

**RECEIVED**  
**JAN 30 2014**  
 DEPARTMENT OF  
 WATER RESOURCES

STATE OF IDAHO  
 WATER RESOURCE BOARD

Receipt No. C098257  
 Fee Amount \$ 750.00  
 Date/by 1/30/14 CS  
 (For Department Use Only)

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

Name of Seller/Lessor Mitchell D. Sorensen and Elaine R. Sorensen Phone (208) 221-3293  
 Mailing address 3871 W. 2500 N., Moore, ID, 83213 Email \_\_\_\_\_

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

If the entire right is for sale or lease, check here ☒, list the water right number, and skip to Part B.

1. Water Right Number 34-7052 Amount (cfs/ac-ft) \_\_\_\_\_ Nature of Use \_\_\_\_\_ Period of Use \_\_\_\_\_  
 \_\_\_\_\_ to \_\_\_\_\_  
 \_\_\_\_\_ to \_\_\_\_\_  
 \_\_\_\_\_ to \_\_\_\_\_

Total Amount: \_\_\_\_\_

2. Source of water \_\_\_\_\_ tributary to \_\_\_\_\_

3. Point(s) of Diversion:

| Twp | Rge | Sec | Lot | ¼ | ¼ | ¼ | County |
|-----|-----|-----|-----|---|---|---|--------|
|     |     |     |     |   |   |   |        |
|     |     |     |     |   |   |   |        |
|     |     |     |     |   |   |   |        |
|     |     |     |     |   |   |   |        |

4. Lands irrigated or place of use: \*See Part D for additional information regarding 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 |        |
|     |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |

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

**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 diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☐ No ☒  
**If yes**, provide written consent from the company, corporation or irrigation district to the proposed sale or lease and list name of entity:  
 \_\_\_\_\_

**C. GENERAL INFORMATION**

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

Well and pump with water delivered through the Arco and Island Canals.

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

Water Right No. 34-7110 is used in conjunction with this water right.

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. REQUIRED ITEMS**

This form must be signed and submitted with the following REQUIRED items:

1. Plat map, survey map or aerial photograph clearly showing the specific acres proposed to be idled by this lease application.
2. Filing fee of \$250.00. If you are submitting more than one lease application and the rights have a common place of use or common diversion rate or common diversion volume, the combined maximum fee is \$500.00.
3. A completed Internal Revenue Service (IRS) Form W-9. If your water right is rented, we will be unable to issue payment to you without a current W-9 form.

**E. SALE/LEASE AGREEMENT**

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

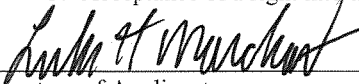
If lease, for a period from 01/01/2014 to 12/31/2018 (not to exceed 5 years).  
(Month / Day / Year) (Month / Day / Year)

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 IWRB. Include the method of determining the minimum payment if other than the current rental rate.

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

The owner/lessor acknowledges the following:

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

  
Signature of ApplicantLuke H. Marchant, Attorney  
Printed Name and Title\*1/28/14  
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

# **Attachment No. 1**

## **Map of Retired Acres**

# SORENSEN WATER BANK LEASE- Water Right No. 34-7052 Retired POU



2013 NAIP Photo



Prepared by:  
Luke H. Marchant  
1/21/2014



Holden Kidwell  
Hahn & Crapo P.L.L.C.  
LAW OFFICES

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JAN 30 2014  
DEPARTMENT OF  
WATER RESOURCES

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www.holdenlegal.com

Email: [lmarchant@holdenlegal.com](mailto:lmarchant@holdenlegal.com)

January 28, 2014

Idaho Department of Water Resources  
Attn: Pam Skaggs  
Water Supply Bank  
PO Box 83720  
Boise, ID 83720-0098

**RE: Water Bank Lease and Rental for Water Right Nos. 34-7052, 34-7110, and 34-7035B**

Dear Sir or Ma'am:

Enclosed please find companion Lease and Rental Applications submitted by Mitchell and Elaine Sorensen. These Applications are basically a renewal of similar Applications that were submitted and approved in the 2012 and 2013 irrigation seasons. This Application varies from those submitted in the prior years by making a slight change to the proposed place of use and adding a small portion of one other water right.

You should find all the necessary attachments to the Application including GIS maps and modeling results from the groundwater transfer tool. The results from the transfer tool show that impacts will be minimal and no mitigation should be required.

If you have any questions or concerns, please do not hesitate to contact me.

Best Regards,

Luke H. Marchant  
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

Enclosures