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JUN 24 1999

Form No. 42-1761
3-92

Department of Water Resources

Water Supply Bank No. _____

Water Right No. _____

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

Name of Seller/Lessor Coho Estates Property Owners Assn. Inc Phone 208/382-3317 day
208/325-4015 evenings
Post office address P.O. Box 249 Cascade, ID 83611

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. A-65-02591C Decreed to McGinnis Development Partnership
(Name)

in case of _____ vs _____

dated _____ in _____ county of _____
(Name of court)

b. License No. A-65-02591C Issued by the Idaho Department of Water Resources.

c. Permit No. _____ Issued by the Idaho Department of Water Resources.

2. Source of water Lake Fork Creek tributary to North Fork Payette River

3. Date of priority 01/17/60

4. Water is used for the following purposes:

amount 1.49 CFS for Irrigation purposes from 4/15 to 10/15

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

5. Total amount of water under right: a. 1.49 cubic feet per second
&/or

b. _____ acre feet per annum

6. Location of point of diversion is SW SE 1/4 of SW NE 1/4 of Section 4 15 1/26
6-30-99

Township 16N Range 03E, B.M. in Valley County

Additional points of diversion, if any _____

7. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
18N	03E	03									17								24.7 17
18N	03E	04												19			23		29.5 42
18N	03E	09	32		0	0											0.7	16.8	56.6 32
			31.7		8.1	16.8													

Total number of acres to be irrigated 91 48.8

B. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE (If the entire right is for sale or lease, omit part B.)

- Amount of water: a. 1.49 cubic feet per second
&/or
b. _____ acre feet per annum
- Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

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

1. 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.

Elsie & Chester McGinnis purchased land and water right No. A6S-02591X from George

A. Bennett Living Trust and Ruth Bennett. on August 13, 1992. Deed to Elsie McGinnis

McGinnis transferred water right A6S-02591C to Lake Estates Property Owners Assn., Inc.
April 26, 1997. See attachments.

2. Describe the frequency of water use under the right, or portion thereof, during the past 5 years. Attach water-master records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture:

Attached is Water District 65 Rental Pool invoice. The Association has not
used the Water Right since transfer. The attached invoice is for 1997 water
use.

3. Describe the relative availability of water to fill the right, or portion thereof. Attach evidence to support the availability:

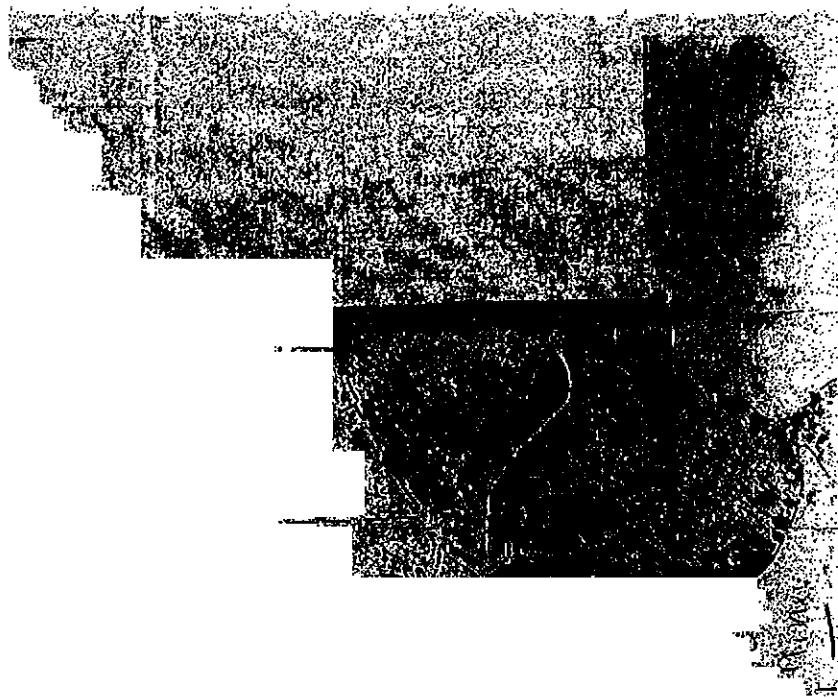
4. Describe any other water rights with the same purpose and place of use as the right, or portion thereof. Will the present place of use continue to receive water from any source? If so, describe.

No

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

6. 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.

7. If the right is included in an ongoing adjudication, a copy of the claim must be provided with this application.





8. Draw a map indicating the point(s) of diversion and place of use of the right, or portion thereof. Show clearly the land involved by section, township and range.

[illegible]

SCALE: 2 inches equal 1 mile. Draw plan in Ink.

9. Remarks Notice of Change of Water Right Ownership was mailed
to IDWR the week of June 12, 1999. The form had been completed
without signatures and was found in Association files.

D. 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 period from 1999 to 2002
(year) (year)

 As a gift to the State of Idaho.

2. The minimum payment acceptable to the Seller/Lessor is: (Include the method of determining the minimum payment)

Most current annual rental rate

3. Payment contingent on subsequent sale or leasing of this right, or portion thereof, is:

 ✓ Acceptable Not Acceptable

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 the sale or lease of this right to the Idaho Water Resource Board.

June 22, 1999
(Date)

[Signature]
(Signature of applicant)
Coho Estate Property Owners Assn Inc
HARRY L. ALBERT

FOR DEPARTMENT USE ONLY

Received by MA Date 6-24-99 Preliminary check by

Watermaster recommendation requested on Received

Recommended for approval denial by

SPLIT TREE

PRBA CLAIM A65-02591X
BENNETT/MCGINNIS/COHO
AGENT: Ron Howerton
Date: 8/20/99

Note: Deed from Bennett to McGinnis Limited amount of water to be sold with property to 1.49 CFS.

65-02591X "C" SPLIT (1.49 CFS) + "C" SPLIT (2.81 CFS) = 4.3 CFS
65-02591X "C" SPLIT (91 ACRES) + "C" SPLIT (58 ACRES) = 149 ACRES

