

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

This is to certify that: MITCHELL D SORENSEN
3871 W 2500 N
MOORE ID 83255
(208) 221-3293

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

	Water Right	Lease Rate	Lease Volume	Acre Limit	Total Leased Acres
	34-7052	6.00 CFS	2195.5 AF	NA	472.0 AC
	34-7110	8.07 CFS	NA	NA	472.0 AC
COMBINED LEASE TOTALS:		13.49 CFS	2360.0 AF	NA	472.0 AC

TERM OF LEASE:

Lease Begin Date: January 6, 2012

Expiration Date: December 31, 2012

RENTAL AVAILABILITY:

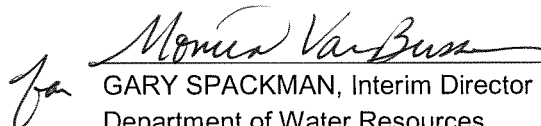
Season of Use: April 1 to November 1

MINIMUM PAYMENT ACCEPTABLE:

Current Rental Rate

Detailed Lease Acceptance attached.

Dated this 2nd day of March, 20 12


GARY SPACKMAN, Interim Director
Department of Water Resources

WATER RIGHT NO. 34-7052 WATER SUPPLY BANK LEASE ACCEPTANCE

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

Lessor: MITCHELL D SORENSEN
3871 W 2500 N
MOORE ID 83255
(208) 221-3293

Priority Date: 11/13/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 11/01	6.00 CFS	2195.5 AF
Total:		6.00 CFS	2195.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW¼SW¼SW¼ Sec. 27 Twp 04N Rge 26E BUTTE County
GROUND WATER NW¼NW¼NW¼ Sec. 27 Twp 04N Rge 26E BUTTE County (Injection)
GROUND WATER NW¼NW¼NW¼ Sec. 27 Twp 04N Rge 26E BUTTE County (Rediversion)

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	
04N	27E	28										40	40						80
04N	27E	29									39	40	39	39	40	40	39	39	315
04N	27E	32						39	38										77

Total Acres: 472

COMBINED LIMITS OF LEASED RIGHT:

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
34-7052 AND 34-7110	13.49 CFS	2360.0 AF	472.0 AC

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 lessor 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 Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
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. Rental of water under this right is subject to the limitations and conditions of approval of the water right.

**WATER RIGHT NO. 34-7052
WATER SUPPLY BANK LEASE ACCEPTANCE**

CONDITIONS OF ACCEPTANCE

7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
8. 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.
9. In accordance with Idaho Code § 42-248 and 42-1409(6), 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.
10. 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.
11. Point of injection and point of redirection from Big Lost River.
12. Use of this right with Right No. 34-7110 is limited to the irrigation of a combined total of 472 acres in a single irrigation season.
13. Use of this right with Right No. 34-7110 is limited to a total combined diversion rate of 13.49 cfs and to a total combined annual diversion volume of 2360 AF.
14. Water is delivered through Island Canal and Arco Canal.

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.

WATER RIGHT NO. 34-7110
WATER SUPPLY BANK LEASE ACCEPTANCE

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

Lessor: MITCHELL D SORENSEN
 3871 W 2500 N
 MOORE ID 83255
 (208) 221-3293

Priority Date: 05/15/1975

Source: BIG LOST RIVER **Tributary to:** SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	8.07 CFS	
	Total:			8.07 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER NW¼NW¼NW¼ Sec. 26 Twp 04N Rge 26E BUTTE 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	
04N	27E	28										40	40						80
04N	27E	29									39	40	39	39	40	40	39	39	315
04N	27E	32						39	38										77

Total Acres: 472

COMBINED LIMITS OF LEASED RIGHT:

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
34-7052 AND 34-7110	13.49 CFS	2360.0 AF	472.0 AC

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 lessor 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 Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
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. Rental of water under this right is subject to the limitations and conditions of approval of the water right.

**WATER RIGHT NO. 34-7110
WATER SUPPLY BANK LEASE ACCEPTANCE**

CONDITIONS OF ACCEPTANCE

7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
8. 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.
9. In accordance with Idaho Code § 42-248 and 42-1409(6), 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.
10. 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.
11. Use of this right with Right No. 34-7052 is limited to the irrigation of a combined total of 472 acres in a single irrigation season.
12. Use of this right with Right No. 34-7052 is limited to a total combined diversion rate of 13.49 cfs and to a total combined annual diversion volume of 2360 AF.
13. Water is delivered through Arco Canal.

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.