



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 15, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

GREGORY K HIRAI
JENNIFER HIRAI
3192 S 1300 E
WENDELL ID 83355

**RE: WATER SUPPLY BANK LEASE APPLICATION(S)
WATER RIGHT NO(S). 36-7793**

Dear Applicant:

On May 4, 2010 the Idaho Department of Water Resources (Department) received your application to lease water right no(s). 36-7793 to the Water Supply Bank (Bank) for a period ending March 20, 2011. 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,

Christine Field
Water Supply Bank Support

Enclosure(s): Lease Application

RECEIVED

MAY 04 2010

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
WATER RESOURCE BOARD

Water Supply Bank No. _____
(For Department Use Only)

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

Name of Seller/Lessor Gregory K. Hirai + Jennifer Hirai Phone 208-536-5979
Mailing address 3192 S. 1300 E., Wendell, ID 83355 Email jennyhirai@gmail.com

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. Water Right Number 36-7793 Amount (cfs/ac-ft) 2.260/ Nature of Use Irrigation Period of Use 3/15 to 11/15
576 A.F. to _____ to _____

Total Amount: 144 acres

2. Source of water Groundwater tributary to _____

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	1/4	1/4	1/4	County
8S	15E	19		SE 1/4	NE 1/4	SE 1/4	GOODING Co.

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	
8S	15E	19													32	40	34	38	144

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 8 acres in
SE 1/4 SE 1/4

B. OWNERSHIP

1. 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.
2. 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: See attached.

C. GENERAL INFORMATION

1. Please provide a description of the current diversion system.
Groundwater deep well
2. Describe any other water rights used for the same purpose or at the same place of use as described above.
N/A
3. Will the present place of use continue to receive water from any source? Yes ☐ No ☒
If yes, describe. _____
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. 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 4/25/2010 to 3/20/2011 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.

Greg Hira
Signature of Applicant

Gregory K. Hira
Printed Name and Title*

4-25-10
Date

Jennifer J Hira
Signature of Applicant

Jennifer, Hira, Owner
Printed Name and Title*

4/25/10
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



815 North College Road
PO Box 5059, Twin Falls, ID 83303-5059
Voice: 208.732.1000 Fax: 208.732.1005

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MAY - 3 2010

DEPARTMENT OF
WATER RESOURCES

April 30, 2010

Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

RE: Decree No. 36-07793- Greg Hirai

To Whom It May Concern:

This letter is to notify the Department of Water Resources that Northwest Farm Credit Services, FLCA, has a security interest in the above mentioned permit because of a real estate mortgage filed on property where this water right is located.

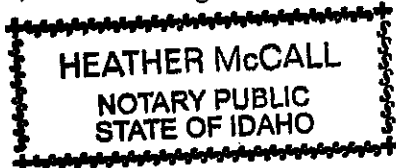
Northwest Farm Credit Services has read and reviewed the application from Gregory and Jennifer Hirai, dated April 25, 2010, to lease the above mentioned water right to the water supply bank for the time period of April 25, 2010 to March 20, 2011. Northwest Farm Credit Services, FLCA authorizes this request.

Sincerely,

Lance Zollinger
Relationship Manager

STATE OF Idaho)
County of Twin Falls)ss.

On this 30th day of April, 2010, before me personally appeared Lance Zollinger to me known to be the person(s) described in and who executed the within instrument, and acknowledged that he/she executed the same as his/her free act and deed.



Printed Name Heather McCall
Notary Public for the State of Idaho
Residing at Filex
My commission expires 10/1/2013