

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.

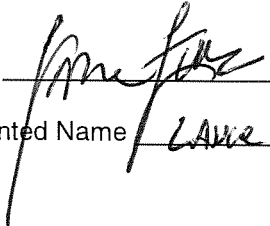
Minimum Payment Acceptable: Current Rental Rate

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



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

BROCKWAY ENGINEERING, PLLC.
ALR - Date: 1/30/2014

Legend

- WSB Lease 2014 MFWC
- twshp
- Sections
- lades



RECEIVED
FEB 05 2014
DEPARTMENT OF
WATER RESOURCES

Water Supply Bank No. _____
(For Department Use Only)

STATE OF IDAHO
WATER RESOURCE BOARD

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

Name of Seller/Lessor Murphy Flats Water Company Phone _____

Mailing address PO Box 310 American Falls, Idaho 83211 Email _____

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

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

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

Total Amount: 0.15/36.5

2. Source of water Snake River tributary to Columbia River

3. Point(s) of Diversion:

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

4. Lands irrigated or place of use:

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

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

B. OWNERSHIP

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

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

C. GENERAL INFORMATION

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

D. SALE/LEASE AGREEMENT

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

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

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

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

Signature of Applicant Printed Name and Title* Date

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

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

Exhibit C
Snake River Water Rights

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

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

0
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0
0
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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

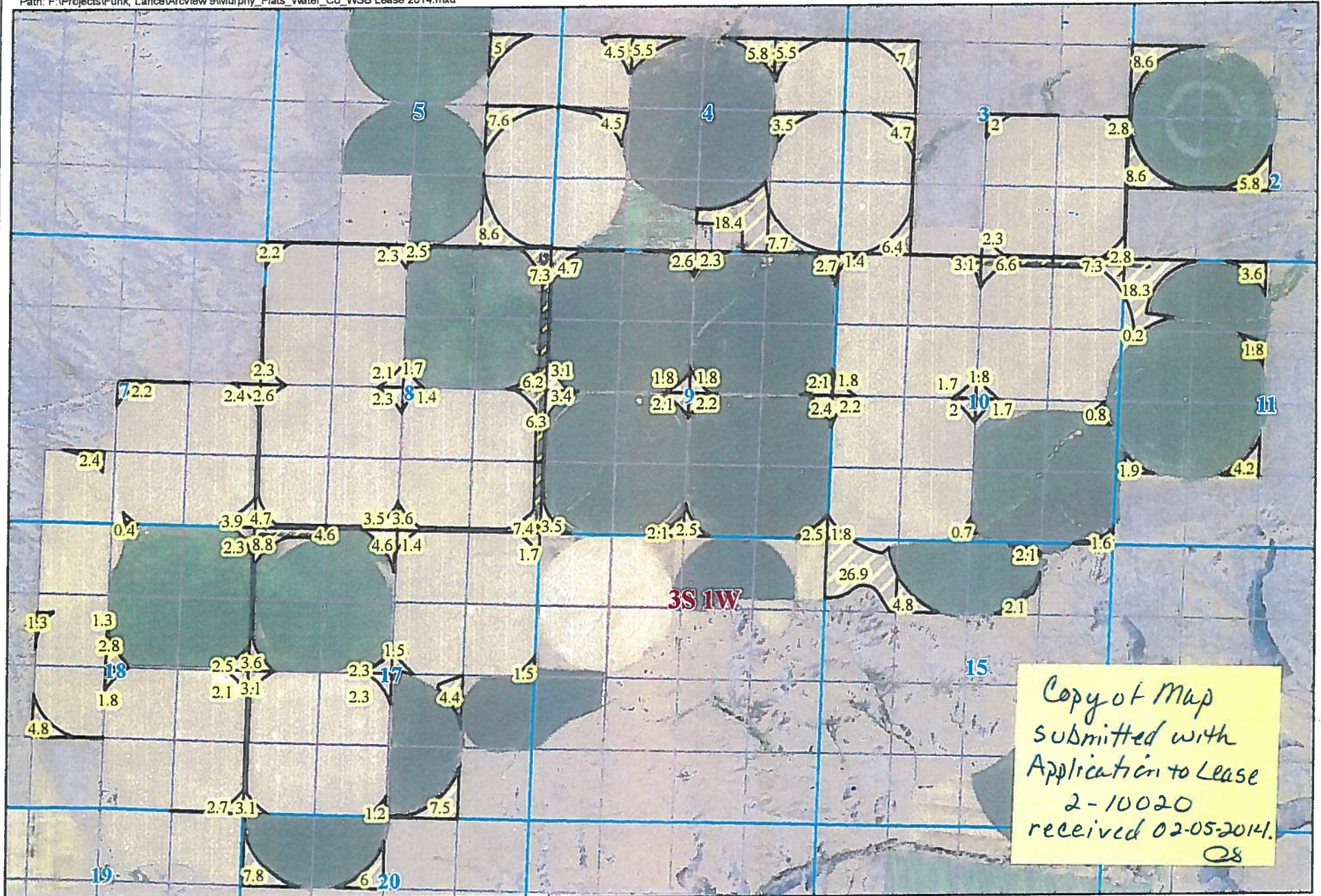
Total 418.9

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																
		7																
		8																
		9					40	40										
		10																
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		19																
		20																

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Total 80



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

BROCKWAY ENGINEERING, PLLC.
ALR - Date: 1/30/2014

Legend

- WSB Lease 2014 MFWC
- twship
- Sections
- lades



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

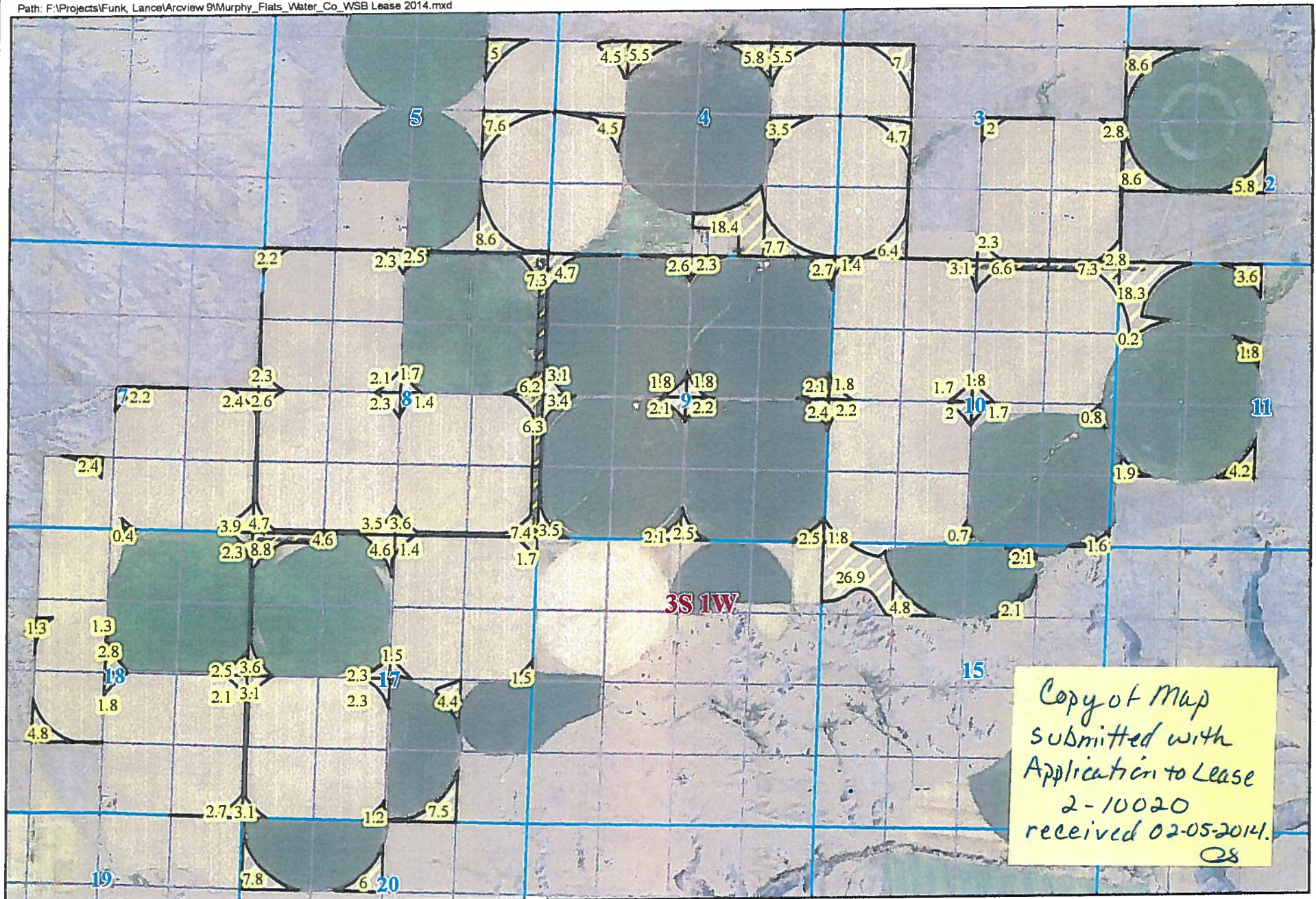
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
03S	01W	2			0				8.6		5.8	8.6				0		
		3							7			4.7	6.4		2.8	2	2.3	2.8
		4			5.8	5.5			4.5	5.5	0	4.5	0	0	3.5	0	18.4	7.7
		5		0	0	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



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

BROCKWAY ENGINEERING, PLLC.
ALR - Date: 1/30/2014

Legend

- WSB Lease 2014 MFWC
- twship
- Sections
- lades



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

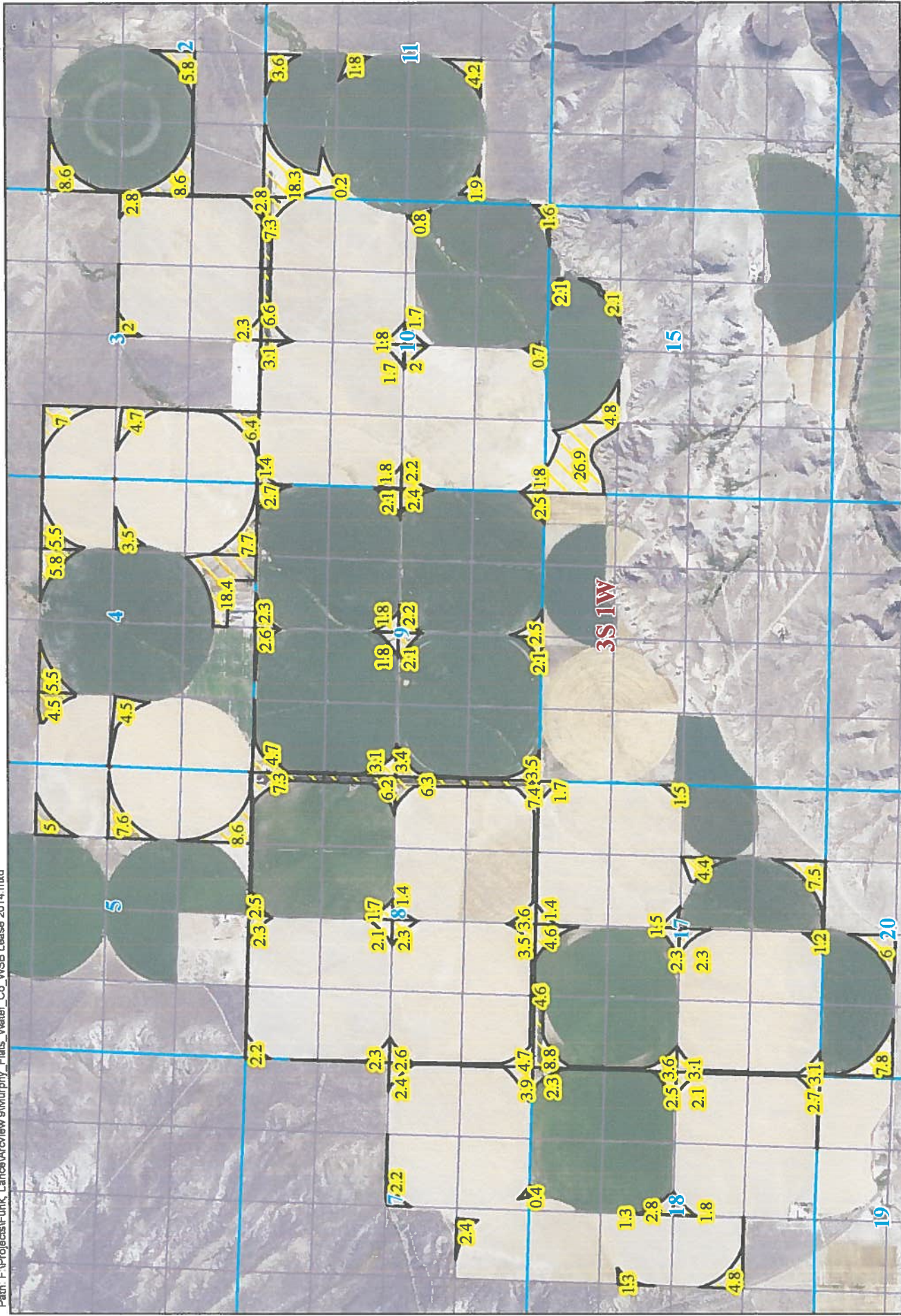
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
03S	01W	2			0				8.6		5.8	8.6				0	0		23
		3							7			4.7	6.4		2.8	2	2.3	2.8	28
		4			5.8	5.5			4.5	5.5	0	4.5	0	0	3.5	0	18.4	7.7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

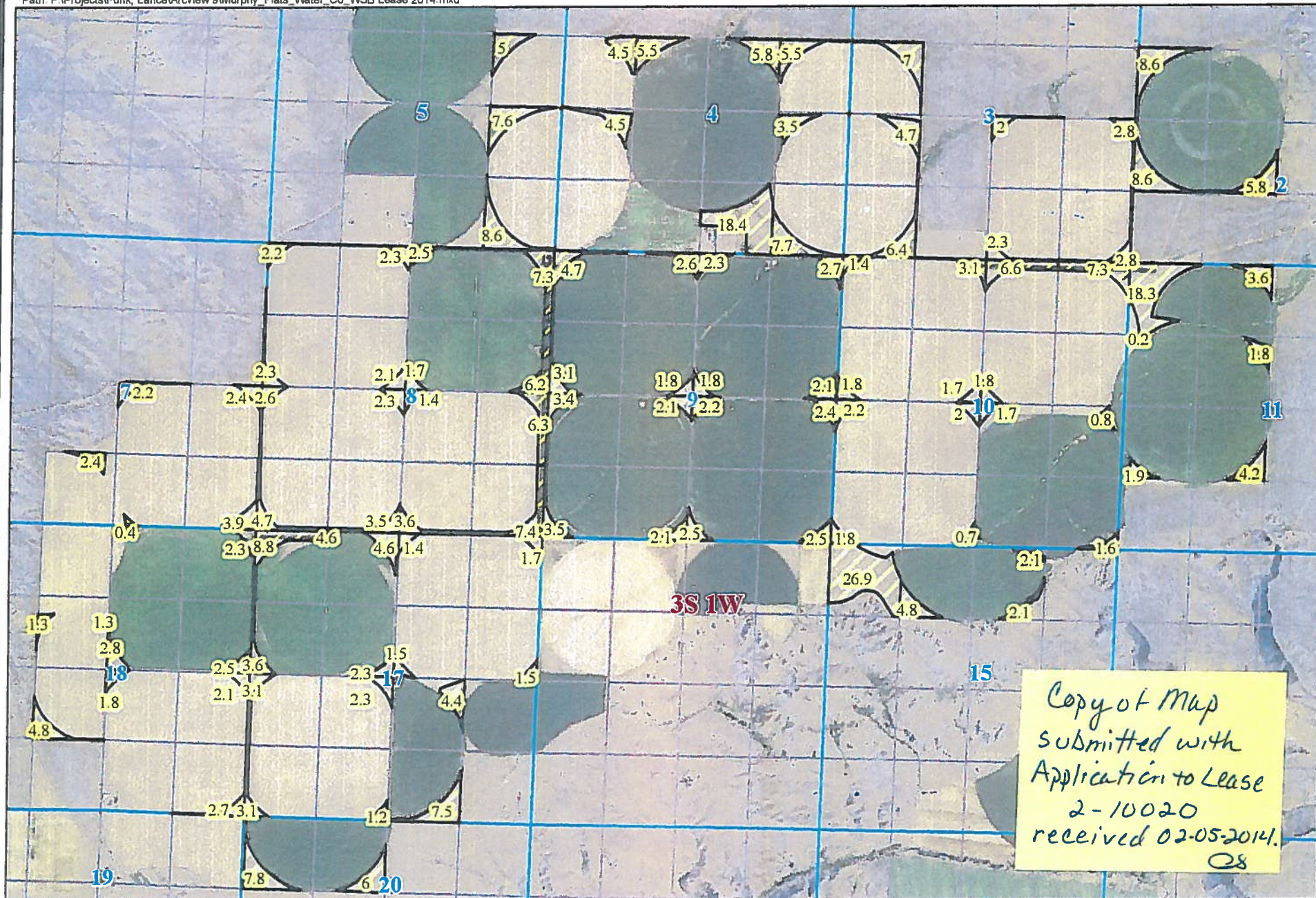
1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner/lessor of the right may not use the right even if the right is not rented from the bank.
3. A right accepted into the bank stays in the bank until the Board releases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



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

BROCKWAY ENGINEERING, PLLC.
ALR - Date: 1/30/2014

Legend

- WSB Lease 2014 MFWC
- township
- Sections
- lades



RECEIVED
FEB 25 2014
DEPARTMENT OF
WATER RESOURCES

Water Supply Bank No. _____
(For Department Use Only)

STATE OF IDAHO
WATER RESOURCE BOARD

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

Name of Seller/Lessor Murphy Flats Water Company Phone _____

Mailing address PO Box 310 American Falls, Idaho 83211 Email _____

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

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

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

Total Amount: 0.02/

2. Source of water Sinker Creek tributary to Snake River

3. Point(s) of Diversion:

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

4. Lands irrigated or place of use:

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

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

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

B. OWNERSHIP

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

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

C. GENERAL INFORMATION

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

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

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

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

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

Yes ☐ No ☒

If yes, describe.

4. Has any portion of this water right undergone a period of five or more consecutive years of non-use?

Yes ☐ No ☒

If yes, describe and attach watermaster records or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code.

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

If yes, describe.

D. SALE/LEASE AGREEMENT

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

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

2. Show the minimum payment acceptable to the Seller/Lessor. The minimum payment may be shown as the "current rental rate" as established by the Idaho Water Resource Board. Include the method of determining the minimum payment if other than the current rental rate. Current rental rate

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

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

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

Signature of Applicant

Printed Name and Title*

Date

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



Legend

- WSB Lease 2014 MFWC
- township
- 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



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

BROCKWAY ENGINEERING, PLLC.
ALR - Date: 1/30/2014

Legend

- WSB Lease 2014 MFWC
- twshp
- Sections
- lades



Water Supply Bank No. _____
(For Department Use Only)

STATE OF IDAHO
WATER RESOURCE BOARD

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

Name of Seller/Lessor Murphy Flats Water Company Phone _____

Mailing address PO Box 310 American Falls, Idaho 83211 Email _____

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

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

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

2. Source of water Sinker Creek tributary to Snake River

3. Point(s) of Diversion:

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

4. Lands irrigated or place of use:

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

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

See Exhibit A
4/13.1 p53-254

B. OWNERSHIP

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

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

C. GENERAL INFORMATION

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

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

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

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

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

Yes ☐ No ☒

If yes, describe.

4. Has any portion of this water right undergone a period of five or more consecutive years of non-use?

Yes ☐ No ☒

If yes, describe and attach watermaster records or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code.

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

If yes, describe.

D. SALE/LEASE AGREEMENT

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

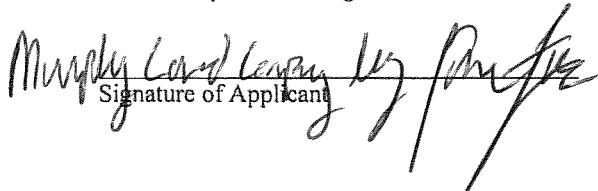
If Lease, for a period from 1/1/2014 to 12/31/2018 (not to exceed 5 years).
(Month / Day / Year) (Month / Day / Year)

2. Show the minimum payment acceptable to the Seller/Lessor. The minimum payment may be shown as the "current rental rate" as established by the Idaho Water Resource Board. Include the method of determining the minimum payment if other than the current rental rate. Current rental rate

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

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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.
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4. While a right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.


Signature of Applicant

Lance Fork member
Printed Name and Title*

1-24-14
Date

Signature of Applicant

Printed Name and Title*

Date

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

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



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

BROCKWAY ENGINEERING, PLLC.
ALR - Date: 1/30/2014

Legend

- WSB Lease 2014 MFWC
- twshp
- Sections
- ladesc





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

December 12, 2014

MURPHY FLATS WATER COMPANY
PO BOX 3110
PASCO WA 99302-3110

RE: RENTAL OF WATER RIGHT(S) LEASED TO THE WATER SUPPLY BANK.
WATER RIGHT NO(S). 2-2361, 2-2370, 2-7001, 2-10020 AND 57-179

Dear Lessor:

The Department of Water Resources is enclosing a state warrant in the amount of **\$13,815.90** as payment to you for the rental of the above referenced water right(s) from the Water Supply Bank managed by the Idaho Water Resource Board. Payment for the rental of your water rights is represented by a single rental agreement as follows:

Receipt No.	Amount	Volume	Renter	Rate/AF
C098896	\$15,351.00	903 AF	Owyhee Farming	\$17.00

In accordance with Water Supply Bank rule 35.01, *IDAPA 37.02.03* return for the rental is ninety percent (90%) of the gross amount received at the rate per acre described above.

If you have questions regarding this matter, please contact me at (208) 287-4914.

Sincerely,


for Clay Webster
Water Resource Agent

Warrant Number: 127020823



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

April 28, 2014

MURPHY FLATS WATER COMPANY
MURPHY LAND COMPANY
PO BOX 310
AMERICAN FALLS ID 83211

RE: WATER SUPPLY BANK LEASE CONTRACT FOR RIGHTS 02-02361, 02-02370, 02-07001, 02-10020, 57-00179, 57-00180, 57-00181 & 57-7152

Dear Lessor:

Water Rights 02-02361, 02-02370, 02-07001, 02-10020, 57-00179, 57-00180, 57-00181 and 57-7152 were leased into the Water Supply Bank on February 10, 2014 in accordance with the executed original Lease Contract enclosed. **Your water rights as described on the Lease Contract are considered leased into the Bank and should remain unused until they are formally released from the Bank.**

The rights will automatically be released from the Bank on **December 31, 2018**, unless the rights are released earlier by the Board, or upon your request. **Please note your rights may not be available for immediate release if they have been rented.** To release the right from the Bank prior to the release date, submit a written request on the *Request to Release a Water Right from the Bank* form. This form is available from our public website at www.idwr.idaho.gov.

Please review the conditions of acceptance listed on the Lease Contract, including #3 which says:

"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."

If you have questions regarding this matter, please contact me at 287-4910.

Sincerely,

Clay Webster
Technical Records Specialist

Enclosure: Executed Lease Contract

c: Greg Sullivan – Brockway Engineering
Chad Nettleton – Watermaster State District 57D
Corbin Knowles – Watermaster State District 02
John Westra- IDWR Western Regional Manager



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

April 22, 2014

MURPHY FLATS WATER COMPANY
MURPHY LAND COMPANY
PO BOX 310
AMERICAN FALLS ID 83211

RE: APPLICATION(S) TO LEASE WATER RIGHT(S) 02-02361, 02-02370, 02-07001, 02-10020, 57-00179, 57-00180, 57-00181 AND 57-7152 TO THE WATER SUPPLY BANK

******TIME SENSITIVE RESPONSE REQUIRED******

Dear Applicant:

The Department of Water Resources has completed its review of your application to lease the above-mentioned water right to the Water Supply Bank. **I have enclosed two original Water Supply Bank Lease Contracts for your review and signature. Please sign and return BOTH Lease Contracts within 14 days.** Upon signature and return of the contracts, the Department will also sign the original contracts and return an executed copy to you. The Lease Contract is not considered final until you and the Department have both signed.

The rights will automatically be released from the Bank on **December 31, 2018**, unless the rights are released earlier by the Board, or upon your request. To release the right from the Bank prior to the release date, submit a written request on the Request to Release a Water Right from the Bank form. To propose a new lease period, submit a new Application to Sell or Lease a Water Right to the Water Supply Bank form along with applicable fees to the Department. These forms are available from any IDWR office or from our public website at <http://www.idwr.idaho.gov>. Please note your rights may not be available for immediate release if they have been rented.

Please review the conditions of acceptance listed on the Lease Contract, including #3 which says:

"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."

If you have questions regarding this matter, please contact me at 287-4910.

Sincerely,

Clay Webster

Technical Records Specialist

Enclosure: Proposed Lease Contracts

c. Greg Sullivan – Brockway Engineering

MEMORANDUM

To: Water Right No(s). 02-2361, 02-2370, 02-07001, 02-10020, 57-179, 57-180B, 57-181 and 57-7152

From: Clay Webster thru Pam Skaggs

Date: April 22, 2014

Re: Review of Applications to Lease Water Rights to the State Water Supply Bank

PURPOSE/NARRATIVE: The department received applications to lease parts of these rights into the WSB on February 5, 2014 from Greg Sullivan at Brockway Engineering PLLC. The application fee was paid under Receipt C098281 for two separate lease/rental projects submitted by Greg.

AUTHORITY TO FILE: These applications were signed by Lance Funk, president and director of Murphy Flats Water Company and Member of Murphy Land Company LLC, the current owners of these water rights.

WATER RIGHT VALIDITY: All of the Basin 02 water rights were partially decreed in May and June 2009. 57-179 and 57-080B were partially decreed in October 2002. 57-181 was partially decreed in September 2001. 57-7152 was partially decreed in February 2003. Forfeiture is not an issue at this time.

A portion of these rights have been leased into the bank since 2008. Review of previous leases found recent irrigation occurred under these rights. An additional 29.4 acres are offered under these new leases. All proposed leased acres were reviewed to verify that they match the water rights place of use and are reasonable with the existing systems.

INJURY TO OTHER WATER RIGHTS: No injury is apparent.

ENLARGEMENT OF USE: No enlargement is evident through the lease alone. Proper rental review should protect against enlargement.

LOCAL PUBLIC INTEREST: Review staff has no information to suggest this application is inconsistent with the local public interest.

BENEFICIAL USE/CONSERVATION OF WATER RESOURCES: The lease appears consistent with the conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The leased right(s) are subject to Water Districts #02 and 57D. Comments were solicited from the region and watermaster for district 2 via e-mail on April 4, 2014 and via letter from the watermaster for district 57D on April 7, 2014. The region had no concerns and I received no comments from the watermasters.

Basin	Sequence	Sub	Priority	Current Owner	Rate	Total Acres	Volume	Source List	Water Use List	Water District	Application Proposed Lease Acres	Adjusted Lease Acres matching Exhibits per 03-25-14 email	Associated Rate	Associated Volume
-------	----------	-----	----------	---------------	------	-------------	--------	-------------	----------------	----------------	----------------------------------	---	-----------------	-------------------

57	179		4/1/1865	MURPHY FLATS WATER CO INC	0.40	4,537.0		SINKER C IRR		57D - Sinkers Creek	381.4	413.1	0.04	
57	180 B		4/1/1865	MURPHY FLATS WATER CO INC	0.20	4,537.0		SINKER C IRR		57D - Sinkers Creek	381.4	413.1	0.02	
57	181		12/26/1906	MURPHY LAND CO LLC	80.10	4,537.0		SINKER C IRR		57D - Sinkers Creek	???	375.9	413.1	7.29
					80.10								7.29	

57	7152		10/30/1975	MURPHY FLATS WATER CO INC		4,537.0	4,035.0	SINKER C IRR STORAGE	57D - Sinkers Creek		381.4	413.1		367.4
						4,537.0					389.3	413.1		
2	2361		1/8/1965	MURPHY FLATS WATER CO INC	66.04	4,429.0	22,300.0	SNAKE R IRR		(02-Snake River)	356.9	382.0	5.70	1923.4
2	2370		4/30/1965	MURPHY FLATS WATER CO INC	1.60	80.0	400.0	SNAKE R IRR		(02-Snake River)	4.2	7.3	0.15	36.5
2	7001		7/15/1967	MURPHY FLATS WATER CO INC	66.04	4,603.0	235.0	SNAKE R IRR STORAGE		(02-Snake River)	374.3	418.9	6.01	21.4
2	10020		9/3/1970	MURPHY FLATS WATER CO INC	66.04	4,540.0	73.0	SNAKE R IRR STORAGE		(02-Snake River)	337.1	389.3	5.66	6.3
					66.04								5.70	

4,882.0

418.9 / 4882.0 = 0.0858

418.9

418.9

Lease applications propose to bank a specific 418.9 acres associated with these overlapping rights

CS 03-24-2014



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

April 7, 2014

CHAD NETTLETON
14568 JOYCE RANCH RD
MURPHY ID 83650

RE: Water Supply Bank Lease Applications Water Right No(s). 02-02361, 02-02370, 02-07001. 02-10020, 57-00179, 57-00180B, 57-00181 AND 57-07152

Dear Watermaster:

The Idaho Department of Water Resources received Applications to Sell or Lease Water Rights to the Water Supply Bank from Murphy Flats Water Company and Murphy Land Company Inc. They have requested portions of these rights to be leased to the Bank until December 31, 2018. I have enclosed a map of the acres they are requesting to place in the bank. Most of these acres have been in the Water Supply Bank since 2008. Their lease expired December 31, 2013.

Please let us know if you have any objections or concerns regarding this application within 14 days. Review can be completed as soon as your response is received. Prompt response to this request is appreciated so your recommendation can be considered during the review process. I have enclosed a recommendation form for your convenience.

If after 14 days from the date of this letter the department has not received your written recommendation, IDWR will presume you do not oppose approval of the application and you have no comments for the department to consider.

If you have any questions about this application, please contact this office or the applicant.

Sincerely,

Clay Webster
Technical Records Specialist

Enclosure

Webster, Clay

From: Lester, Steve
Sent: Tuesday, April 08, 2014 1:13 PM
To: Webster, Clay
Subject: RE: Lease Applications for Murphy Flats Water Co and Murphy Land Co LLC

Clay:

Looks ok to me.

From: Webster, Clay
Sent: Friday, April 04, 2014 1:00 PM
To: Lester, Steve; Knowles, Corbin
Subject: Lease Applications for Murphy Flats Water Co and Murphy Land Co LLC

Steve and Corbin,

We are processing the Lease Applications for the following water right numbers. This is for some corners and areas that their pivots are not reaching. Most of these acres have been in the WSB in 2008 through 2013. Do you have any concerns? Thanks

Sincerely,

Clay Webster

Technical Records Specialist
clay.webster@idwr.idaho.gov
208-287-4910

Idaho Department of Water Resources (IDWR)
208-287-4800
www.idwr.idaho.gov

Skaggs, Pam

From: Greg Sullivan [greg.sullivan@brockwayeng.com]
Sent: Monday, March 24, 2014 11:22 AM
To: Skaggs, Pam
Subject: RE: Murphy Flats Water Co-WSB Lease Basins 02, 57.xls

Pam,

The lease acre amount for 57-179, 57-180B, 57-181 and 57-7152 on the lease applications should be 413.1 acres.

The lease acre amount for 2-2361 on the lease application should be 382.0 acres.

The lease acre amount for 2-2370 on the lease application should be 7.3 acres.

The lease acre amount for 2-7001 on the lease application should be 418.9 acres.

The lease acre amount for 2-10020 on the lease application should be 389.3 acres.

Calculations for the diversion rate and volume amounts to be leased were calculated with the following two equations:

Leased diversion rate = Acres under WR to be leased / Total Acres allowed to be irrigated within Place of Use X Allowed diversion rate

Leased volume = Acres under WR to be leased / Total Acres allowed to be irrigated within Place of Use X Allowed volume

Try these new acre amounts and see if our numbers match up better.

Greg Sullivan
Brockway Engineering
2016 N. Washington St. Suite 4
Twin Falls, Id 83301
208-736-8543

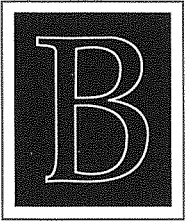
From: Skaggs, Pam [mailto:Pam.Skaggs@idwr.idaho.gov]
Sent: Monday, March 17, 2014 3:53 PM
To: greg.sullivan@brockwayeng.com
Subject: Murphy Flats Water Co-WSB Lease Basins 02, 57.xls

Greg,

I am reviewing the proposed amounts for Murphy Flats Water Co Inc lease applications (see attached). I am not able to match the submitted numbers although some are close. Take a look at the rights and limits, your proposed acres on the lease application & the differences with my acre calculations on the right end. We do agree on 389.3 acres under the Basin 57 rights and 418.9 in total. It's the individual right breakdown that doesn't match. Give me a call after you have looked it over, so we can discuss how to resolve.

Thanks,
Pam

Pamela S. Skaggs
Water Rights Supervisor
Idaho Department of Water Resources
322 E Front St
PO Box 83720
Boise ID 83720-0098
Phone (208) 287-4951



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

February 4, 2014

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

RECEIVED
FEB 05 2014
DEPARTMENT OF
WATER RESOURCES

Re: Lease Applications for Murphy Flats Water Company and Murphy Land Company and rental application for Owyhee Farming

Dear Mrs. Skaggs:

Murphy Flats Water Company is applying to lease 418.9 acres to the Idaho Water Supply Bank. These 418.9 acres include portions of acres covered by water rights 57-179, 57-180B, 57-181, 57-7152, 57-7385, 2-2361, 2-2370, 2-7001 and 2-10020. A portion of each of these water rights are being offered for lease to the Idaho Water Supply Bank at this time. A break down of the acres per water right is provided by Exhibits A through Exhibit E. The lease period is desired to be from 1/1/2014 through 12/31/2018.

Owyhee Farming Company, LLC desires to rent 200.6 acres from the leased acres from water rights 57-179, 57-180B, 57-181, 57-7152, 57-7385, 2-2361, 2-2370, 2-7001 and 2-10020. Owyhee Farming Company has entered into a long term farm rental agreement with Wintercamp Ranch Trust. The rental of the 200.6 acres is needed for the next five years. A copy of the long term farm rental is attached to the rental application.

Murphy Land Company, LLC desires to lease the entire portions of water rights 2-10395 and 2-10398 to the Idaho Water Supply Bank. Supplemental documents were provided to IDWR with the previous lease applications for these two water rights. The documents provided consent from the local land owners to allow past lease applications and future water transactions to proceed. It is desired to lease these two water rights to the Idaho Water Supply Bank for a period of five years from 1/1/2014 through 12/31/2018.

CHARLES E.
BROCKWAY,
Ph.D., P.E.

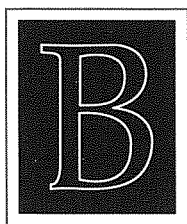
CHARLES G.
BROCKWAY,
Ph.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

Please copy our office on all correspondence regarding these applications.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Lance Funk, Tim Tippet

Enc: Lease Applications for Murphy Flats Water Company for 418.9 Acres, Aerial Map
Identifying the 418.9 Acres, Rental Application for Owyhee Farming Company, LLC
for 200.6 acres, Aerial Map of 200.6 Acres, Lease Application for Murphy Land
Company, LLC, Aerial Maps of 2-10395 and 2-10398, Annual Report for Murphy Flats
Water Company, Owyhee Farming Company, LLC and Murphy Land Company,
Brockway Engineering check 11860 for \$1,000.00

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

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