

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANK

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

RECEIVED

MAR 01 2010

Department of Water Resources

Name of Renter Cleft of the Rock Farms Phone 208-349-5542

Mailing address 51 N 3350 E American Falls Id 83211 Email ctrfarms@hotmail.com

A. DESCRIPTION OF WATER SOUGHT FOR RENT

1. <u>Maximum Flow Rate (cfs)</u>	<u>Maximum Volume (ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>
<u>1.08</u>		<u>irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>1</u>		<u>irrigation</u>	<u>3/15</u> to <u>11/15</u>
			to
Total: <u>2.08</u>	<u>616</u>		

2. Source of water groundwater tributary to _____

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
10S	28E	29		SW	SW		Cassia

4. Lands to be irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	28E	29									37	37	40	40					154

If the use is for irrigation, show total number of acres proposed through rental. Total Acres 154

B. OWNERSHIP

1. Do you own the land at the proposed point of diversion? Yes ☒ No ☐

If no, list owner, contact information, and provide documentation of the authority to use the proposed point of diversion. _____

2. Do you own the land at the proposed place of use? Yes ☒ No ☐

If no, list owner, contact information, and provide documentation of the authority to use the proposed place of use. _____

C. MAP

Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described by this application in section A. Include legal description labels.

D. GENERAL INFORMATION

1. Please provide a description of the proposed diversion system. see attached documents
2. Describe any other water rights diverted through the same point(s) of diversion or used for the same purpose(s) as described above.
43-13513 43-1515
3. Will the proposed place of use receive water from any other source? Yes ☐ No ☒
If yes, describe. _____
4. If the proposed use is not for irrigation, please provide a detailed description of the proposed use and how you determined the amount of water required. Attach additional sheets if needed. N/A
5. Are there any other applications pending before the Department, such as an application for permit or transfer, for the same use(s) proposed by this rental? Yes ☒ No ☐
If yes, describe. Will be submitting a proposal at a later date to purchase water rights: 43-2009, 43-4112, 43-2325 that are represented in this rental
6. Was this rental application submitted in response to a Notice of Violation or a pending Notice of Violation? Yes ☐ No ☒
If yes, describe. _____

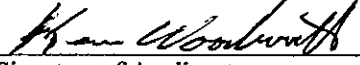
E. RENTAL TERM

1. Do you wish to rent water from the Board's bank for more than one (1) year? Yes ☒ No ☐
If yes, please specify the number of years desired through proposed rental. 1 w/ purch

I hereby assert that the information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

If this application is approved, the applicant agrees to the following:

1. The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.
2. Renter shall comply with all applicable state and federal laws while using water under this agreement.
3. Renter shall hold the Board, the Director, and the state of Idaho harmless from all liability on account of negligent acts of the renter.
4. The Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
5. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
6. Renter is not authorized to use water proposed by this application until the rental fees are paid in full and the renter receives an executed copy of the agreement signed by the Director.


Signature of Applicant

Ken Woodworth Ptr
Printed Name and Title*

2/27/2010
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

Description of the Proposed Diversion System

The system will consist of ground water pumped from an existing well located in the corner of the property diverted from mainline to circular pivots. The well is currently in place and supplies water to an adjacent pivot using water right numbers 43-13513 and 43-1515 that are currently owned by Delmar Woodworth and Kenneth Woodworth. The additional water rights that will be used for this proposed rental are owned by several owners: Rodney Hall, Morris Hall, Nila Brown, Patricia Banner, and Estella McKee. The water right numbers are 43-2009, 43-4112, 43-2325 and are currently leased to the water bank with an expiration date of 12-31-2010.

We propose to rent these water rights on a 1 year basis or until the expiration date. During that time we will be pursuing an agreement to purchase these water rights. It would then be completed by a transfer and ownership change.

Attached is a copy of water rights 43-2009, 43-4112, 43-2325.

10S 28E 29

Proposed

• Well

Existing Pivot

10S 28E 32

FILED**CERTIFICATE OF ASSUMED BUSINESS NAME**

(Please type of print legibly. See instructions on other page.)

To the SECRETARY OF STATE, STATE OF IDAHO
Pursuant to Section 53-504, Idaho Code, the undersigned
gives notice of adoption of an Assumed Business Name.

98 MAR -9 AM 11:21
SECRETARY OF STATE
STATE OF IDAHO

1. The assumed business name which the undersigned uses(s) in the transaction of business is:

Cleft of the Rock Farms

2. The true name(s) and business address(es) of the entity or individual(s) doing business under the assumed business name is/are:

Name

Complete Address

Kenneth Woodworth

HC 76 Box 1210 American Falls, ID 83211

Delmar Woodworth

735 Calder Avenue American Falls, ID 83211

3. The general type of business transacted under the assumed business name is:
(mark only those that apply)

☐

Retail Trade

☐

Manufacturing

☐

Transportation and Public Utilities

☐

Wholesale Trade

☒

Agriculture

☐

Finance, Insurance, and Real Estate

☐

Services

☐

Construction

☐

Mining

4. The name and address to which future correspondence should be addressed:

Phone number (optional): _____

Cleft of the Rock Farms

735 Calder Ave.

American Falls, ID 83211

5. Name and address for this acknowledgement copy is (if other than #4 above):

FIRST SECURITY BANK N.A.
COMMERCIAL LOAN DOCUMENTATION CENTER
P.O. BOX 8203
BOISE, IDAHO 83707

Submit Certificate of
Assumed Business
Name and \$20.00 fee to:

Secretary of State
700 West Jefferson
Basement West
PO Box 83720
Boise ID 83720-0080
208 334-2301

Signature: _____

Printed Name: Kenneth Woodworth

Capacity: General Partner

(see instruction # 5 on other sheet)

Secretary of State use only
IDAHO SECRETARY OF STATE

03/09/1998 09:00
CK: 1551 CT: 1031 BH: 88881

1 @ 20.00 = 20.00 ASSUM NAME

012917