



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

January 27, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

JAY AND JONNA BARNETT
4664 N 18TH EAST ST
MOUNTAIN HOME ID 83647

**RE: WATER SUPPLY BANK LEASE APPLICATION(S)
WATER RIGHT NO(S). 61-11980, 61-11982, 61-11984, 61-11985, 61-11986 AND
61-11987**

Dear Applicant:

On May 8, 2008 the Idaho Department of Water Resources received your application to lease a portion of water right no(s). 61-11980, 61-11982, 61-11984, 61-11985, 61-11986 and 61-11987 to the Water Supply Bank for a period ending April 30, 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,

Christine Field
Water Supply Bank Support

Enclosure(s): Lease Applications

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

RECEIVED

MAY 08 2008

DEPARTMENT OF
WATER RESOURCES

Name of Seller/Lessor Jay & Jonna Barnett Phone 208-587-5960

Post office address _____

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by: 61-11980, 61-11982, 61-11986
61-11984, 61-11985, 61-11987

a. Decree No. _____ Decreed to _____ (Name)

in case of _____ vs _____

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

b. License No. _____ issued by the Idaho Department of Water
Resources. Related to Transfer No. 69815

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: _____ cubic feet per second &/or
8.4 acre-feet per annum

b. Point of diversion: NW ¼ of SW ¼ of Section 7 Township 035 Range
07E, B.M. in ELMORE 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	
035	07E	7										8.4							8.4

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 8.4

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.

Transfer from M. Peter Nielsen Apr 11th 2003
to us (Jay & Jonna Barnett)

- 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).

New

- 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.

Does Not Apply

- 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

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

Does Not Apply

- 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:

Does Not Apply

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 04/30/08 to 04/30/10
(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.

04/06/08
Date

Jay D. T. Barrett
Signature

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

RECEIVED
APR 25 2006

WATER RESOURCES
WESTERN REGION

Water Supply Bank No. _____

Water Right No. _____

RECEIVED

DEC 28 2005

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

Name of Seller/Lessor Jay & Janna Barnett Phone 208-587-5960

Post office address 4664 Nth 18th Est Mt. Home, Id. 83647

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by:

a. Decree No. 61-11980, 61-11982, 61-11986
61-11984, 61-11985, 61-11987 Decreed to _____

(Name)

in case of _____ vs _____

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

b. License No. _____ issued by the Idaho Department of Water
Resources. Related to Transfer No. 69815

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: _____ cubic feet per second &/or

8.4 acre-feet per annum

b. Point of diversion: NW 1/4 of SW 1/4 of Section 7 Township 03S Range

07E, B.M. in ELMORE 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	
03S	07E	7										8.4							8.4

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 8.4

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.

Transfer from M. Peter Nielsen April 11th 2003
to US (Jay + Jenna Barnett)

- 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).

New

- 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.

Does Not Apply

- 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

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

Does Not Apply

- 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:

Does Not Apply

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 04/30/06 to 04/30/08
(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.

04/30/06
Date

Jay D. Barnett
Signature

FOR DEPARTMENT USE ONLY

Received by JFW. Date 4/25/06 Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

Dec. 22, 2006

State of Idaho Dep. Of water resources

To whom it my concern,

This letter is in response to yours dated 30 NOV. (Water supply Bank lease termination.) Water right NO. 61-11985 and 61-11987.

Your records should show that 25 APR I Jay Barnett Leased my rights for 2 years on your form 42-1761. (To the year 2008.)

Regards,

Jay D. Barnett

12/06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK
LEASE TERMINATION NOTICE

RECEIVED
DEC 20 2006
DEPARTMENT OF
WATER RESOURCES

WATER RIGHT NO(S): 61-11985 AND 61-11987

JAY AND JONNA BARNETT
4664 NORTH 18TH EAST
MOUNTAIN HOME ID 83647

Idaho Department of Water Resources ("department") records show that the above referenced water right(s) has been leased through December 31, 2006 to the Water Supply Bank ("bank"). This letter is notice that the right will be considered released from the bank unless you advise the department, within thirty (30) days of the date of this letter that you want to extend the period of the lease. If this request is not received within thirty (30) days, the right(s) will be considered released from the bank as of **December 31, 2006**.

Please consider that the five (5) year period of nonuse related to forfeiture of a water right shall begin to accrue upon release of the right from the bank or shall continue to accrue if a period of nonuse occurred prior to the lease date of the right to the bank.

If you would like the right(s) to remain leased to the bank, please specify below the year to which you want the lease extended. All leases expire on December 31st of each year, unless otherwise specified in lease agreement. Please sign, date and return this form within thirty (30) days. The right(s) will then remain in the bank for the specified period unless released earlier by the Water Resource Board or until the lessor submits a request to the department in writing to release the right(s) from the bank. If you have any questions call (208) 287-4954.

WATER RIGHT NO(S): _____

EXPIRATION DATE: _____

RETAIN ALL OR PART OF RIGHT IN THE BANK: ALL _____ PART _____

*If retaining only a part of the right, please attach a clear description of the portion remaining in the bank.

SIGNATURE OF APPLICANT(S): _____

TITLE: _____

TITLE: _____

DATE: _____

Please return this form to:

Idaho Dept. of Water Resources
322 East Front St.
Po Box 83720
Boise ID 83720-0098