

Water Supply Bank No. _____

Water Right No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 25 2008

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

DEPARTMENT OF
WATER RESOURCES

Name of Seller/Lessor H. Alan Funk Phone 208-397-4820

Post office address 2065 S 2800 W, Aberdeen, ID 83210

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by:

- a. Decree No. _____ Decreed to _____
(Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 35-08362 issued by the Idaho Department of Water
Resources.
- c. Permit No. _____ issued by the Idaho Department of Water
Resources.

2. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE: (If the entire right is for sale or lease,
show "all" on line a. below and skip the remainder of part 2.)

- a. Amount of water under right: 1.97 cubic feet per second &/or
605.72 acre-feet per annum
- b. Point of diversion: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 6 Township 4S Range
31 E, B.M. in Bingham County.
Additional points _____

SCANNED
JAN 29 2009

c. Place of use:

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4S	31E	6		23	29		36	12	23	29									152
																			152

If the right is for irrigation, show the number of acres for the part of the right to be put into the bank.

Total number of acres 152

3. ADDITIONAL INFORMATION ABOUT RIGHT, OR PORTION THEREOF, FOR SALE OR LEASE

- a. Explain how the seller/lessor acquired the right, or portion thereof, and attach a copy of the deed to the land to which it is appurtenant or other evidence of ownership of the right. If the right is not recorded in the name of the seller/lessor, attach a copy of a change of ownership form as required by Section 42-248 or 42-1409(6), Idaho Code, together with required documentation.

See attached water license.

- b. Describe the frequency of water use under the right, or portion thereof, during the past five (5) years of use. Attach watermaster records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture. (This information is not required if a partial decree has been issued on the right within the last 5 years).

None - water and land was in C.R.P.

- c. If the right is from a surface water source, describe the period of the year that water is typically available to satisfy the right.

N/A

- d. Describe any other water rights with the same purpose and place of use as the right, or portion thereof, offered for lease. Will the present place of use continue to receive water from any source? If so, describe.

All is being offered.

- e. If the water right is a permit, describe the work accomplished toward developing the right.

N/A

- f. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached.

4. REMARKS:

This right is being offered with the understanding it is to be leased to Wulf Lebrecht, pursuant to the Application To Rent Water From The Water Supply Bank filed contemporaneously.

5. SALE/LEASE AGREEMENT

1. The water right, or portion thereof, described above is offered to the Idaho Water Resource Board:

_____ For sale;

X For lease for a period from 4-1-08 to 10-31-2012
(Day, month, year) (Day, month, year)

(The lease period may be shown as "indefinite", if the total duration of lease is unknown); or

_____ As a gift to the state of Idaho.

2. Show the minimum payment acceptable to the Seller/Lessor. Include the method of determining the minimum payment. The minimum payment may be shown as 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 of the right may not use the right even if the right is not rented.
3. A right accepted into the bank stays in the bank until the Board releases it or until the lease term expires.
4. While a water 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.

4-23-08
Date


Signature

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

2004 2014

CRP-1
(02-04-03)U.S. DEPARTMENT OF AGRICULTURE
Commodity Credit Corporation

CONSERVATION RESERVE PROGRAM CONTRACT

NOTE: The authority for collecting the following information is Pub. L. 107-171. This authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. The time required to complete this information collection is estimated to average 4 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

7. COUNTY OFFICE ADDRESS (Include Zip Code):

BINGHAM COUNTY FSA OFFICE
725 JENSEN GROVE DRIVE #2
BLACKFOOT, ID 83221-3847

TELEPHONE NUMBER (Include Area Code):

(208)785-2090

1. ST. & CO. CODE &
ADMIN. LOCATION
160112. SIGN-UP NUMBER
26

3. CONTRACT NUMBER

4. ACRES FOR ENROLLMENT
173.5

5. FARM NUMBER

0004428

6. TRACT NUMBER(S)
00258568. OFFER (Select one)
GENERAL ☒ENVIRONMENTAL PRIORITY ☐

9. CONTRACT PERIOD

FROM:
(MM/DD/YYYY)

10/01/2003

TO:
(MM/DD/YYYY)

09/30/2013

THIS CONTRACT is entered into between the Commodity Credit Corporation (referred to as "CCC") and the undersigned owners, operators, or tenants (who may be referred to as "Owner", "Operator", and "Tenant", respectively) on the form identified above. The undersigned person or persons may hereafter collectively be referred to as "the Participant". The Participant agrees to place the designated acreage into the Conservation Reserve Program ("CRP") or other use set by CCC for the stipulated contract period from the date the contract is executed by the CCC. The Participant also agrees to implement on such designated acreage the Conservation Plan developed for such acreage and approved by the CCC and the Participant. Additionally, the Participant and CCC agree to comply with the terms and conditions contained in this Contract, including the Appendix to this Contract, entitled Appendix to CRP-1, Conservation Reserve Program Contract (referred to as "Appendix"). By signing below, the Participant acknowledges that a copy of the Appendix for the applicable sign-up period has been provided to such person. Such person also agrees to pay such liquidated damages in an amount specified in the Appendix if the Participant withdraws prior to CCC acceptance or rejection. The terms and conditions of this contract are contained in this Form CRP-1 and in the CRP-1 Appendix and any addendum thereto. BY SIGNING THIS CONTRACT PRODUCERS ACKNOWLEDGE RECEIPT OF THE FOLLOWING FORMS: CRP-1; CRP-1 Appendix and any addendum thereto; CRP-2 or CRP-2c, if applicable; and, if applicable,

10A. Rental Rate Per Acre

\$27.86

11. Identification of CRP Land (See Page 2 for additional space)

B. Annual Contract Payment

\$4,833.71

A. Tract No.

B. Field No.

C. Practice No.

D. Acres

E. Total Estimated
Cost-Share

C. First Year Payment

\$ 0.0

0025856

NA

CP10

173.5

\$0.00

(Item 10C applicable only to continuous signup
when the first year payment is prorated.)

12. OWNERS, OPERATORS, AND TENANTS

A. OPERATOR NAME AND ADDRESS (Include Zip Code):

H A FUNK

2065 S 2800 W

ABERDEEN, ID 832101804

SHARE

50 %

SOCIAL SECURITY NUMBER:

SIGNATURE

DATE (MM/DD/YYYY)

6-12-03

B. OWNER NAME AND ADDRESS (Include Zip Code):

CONNIE G FUNK

2065 S 2800 W

ABERDEEN, ID 832101804

SHARE

50 %

SOCIAL SECURITY NUMBER:

519-56-3799

SIGNATURE

DATE (MM/DD/YYYY)

6-12-03

C. NAME AND ADDRESS (Include Zip Code):

SHARE

%

SOCIAL SECURITY NUMBER:

SIGNATURE

DATE (MM/DD/YYYY)

13. CCC USE ONLY - Payments according to the shares are approved.

SIGNATURE OF CCC REPRESENTATIVE

DATE (MM/DD/YYYY)

Steven J. Fullman

9-26-03

NOTE: The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information is the Food Security Act of 1985, (Pub. L. 99-198), as amended and the Farm Security and Rural Investment Act of 2002 (Pub. L. 107-171) and regulations promulgated at 7 CFR Part 1410 and the Internal Revenue code (26 USC 6109). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program contract, to assist in determining eligibility, and to determine the correct parties to the contract. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in determination of ineligibility for certain program benefits and other financial assistance administered by USDA agency. This information may be provided to other agencies, IRS, Department of Justice, or other State and Federal Law Enforcement Agencies, and in response to a court magistrate or administrative tribunal. The provisions of criminal and civil fraud statutes, including 18 USC 286, 287, 371, 651, 1001; 15 USC 714m; and 31 USC 3729, may be applicable to the information provided.

RETURN THIS COMPLETED FORM TO YOUR COUNTY FSA OFFICE.

The US Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, gender, religion, age, disability, political beliefs, sexual orientation and marital and family status. (Not all prohibited bases apply to all programs). Persons with disabilities who require alternative means for communication of program information (Braille, large print, audio tape etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, Room 328-W, Whitten Building, 1400 Independence Avenue, SW, Washington, DC 20250-9410 or call (202) 720-5964 (voice or TDD). USDA is an equal opportunity provider and employer.

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JAN 29 2009

CRP-2

(02-04-03)

U.S. DEPARTMENT OF AGRICULTURE

Farm Service Agency

CONSERVATION RESERVE PROGRAM WORKSHEET

(For General Signup)

NOTE: The authority for collecting the following information is Pub. L. 107-171. This authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. The time required to complete this information collection is estimated to average 5 minutes per response, including the time for reviewing the instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

4A. Farm Number 0004428	4B. NAME AND ADDRESS OF PRODUCER (Zip Code): H A FUNK 2065 S 2800 W ABERDEEN, ID 832101804 TELEPHONE NUMBER (Include Area Code): (208)234-5849	1. TRACT NUMBER 0025856	2. PROGRAM YEAR 2004
		3A. SIGN UP NUMBER 26	3B. EFFECTIVE DATE (MM-DD-YYYY) 10-01-2003
		5A. STATE & COUNTY CODE ADMIN. LOCATION 16011	5B. STATE & COUNTY CODE PHYSICAL LOCATION 16011
		6. CONTRACT NUMBER	7. ACRES FOR ENROLLMENT 173.5
4C. COUNTY FSA OFFICE ADDRESS (Zip Code): BINGHAM COUNTY FSA OFFICE 725 JENSEN GROVE DRIVE #2 BLACKFOOT, ID 83221-3847		4D. COUNTY FSA OFFICE TELEPHONE NO. (Include Area Code): (208)785-2090	8. IS COST-SHARE REQUESTED? N 9. RENTAL RATE PER ACRE OFFERED \$27.86
		10. Signup Type: G	

11. PRACTICES

12. LAND ELIGIBILITY CATEGORY BY ACRES:
(Enter the amount eligible for each criteria)

A Practices	B Acres	C Estimated Total Cost Share	D Length	E N1a POINT VALUE	EI >= 8	173.5
CP10	173.5	\$0.00	10	30	National CPA	0.0
					State CPA	0.0
					Expiring CRP	173.5
					Water Bank Program	0.0

13. National Ranking Factors

14. N1 Subfactors

N1	N2	N3	N4	N5	N1a	N1b	N1c
30	32	70	0	26	30	0	0

15. N2 Subfactors

16. N5 Subfactors

N2a	N2b	N2c	N5a	N5b	N5c	N5d
0	10	22	18	5	0	3

17. N6 Subfactors

N6b	N6c	HUC Code	17040206
10	0		

19. Soil Map Data and Maximum Payment Rate Calculations:

Soil	A Physical Location	B Soil Survey ID No.	C Map Unit Symbol	D Acres	E Soil Rental Rate	F Total Rent
(1) Primary	16011	ID770	PsB	106.2	\$24.00	\$2,548.80
(2) Secondary	16011	ID770	PFD	66.0	\$21.00	\$1,386.00
(3) Tertiary	16011	ID770	PsA	1.3	\$24.00	\$31.20
Total				173.5		\$3,966.00

20. Weighted Average Soil Rental Rate
(Col. 19F total divided by Col. 19D total)

\$22.86

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21. Maintenance Rate

\$5.00

=

22. Maximum Payment Rate (Per Acre)

\$27.86

☐

ORIGINAL-COUNTY FSA OFFICE COPY

☐

FSA PENDING COPY

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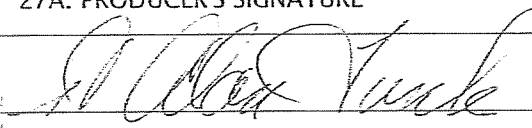
JAN 29 2009

		25. Crop Land Use Summary							
23 Current Field No.	24 Current Crop or Land Use	A Offered Acres	B Crop History Eligible Acres	C 2001	D 2000	E 1999	F 1998	G 1997	H 1996
1	CRP	173.5	173.5	CRP	CRP	CRP	CRP	CRP	CRP
26. TOTALS ==>		173.5	173.5						

27. PRODUCER'S CERTIFICATION:

By Signing below I certify to all of the following: (1) All of the Environmental Benefits Index (EBI) factors and subfactors N1 to N5 have been explained to me; (2) I have been informed that planting an approved mixture of covers that benefit wildlife, enhancing the existing cover to provide a mixture that benefits the wildlife, if applicable, and/or thinning existing trees and creating and maintaining open areas of approved herbaceous cover may enhance the acceptability of the offer; (3) I have been informed that if my offer to thin existing trees is accepted, the thinning must be completed within three years of the effective date of the contract regardless of market conditions or size of the tree; (4) I have been informed of the estimated cost of establishing the cover offered; (5) I have been informed that declining cost share assistance to establish the cover offered and/or offering a per acre rental payment less than the calculated annual maximum payment rate may enhance the acceptability of the offer; (6) I have been informed that if I decline cost share assistance I will be ineligible for cost share assistance; (7) I have been informed that I may be required to pay for a measurement service on the acreage offered before such acreage may be enrolled in the CRP; (8) I have been informed that if my offer is accepted, then contract management activities, as applicable, are required to be performed on all practices; (9) I have been informed that certain Land enrolled in the EQIP pursuant to regulations at 7 CFR Part 1466 is ineligible for enrollment in the CRP; (10) to the best of my knowledge and belief the acreage of crops and land listed herein, if applicable, are true and correct; and (11) the signing of this form gives USDA representatives authorization to enter and inspect crops and land uses and for other purposes on the above identified land.

I understand that an inaccurate certification could result in a payment reduction or loss of program benefits.

27A. PRODUCER'S SIGNATURE	27B. DATE (MM-DD-YYYY)
	6-17-03

NOTE: The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information is the Food Security Act of 1985, (Pub. L. 99-198), as amended and the Farm Security and Rural Investment Act of 2002 (Pub.L. 107-171) and regulations promulgated at 7 CFR Part 1410 and the Internal Revenue code (26 USC 6109). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program contract, to assist in determining eligibility, and to determine the correct parties to the contract. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in determination of ineligibility for certain program benefits and other financial assistance administered by USDA agency. This information may be provided to other agencies, IRS, Department of Justice, or other State and Federal Law Enforcement Agencies, and in response to a court magistrate or administrative tribunal. The provisions of criminal and civil fraud statutes, including 18 USC 286, 287, 371, 651, 1001; 15 USC 714m; and 31 USC 3729, may be applicable to the information provided.

RETURN THIS COMPLETED FORM TO YOUR COUNTY FSA OFFICE.

JAN 29 2009

397-4820

This form is available electronically.

See Page 2 for Privacy Act Statement.

CRP-2 (02-04-03)		U.S. DEPARTMENT OF AGRICULTURE Farm Service Agency		1. TRACT NUMBER 25856		2. PROGRAM YEAR 2003																																											
CONSERVATION RESERVE PROGRAM WORKSHEET (For General Signup)				3A. SIGN UP NUMBER 26		3B. EFFECTIVE DATE (MM-DD-YYYY) 10-1-2003																																											
4A. FARM NUMBER 4428		4B. NAME AND ADDRESS OF PRODUCER (Zip Code): H. Alan or Connie G Funk 2065 S 2800 W Abendeen Id 83210		5A. STATE & COUNTY CODE ADMIN. LOCATION 16011		5B. STATE & COUNTY CODE PHYSICAL LOCATION Bingham Id																																											
4C. COUNTY FSA OFFICE ADDRESS (Zip Code): USDA FARM SERVICE AGENCY 725 JENSEN GROVE DR. STE. #2 BLACKFOOT, ID 83211		4D. COUNTY FSA OFFICE TELEPHONE NO. (Include Area Code): 208-785		6. CONTRACT NUMBER		7. ACRES FOR ENROLLMENT 173.5																																											
8. IS COST-SHARE REQUESTED? YES ☒ NO ☐				9. RENTAL RATE PER ACRE OFFERED \$																																													
10. SIGNUP TYPE GENERAL				11. PRACTICES																																													
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17. N6 Subfactors				18. HUC Number:																																													
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19. Soil Map Data and Maximum Payment Rate Calculations:																																																	
A. Physical Location		B. Soil Survey ID No.		C. Map Unit Symbol		D. Acres																																											
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\$				+		\$																																											
				=		\$																																											

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☐ FSA PENDING COPY

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23. Current Field No.	24. Current Crop or Land Use	25. Crop Land Use Summary							
		A. Offered Acres	B. Crop History Eligible Acres	C. 1996	D. 1997	E. 1998	F. 1999	G. 2000	H. 2001
1	CRP	173.5	173.5	CRP	CRP	CRP	CRP	CRP	CRP
26. TOTALS ➡									

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I understand that an inaccurate certification could result in a payment reduction or loss of program benefits.

27A. PRODUCER'S SIGNATURE

27B. DATE (MM-DD-YYYY)

* *Connie G. Funk*

Connie G. Funk by M. Allen Funk

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REPRODUCE LOCALLY. Include form number and date on all reproductions.

CRP-2B
(07-28-96)

U.S. DEPARTMENT OF AGRICULTURE
Farm Service Agency

SOIL MAP DATA AND MAXIMUM PAYMENT RATE CALCULATIONS
(Attachment to CRP-2)

Tract #

25856

Farms NO

4428

2. PROGRAM YEAR

2003

4. STATE & COUNTY
CODE

16011

A. MAP UNIT SYMBOL	B. ACRES	SOIL RENTAL RATE	D. TOTAL RENT
~~Grassland~~			
5. Primary	~~SKT~~ PSB 106.2	18.00	\$
6. Secondary	~~TOZ~~ PFD 66.0	17.00	\$
7. Tertiary	~~LOT~~ PSA 18.6	18.00	\$
~~Marginal Pasture Land~~			
8. Water Bank Program Acres			\$
9. Totals →			\$

10. REMARKS

PSB 24.00
PFD 21.00
PSA 24.00

90.8

173.5

172.2

+ 1.3

SCANNED

JAN 29 2009

06/09/03 06:32
10/27/98 10:53

2083785878

IDAHO STATE FSA -->7855847
POWER

ECM Pg. 02/02
002/005

16/IDAHO
011-BINGHAM

SOIL/PAYMENT RATE TABLE -- FOR CRE BID CAPS

PAGE: 2

SOIL SURVEY AREA ID NUMBER - 16763

1999 APPROVED

SOIL RENTAL RATES

SOIL MAP UNIT SYMBOLS

1. = \$ 15	DT2 ST3	EB1 SP1	HRC SP2	ROI SRC	RW1 TKL	SAL TR1	SA2 TR2	SAS
2. = \$ 17	AS1	AT1	PA1	SB1	TOL			
3. = \$ 19	MB2	TS1	TS2					
4. = \$ 21	ME1							
5. = \$ 25	EM1	MS2						
6. = \$ 27	SN1	SN2						

SOIL SURVEY AREA ID NUMBER 16770

1999 APPROVED

SOIL RENTAL RATES

SOIL MAP UNIT SYMBOLS

Bingham Co.

1. = \$ 15	HEA							
2. = \$ 21	BRB POD SNF2 WRF	GLF PFD SS WRF	ESA PED TDB WOF	MEC POC TDC TTO	NLF ERC THE TED	NEG PSC THC LT	PAA PTC TM	PAB PTD WB
3. = \$ 22	EAC PRA	MRA PRB	MAB PTA	MNC PTB	NEF SAA	NEG SAB	POA SAC	POB
4. = \$ 24	ALF HAB FUA RFG TNG	ALG MNA FUB RLF TOF	BAR MNB FVC RLG TOG	BC PBF PVD REG	SAB PD PW RSG	DEB2 PHC RGF SEE	TU PSA RGG STR	HAA PSE RHT STB
5. = \$ 25	PE	REE	RSE					
6. = \$ 28	ED FGB RSB TNE	BF FLA OT WPA	BK FLB PRG WAB	BOA FMA ENA	BOB FNA RNG	DRG FR SED	DSF FS SMF	FSA FV SNE

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JAN 29 2009