

Sep 01 2009 10:25AM BROCKWAY ENGINEERING

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Form 42-1761-1
06/09DEPARTMENT OF
WATER RESOURCES
STATE OF IDAHO
WATER RESOURCE BOARDWater Supply Bank No. _____
(for Department use only)APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANKName of Seller/Lessor Bliss Valley Properties LLC Phone 208-223-2589Mailing address 756 Lynnmore Dr Thousand Oaks, CA 91360 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. Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use
37-4040	1.6	Irrigation	3/15 to 11/15
			to
			to
Total: 1.6			

2. Source of water Unnamed Stream tributary to Clover Creek

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	1/4	1/4	1/4	County
04S	13E	31			NE	NE	Gooding

4. Lands irrigated or 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	
04S	13E	30															18	15	33
		31	24	23															47

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 80

B. OWNERSHIP

1. Are you currently listed in IDWR's records as the owner of the water right being offered to the bank?
Yes X 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?
No X Yes _____ 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: _____

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C. GENERAL INFORMATION

1. Please provide a description of the current diversion system.
Existing wells, pumps and piping

2. Describe any other water rights used for the same purpose or at the same place of use as described above.
37-4040 & 37-4041 are limited to 80 acres of irrigation

37-810, 37-811, 37-4040 & 37-4041 are limited to 133 acres of irrigation

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

4. Has any portion of this water right undergone a period of five or more consecutive years of non-use?
No ☒ Yes ☐ 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?
No ☒ Yes ☐ If yes, describe.

D. SALE/LEASE AGREEMENT

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

Sale ☐ Lease ☒

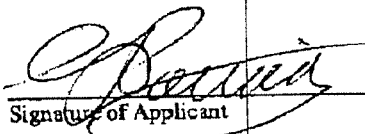
If Lease, for a period from _____ to _____ OR ☒ Indefinite
(Month/Day/Year) (Month/Day/Year)

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

GEORGE PANAGIOTOU Mgr.
Printed Name and Title*

9-1-09
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

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

8/31/2009

WATER RIGHT NO. 37-4040

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLISS VALLEY PROPERTIES LLC 756 LYNNMERE DR THOUSAND OAKS, CA 91360 (800)223-2589
Original Owner	BERNARDINE M ERKINS
Original Owner	ROBERT A ERKINS PO BOX 108 BLISS, ID 83314 (208)352-4460

Priority Date: 06/01/1947

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	CLOVER CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	1.6 CFS	
Total Diversion			1.6 CFS	

Location of Point(s) of Diversion:

UNNAMED STREAM|NENE|Sec. 31|Township 04S|Range 13E|GOODING County

Place(s) of use:

Place of Use Legal Description: IRRIGATION GOODING County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
04S	13E	30		SWSE	18		SESE	15						
		31		NENE	24		NWNE	23						

Total Acres: 80

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.
2. Right nos. 37-4040 and 37-4041 are limited to the irrigation of a combined total of 80 acres in a single irrigation season.
3. E55 Right nos. 37-810, 37-811, 37-4040 and 37-4041 are limited to the irrigation of a combined total of 133 acres in a single irrigation season.

Dates:

Licensed Date:

Decreed Date: 07/12/2007

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:

Generic Max Volume per Acre:

Combined Acres Limit: 133

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

NO. W 23631

Due no later than April 30, 2009
Annual Report Form

2. Registered Agent and Office NO PO BOX

Return to:

SECRETARY OF STATE
450 NORTH FOURTH STREET
PO BOX 83720
BOISE, ID 83720-0080

Mailing Address. Correct in this box, if applicable.

BLISS VALLEY PROPERTIES, L.L.C.
756 LYNMERE DR
THOUSAND OAKS, CA 91360

ROBERT E WILLIAMS
153 E MAIN ST
JEROME, ID 83330

NO FILING FEE IF

RECEIVED BY DUE DATE

3. New Registered Agent Signature

4. Limited Liability Companies: Enter Names and Addresses of Members.

Office held Name

Street or P.O. Address

City

State

Zip

Mrs. George Panagiotou

PO Box 64

Bliss

ID

83314

5. Organized Under the Laws of:

IDAHO
W 23631

Signature

Name (Type or Print)



C. Panagiotou

Title

Mgr.

Issued 02/02/2009

Do Not Tape or Staple

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