

RECEIVED

MAY 08 2008

Department of Water Resources

Ms. Kiki Tidwell

P.O. Box 2919, Ketchum, ID 83340

208-578-7769, fax 208-578-9503, kikitidwell@cox.net

5/8/08

TO:

IDWR - WATER SUPPLY BANK

AARON MARSHALL 208-287-6700

Form 42-1761
01/03

Water Supply Bank No. _____

Water Right No. _____

RECEIVED

MAY 08 2008

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANK

Name of Seller/Lessor

LESLIE A. TIDWELL

Phone

208-578-7769

Post office address

P.O. BOX 2919, KETCHUM, ID 83340

1. DESCRIPTION OF WATER RIGHT:

SEE ATTACHED

Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____ (Name of court)
- b. License No. 37-21245 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: 0.140 ^{ALL} cubic feet per second &/or
_____ acre-feet per annum
- b. Point of diversion: _____ 1/4 of _____ 1/4 of Section _____ Township _____ Range _____
B.M. in BLANE County.
- Additional points ~~T03N R10E S33 NW1/4~~
~~T03N R10E S33 SW1/4~~

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	

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 2.6 ACRES

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.

POURCHASED WITH PURCHASE OF LAND

- 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).

USED FLOOD IRRIGATION FROM THE SURFACE
DIVERSION DITCH TO POND FOR AT LEAST
3 OF PAST 5 YEARS.

- 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.

MAY 1 - JULY

- 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.

YES GROUND WATER RIGHT 37-7178B

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

- 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:

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 5/1/08 to INDEFINITE
(Day, month, year) (Day, month, 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.

5/3/08
Date

K. Tidwell
Signature

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

02/20/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-21245
NAME AND ADDRESS: LESLIE A TIDWELL
PO BOX 2919
KETCHUM ID 83340
SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 0.140 CFS
PRIORITY DATE: 11/26/1886
POINT OF
DIVERSION: T03N R18E S20 SWNW Within BLAINE County
PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.140 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T03N R18E S33	NWNW	0.10	T03N R18E S33	SWNW	2.50
---------------	------	------	---------------	------	------

2.6 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right 37-20933 is a split from former right 37-402.

Water diverted from Headgate #22 delivered through Hiawatha Canal.

This right is a split from former right 37-20933.

Property is also known as Lot 2, Blk 1, Sagebrush Subdivision.