

WSB No. _____
 Receipt No. 1099964 #251
 Date/by 9/16/2011 SRP
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STATE OF IDAHO
 WATER RESOURCE BOARD

DEPARTMENT OF
 WATER RESOURCES

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

Name of Seller/Lessor Grandview Ranch, LLC c/o Dwight Baker Phone (208) 785-2310
 Mailing address 266 W. Bridge Blackfoot, ID 83221 Email debaker@bakerharrislaw.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. <u>Water Right Number</u>	<u>Amount (cfs/ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>
<u>35-7490</u>	<u>1.70/381.2</u>	<u>Irrigation</u>	<u>04/01</u> to <u>10/31</u>
			to
			to
Total Amount: <u>1.70/381.2</u>			

2. Source of water Ground Water tributary to ESPA

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	1/4	1/4	1/4	County
03S	31E	25		NE	SE	SW	Bingham
03S	31E	36		NE	NW	SW	(also NENWSE) Bingham
03S	32E	30		NE	SW		Bingham
03S	32E	31		SW	SE	NW	Bingham

4. Lands irrigated or place of use: *See Part D for additional information regarding place of use.

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	31E	36	3.6				37.3	34.7											75.6
	32E	31					2.5	2.0	2.0	0.1	2.5	4.8				5.8			19.7

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 95.3

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.

Interconnected wells, distribution piping with center-pivot, wheel-line and hand line irrigation

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

Water Rights 35-2599, 2685, 13046, 7488 & 7489 also appurtenant. Combined use limited to 1300.6 acres within place of use. Rights 35-2685 and 35-13046 are stacked, all others are independent.

3. Will the present place of use continue to receive water from any source?

Yes ☐ No ☒

If yes, describe. Lands offered for lease will not be irrigated while held in the water supply bank.

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 right involved in any other Department process such as an application for transfer or a mitigation plan? Yes
- ☒
- No
- ☐

If yes, describe. CREP limits total use under 35-7490 to 420 acre-ft. Transfer pending to move a 62 acre portion of this water right associated with this lease.

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 (IWRB) for sale
- ☐
- or lease
- ☒
- .

If lease, for a period from 04/01/2011 to 04/01/2016 (not to exceed 5 years).
(Month / Day / Year) (Month / Day / Year)

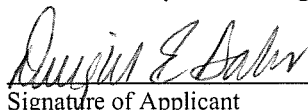
2. Show the minimum payment acceptable to the Seller/Lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than the current rental rate.

- current rental rate -

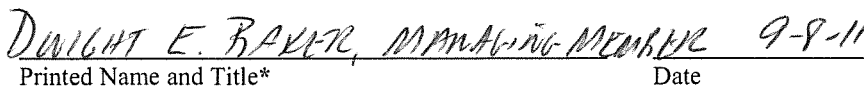
I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this right for sale or lease to the Idaho Water Resource Board.

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.



Signature of Applicant



Printed Name and Title*

Date

Signature of Applicant

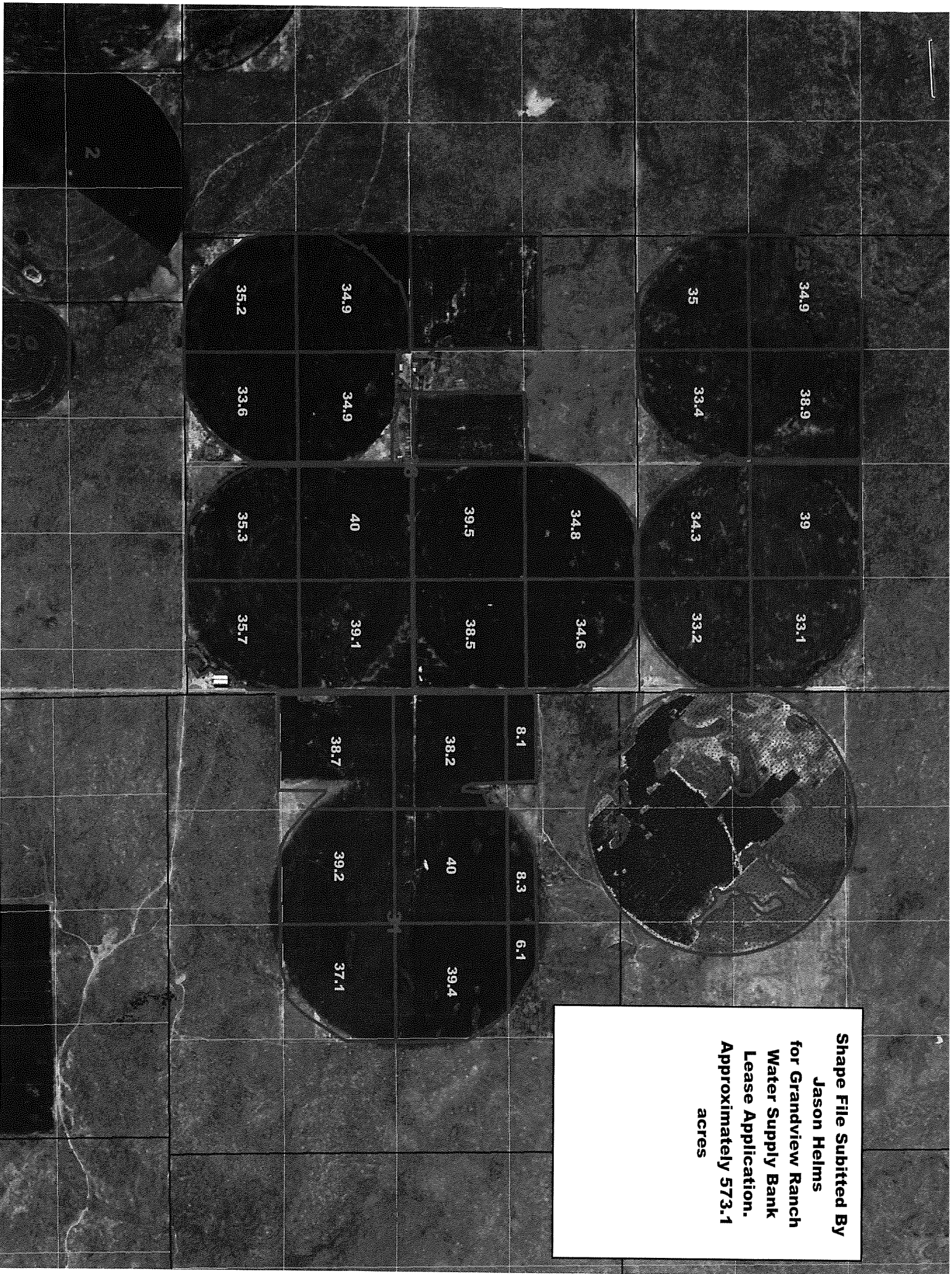
Printed Name and Title*

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

**Shape File Submitted By
Jason Helms
for Grandview Ranch
Water Supply Bank
Lease Application.
Approximately 573.1
acres**

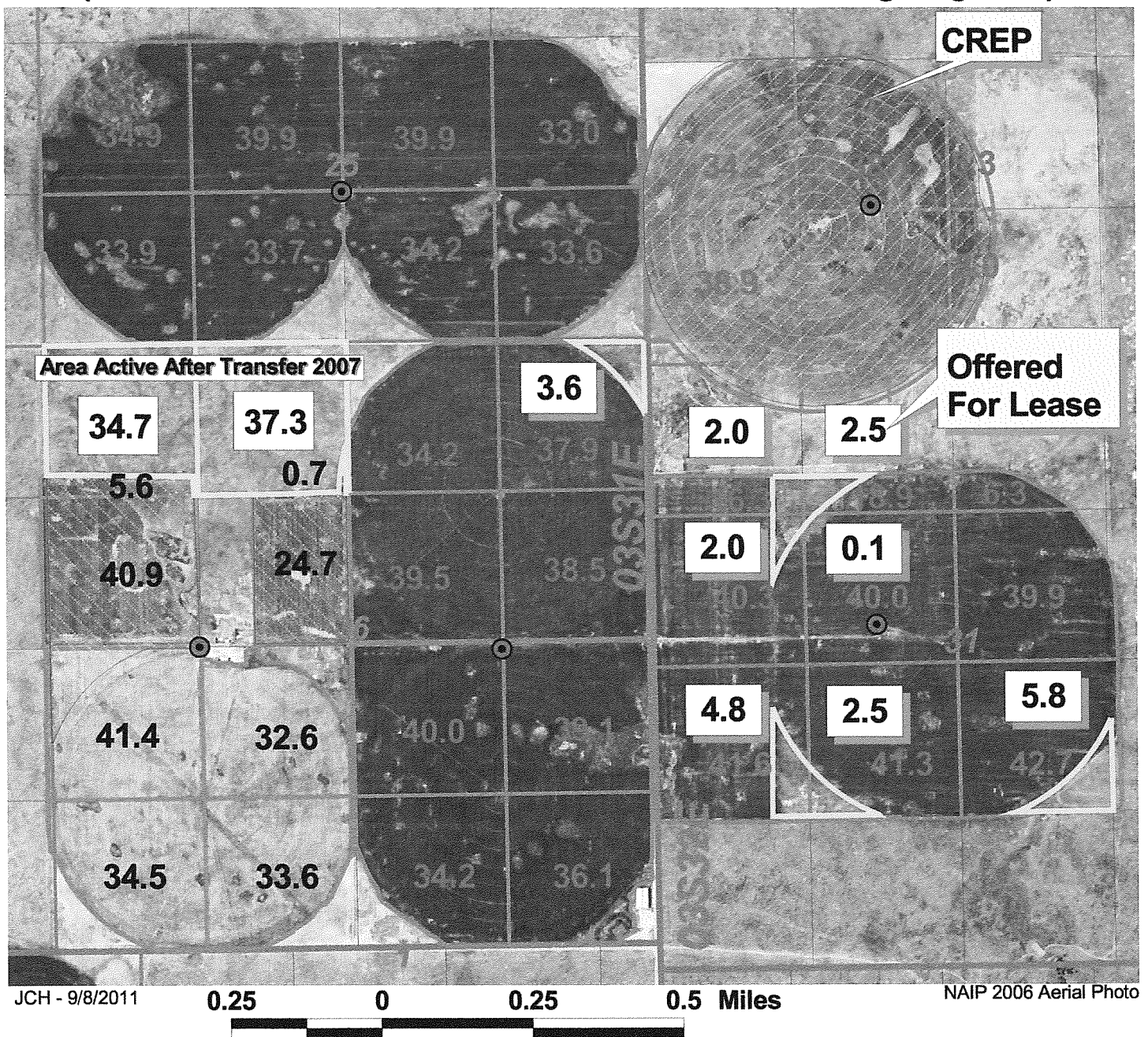


FID_	OBJECTID	LNKEY	OBJECTIDB	LNKEYB	QSECTIONI	NOMLOCB	SURSYSB	SURNUMB	LADESCARB	LADUNITB	LADSRCB	SECTNB	COSECTIO	AREA_FEE	PERMETER	ACRES	HECTARES	ACREAGE	AREA_FEE	PERIMETER
	0	Irrigated	99132	ID08T0030 NW	E	A	A		40 Acres		0	31	NENN	452428.2	3333.174	8.325	3.369	18.9	362653.8	3026.238
	0	Irrigated	99133	ID08T0030 NE	B	A	A		40 Acres		0	31	NWNE	273529.8	2513.495	6.1	2.469	6.3	265275.3	2499.079
	0	Irrigated	99155	ID08T0030 NW	H	A	A		40 Acres		0	31	SENN	1742940	5280.882	40.012	16.193	40	1742940	5280.882
	0	Irrigated	99221	ID08T0030 NW	F	L	L	1	40.24 Acres		0	31	L 1	45113.2	3333.909	8.071	3.266	16.3	351594.2	2713.556
	0	Irrigated	99222	ID08T0030 NW	G	L	L	2	40.23 Acres		0	31	L 2	1555295	5299.626	38.207	15.462	40.3	1664318	6101.865
	0	Irrigated	181627	ID08T0030 SW	J	A	A		40 Acres		0	25	NWSW	1521626	4855.915	34.932	14.136	34.9	1521626	4855.915
	0	Irrigated	181628	ID08T0030 SW	I	A	A		40 Acres		0	25	NESW	1738785	5274.546	38.924	15.752	39.9	1695551	7690.537
	0	Irrigated	181629	ID08T0030 SE	N	A	A		40 Acres		0	25	NWSE	1736531	5271.136	38.977	15.773	39.9	1697817	5238.945
	0	Irrigated	181676	ID08T0030 NE	A	A	A		40 Acres		0	36	NENE	1648560	5282.213	34.562	13.987	37.9	1505515	4992.535
	0	Irrigated	181698	ID08T0030 NE	C	A	A		40 Acres		0	36	SWNE	1720752	7891.67	39.503	15.986	39.5	1720752	7891.67
	0	Irrigated	181699	ID08T0030 NE	D	A	A		40 Acres		0	36	SENE	1678469	9724.005	38.532	15.594	38.5	1678469	9724.005
	0	Irrigated	181721	ID08T0030 SE	N	A	A		40 Acres		0	36	NWSE	1743939	5282.337	40.035	16.202	40	1743939	5282.337
	0	Irrigated	181722	ID08T0030 SE	M	A	A		40 Acres		0	36	NENE	1704112	7843.943	39.121	15.632	39.1	1704112	7843.943
	0	Irrigated	181743	ID08T0030 SW	L	A	A		40 Acres		0	36	SESW	1466691	5900.63	33.587	13.592	33.6	1463049	5882.457
	0	Irrigated	181744	ID08T0030 SE	O	A	A		40 Acres		0	36	SWSE	1535913	4869.573	35.26	14.269	34.2	1535913	4869.573
	0	Irrigated	181718	ID08T0030 SE	M	A	A		40 Acres		0	35	NESE	1805127	5363.939	34.932	14.136	41.4	1521621	5012.728
	0	Irrigated	99223	ID08T0030 SW	J	L	L	3	40.22 Acres		0	31	L 3	1811745	5376.963	38.748	15.681	41.6	1687852	5653.023
	0	Irrigated	99178	ID08T0030 SW	I	A	A		40 Acres		0	31	NESW	1799105	5371.447	39.209	15.868	41.3	1707960	5109.385
	0	Irrigated	99156	ID08T0030 NE	C	A	A		40 Acres		0	31	NESW	1737565	5163.35	39.442	15.962	39.9	15718090	5135.364
	0	Irrigated	151448	ID08T0040 NE	P	L	L	1	16.37 Acres		0	1	L 1	1570354	6132.992	35.678	14.439	36	1554153	6118.962
	0	Irrigated	181653	ID08T0030 SE	A	A	A	1	40 Acres		0	25	SESE	1448224	4772.935	33.247	13.454	33.6	1448224	4772.935
	0	Irrigated	181651	ID08T0030 SW	L	A	A		40 Acres		0	25	SESW	1469547	4845.635	33.391	13.513	33.7	1545417	5807.939
	0	Irrigated	99180	ID08T0030 SE	M	A	A		40 Acres		0	31	NESW	1859117	5546.572	37.08	15.006	36.4	1615191	5017.598
	0	Irrigated	181675	ID08T0030 NE	B	A	A		40 Acres		0	36	NWNE	1514067	4843.096	34.758	14.066	34.2	1514067	4843.096
	0	Irrigated	181720	ID08T0030 SW	I	A	A		40 Acres		0	36	NESW	1520728	7974.519	34.911	14.128	32.6	1520728	7974.519
	0	Irrigated	181741	ID08T0030 SE	P	A	A		40 Acres		0	35	SESE	1352102	4917.578	35.172	14.234	34.5	1532102	4917.578
	0	Irrigated	181630	ID08T0030 SE	M	A	A		40 Acres		0	25	NENE	1450033	4856.628	33.11	13.399	33	1442252	4828.788
	0	Irrigated	181652	ID08T0030 SE	O	A	A		40 Acres		0	25	SWSE	1493074	5024.646	34.276	13.871	34.2	1493074	5024.646
	0	Irrigated	181649	ID08T0030 SE	P	A	A		40 Acres		0	26	SESE	1522506	4904.553	34.952	14.145	33.9	1522506	4904.553

973.054

1005.6

APPLICATION FOR LEASE TO WATER SUPPLY BANK **(Areas Offered For Lease, Active CREP & Continuing Irrigation)**



GRANDVIEW Existing Irrigation Water Rights									
Water Right	35-2599	35-2685	35-13046	35-7488	35-7489	35-7490			
Priority	7/26/1960	8/14/1961	5/1/1979*	3/14/1975	3/14/1975	8/12/1976			
Diversion Rate	2.01	3.66	0.44	4.24	3.35	5.46			
Supplemental Rate Limit		3.66							
Total Diversion Rate	18.72								
Volume	854.0	1104.0	148.0	1168.0	670.4	1224.0			
Total Volume	5168.4								
Acres	222.0	276.0	37.0	292.0	167.6	306.0			
Total Acres	1300.6								

Water Bank Lease
35-7490
8/12/1976
1.70
1.70
1.70
381.2
381.2
95.3
95.3

GRANDVIEW TOTAL REMAINING									
Water Right	35-2599	35-2685	35-13046	35-7488	35-7489	35-7490			
Priority	7/26/1960	8/14/1961	5/1/1979*	3/14/1975	3/14/1975	8/12/1976			
Diversion Rate	2.01	3.66	0.44	4.24	3.35	3.76			
Supplemental Rate Limit		3.66							
Total Diversion Rate	17.02								
Volume	854.0	1104.0	148.0	1168.0	670.4	842.8			
Total Volume	4787.2								
Acres	222.0	276.0	37.0	292.0	167.6	210.7			
Total Acres	1205.3								

EXHIBIT B