



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

March 21, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

CINDY JENSEN
SHERRY ANDERSON
STEVEN HARRIS
3027 S 400 W
REXBURG ID 83440

**RE: WATER SUPPLY BANK LEASE APPLICATION(S)
WATER RIGHT NO(S). 36-2300 & 36-7897**

Dear Applicant:

On January 29, 2008 the Idaho Department of Water Resources (Department) received your application to lease all of water right no(s). 36-2300 and 36-7897 to the Water Supply Bank (Bank) for a period ending November 15, 2010. The Department is returning your application(s) since it was not processed prior to the end of the proposed lease period.

If you would still like to offer this right(s) for lease to the Bank, please submit a new lease application. Application forms and information about the Water Supply Bank are available from the Department's web site at: www.idwr.idaho.gov. Please contact this office if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Christine Field".

Christine Field
Water Supply Bank Support

Enclosure(s): Lease Application(s)

RECEIVED

Water Supply Bank No. JAN 29 2008
Water Right No. DEPARTMENT OF WATER RESOURCES

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

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

Cindy Jensen
Sherry Anderson
Name of Seller/Lessor Steven Harris Phone (208) 356-3142
Post office address 3027S 4000W Rexburg, ID 83440

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs _____ (Name)
dated _____ in _____ county of _____
(Name of court)
- b. License No. 36-2300 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: 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 _____ 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	

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 _____

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.

Water right is appurtenant to land in Lincoln County which we now own.

Twp 6S. Rge 22E B.M. Sec. 25: NE1/4N1/2SE1/4 & SW1/4

A copy of the deed to the land accompanies this application.

- 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).

This land has been enrolled in the U.S. Department of Agriculture Conservation

Reserve Program since 10/1/97. No water has been used during this time.

A copy of this Conservation Reserve Program Contract accompanies

this application.

- 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.

Water Right 36-7897 and Water Right 36-2300 are for the same well

- 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;

X For lease for a period from 3/15/2008 to 11/15/2010
(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".

The minimum payment acceptable shall be the 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.

1/24/08
Date

Sherry Anderson
Steven Harris
Signature
Cindy Jensen

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____