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APR 27 2009

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Water Supply Bank No. _____

Water Right No. _____

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

Name of Seller/Lessor Erik Storlie and Tamara Kaiser Phone (612) 822-8555

Post office address 3217 Humboldt Ave. South, Minneapolis, MN

55408

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by:

- a. Decree No. 75-2137 Decreed to Erik Storlie and Tamara Kaiser
(Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. _____ issued by the Idaho Department of Water Resources.
- 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: 0.76 cfs cubic feet per second &/or
_____ acre-feet per annum
- b. Point of diversion: NE of SE of Section 8 Township 17N Range
20E, B.M. in Lemhi 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				
17N	20E	10										3.6	9.9			25			3.1			41.6
17N	20E	15		2.0																		2.0

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 43.6

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.

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).

 This water right has been leased into the Idaho Water Supply Bank for the past 5 years.

- 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.

April 1 – October 31

- 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.

Water right 75-4199 has the same POU as 75-2137 and will be leased into the bank as well.

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

- 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:

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 04/01/2009 to indefinite
(Day, month, year) (Day, month, year)

at lessors discretion EAB T212

(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".

Donation to the Idaho Water Resource Board

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.

4/22/09
4/22/09
Date

Eric F. Starbo
Tamara Kaiser
Signature

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-2137 V1

	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
17N 20E 10							5.4		3.6	10.5		25.0			14.1		58.6
17N 20E 15		9.7															9.7

Total Acres: 68.3

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. K06 This right is limited to the irrigation of 34.3 acres within the place of use described above in a single irrigation season.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4. E56 The rights listed below are limited to the irrigation of a combined total of 68.3 acres in a single irrigation season. Combined Right Nos.: 75-2137, 75-4199, 75-4200 and 75-14494.
5. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Remarks:

Comments:

1. bkern 1/22/2009 Condition Error
Comment: Corrected combined total irrigated acres per SF5.

SubCase:

SubCase Number: 75-2137
 Class: 1
 SF5 Filed Date: 12/11/2008
 Special Master Recom Signed Date:
 Attorney Assigned:
 Adjudication Agent: Bob Haynes
 Basis of Claim: License
 Date Filed: 9/28/2007 Objection Status: Active

Water Supply Bank: