

RECEIVED

MAR 25 2013

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
WATER RESOURCE BOARDWSB No. _____
Receipt No. 1096785
Date/by 3-25-13 HP
(For Department Use Only)APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANKName of Seller/Lessor Barbara L. Boyer/Richard J. Boyer Phone 208-788-4352
Mailing address PO Box 405, Bellevue, ID 83313 Email ohad10031@hotmail.com

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	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>37-21855</u>	<u>0.090</u>	<u>irrigation</u>	<u>4/15</u> to <u>10/31</u>
			to _____
			to _____

Total Amount: 0.0902. Source of water Big Wood River tributary to Malad River

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.

headgate for District 45 canal

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

37-21872, 37-21889, 37-21906, 37-21923

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.

Water Supply Bank - Legacy project
see attached

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 (attached). 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 4/1/2013 to 4/1/2018 (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.

we have no idea. Not important

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.

Barbara L Boyer
Signature of ApplicantBarbara L Boyer
Printed Name and Title*3/21/13
DateRichard J. Boyer
Signature of ApplicantRICHARD J. BOYER
Printed Name and Title*3/21/13
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



Idaho Department of Water Resources

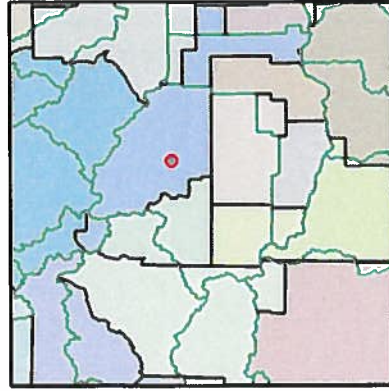
SRBA Recommendation:

37-21855

(Irrigation)

Legend

-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37

Prepared by M. Ciscell
On Monday, December 11, 2006
2004 Aerial Photography

R19E



T01N

0 0.1 0.2 Miles



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



WATER DISTRICT NO. 37 & 37M

107 WEST 1ST

SHOSHONE, IDAHO 83352

(208) 886-2451

February 23, 2010

Legacy Project Donor:

Please find enclosed information concerning water right(s) you donated into the Wood River Basin Enhancement Water Supply Bank (WREWSB) through the Legacy Project. As a record of your donation, please keep this letter for future reference. A copy of this information has also been provided to the Idaho Department of Water Resources.

If your donation is set to expire in 2010 and you wish to continue your donation, you will need to submit a new application for this upcoming water year. A copy of the donation application is enclosed regardless of whether your donation expires this year. An Advisory Committee meeting to review all donations and WREWSB procedures is scheduled for 1:30 pm on Tuesday April 13 at the Lincoln County Community Center in Shoshone. I am asking that you submit your applications to this office before April 1, 2010 for preview before the Advisory Committee meeting.

If you have any questions, feel free to call.

Respectfully,

A handwritten signature in black ink, appearing to read 'Kevin Lakey', is written over a long, thin horizontal line.

Kevin Lakey
Watermaster, Water Districts 37 & 37M

LEGACY PROJECT
IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

02/20/2007

RIGHT NUMBER: 37-21855
NAME AND ADDRESS: BARBARA L BOYER
PO BOX 405
BELLEVUE ID 83313

RICHARD J BOYER
PO BOX 405
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.090 CFS

PRIORITY DATE: 03/24/1883

POINT OF DIVERSION: T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.090 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S07 Lot 2 SWNW	4.00	T01N R19E S07 Lot 3 NWSW	1.40
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5.4 ACRES TOTAL

Right Nos. 37-21855, 37-21872, 37-21889, 37-21906 and 37-21923 are limited to the irrigation of a combined total of 5.4 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Point of diversion described above is the headgate for District 45 canal.

Property is also known as Lot 1, Blk 4, Bellevue Farms Subdivision.

This right is a split from former right 37-577.