

RECEIVED

OCT 04 2011

STATE OF IDAHO DEPARTMENT OF
WATER RESOURCES BOARD

WSB No. _____

Receipt No. _____

Date/by _____

(For Department Use Only)

APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANKName of Seller/Lessor Antelope Springs Ranch Phone 208-731-2722Mailing address Antelope Springs Rogerson, ID 83302 Email antelopesprings@msn

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>47-16828</u>	<u>1.39cfs 437.5afa</u>	<u>Irrigation</u>	<u>04/01</u> to <u>10/31</u>
			to
			to

Total Amount: 1.39cfs 437.5afa2. Source of water Groundwater tributary to _____

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
14S	14E	35		SW	NE	SE	Twin Falls- redirection
15S	14E	02		SE	SW	NE	Twin Falls- well

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	
14S	14E	35				26				36	17			12	34				125

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 125

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 point of diversion for the water right owned or managed by an irrigation district? 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.
Water is pumped from the well and flows to the place of use where it is diverted through a series of ditches and feeder ditches to furrow irrigate the property.
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 (IWRB) 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 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.

Marc Brackett
Signature of Applicant

Marc Brackett owner
Printed Name and Title*

9-27-11
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

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

9/28/2011

WATER RIGHT NO. 47-16828

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ANTELOPE SPRINGS RANCH ANTELOPE SPRINGS ROGERSON, ID 83302 (208)731-2722
Original Owner	C E BRACKETT CATTLE CO PO BOX 111 ROGERSON, ID 83302 (208) 735-5930

Priority Date: 10/22/1964

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.39 CFS	437.5 AFA
Total Diversion			1.39 CFS	

Location of Point(s) of Diversion:

GROUND WATER Rediversion	SWNESE	Sec. 35	Township 14S	Range 14E	TWIN FALLS County
GROUND WATER	SESWNE	Sec. 02	Township 15S	Range 14E	TWIN FALLS County

IRRIGATION Use:

Acre Limit: 125

Place(s) of use:

Place of Use Legal Description: IRRIGATION TWIN FALLS County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
14S	14E	35		SWNE	17		SENE	34						
				NESE	26		NWSE	36		SWSE	12			

Total Acres: 125

Conditions of Approval:

1.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
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Dates:

Licensed Date:

Decreed Date: 06/01/2010

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

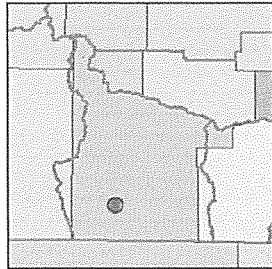


Idaho Department of Water Resources

SRBA Recommendation:
47-16828

Legend

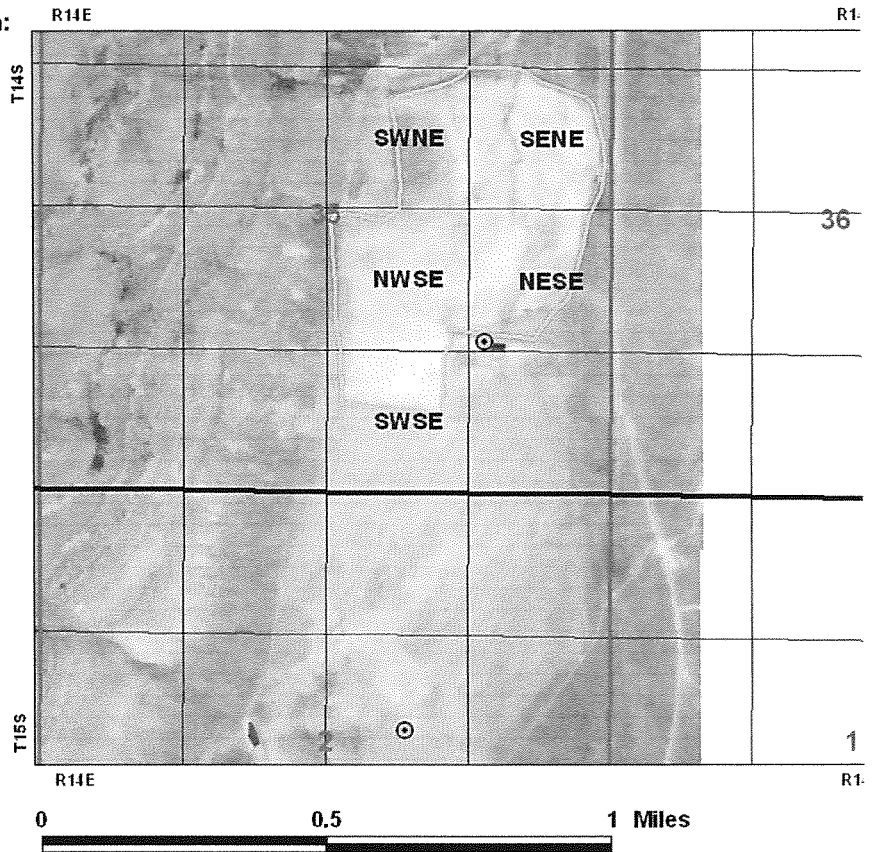
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Twin Falls County
IDWR Basin 47



Prepared by J. Roberts
On Monday, August 21, 2006
1987/88 Aerial Photography





CERTIFICATE OF ORGANIZATION LIMITED LIABILITY COMPANY

(Instructions on back of application)

FILED EFFECTIVE
10 DEC -6 AM 9:18

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability company is:

Antelope Springs Ranch LLC

2. The complete street and mailing addresses of the initial designated/principal office:

Antelope Springs Ranch

(Street Address)

Antelope Springs Ranch, Rogerson ID 83302

(Mailing Address, if different than street address)

3. The name and complete street address of the registered agent:

Jared Brackett

(Name)

Antelope Springs Ranch, Rogerson ID 83302

(Street Address)

4. The name and address of at least one member or manager of the limited liability company:

Name

Address

Jared Brackett

Brackett

Antelope Springs Ranch, Rogerson ID 83302

5. Mailing address for future correspondence (annual report notices):

Antelope Springs Ranch, Rogerson ID 83302

6. Future effective date of filing (optional): _____

Signature of a manager, member or authorized person.

Signature _____

Typed Name: Jared Brackett

Signature _____

Typed Name: _____

Secretary of State use only

IDAHO SECRETARY OF STATE
12/06/2010 05:00
CK: 686 CT: 253272 BH: 1249578
1 @ 100.00 = 100.00 ORGAN LLC # 2

W98454



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

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 | |

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

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

Marc Brackett

Antelope Springs Ranch

Rogerson, ID 83302

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 required)

Printed Name: _____

Jared Brackett

Capacity/Title: _____

Partner

(see instruction # 8 on back of form)

Secretary of State use only

g:\comp\forms\slabn forms\slabn p65
Revised 09/2002

IDAHO SECRETARY OF STATE
02/26/2003 05:00
CK: 757845032 CT: 72053 BH: 665238
1 @ 20.00 = 20.00 ASSUM NAME # 2

D 62899