | 27     |        |        | 40     |        |        |        | 21     |        |        | 101 |
|      |      | 3    |        |        |        |        |        |        | 40     |        |        | 40     | 40     |        | 40     | 40     | 40     | 40     | 280 |
|      |      | 4    |        |        | 40     | 40     |        |        | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 30     | 40     | 470 |
|      |      | 5    |        |        |        | 40     |        |        |        |        |        |        |        |        | 40     |        |        | 40     | 120 |
|      |      | 7    |        |        |        |        |        |        |        |        |        |        |        | 40     | 40     | 40     | 40     | 40     | 200 |
|      |      | 8    | 35     | 40     | 40     | 35     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 35     | 40     | 40     | 35     | 620 |
|      |      | 9    | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 640 |
|      |      | 10   | 35     | 35     | 40     | 40     | 37     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 40     | 627 |
|      |      | 11   |        |        |        |        | 40     | 40     | 40     | 40     | 40     | 40     |        |        |        |        |        |        | 240 |
|      |      | 15   |        | 34     |        |        | 40     | 30     |        |        |        |        |        |        |        |        |        |        | 104 |
|      |      | 17   | 40     | 40     | 40     | 40     | 40     | 35     | 40     | 40     | 40     | 40     | 40     |        |        | 40     | 40     |        | 555 |
|      |      | 18   | 40     | 40     | 40     | 40     | 40     |        |        | 40     | 40     |        |        |        | 40     | 40     | 40     | 40     | 440 |
|      |      | 19   | 35     | 25     |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 60  |
|      |      | 20   |        |        |        |        | 40     | 40     |        |        |        |        |        |        |        |        |        |        | 80  |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 0   |

Total 4537



Legend

- WSB Lease 2014 MFWC
- township
- Sections
- laddesc

MURPHY FLATS WATER COMPANY INC  
WATER SUPPLY BANK LEASE 2014  
NAIP 2013 AERIAL