

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK LEASE ACCEPTANCE

This is to certify that: BERNARD L BROWN
655 EAST 19 NORTH
MOUNTAIN HOME ID 83647
(208) 631-2965

has requested to lease the water right(s) listed below to the Water Supply Bank ("bank"). The Idaho Water Resource Board ("Board") being authorized to operate a bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director", department") the acquisition of water rights for the Board's bank, agrees to lease the water right to the bank as follows:

Summary of Water Rights or Portions Leased to the Bank

<u>Right</u>	<u>Lease Rate</u>	<u>Lease Volume</u>	<u>Leased Acre Limit</u>	<u>Total Acres</u>
61-2154	2.82cfs	559.0af	140.8ac	1459.0ac
61-2155	3.03cfs	638.0af	159.4ac	1459.0ac
61-7005	2.71cfs	663.0af	165.7ac	1459.0ac
61-7119	2.71cfs	543.0af	135.6ac	1459.0ac
61-7396	1.14cfs	331.0af	82.8ac	1459.0ac
61-10378	0.41cfs	N/A	24.3ac	1459.0ac
COMBINED LEASE TOTALS	9.70cfs	2,576.0af	644.0ac	1459.0ac

TERM OF LEASE:

Lease Begin Date: March 01, 2004

Expiration Date: Indefinite

RENTAL AVAILABILITY:

Season of Use: 61-2154 03/15 to 11/15
61-2155 04/01 to 10/31
61-7005 03/01 to 10/15
61-7119 03/15 to 11/15
61-7396 03/15 to 11/15
61-10378 03/15 to 11/15

MINIMUM PAYMENT ACCEPTABLE:

Current Rental Rate

Detailed Lease Acceptance attached.

Dated this 20th day of July, 2006



Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 61-2154

WATER RIGHT NO. 61-2154 **WATER SUPPLY BANK LEASE ACCEPTANCE**

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

Lessor: BERNARD L BROWN
655 EAST 19 NORTH
MOUNTAIN HOME ID 83647
(208) 631-2965

Priority Date: 01/14/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	2.82 CFS	559.0 AF
			Total: 2.82 CFS	559.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENWNW	Sec. 19,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	SWNWNW	Sec. 20,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	NWSENE	Sec. 20,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	SESESE	Sec. 18,	Twp 04S,	Rge 06E,	ELMORE County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals	
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
04S 06E 17											40.0	40.0					80.0	
04S 06E 18							43.0	40.0						40.0	40.0	40.0	40.0	243.0
							L 2											
04S 06E 19	40.0	40.0	40.0	40.0	40.0	44.0	44.0	40.0	40.0	44.0	44.0	40.0	40.0	40.0	40.0	40.0	656.0	
						L 1	L 2			L 3	L 4							
04S 06E 20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0	40.0	40.0	40.0	480.0	

Total Acres: 1459.0

Acre Limit within Place of Use described: 140.8

COMBINED LIMITS OF LEASED RIGHT:

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
61-2154, 61-7005, 61-7396, 61-10378	6.67	1655.0	414.0
61-2154, 61-7119, 61-7396, 61-10378	4.19		
61-2154, 61-2155, 61-7005, 61-7119, 61-7396, 61-10378	9.7	2576.0	644.0

**WATER RIGHT NO. 63-2154
WATER SUPPLY BANK LEASE ACCEPTANCE**

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
61-2154, 61-7005, 61-7119, 61-7396, 61-10378	6.67	1938.0	485.0
61-2154, 61-10378	2.82	661.0	

CONDITIONS OF ACCEPTANCE

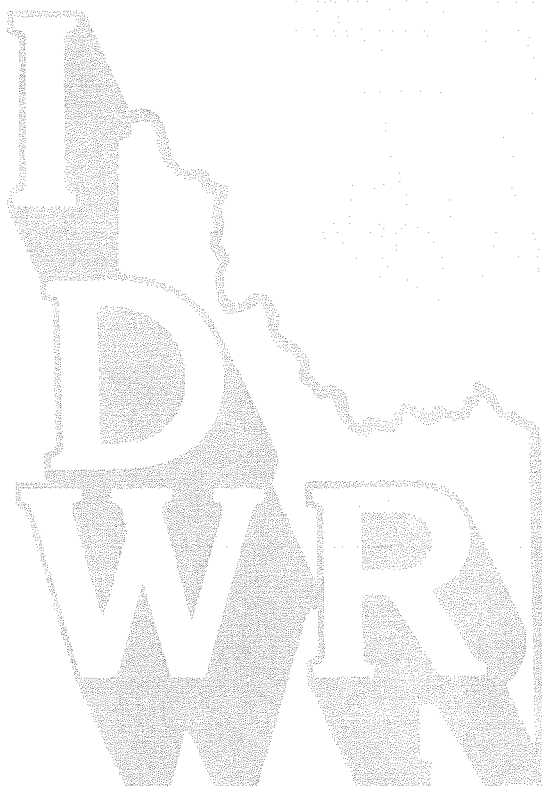
1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the owner of the right may not use the right without 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 Section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code.
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.
5. While a water right is in the bank, forfeiture provisions are stayed.
6. Use of rights 61-2154, 61-2155, 61-7005, 61-7119, 61-7396 and 61-10378 are limited when combined to one or more of the following in accordance with the conditions of approval on the water rights: total combined diversion rate, annual diversion volume, and total acres authorized for irrigation.
7. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
8. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
9. 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.
10. In accordance with Sections 42-248 and 42-1409(6), Idaho Code, 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.
11. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.

WATER RIGHT NO. 61-2154
WATER SUPPLY BANK LEASE ACCEPTANCE

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.

Dated this 20th day of July, 2006

Gay Spackman
Chief, Water Allocation Bureau



WATER RIGHT NO. 61-2155
WATER SUPPLY BANK LEASE ACCEPTANCE

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

Lessor: BERNARD L BROWN
 655 EAST 19 NORTH
 MOUNTAIN HOME ID 83647
 (208) 631-2965

Priority Date: 01/14/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	3.03 CFS	638.0 AF
	Total: 3.03 CFS			638.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENWNW	Sec. 19,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	SWNWNW	Sec. 20,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	NWSENE	Sec. 20,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	SESESE	Sec. 18,	Twp 04S,	Rge 06E,	ELMORE County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	06E	17									40.0	40.0							80.0
04S	06E	18							43.0	40.0					40.0	40.0	40.0	40.0	243.0
									L 2										
04S	06E	19	40.0	40.0	40.0	40.0	40.0	44.0	44.0	40.0	40.0	44.0	44.0	40.0	40.0	40.0	40.0	40.0	656.0
								L 1	L 2			L 3	L 4						
04S	06E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0	40.0	40.0	40.0	480.0

Total Acres: 1459.0
 Acre Limit within Place of Use described: 159.4

COMBINED LIMITS OF LEASED RIGHT:

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
61-2154, 61-7005, 61-7396, 61-10378	6.67	1655.0	414.0
61-2154, 61-7119, 61-7396, 61-10378	4.19		
61-2154, 61-2155, 61-7005, 61-7119, 61-7396, 61-10378	9.7	2576.0	644.0

**WATER RIGHT NO. 63-2155
WATER SUPPLY BANK LEASE ACCEPTANCE**

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
61-2154, 61-7005, 61-7119, 61-7396, 61-10378	6.67	1938.0	485.0
61-2154, 61-10378	2.82	661.0	

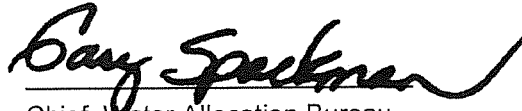
CONDITIONS OF ACCEPTANCE

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 owner of the right 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 Section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code.
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.
5. While a water right is in the bank, forfeiture provisions are stayed.
6. Use of rights 61-2154, 61-2155, 61-7005, 61-7119, 61-7396 and 61-10378 are limited when combined to one or more of the following in accordance with the conditions of approval on the water rights: total combined diversion rate, annual diversion volume, and total acres authorized for irrigation.
7. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
8. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
9. 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.
10. In accordance with Sections 42-248 and 42-1409(6), Idaho Code, 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.
11. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.

WATER RIGHT NO. 63-2155
WATER SUPPLY BANK LEASE ACCEPTANCE

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.

Dated this 20th day of July, 2006


Chief, Water Allocation Bureau



WATER RIGHT NO. 61-7005
WATER SUPPLY BANK LEASE ACCEPTANCE

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

Lessor: BERNARD L BROWN
 655 EAST 19 NORTH
 MOUNTAIN HOME ID 83647
 (208) 631-2965

Priority Date: 08/23/1967

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	10/15	2.71 CFS	663.0 AF
	Total: 2.71 CFS			663.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENWNW	Sec. 19,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	SWNWNW	Sec. 20,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	NWSENE	Sec. 20,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	SESESE	Sec. 18,	Twp 04S,	Rge 06E,	ELMORE County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	06E	17											40.0	40.0					80.0
04S	06E	18							43.0	40.0					40.0	40.0	40.0	40.0	243.0
									L 2										
04S	06E	19	40.0	40.0	40.0	40.0	40.0	44.0	44.0	40.0	40.0	44.0	44.0	40.0	40.0	40.0	40.0	40.0	656.0
								L 1	L 2			L 3	L 4						
04S	06E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0	40.0	40.0	40.0	480.0

Total Acres: 1459.0
 Acre Limit within Place of Use described: 165.7

COMBINED LIMITS OF LEASED RIGHT:

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
61-2154, 61-7005, 61-7396, 61-10378	6.67	1655.0	414.0
61-2154, 61-7119, 61-7396, 61-10378	4.19		
61-2154, 61-2155, 61-7005, 61-7119, 61-7396, 61-10378	9.7	2576.0	644.0

**WATER RIGHT NO. 63-7005
WATER SUPPLY BANK LEASE ACCEPTANCE**

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
61-2154, 61-7005, 61-7119, 61-7396, 61-10378	6.67	1938.0	485.0
61-2154, 61-10378	2.82	661.0	

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 owner of the right 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 Section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code.
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.
5. While a water right is in the bank, forfeiture provisions are stayed.
6. Use of rights 61-2154, 61-2155, 61-7005, 61-7119, 61-7396 and 61-10378 are limited when combined to one or more of the following in accordance with the conditions of approval on the water rights: total combined diversion rate, annual diversion volume, and total acres authorized for irrigation.
7. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
8. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
9. 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.
10. In accordance with Sections 42-248 and 42-1409(6), Idaho Code, 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.
11. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.

WATER RIGHT NO. 63-7005
WATER SUPPLY BANK LEASE ACCEPTANCE

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.

Dated this 20th day of July, 2006

Gary Spackman
Chief, Water Allocation Bureau



WATER RIGHT NO. 61-7119
WATER SUPPLY BANK LEASE ACCEPTANCE

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

Lessor: BERNARD L BROWN
 655 EAST 19 NORTH
 MOUNTAIN HOME ID 83647
 (208) 631-2965

Priority Date: 07/10/1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	2.71 CFS	543.0 AF
			Total: 2.71 CFS	543.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENWNW	Sec. 19	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	SWNWNW	Sec. 20,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	NWSENE	Sec. 20,	Twp 04S,	Rge 06E.,	ELMORE County
GROUND WATER	SESESE	Sec. 18,	Twp 04S,	Rge 06E,	ELMORE County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S 06E 17											40.0	40.0					80.0
04S 06E 18							43.0	40.0					40.0	40.0	40.0	40.0	243.0
							L 2										
04S 06E 19	40.0	40.0	40.0	40.0	40.0	44.0	44.0	40.0	40.0	44.0	44.0	40.0	40.0	40.0	40.0	40.0	656.0
						L 1	L 2			L 3	L 4						
04S 06E 20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0	40.0	40.0	40.0	480.0

Total Acres: 1459.0
 Acre Limit within Place of Use described: 135.6

COMBINED LIMITS OF LEASED RIGHT:

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
61-2154, 61-7005, 61-7396, 61-10378	6.67	1655.0	414.0
61-2154, 61-7119, 61-7396, 61-10378	4.19		
61-2154, 61-2155, 61-7005, 61-7119, 61-7396, 61-10378	9.7	2576.0	644.0

**WATER RIGHT NO. 63-7119
WATER SUPPLY BANK LEASE ACCEPTANCE**

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
61-2154, 61-7005, 61-7119, 61-7396, 61-10378	6.67	1938.0	485.0
61-2154, 61-10378	2.82	661.0	

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 owner of the right 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 Section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code.
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.
5. While a water right is in the bank, forfeiture provisions are stayed.
6. Use of rights 61-2154, 61-2155, 61-7005, 61-7119, 61-7396 and 61-10378 are limited when combined to one or more of the following in accordance with the conditions of approval on the water rights: total combined diversion rate, annual diversion volume, and total acres authorized for irrigation.
7. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
8. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
9. 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.
10. In accordance with Sections 42-248 and 42-1409(6), Idaho Code, 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.
11. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.

WATER RIGHT NO. 63-7119
WATER SUPPLY BANK LEASE ACCEPTANCE

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.

Dated this 20th day of July, 2006


Chief, Water Allocation Bureau



WATER RIGHT NO. 61-7396
WATER SUPPLY BANK LEASE ACCEPTANCE

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

Lessor: BERNARD L BROWN
 655 EAST 19 NORTH
 MOUNTAIN HOME ID 83647
 (208) 631-2965

Priority Date: 01/04/1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	1.14 CFS	331.0 AF
	Total: 1.14 CFS			331.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENWNW	Sec. 19,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	SWNWNW	Sec. 20,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	NWSENE	Sec. 20,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	SESESE	Sec. 18,	Twp 04S,	Rge 06E,	ELMORE County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	06E	17									40.0	40.0							80.0
04S	06E	18							43.0	40.0					40.0	40.0	40.0	40.0	243.0
									L 2										
04S	06E	19	40.0	40.0	40.0	40.0	40.0	44.0	44.0	40.0	40.0	44.0	44.0	40.0	40.0	40.0	40.0	40.0	656.0
								L 1	L 2			L 3	L 4						
04S	06E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0	40.0	40.0	40.0	480.0

Total Acres: 1459.0
 Acre Limit within Place of Use described: 82.8

COMBINED LIMITS OF LEASED RIGHT:

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
61-2154, 61-7005, 61-7396, 61-10378	6.67	1655.0	414.0
61-2154, 61-7119, 61-7396, 61-10378	4.19		
61-2154, 61-2155, 61-7005, 61-7119, 61-7396, 61-10378	9.7	2576.0	644.0

**WATER RIGHT NO. 63-7396
WATER SUPPLY BANK LEASE ACCEPTANCE**

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
61-2154, 61-7005, 61-7119, 61-7396, 61-10378	6.67	1938.0	485.0
61-2154, 61-10378	2.82	661.0	

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 owner of the right 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 Section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code.
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.
5. While a water right is in the bank, forfeiture provisions are stayed.
6. Use of rights 61-2154, 61-2155, 61-7005, 61-7119, 61-7396 and 61-10378 are limited when combined to one or more of the following in accordance with the conditions of approval on the water rights: total combined diversion rate, annual diversion volume, and total acres authorized for irrigation.
7. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
8. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
9. 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.
10. In accordance with Sections 42-248 and 42-1409(6), Idaho Code, 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.
11. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.

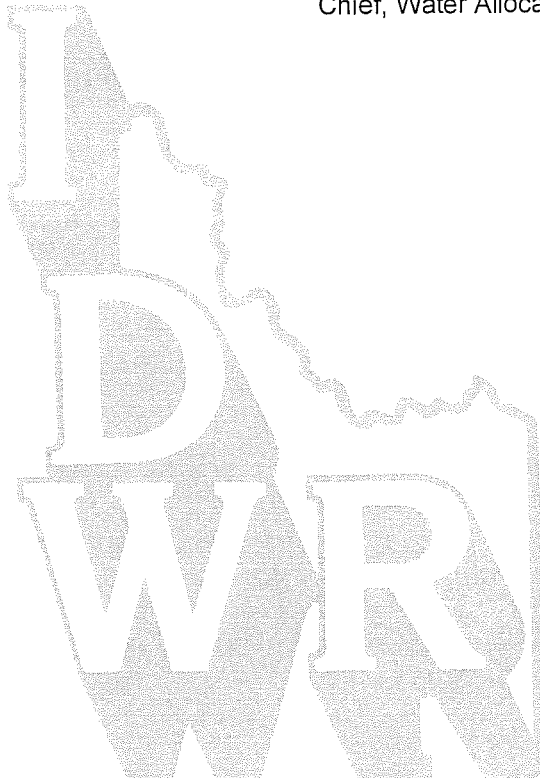
WATER RIGHT NO. 63-7396
WATER SUPPLY BANK LEASE ACCEPTANCE

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.

Dated this 20th day of July, 2006

Gay Spackman

Chief, Water Allocation Bureau



WATER RIGHT NO. 61-10378
WATER SUPPLY BANK LEASE ACCEPTANCE

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

Lessor: BERNARD L BROWN
 655 EAST 19 NORTH
 MOUNTAIN HOME ID 83647
 (208) 631-2965

Priority Date: 04/30/1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to	11/15	0.41 CFS	N/A
			Total: 0.41 CFS	N/A

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENWNW	Sec. 19,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	SWNWNW	Sec. 20,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	NWSENE	Sec. 20,	Twp 04S,	Rge 06E,	ELMORE County
GROUND WATER	SESESE	Sec. 18,	Twp 04S,	Rge 06E,	ELMORE County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S 06E 17									40.0	40.0							80.0
04S 06E 18							43.0	40.0					40.0	40.0	40.0	40.0	243.0
							L 2										
04S 06E 19	40.0	40.0	40.0	40.0	40.0	44.0	44.0	40.0	40.0	44.0	44.0	40.0	40.0	40.0	40.0	40.0	656.0
						L 1	L 2			L 3	L 4						
04S 06E 20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0	40.0	40.0	40.0	480.0

Total Acres: 1459.0

Acre Limit within Place of Use described: 24.3

COMBINED LIMITS OF LEASED RIGHT:

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
61-2154, 61-7005, 61-7396, 61-10378	6.67	1655.0	414.0
61-2154, 61-7119, 61-7396, 61-10378	4.19		
61-2154, 61-2155, 61-7005, 61-7119, 61-7396, 61-10378	9.7	2576.0	644.0

**WATER RIGHT NO. 63-10378
WATER SUPPLY BANK LEASE ACCEPTANCE**

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
61-2154, 61-7005, 61-7119, 61-7396, 61-10378	12.88	963.0	3744.0
61-2154, 61-10378	5.44	1276.0	

CONDITIONS OF ACCEPTANCE

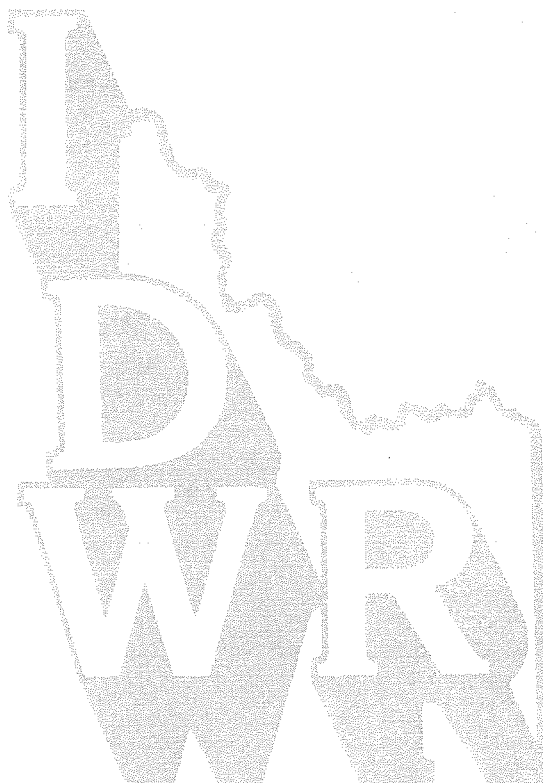
1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the owner of the right may not use the right without 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 Section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code.
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.
5. While a water right is in the bank, forfeiture provisions are stayed.
6. Use of rights 61-2154, 61-2155, 61-7005, 61-7119, 61-7396 and 61-10378 are limited when combined to one or more of the following in accordance with the conditions of approval on the water rights: total combined diversion rate, annual diversion volume, and total acres authorized for irrigation.
7. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
8. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
9. 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.
10. In accordance with Sections 42-248 and 42-1409(6), Idaho Code, 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.
11. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.

WATER RIGHT NO. 63-10378
WATER SUPPLY BANK LEASE ACCEPTANCE

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.

Dated this 20th day of July, 2006

Gay Spackman
Chief, Water Allocation Bureau



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK LEASE ACCEPTANCE

This is to certify that: BERNARD L BROWN
655 EAST 19 NORTH
MOUNTAIN HOME ID 83647
(208) 631-2965

has requested to lease the water right(s) listed below to the Water Supply Bank ("bank"). The Idaho Water Resource Board ("Board") being authorized to operate a bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director", department") the acquisition of water rights for the Board's bank, agrees to lease the water right to the bank as follows:

Summary of Water Rights or Portions Leased to the Bank

Right	Lease Rate	Lease Volume	Leased Acre Limit	Total Acres
61-2154	2.82cfs	559.0af	140.8ac	1459.0ac
61-2155	3.03cfs	638.0af	159.4ac	1459.0ac
61-7005	2.71cfs	663.0af	165.7ac	1459.0ac
61-7119	2.71cfs	543.0af	135.6ac	1459.0ac
61-7396	1.14cfs	331.0af	82.8ac	1459.0ac
61-10378	0.41cfs	N/A	24.3ac	1459.0ac
COMBINED LEASE TOTALS	9.70cfs	2,576.0af	644.0ac	1459.0ac

TERM OF LEASE:

Lease Begin Date: March 01, 2004

Expiration Date: Indefinite

RENTAL AVAILABILITY:

Season of Use: 61-2154 03/15 to 11/15
61-2155 04/01 to 10/31
61-7005 03/01 to 10/15
61-7119 03/15 to 11/15
61-7396 03/15 to 11/15
61-10378 03/15 to 11/15

MINIMUM PAYMENT ACCEPTABLE:

Current Rental Rate

Detailed Lease Acceptance attached.

Dated this 20th day of July, 20 06



Chief, Water Allocation Bureau