

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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DEPARTMENT OF
WATER RESOURCES

WATER SUPPLY BANK

REQUEST TO RELEASE OR LEASE TERM EXTENSION FORM

This form is a statement that the lessor requests a change in the status of a Water Supply Bank ("Bank") lease for the water right identified below. A water right will remain in the Bank for the accepted lease period unless released earlier by the Water Resource Board or until the lessor submits a request in writing to the Department of Water Resources to release the right from the Bank. If a water right is currently rented, the portion of the right being rented must remain in the Bank for the duration of the rental agreement.

Water Right No: 31-7167A Telephone No: (208) 657-2510

Name(s) of Lessor: Scott and/or Barbara Carpenter

Mailing Address: 2196 N 800 E

City: Terreton State: ID Zip: 83405

Prepared by: Keith C. Wilson c/o Rocky Mountain Environmental Associates Inc.

Phone (208) 524-2353 / Fax 524-1795



482 Constitution Way, Ste 303, Idaho Falls, ID 83402

Email: kwilson@rockymountainenvironmental.com

REQUEST TO RELEASE A WATER RIGHT FROM THE BANK:

Requested Release Date: _____

Release all or part of the leased portion of the water right: All ☐ Part ☐

*If releasing only a part of leased portion, please attach a clear description of the portion to remain in the Bank.

The lessor requests that the above water right be released from the Bank on the date referenced above.

Signature of Lessor _____ Printed name and Title* _____ Date _____

Signature of Lessor _____ Printed name and Title* _____ Date _____

*Please provide title of signatory if signed on behalf of a company or organization or with power of attorney

REQUEST TO EXTEND THE TERM OF LEASE:

Current Expiration Date: 12/31/2011

Requested Expiration Date: 12/31/2015

If extending the lease term for only part of the lease portion, attach a clear description of the portion to remain in the Bank.

Extend lease term for all or part of the leased portion of the water right: All ☐ Part ☒

*All lease extension request must be signed and submitted with the following REQUIRED items:

1. Plat map, survey map or aerial photography 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 maximum fee is \$500.00.

For Department Use: Receipt No. _____

The lessor requests that the above water right be released from the Bank on the date referenced above

Scott Carpenter Signature of Lessor _____ Printed name and Title* _____ Date 2-3-12

Signature of Lessor _____ 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 83730, Boise, ID 83720-0098

STATE OF IDAHO
WATER RESOURCE BOARD**APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANK**Name of Seller/Lessor Scott &/or Barbara Carpenter Phone (208) 657-2510Mailing Address 2196 N 800 E, Terreton, ID 83450 Email _____Prepared by: Keith C. Wilson c/o Rocky Mountain Environmental Associates Inc. Phone (208) 524-2353 / Fax 524-1795482 Constitution Way, Ste 303, Idaho Falls, ID 83402 Email kwilson@rockymountainenvironmental.com**A. DESCRIPTION OF WATER RIGHT, OR PORTION THEREOF, OFFERED TO THE BANK**If the entire right is for sale or lease, click here ☐, list the water right number, and skip to Part B.

1. <u>Water Right Number</u>	<u>Amount (cfs/ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>	
<u>31-7167A</u>	<u>0.10 cfs/17.5 ac-ft</u>	<u>Irrigation</u>	<u>4/01</u>	to <u>12/31</u>
				to
				to
Total Amount: <u>0.10 cfs/17.5 ac-ft</u>				

2. Source of water Ground water tributary to _____

3. Point(s) of Diversion

Twp	Rge	Sec	Lot	¼	¼	¼	County
7N	33E	14		SE	NE	NW	Jefferson

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	
7N	33E	14						5.0											5.0

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 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.

Center Pivots

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

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. _____

5. Is this water 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.

E. SALE/LEASE AGREEMENT

1. Is the water right, or portion thereof, described above offered to the Idaho Water Resource Board for sale
- ☐
- or lease
- ☒
- .

If Lease, for a period from 04/01/2012 to 10/31/2015 (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.

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/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.

Scott Carpenter
Signature of ApplicantScott Carpenter
Printed Name and Title*2-3-12
Date_____
Signature of Applicant_____
Printed Name and Title*_____
Date

* Please provide title of signatory if signing on behalf of a company or organization or the power of attorney

Mail to: Idaho Department of Water Resources, P.O. Box 83720, Boise, ID 83720-0098

RECEIVED
FEB 07 2012
DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO RENT RIGHT
FROM THE WATER SUPPLY BANK

Name of Seller/Lessor Elmer D & Ed Carpenter Phone (208) 403-1490

Mailing Address 213 East 13th Street, Idaho Falls, ID 83404 Email _____

Prepared by: Keith C. Wilson c/o Rocky Mountain Environmental Associates Inc. Phone (208) 524-2353 / Fax 524-1795



482 Constitution Way, Ste 303, Idaho Falls, ID 83402 Email kwilson@rockymountainenvironmental.com

A. DESCRIPTION OF WATER SOUGH FOR RENT

1. <u>Maximum Flow Rate (cfs)</u>	<u>Maximum Volume (ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>	
<u>0.10 cfs</u>	<u>17.5 ac-ft</u>	<u>Irrigation</u>	<u>04/01</u>	to <u>10/31</u>
_____	_____	_____	_____	to _____
_____	_____	_____	_____	to _____

Total: 0.10 cfs 17.5 ac-ft

2. Source of water Ground water tributary to _____

3. Point(s) of Diversion

Twp	Rge	Sec	Lot	¼	¼	¼	County
7N	33E	12			SW	SW	JEFFERSON

4. Lands irrigated or 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	
7N	33E	12											5.0						5.0

If the right is for irrigation, show total number of acres proposed through rental.

Total Acres 5.0

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.

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.

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. Well pump mainline to center pivots and laterals with sprinklers.
2. Describe any other water rights diverted through the same point(s) of diversion or used for the same purpose(s) as described above. 31-2296 & 31-10466
3. Will the proposed place of use receive water from any other source? Yes ☐ No ☒
If yes, describe. _____
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. _____
5. Are there any other applications pending before the Department, such as an application for permit or transfer, for the same uses(s) proposed by this rental? Yes ☐ No ☒
If yes, describe. _____
6. Was this rental application submitted in response to a Notice of Violation or a pending Notice of Violation? Yes ☐ No ☒
If yes, describe. _____

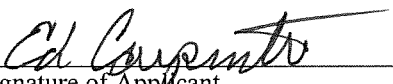
E. RENTAL TERM

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. 3 years

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 that there is not 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

Ed Carpenter, Leasor

Printed Name and Title*

2/2/12
Date

Signature of Applicant

Printed Name and Title*

Date

* Please provide title of signatory if signing on behalf of a company or organization or the power of attorney

Mail to: Idaho Department of Water Resources, P.O. Box 83720, Boise, ID 83720-0098

Ed Carpenter - Water Supply Bank Application for 2012

