

Form 42-1701-1
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 DEPARTMENT OF
 WATER RESOURCES

WSB No. _____
 Receipt No. 0093924
 (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 Visser Holsteins DBS Eagle View Farms Phone (208) 537-0918

Mailing address PO BOX 665 Castleford, Id. 83321-0665 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>47-2377/51-13082</u>	<u>4.0/1264</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____

Total Amount: 4.0/1264

2. Source of water GROUND WATER tributary to _____

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
09S	13E	31		SW	SE	SE	TWIN FALLS
09S	13E	33		SE	NW	SW	TWIN FALLS
09S	13E	33		SE	NW	SW	TWIN FALLS
09S	13E	33		SE	NW	SW	TWIN FALLS

SEE ATTACHMENT 'A' FOR REMAINING POINTS OF DIVERSION

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	
9S	13E	29			4.8	5.4									8.3	6.4	7.6	9.2	41.7
9S	13E	32	8.6	7.8		9.6									8.8			9.6	44.4
9S	13E	33	8.7	7.8		10.2			40.4	40.4	39.4	37.4	40.4	0.3					225
9S	13E	34						40.1	40.1										80.2

If the right is for irrigation, show total number of acres offered to the bank. **Total Acres** 391.3

B. OWNERSHIP

- 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.
- 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.

System consist of three different sources ground water, Salmon Falls water, & artesian water, all the water is put into irrigation ponds and pumped out into fields.

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

Water rights; (47-2316A, 2316B, 2316C, 2331, 2341, 2342, 2353, 2371, 2374, 2376, 2379, 2381, 2402, 2417, 2419, 4099, 7040, 7252, 7565, 7569, 7615, 7618, 7642, 1754), (51-13010, 51-13074 to 51-13086), 4900.3 Ac. limit in PPU

3. Will the present place of use continue to receive water from any source? Yes ☒ No ☐

If yes, describe. Remaining limit of 2,694 acres will be irrigated with in PPU.

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 8/29/2011 to 8/29/2016 (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

Charles E. Brackley Power of Attorney
Printed Name and Title*

8/23/2011
Date

Signature of Applicant

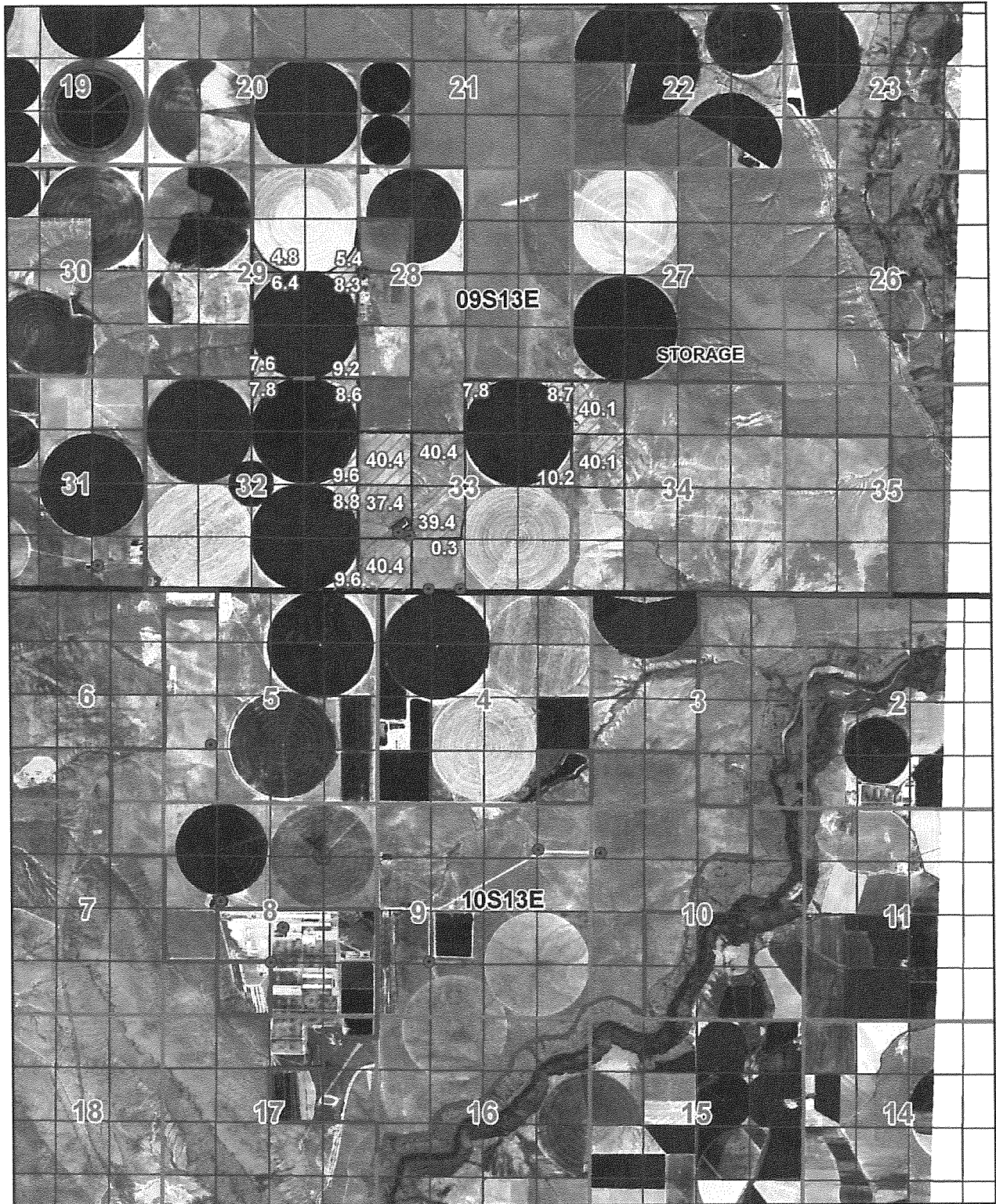
Printed Name and Title*

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

VISSER HOLSTEIN							
WATER BANK APPLICATION							
47-2377/51-13082							
ATTACHMENT A							
<u>POINTS OF DIVERSION</u>							
<u>T</u>	<u>R</u>	<u>S</u>	<u>L</u>	<u>QQQ</u>	<u>QQ</u>	<u>Q</u>	<u>COUNTY</u>
09S	13E	33		SW	SE	SW	TWIN FALLS
09S	13E	33		SE	SE	SW	TWIN FALLS
10S	13E	5		SE	NW	SW	TWIN FALLS
10S	13E	8		SW	SE	NW	TWIN FALLS
10S	13E	8		NW	NW	SE	TWIN FALLS
10S	13E	8		SW	NW	SE	TWIN FALLS
10S	13E	9		SW	NE	NE	TWIN FALLS
10S	13E	9		SE	NW	SW	TWIN FALLS
10S	13E	10		SW	NW	NW	TWIN FALLS



VISSER HOLSTEIN DBA EAGLE VIEW FARMS
 WATER BANK LEASE MAP - 47-2377, & 47-2376
 NAIP 2009 AERIAL PHOTO

Legend

- 47-2376, 47-2377 limit 391.3 ac.
- Points Of Diversion
- Wells
- PPU DBA EAGLE VIEW FARMS
- Township-Range
- Sections_new
- QQ_lines_new

BROCKWAY ENGINEERING, PLLC
 ALR - AUG. 1, 2011

