



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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

October 15, 2010

JARRETT WEST
26 SHILO RD
SANTA FE NM 87508

BROOK WEST
PO BOX 447
LAVA HOT SPRINGS ID 83246

RE: APPLICATION TO LEASE 29-13835 TO THE WATER SUPPLY BANK

Dear Applicants:

On August 2, 2010, the Department received your application to lease part or all of water right 29-13835 to the Bank. Your application stated you wished to lease 0.36 cfs, 66.5 acre feet (AF) and 19 acres of irrigation to the Bank. This is somewhat inconsistent with the water right and I need to determine exactly what will be put in the Bank before we can process.

The water right is for 0.36 cfs, 217.4 AF and the irrigation of 22 acres. If you lease all 0.36 cfs to the Bank, you also need to lease 217.4 AF and all 22 acres of irrigation. If you wish to only lease 19 acres of irrigation to the Bank, you will need to lease 0.31 cfs and 187.8 AF to the Bank.

I am returning your application. Please correct the needed information and contact me at (208) 287-4907 if you have questions.

Sincerely,

A handwritten signature in cursive script that reads "Monica Van Bussum".

Monica Van Bussum
Sr. Water Resource Agent

RECEIVED

AUG 02 2010

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES WATER RESOURCE BOARD

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

Name of Seller/Lessor Jarrett & Brook West Phone (208) 776-5177
Mailing address P.O. Box 447 Lava Hot Springs Email arroyocote@yahoo.com
ID. 83246

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 29-13835 Amount (cfs/ac-ft) .36/66.5 Nature of Use Irrigation Period of Use April 1st to Oct. 31st
to _____
to _____

Total Amount: .36/66.5

2. Source of water Well tributary to Portneuf River

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	1/4	1/4	1/4	County
85	38E	21	C	SE			Bannock

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	
85	38E	21																	

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 19

B. OWNERSHIP

- 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.
- 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: _____

C. GENERAL INFORMATION

1. Please provide a description of the current diversion system.

7.5 hp electric pump flood/sprinklers

2. Describe any other water rights used for the same purpose or at the same place of use as described above.

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 _____ to _____ OR 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.

Negotiable

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.

Signature of Applicant

Printed Name and Title*

Date

Signature of Applicant

Printed Name and Title*

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