

RECEIVED
OCT 07 2011
DEPARTMENT OF
WATER RESOURCES

WSB No. _____
Receipt No. C094087 5B7
(For Department Use Only)

STATE OF IDAHO
WATER RESOURCE BOARD

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

Name of Seller/Lessor Antelope Springs Ranch Phone 208-731-2722

Mailing address Antelope Springs Rogerson, Idaho 83302 Email _____

A. DESCRIPTION OF WATER RIGHT, OR PORTION THEREOF, OFFERED TO THE BANK

If the entire right is for sale or lease, show "ALL" below and skip the remainder of part A. Attach a copy of the water right report.

1. <u>Water Right Number</u>	<u>Amount (cfs/ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>
<u>47-52</u>	<u>0.96/</u>	<u>Irrigation</u>	<u>04/01</u> to <u>10/31</u>
			to _____
			to _____

Total Amount: 0.96/

2. Source of water Antelope Creek tributary to Salmon Falls Creek

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
14S	14E	11		SW	SE	NW	Twin Falls

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	
13S	14E	35		13.0	4.8		9.0												26.8

If the right is for irrigation, show total number of acres offered to the bank. **Total Acres** 26.8

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 water right appurtenant to land subject to any liens, deeds of trust, mortgages, or contracts? Yes ☐ No ☒
If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes and list name of entity _____

C. GENERAL INFORMATION

1. Please provide a description of the current diversion system.

Existing pump and irrigation system

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

N/a

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 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.

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 ☒.

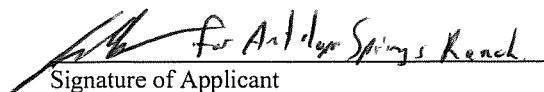
If Lease, for a period from 10/31/2011 to 10/31/2016 (not to exceed 5 years).
(Month / Day / Year) (Month / Day / Year)

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 Idaho Water Resource Board. 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

Jared Brackett Partner
Printed Name and Title*

10-5-11
Date

Signature of Applicant

Printed Name and Title*

Date

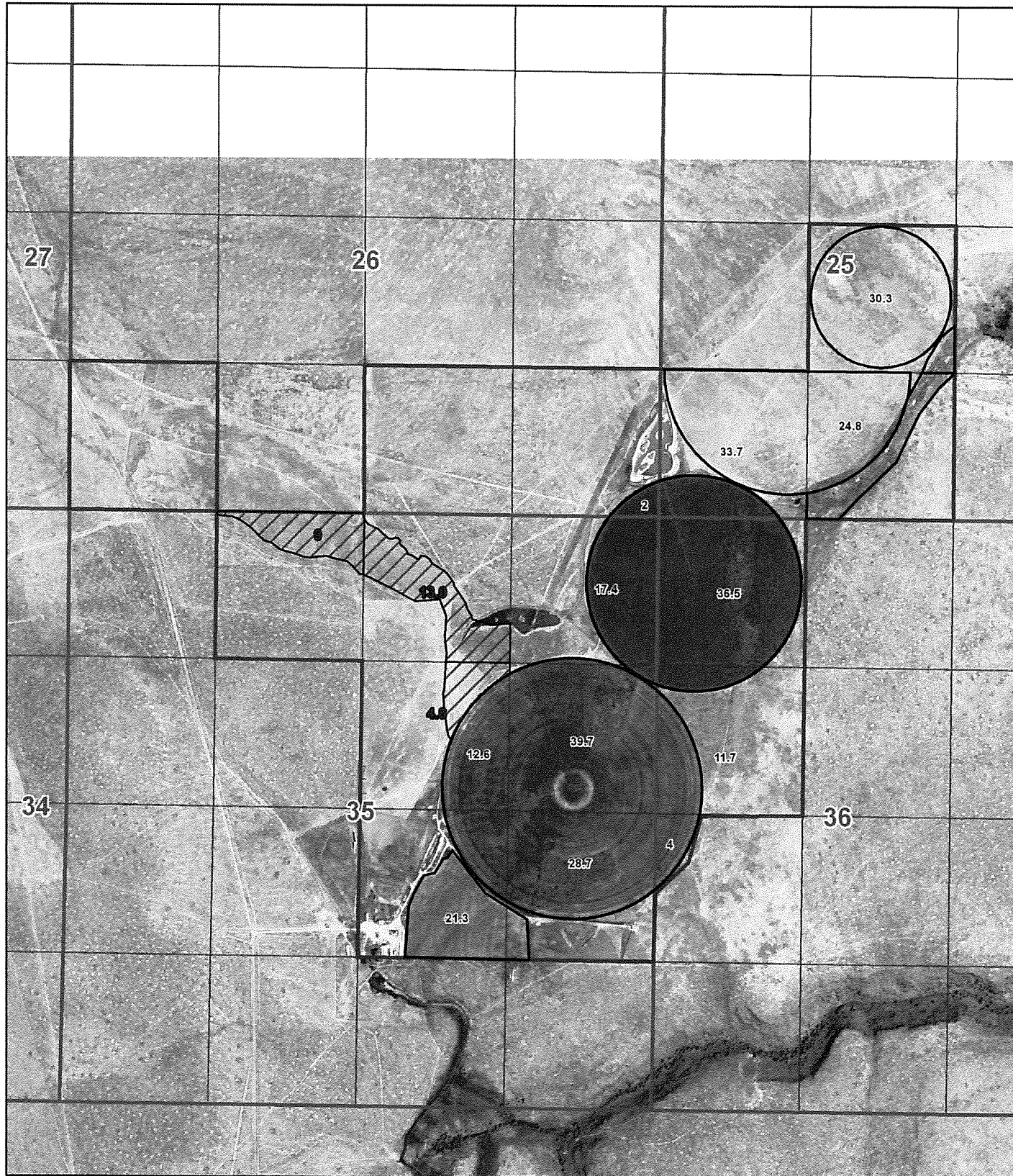
*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney

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

China Mountain
 Marc Brackett
 Brockway Engineering
 Greg Sullivan

Total Acres 289.5
 CFS 10.4
 AFA 0
 Acres sold/ Transferring **26.8**
 0.0926 %

Water Right	Amount				Transfer Amount			Remaining Amount		
	cfs	AFA	Acres	Acre Limit	cfs	AFA	Acres	cfs	AFA	Acres
47-52	10.4		289.5	289.5	0.96		26.8	9.44		26.8
Totals	10.4	0	289.5	289.5	0.96	0.00	26.8	9.44	0.00	26.8



**MARC BRACKETT
PROPOSED PPU, IRRIGATION, & WATER BANK LEASE
NAIP 2009 AERIAL**

- Legend**
-  Water Bank Rental 2011
 -  Proposed Irrigation 262.7 ac.
 -  Proposed PPU
 -  Sections 13S14E



CERTIFICATE OF ASSUMED BUSINESS NAME

Pursuant to Section 53-504, Idaho Code, the undersigned submits for filing a certificate of Assumed Business Name.

Please type or print legibly.

NOTE: See instructions on reverse before filing.

FILED EFFECTIVE

2003 FEB 26 PM 2:11

OFFICE OF THE
SECRETARY OF STATE
STATE OF IDAHO

1. The assumed business name which the undersigned use(s) in the transaction of business is:

Antelope Springs Ranch

2. The true name(s) and business address(es) of the entity or individual(s) doing business under the assumed business name:

Name

Complete Address

Marc Brackett

Antelope Springs, Rogerson, ID 83302

Jared Brackett

HC62 Box 550 Wells, NV. 89835

3. The general type of business transacted under the assumed business name is:

- | | |
|--|--|
| ☐ Retail Trade | ☐ Transportation and Public Utilities |
| ☐ Wholesale Trade | ☐ Construction |
| ☐ Services | ☒ Agriculture |
| ☐ Manufacturing | ☐ Mining |
| ☐ Finance, Insurance, and Real Estate | |

4. The name and address to which future correspondence should be addressed:

Marc Brackett

Antelope Springs Ranch

Rogerson, ID 83302

Submit Certificate of
Assumed Business
Name and \$20.00 fee to:

Secretary of State
700 West Jefferson
Basement West
PO Box 83720
Boise ID 83720-0080
208 334-2301

5. Name and address for this acknowledgment copy is (if other than # 4 above):

Washington Mutual Business Bank

PO Box 5379

Twin Falls, ID 83303

Phone number (optional):

Signature: [Signature]

(signature required)

Printed Name: Jared Brackett

Capacity/Title: Partner

(see instruction # 8 on back of form)

Secretary of State use only

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Revised 09/2002

IDAHO SECRETARY OF STATE
02/26/2003 05:00
CK: 757045032 CT: 72053 BH: 665230
1 @ 20.00 = 20.00 ASSUM NAME # 2

D 62899