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DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
WATER RESOURCE BOARD

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

APPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANK

Name of Renter Heart Roch Ranch LLC Phone 208-788-2548

Mailing address PO Box 3724 Hailey, ID 83333 Email _____

A. DESCRIPTION OF WATER SOUGHT FOR RENT

1. Maximum Flow Rate (cfs) Maximum Volume (ac-ft) Nature of Use Period of Use
37-27- 1.80 W,R,J 4/15 to 10/31
 _____ to _____
 _____ to _____
 Total: 1.80

2. Source of water Big Wood River tributary to Malad River

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
01S	18E	2		SE	NW	SE	BLAINE
01S	18E	2		NE	SW	SE	BLAINE
01N	18E	12		NW	SE	SW	BLAINE

4. Lands to be irrigated or place of use: SEE ATTACHMENT A FOR POU DESCRIPTION.

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 use is for irrigation, show total number of acres proposed through rental. Total Acres See Attachment A

B. OWNERSHIP

1. Do you own the land at the proposed point of diversion? Yes ☐ No ☒

If no, list owner, contact information, and provide documentation of the authority to use the proposed point of diversion. Applicant is authorized to use POD under existing water rights, diversion name is Black #61 Headgate

2. Do you own the land at the proposed place of use? Yes ☒ No ☐

If no, list owner, contact information, and provide documentation of the authority to use the proposed place of use. N/A.

C. MAP

Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described by this application in section A. Include legal description labels.

D. GENERAL INFORMATION

1. Please provide a description of the proposed diversion system. Water under proposed rental application and water under existing Big Wood River water rights is diverted through the Black #61 headgate and then delivered to applicant's property.
2. Describe any other water rights diverted through the same point(s) of diversion or used for the same purpose(s) as described above. 37-60, 37-61, 37-62, 37-63A, 37-64A, 37-66A, 37-67B, 37-68A, 37-230, 37-231B, 37-232, 37-577AZ, 37-2492, 37-22050, 37-139, 37-180, 37-181, 37-230, 37-231A, 37-231B, 37-232, 37-233, 37-1187, 37-1207, 37-2538, 37-2597, 37-2764, et. al.
3. Will the proposed place of use receive water from any other source? Yes ☒ No ☐
If yes, describe. POU receives water from Big Wood River and ground water under existing water rights.
4. If the proposed use is not for irrigation, please provide a detailed description of the proposed use and how you determined the amount of water required. Attach additional sheets if needed. Applicant seeks to rent all of 37-27 for non-consumptive wildlife, aesthetic and recreation uses on property. Existing water rights provide mitigation for evaporation in existing storage features. Existing storage features authorized under existing IDWR permit 37-22459.
5. Are there any other applications pending before the Department, such as an application for permit or transfer, for the same use(s) proposed by this rental? Yes ☐ No ☒
If yes, describe. N/A.
6. Was this rental application submitted in response to a Notice of Violation or a pending Notice of Violation? Yes ☐ No ☒
If yes, describe. N/A.

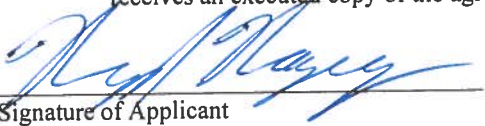
E. RENTAL TERM

1. Do you wish to rent water from the Board's bank for more than one (1) year? Yes ☐ No ☒
If yes, please specify the number of years desired through proposed rental. _____

I hereby assert that the information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

If this application is approved, the applicant agrees to the following:

1. The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.
2. Renter shall comply with all applicable state and federal laws while using water under this agreement.
3. Renter shall hold the Board, the Director, and the state of Idaho harmless from all liability on account of negligent acts of the renter.
4. The Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
5. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
6. Renter is not authorized to use water proposed by this application until the rental fees are paid in full and the renter receives an executed copy of the agreement signed by the Director.


Signature of Applicant

Harry Hagey- Owner & Managing Member
Printed Name and Title*

3/29/13
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 A:**PLACE OF USE: WILDLIFE (W), RECREATION (R), AESTHETICS (J)**

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01S	18E	10		NESE	WRJ		SWSE	WRJ		SESE	WRJ			
		11		NENE	WRJ		NWNE	WRJ		SWNE	WRJ		SENE	WRJ
				NENW	WRJ		SWNW	WRJ		SENE	WRJ			
				NESW	WRJ		NWSW	WRJ		SWSW	WRJ		SESW	WRJ
				NESE	WRJ		NWSE	WRJ						
		12		NWNW	WRJ		SWNW	WRJ						
		14		NENE	WRJ		NWNE	WRJ		SWNE	WRJ		SENE	WRJ
				NENW	WRJ		NWNW	WRJ		SWNW	WRJ			
		15		NENE	WRJ		NWNE	WRJ		SWNE	WRJ		SENE	WRJ
				NENW	WRJ		NWNW	WRJ		SENE	WRJ			
				NESW	WRJ		NWSW	WRJ		SWSW	WRJ		SESW	WRJ
				NESE	WRJ		NWSE	WRJ		SWSE	WRJ		SESE	WRJ
		21		NENE	WRJ		SWNE	WRJ		SENE	WRJ			
				NWSE	WRJ									
		22		NENW	WRJ		NWNW	WRJ		SWNW	WRJ			

No. W 98265	Due no later than Nov 30, 2012 Annual Report Form		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. HEART ROCK RANCH, LLC PO BOX 3724 HAILEY ID 83333		FRITZ X HAEMMERLE 400 S MAIN ST SUITE 102 HAILEY ID 83333														
			3. New Registered Agent Signature:*														
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager. <table border="1"><thead><tr><th>Office Held</th><th>Name</th><th>Street or PO Address</th><th>City</th><th>State</th><th>Country</th><th>Postal Code</th></tr></thead><tbody><tr><td>MEMBER</td><td>SHIRLEY & HARRY R HAGEY COMMUNITY PROPERTY TRUST</td><td>196 ALBION AVE</td><td>WOODSIDE</td><td>CA</td><td>USA</td><td>94602</td></tr></tbody></table>				Office Held	Name	Street or PO Address	City	State	Country	Postal Code	MEMBER	SHIRLEY & HARRY R HAGEY COMMUNITY PROPERTY TRUST	196 ALBION AVE	WOODSIDE	CA	USA	94602
Office Held	Name	Street or PO Address	City	State	Country	Postal Code											
MEMBER	SHIRLEY & HARRY R HAGEY COMMUNITY PROPERTY TRUST	196 ALBION AVE	WOODSIDE	CA	USA	94602											
5. Organized Under the Laws of: ID W 98265	6. Annual Report must be signed.* Signature: Harry Hagey Name (type or print): Harry Hagey Date: 10/03/2012 Title: Trustee of Member Trust																
Processed 10/03/2012	* Electronically provided signatures are accepted as original signatures.																

