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DEC 05 2008

Water Supply Bank No. _____
Water Right No. 36-7026
DEPARTMENT OF WATER RESOURCES

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

Aaron Maskett

WA

Name of Seller/Lessor ^(MVB) Ione Daryl Serr Phone 208-431-2302
Post office address 285, 1050 W, Paul, Ida. 83347

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by:

- a. Decree No. 36-7026 Decreed to Daryl Serr
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 36-7026 issued by the Idaho Department of Water Resources.
- c. Permit No. _____ issued by the Idaho Department of Water Resources.

2. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE: (If the entire right is for sale or lease, show "all" on line a. below and skip the remainder of part 2.)

- a. Amount of water under right: ~~507~~ 064 cubic feet per second &/or
152 acre-feet per annum
- b. Point of diversion: NW $\frac{1}{4}$ of NORTH $\frac{1}{2}$ Sec 15 NE $\frac{1}{4}$ of Section _____ Township 7S ~~27E~~ Range 21E,
_____, B.M. in Lincoln County.
Additional points _____

c. Place of use:

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7 S	21 E	15	7	7	3	7	7	3	7	7									48
			6	8	0	5	8	0	8	3									38

If the right is for irrigation, show the number of acres for the part of the right to be put into the bank.

Total number of acres ~~48~~ 38

3. ADDITIONAL INFORMATION ABOUT RIGHT, OR PORTION THEREOF, FOR SALE OR LEASE

a. Explain how the seller/lessor acquired the right, or portion thereof, and attach a copy of the deed to the land to which it is appurtenant or other evidence of ownership of the right. If the right is not recorded in the name of the seller/lessor, attach a copy of a change of ownership form as required by Section 42-248 or 42-1409(6), Idaho Code, together with required documentation.

applicant listed as current owners
ON IDWR records

b. Describe the frequency of water use under the right, or portion thereof, during the past five (5) years of use. Attach watermaster records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture. (This information is not required if a partial decree has been issued on the right within the last 5 years).

was in the State Water Bank for a year
or two then put in Magic Valley Groundwater
District water bank to be used for
mitigation purposes since right was decreed
in 2001

N/A

- c. If the right is from a surface water source, describe the period of the year that water is typically available to satisfy the right.

- d. Describe any other water rights with the same purpose and place of use as the right, or portion thereof, offered for lease. Will the present place of use continue to receive water from any source? If so, describe.

No other water rights on this ground

- e. If the water right is a permit, describe the work accomplished toward developing the right.

N/A

- f. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached.

4. REMARKS:

The acres in the 38 acre application is the pivot corners

5. SALE/LEASE AGREEMENT

1. The water right, or portion thereof, described above is offered to the Idaho Water Resource Board:

_____ For sale;

For lease for a period from _____ to _____
(Day, month, year) (Day, month, year)
year to year

(The lease period may be shown as "indefinite", if the total duration of lease is unknown); or

_____ As a gift to the state of Idaho.

2. Show the minimum payment acceptable to the Seller/Lessor. Include the method of determining the minimum payment. The minimum payment may be shown as 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 of the right may not use the right even if the right is not rented.
3. A right accepted into the bank stays in the bank until the Board releases it or until the lease term expires.
4. While a water 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.

12/4/08
Date

12/4/08

Paul Sen
Signature
Jane Sen

FOR DEPARTMENT USE ONLY

Received by *P. SKINNER* Date *12/4/08* Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial _____ by _____