

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> 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> 7.29 CFS	NA	413.1 AC	413.1 AC
57-07152	NA	367.4 AF	<u>413.1 AC</u> 413.1 AC	<u>413.1 AC</u> 413.1 AC
Combined Lease Totals: 12.99 CFS		NA	418.9 AC	418.9 AC

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.

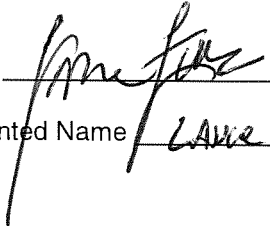
Minimum Payment Acceptable: Current Rental Rate

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

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

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:

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

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	
	Total:		6.01 CFS	21.4 AF

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.
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, 2-10020, 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	
	Total:		5.66 CFS	6.3 AF

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

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

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

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

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

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

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
Total:			NA	367.39

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
 lalasc

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

0
0
0
0
0
0
0
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

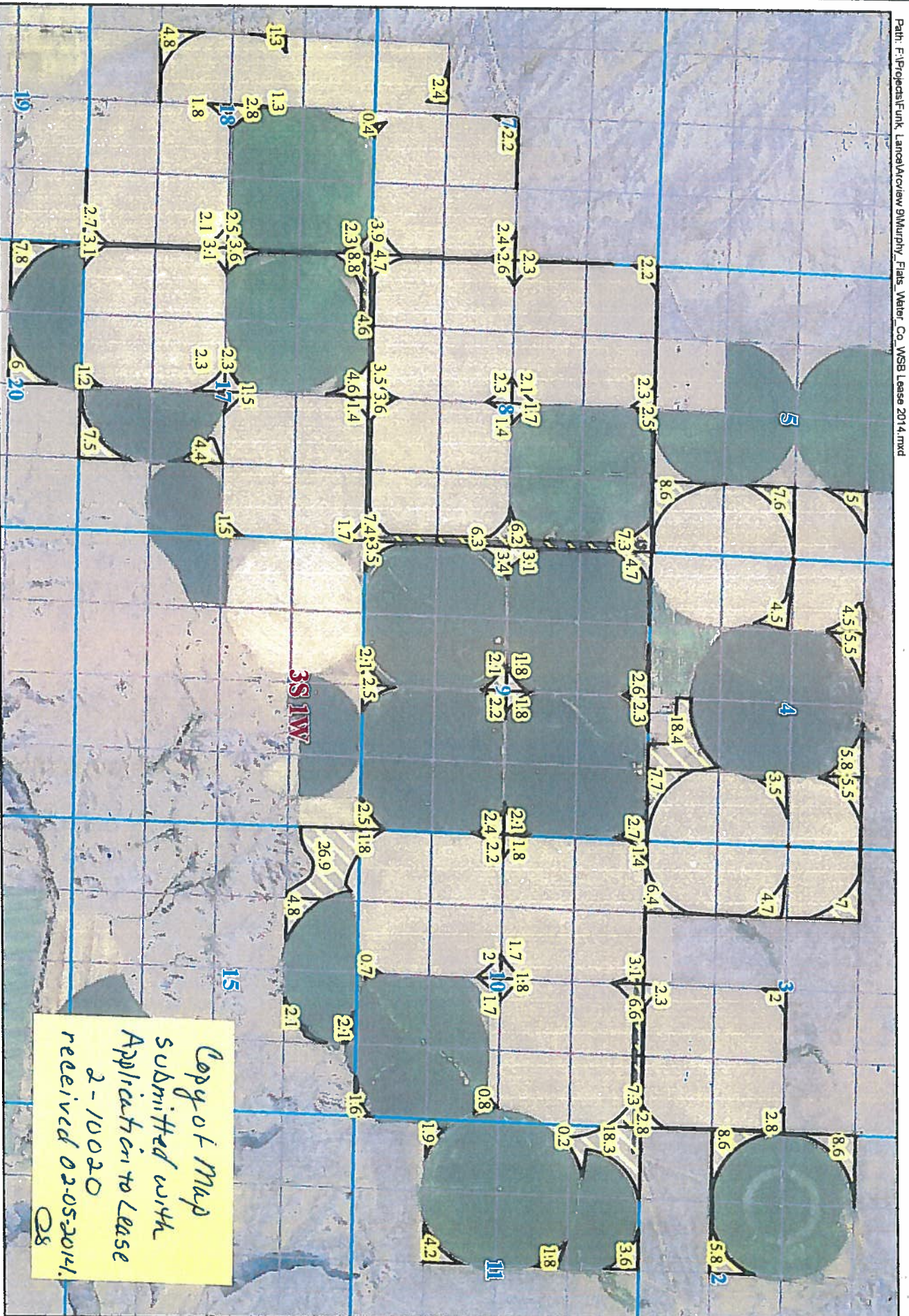
Total 418.9

Place of Use

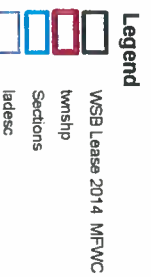
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
03S	01W	2																
		3																
		4																
		5																
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		8																
		9					40	40										
		10																
		11																
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0
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0
80
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Total 80



**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

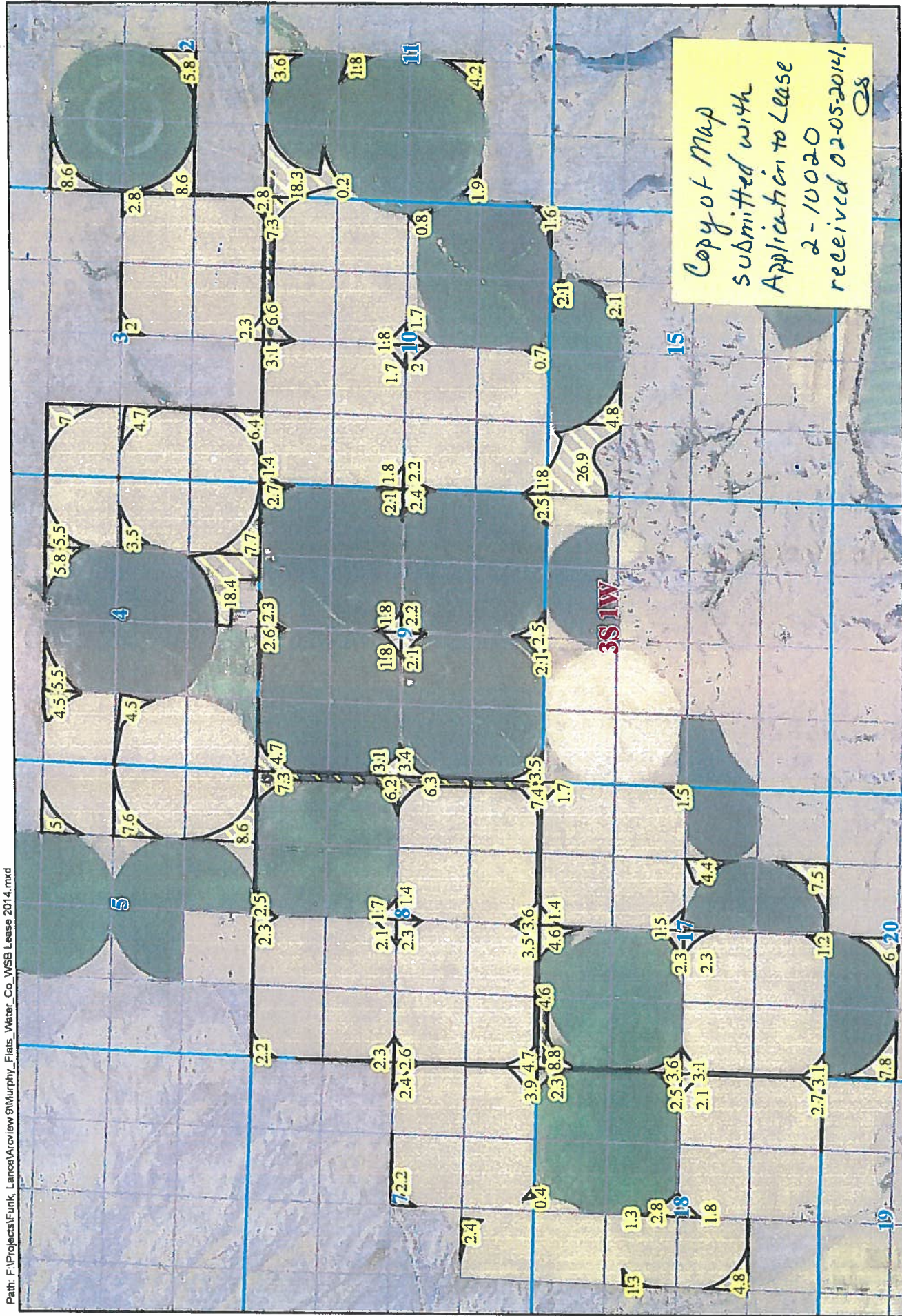
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
03S	01W	2			0				8.6		5.8	8.6				0		
		3							7			4.7	6.4		2.8	2	2.3	2.8
		4			5.8	5.5			4.5	5.5	0	4.5	0	0	3.5	0	18.4	7.7
		5		0	0	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)STATE OF IDAHO
WATER RESOURCE BOARDRECEIVED
FEB 05 2014
DEPARTMENT OF
WATER RESOURCESAPPLICATION 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>	
<u>2-10020</u>	<u>/5.3</u>	<u>Irrigation Storage</u>	<u>3/01</u>	to <u>11/15</u>
	<u>/5.3</u>	<u>Irrigation from Storang</u>	<u>3/01</u>	to <u>11/15</u>
	<u>5.66/</u>	<u>Diversion to Storage</u>	<u>3/01</u>	to <u>11/15</u>
Total Amount: <u>5.66/5.3</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	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 Flatts Water Company, Inc. by [Signature]
Signature of Applicant 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

No. C 142656		Due no later than Feb 28, 2013		2. Registered Agent and Address (NO PO BOX)		
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		1. Mailing Address: Correct in this box if needed. MURPHY FLATS WATER COMPANY TIM TIPPETT PO BOX 3110 PASCO WA 99302-3110		LANCE FUNK 2765 FAIRGROUNDS RD AMERICAN FALLS ID 83211		
				3. <u>New</u> Registered Agent Signature:*		
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
DIRECTOR	LANCE FUNK	2765 FAIRGROUNDS ROAD	AMERICAN FALLS	ID	USA	83211
SECRETARY	TIM M TIPPETT	950 E. FOSTER WELLS ROAD	PASCO	WA	USA	99301
PRESIDENT	LANCE FUNK	2765 FAIRGROUNDS ROAD	AMERICAN FALLS	ID	USA	83211
5. Organized Under the Laws of: ID C 142656		6. Annual Report must be signed.* Signature: Tim Tippett Name (type or print): Tim Tippett Date: 01/04/2013 Title: Secretary				
Processed 01/04/2013		* Electronically provided signatures are accepted as original signatures.				

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

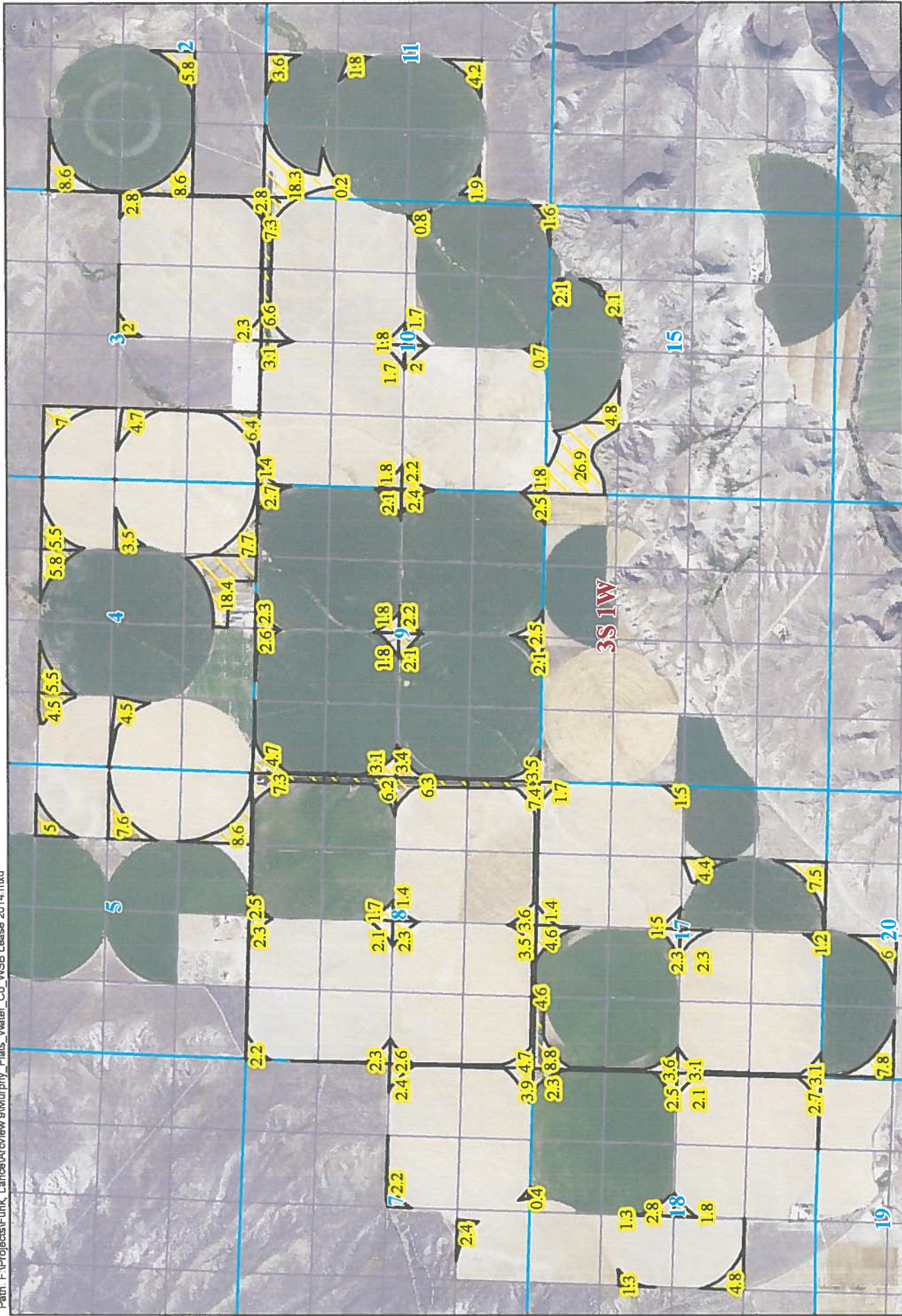
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
03S	01W	2			0				8.6		5.8	8.6				0	0		23
		3							7			4.7	6.4		2.8	2	2.3	2.8	28
		4			5.8	5.5			4.5	5.5	0	4.5	0	0	3.5	0	18.4	7.7	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
- ladesc

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:

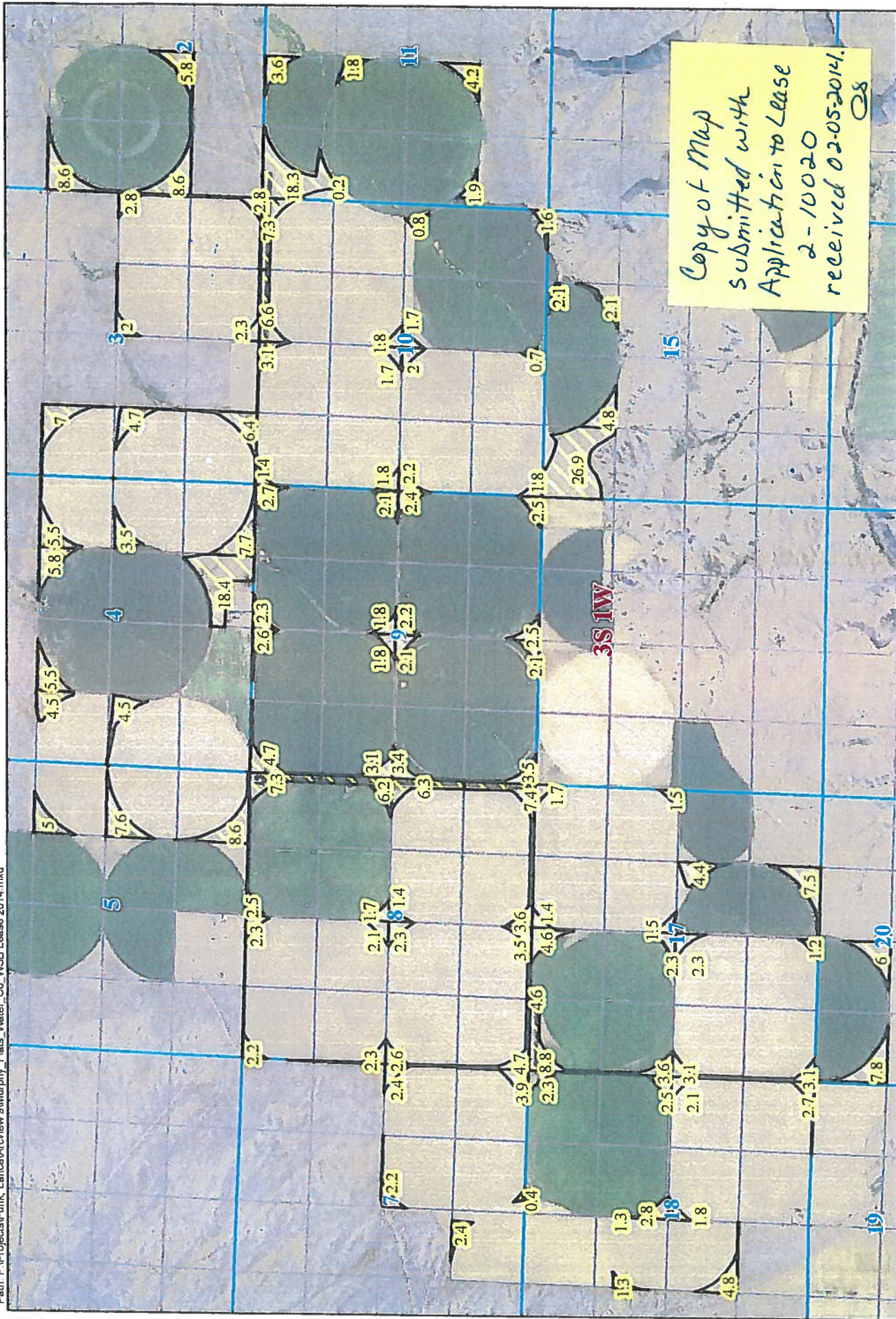
1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner/lessor of the right may not use the right even if the right is not rented from the bank.
3. A right accepted into the bank stays in the bank until the Board releases 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] Conce 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

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



Legend

- WSB Lease 2014
- MFWC
- township
- Sections
- ladesec

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: _____

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

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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 ☒

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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 ☒.

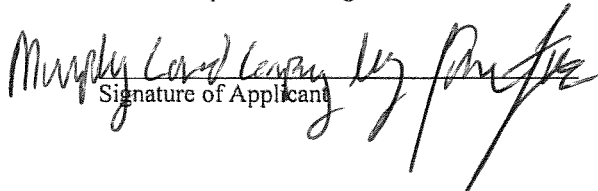
If Lease, for a period from 1/1/2014 to 12/31/2018 (not to exceed 5 years).
(Month / Day / Year) (Month / Day / Year)

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

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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

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



Copy of Map
submitted with
Application to Lease
2-10-20
received 02-05-2014.
CS

Legend

- WSB Lease 2014 MFWC
- township
- Sections
- ladder

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