

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

This is to certify that: UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

has requested to lease the water right(s) listed below to the Water Supply Bank ("Bank"). The Idaho Water Resource Board ("Board") being authorized to operate a bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director", "Department") the acquisition of water rights for the Board's Bank, agrees to lease the water right to the Bank as follows:

**Summary of Water Rights or Portions Leased to the Bank**

| Water<br>Right                    | Lease<br>Rate     | Lease<br>Volume | Acre<br>Limit | Total Leased<br>Acres |
|-----------------------------------|-------------------|-----------------|---------------|-----------------------|
| 71-41                             | 4.80 CFS          | N/A             | N/A           | 153.0 AC              |
| 71-42B                            | 1.59 CFS          | N/A             | N/A           | 45.7 AC               |
| 71-43B                            | 2.60 CFS          | N/A             | N/A           | 45.0 AC               |
| 71-49B                            | 4.80 CFS          | N/A             | N/A           | 151.9 AC              |
| 71-50                             | 4.80 CFS          | N/A             | N/A           | 83.7 AC               |
| 71-59                             | 25.60 CFS         | N/A             | N/A           | 1,477.1 AC            |
| 71-61                             | 40.00 CFS         | N/A             | N/A           | 1,477.1 AC            |
| 71-64B                            | 6.25 CFS          | N/A             | N/A           | 797.3 AC              |
| 71-66                             | 10.75 CFS         | N/A             | N/A           | 797.3 AC              |
| 71-68                             | 12.32 CFS         | N/A             | N/A           | 797.3 AC              |
| 71-2004D                          | 0.48 CFS          | N/A             | N/A           | 11.7 AC               |
| 71-2053A                          | 0.68 CFS          | N/A             | N/A           | 10.0 AC               |
| 71-7002                           | 1.80 CFS          | N/A             | N/A           | 20.1 AC               |
| 71-10277                          | 0.15 CFS          | N/A             | N/A           | 9.3 AC                |
| 71-10278                          | 0.15 CFS          | N/A             | N/A           | 9.3 AC                |
| 71-10728                          | 0.81 CFS          | N/A             | N/A           | 11.6 AC               |
| 71-10766                          | 1.37 CFS          | N/A             | N/A           | 12.0 AC               |
| 71-10772                          | 0.40 CFS          | N/A             | N/A           | 11.7 AC               |
| 71-10871                          | 4.54 CFS          | N/A             | N/A           | 66.8 AC               |
| <b>COMBINED<br/>LEASE TOTALS:</b> | <b>123.89 CFS</b> | <b>N/A</b>      | <b>N/A</b>    | <b>2,490.2 AC</b>     |

**TERM OF LEASE:**Lease Begin Date: January 1, 2009Expiration Date: December 31, 2011**RENTAL AVAILABILITY:**Season of Use: 05/01 to 10/31With the following exceptions:

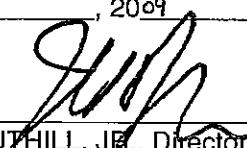
Water Right 71-64B, 05/01 to 09/30

Water Right 71-7002, 04/01 to 10/15

**MINIMUM PAYMENT ACCEPTABLE:**Current Rental Rate

Detailed Lease Acceptance attached.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
 FOR DAVID R. TUTHILL, JR., Director  
 Department of Water Resources

**WATER RIGHT NO. 71-41**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 05/01/1913

**Source**

HANNA CREEK  
 VALLEY CREEK

**Tributary**

VALLEY CREEK  
 SALMON RIVER

**BENEFICIAL USE**

IRRIGATION

**From    To**

05/01 to 10/31

**Diversion Rate**

4.80 CFS

**Total: 4.80 CFS**

**LOCATION OF POINT(S) OF DIVERSION:**

|              |           |        |         |         |               |
|--------------|-----------|--------|---------|---------|---------------|
| HANNA CREEK  | NW¼NE¼SW¼ | Sec. 3 | Twp 11N | Rge 12E | CUSTER County |
| VALLEY CREEK | NE¼SW¼NE¼ | Sec. 4 | Twp 11N | Rge 12E | CUSTER County |

**PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION**

| Twp | Rge | Sec | NE  |      |     |    | NW   |      |     |      | SW |    |      |      | SE |    |    |    | Totals |
|-----|-----|-----|-----|------|-----|----|------|------|-----|------|----|----|------|------|----|----|----|----|--------|
|     |     |     | NE  | NW   | SW  | SE | NE   | NW   | SW  | SE   | NE | NW | SW   | SE   | NE | NW | SW | SE |        |
| 11N | 12E | 2   |     |      |     |    |      |      |     |      |    |    | 18.0 | 10.0 |    |    |    |    | 28.0   |
| 11N | 12E | 10  | 5.0 |      |     |    |      |      |     |      |    |    |      |      |    |    |    |    | 5.0    |
| 11N | 12E | 11  |     | 22.0 | 4.0 |    | 40.0 | 35.0 | 1.0 | 18.0 |    |    |      |      |    |    |    |    | 120.0  |

Total Acres: 153.0

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE¼SE¼) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.

**WATER RIGHT NO. 71-41  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-42B**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 05/01/1914

**Source**  
 VALLEY CREEK

**Tributary**  
 SALMON RIVER

**BENEFICIAL USE**  
 IRRIGATION

**From To**  
 05/01 to 10/31

**Diversion Rate**  
 1.59 CFS

**Total: 1.59 CFS**

**LOCATION OF POINT(S) OF DIVERSION:**

VALLEY CREEK NE¼SW¼NE¼ Sec. 4 Twp 11N Rge 12E CUSTER County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE  |    |    |    | NW |    |    |    | SW |    |     |    | SE |    |     |      | Totals |
|-----|-----|-----|-----|----|----|----|----|----|----|----|----|----|-----|----|----|----|-----|------|--------|
|     |     |     | NE  | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW  | SE | NE | NW | SW  | SE   |        |
| 11N | 12E | 2   |     |    |    |    |    |    |    |    |    |    | 9.4 |    |    |    |     |      | 9.4    |
| 11N | 12E | 3   |     |    |    |    |    |    |    |    |    |    |     |    |    |    | 4.7 | 25.2 | 29.9   |
| 11N | 12E | 10  | 6.4 |    |    |    |    |    |    |    |    |    |     |    |    |    |     |      | 6.4    |

Total Acres: 45.7

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE¼SE¼) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.

**WATER RIGHT NO. 71-42B  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-43B**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 05/01/1915

**Source**  
 VALLEY CREEK

**Tributary**  
 SALMON RIVER

|                              |                    |                  |                              |
|------------------------------|--------------------|------------------|------------------------------|
| <u><b>BENEFICIAL USE</b></u> | <u><b>From</b></u> | <u><b>To</b></u> | <u><b>Diversion Rate</b></u> |
| IRRIGATION                   | 05/01              | to 10/31         | 2.60 CFS                     |
|                              | <b>Total:</b>      |                  | <b>2.60 CFS</b>              |

**LOCATION OF POINT(S) OF DIVERSION:**

VALLEY CREEK NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 4 Twp 11N Rge 12E CUSTER County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |     |    | SW   |      |     |     | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|-----|----|------|------|-----|-----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW  | SE | NE   | NW   | SW  | SE  | NE | NW | SW | SE |        |
| 11N | 12E | 3   |    |    |    |    |    |    | 3.0 |    | 12.0 | 20.0 | 3.0 | 7.0 |    |    |    |    | 45.0   |

Total Acres: 45.0

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.

**WATER RIGHT NO. 71-43B  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-49B**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 05/01/1904

**Source**  
 VALLEY CREEK

**Tributary**  
 SALMON RIVER

|                              |                    |                  |                              |
|------------------------------|--------------------|------------------|------------------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> |
| IRRIGATION                   | 05/01 to           | 10/31            | 4.80 CFS                     |
| <b>Total:</b>                |                    |                  | <b>4.80 CFS</b>              |

**LOCATION OF POINT(S) OF DIVERSION:**

VALLEY CREEK NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 4 Twp 11N Rge 12E CUSTER County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE  |     |      |      | NW |     |    |    | SW |     |     |    | SE   |     |    |      | Totals |
|-----|-----|-----|-----|-----|------|------|----|-----|----|----|----|-----|-----|----|------|-----|----|------|--------|
|     |     |     | NE  | NW  | SW   | SE   | NE | NW  | SW | SE | NE | NW  | SW  | SE | NE   | NW  | SW | SE   |        |
| 11N | 12E | 13  | 6.4 | 4.4 | 15.6 | 31.6 |    |     |    |    |    |     |     |    | 39.5 | 4.0 |    | 32.0 | 133.5  |
| 11N | 12E | 18  |     |     |      |      |    |     |    |    |    | 3.5 | 9.0 |    |      |     |    |      | 12.5   |
| 11N | 12E | 19  |     |     |      |      |    | 1.1 |    |    |    |     |     |    |      |     |    |      | 1.1    |
| 11N | 12E | 24  | 4.8 |     |      |      |    |     |    |    |    |     |     |    |      |     |    |      | 4.8    |

Total Acres: 151.9

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.

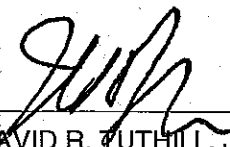
**WATER RIGHT NO. 71-49B  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-50**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 05/01/1915

**Source**  
 VALLEY CREEK

**Tributary**  
 SALMON RIVER

**BENEFICIAL USE**                      **From**      **To**                      **Diversion Rate**  
 IRRIGATION                      05/01 to 10/31                      4.80 CFS  
**Total: 4.80 CFS**

**LOCATION OF POINT(S) OF DIVERSION:**

VALLEY CREEK                      NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$                       Sec. 4    Twp 11N    Rge 12E                      CUSTER County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE |     |    |    | NW   |     |    |    | SW |      |      |      | SE  |    |     |     | Totals |
|-----|-----|-----|----|-----|----|----|------|-----|----|----|----|------|------|------|-----|----|-----|-----|--------|
|     |     |     | NE | NW  | SW | SE | NE   | NW  | SW | SE | NE | NW   | SW   | SE   | NE  | NW | SW  | SE  |        |
| 11N | 12E | 11  |    |     |    |    |      |     |    |    |    |      |      |      | 2.6 |    |     | 1.7 | 4.3    |
| 11N | 12E | 12  |    |     |    |    |      |     |    |    |    | 25.0 | 26.0 | 11.0 |     |    | 1.5 |     | 63.5   |
| 11N | 12E | 13  |    | 0.1 |    |    | 15.0 | 0.8 |    |    |    |      |      |      |     |    |     |     | 15.9   |

Total Acres: 83.7

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
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8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.

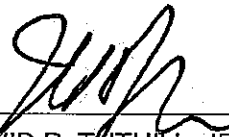
**WATER RIGHT NO. 71-50  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
\_\_\_\_\_  
for DAVID R. TUTHILL, JR., Director  
Department of Water Resources

# **WATER RIGHT NO. 71-59** **WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 12/31/1912

**Source**

SALMON RIVER

**Tributary**

SNAKE RIVER

**BENEFICIAL USE**

IRRIGATION

**From      To**

05/01 to 10/31

**Diversion Rate**

25.60 CFS

**Total: 25.60 CFS**

**LOCATION OF POINT(S) OF DIVERSION:**

|              |           |         |         |         |               |
|--------------|-----------|---------|---------|---------|---------------|
| SALMON RIVER | NW¼SE¼SW¼ | Sec. 10 | Twp 07N | Rge 14E | CUSTER County |
| SALMON RIVER | NE¼SE¼SW¼ | Sec. 3  | Twp 07N | Rge 14E | CUSTER County |

**PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION**

| Twp | Rge | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 07N | 14E | 3   |      | 5.8  | 1.2  |      | 40.1 | 40.1 | 38.4 | 39.5 | 26.3 | 35.9 | 39.9 | 14.4 |      |      |      |      | 281.6  |
| 07N | 14E | 4   | 40.1 | 40.0 | 34.8 | 39.8 | 9.9  |      |      | 0.2  |      |      |      |      | 39.9 | 20.3 | 5.6  | 39.8 | 270.4  |
| 07N | 14E | 9   | 30.7 |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      | 30.7   |
| 07N | 14E | 10  |      |      |      |      |      | 39.9 |      |      |      |      |      |      |      |      |      |      | 39.9   |
| 08N | 14E | 28  |      |      | 6.9  |      | 10.3 | 28.0 | 33.0 | 38.5 | 40.0 | 23.2 | 13.6 | 30.6 |      | 26.4 | 26.4 |      | 276.9  |
| 08N | 14E | 33  | 10.1 | 39.8 | 39.9 | 35.1 | 39.9 | 28.0 | 15.1 | 39.9 | 38.1 | 1.8  |      | 25.0 | 39.9 | 39.9 | 39.9 | 39.9 | 472.3  |
| 08N | 14E | 34  |      |      |      |      |      |      | 3.1  |      | 2.1  | 35.4 | 39.9 | 24.8 |      |      |      |      | 105.3  |

Total Acres: 1,477.1

**COMBINED LIMITS OF LEASED RIGHT:**

|                                    |             |               |              |
|------------------------------------|-------------|---------------|--------------|
| <u>Combined Rights</u>             | <u>Rate</u> | <u>Volume</u> | <u>Acres</u> |
| 71-59, 71-61, 71-64B, 71-66, 71-68 | N/A         | N/A           | 1,869.4 AC   |

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE¼SE¼) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.

**WATER RIGHT NO. 71-59  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-61**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 08/30/1933

**Source**  
 SALMON RIVER

**Tributary**  
 SNAKE RIVER

|                       |               |           |                       |
|-----------------------|---------------|-----------|-----------------------|
| <b>BENEFICIAL USE</b> | <b>From</b>   | <b>To</b> | <b>Diversion Rate</b> |
| IRRIGATION            | 05/01 to      | 10/31     | 40.00 CFS             |
|                       | <b>Total:</b> |           | <b>40.00 CFS</b>      |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |           |         |         |         |               |
|--------------|-----------|---------|---------|---------|---------------|
| SALMON RIVER | NW¼SE¼SW¼ | Sec. 10 | Twp 07N | Rge 14E | CUSTER County |
| SALMON RIVER | NE¼SE¼SW¼ | Sec. 3  | Twp 07N | Rge 14E | CUSTER County |

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 07N | 14E | 3   |      | 5.8  | 1.2  |      | 40.1 | 40.1 | 38.4 | 39.5 | 26.3 | 35.9 | 39.9 | 14.4 |      |      |      |      | 281.6  |
| 07N | 14E | 4   | 40.1 | 40.0 | 34.8 | 39.8 | 9.9  |      |      | 0.2  |      |      |      |      | 39.9 | 20.3 | 5.6  | 39.8 | 270.4  |
| 07N | 14E | 9   | 30.7 |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      | 30.7   |
| 07N | 14E | 10  |      |      |      |      |      | 39.9 |      |      |      |      |      |      |      |      |      |      | 39.9   |
| 08N | 14E | 28  |      |      | 6.9  |      | 10.3 | 28.0 | 33.0 | 38.5 | 40.0 | 23.2 | 13.6 | 30.6 |      | 26.4 | 26.4 |      | 276.9  |
| 08N | 14E | 33  | 10.1 | 39.8 | 39.9 | 35.1 | 39.9 | 28.0 | 15.1 | 39.9 | 38.1 | 1.8  |      | 25.0 | 39.9 | 39.9 | 39.9 | 39.9 | 472.3  |
| 08N | 14E | 34  |      |      |      |      |      |      | 3.1  |      | 2.1  | 35.4 | 39.9 | 24.8 |      |      |      |      | 105.3  |

Total Acres: 1,477.1

**COMBINED LIMITS OF LEASED RIGHT:**

|                                    |             |               |              |
|------------------------------------|-------------|---------------|--------------|
| <u>Combined Rights</u>             | <u>Rate</u> | <u>Volume</u> | <u>Acres</u> |
| 71-59, 71-61, 71-64B, 71-66, 71-68 | N/A         | N/A           | 1,869.4 AC   |

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE¼SE¼) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.

**WATER RIGHT NO. 71-61  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28TH day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-64B  
WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
USDA FOREST SERVICE  
550 W FORT ST MSC 033  
BOISE ID 83724  
(801) 625-5809

**Priority Date:** 08/15/1915

**Source**

ALTURAS LAKE CREEK

**Tributary**

SALMON RIVER

**BENEFICIAL USE**

IRRIGATION

**From**

05/01 to 09/30

**To****Diversion Rate**

6.25 CFS

**Total: 6.25 CFS**

**LOCATION OF POINT(S) OF DIVERSION:**

ALTURAS LAKE CREEK SW¼SW¼SW¼ Sec. 4 Twp 07N Rge 14E BLAINE County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION**

| Twp | Rge | Sec | NE   |    |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 08N | 14E | 28  |      |    | 6.9  |      | 10.3 | 28.0 | 33.0 | 38.5 | 40.0 | 23.2 | 13.6 | 29.9 |      | 26.4 | 19.8 |      | 269.6  |
| 08N | 14E | 32  | 39.5 |    | 38.5 | 39.1 |      |      |      |      |      |      |      |      | 39.9 | 39.9 | 33.3 | 39.9 | 270.1  |
| 08N | 14E | 33  |      |    |      |      | 25.7 | 37.8 | 37.4 | 32.8 | 26.3 | 38.5 | 39.9 | 19.2 |      |      |      |      | 257.6  |

Total Acres: 797.3

**COMBINED LIMITS OF LEASED RIGHT:**

| <u>Combined Rights</u>             | <u>Rate</u> | <u>Volume</u> | <u>Acres</u> |
|------------------------------------|-------------|---------------|--------------|
| 71-59, 71-61, 71-64B, 71-66, 71-68 | N/A         | N/A           | 1,869.4 AC   |

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE¼SE¼) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.

**WATER RIGHT NO. 71-64B  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-66  
WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
USDA FOREST SERVICE  
550 W FORT ST MSC 033  
BOISE ID 83724  
(801) 625-5809

**Priority Date:** 07/01/1930

**Source**  
ALTURAS LAKE CREEK

**Tributary**  
SALMON RIVER

|                              |                    |                  |                              |
|------------------------------|--------------------|------------------|------------------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> |
| IRRIGATION                   | 05/01              | to 10/31         | 10.75 CFS                    |
| <b>Total:</b>                |                    |                  | <b>10.75 CFS</b>             |

**LOCATION OF POINT(S) OF DIVERSION:**

ALTURAS LAKE CREEK SW¼SW¼SW¼ Sec. 4 Twp 07N Rge 14E BLAINE County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE   |    |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 08N | 14E | 28  |      |    | 6.9  |      | 10.3 | 28.0 | 33.0 | 38.5 | 40.0 | 23.2 | 13.6 | 29.9 |      | 26.4 | 19.8 |      | 269.6  |
| 08N | 14E | 32  | 39.5 |    | 38.5 | 39.1 |      |      |      |      |      |      |      |      | 39.9 | 39.9 | 33.3 | 39.9 | 270.1  |
| 08N | 14E | 33  |      |    |      |      | 25.7 | 37.8 | 37.4 | 32.8 | 26.3 | 38.5 | 39.9 | 19.2 |      |      |      |      | 257.6  |

Total Acres: 797.3

**COMBINED LIMITS OF LEASED RIGHT:**

|                                    |                    |                      |                     |
|------------------------------------|--------------------|----------------------|---------------------|
| <b><u>Combined Rights</u></b>      | <b><u>Rate</u></b> | <b><u>Volume</u></b> | <b><u>Acres</u></b> |
| 71-59, 71-61, 71-64B, 71-66, 71-68 | N/A                | N/A                  | 1,869.4 AC          |

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE¼SE¼) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.

**WATER RIGHT NO. 71-66  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28TH day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-68**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 07/01/1935

**Source**

ALTURAS LAKE CREEK

**Tributary**

SALMON RIVER

**BENEFICIAL USE**

IRRIGATION

**From**

05/01 to 10/31

**To****Diversion Rate**

12.32 CFS

**Total: 12.32 CFS**

**LOCATION OF POINT(S) OF DIVERSION:**

ALTURAS LAKE CREEK SW¼SW¼SW¼ Sec. 4 Twp 07N Rge 14E BLAINE County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION**

| Twp | Rge | Sec | NE   |    |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 08N | 14E | 28  |      |    | 6.9  |      | 10.3 | 28.0 | 33.0 | 38.5 | 40.0 | 23.2 | 13.6 | 29.9 |      | 26.4 | 19.8 |      | 269.6  |
| 08N | 14E | 32  | 39.5 |    | 38.5 | 39.1 |      |      |      |      |      |      |      |      | 39.9 | 39.9 | 33.3 | 39.9 | 270.1  |
| 08N | 14E | 33  |      |    |      |      | 25.7 | 37.8 | 37.4 | 32.8 | 26.3 | 38.5 | 39.9 | 19.2 |      |      |      |      | 257.6  |

Total Acres: 797.3

**COMBINED LIMITS OF LEASED RIGHT:**

| <u>Combined Rights</u>             | <u>Rate</u> | <u>Volume</u> | <u>Acres</u> |
|------------------------------------|-------------|---------------|--------------|
| 71-59, 71-61, 71-64B, 71-66, 71-68 | N/A         | N/A           | 1,869.4 AC   |

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE¼SE¼) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.

**WATER RIGHT NO. 71-68  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28TH day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-2004D  
WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
USDA FOREST SERVICE  
550 W FORT ST MSC 033  
BOISE ID 83724  
(801) 625-5809

**Priority Date:** 10/23/1909

**Source**  
FOURTH OF JULY CREEK

**Tributary**  
SALMON RIVER

|                              |                    |                  |                              |
|------------------------------|--------------------|------------------|------------------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> |
| IRRIGATION                   | 05/01 to 10/31     |                  | 0.48 CFS                     |
|                              | <b>Total:</b>      |                  | <b>0.48 CFS</b>              |

**LOCATION OF POINT(S) OF DIVERSION:**

FOURTH OF JULY CREEK SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 10 Twp 08N Rge 14E CUSTER County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |     |      | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|-----|------|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW  | SE   | NE | NW | SW | SE |        |
| 08N | 14E | 9   |    |    |    |    |    |    |    |    |    |    | 0.1 | 11.6 |    |    |    |    | 11.7   |

Total Acres: 11.7

**COMBINED LIMITS OF LEASED RIGHT:**

|                               |                    |                      |                     |
|-------------------------------|--------------------|----------------------|---------------------|
| <b><u>Combined Rights</u></b> | <b><u>Rate</u></b> | <b><u>Volume</u></b> | <b><u>Acres</u></b> |
| 71-2004D, 71-10772            | N/A                | N/A                  | 11.7 AC             |

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.

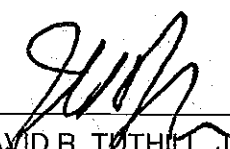
**WATER RIGHT NO. 71-2004D  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TOTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-2053A  
WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
USDA FOREST SERVICE  
550 W FORT ST MSC 033  
BOISE ID 83724  
(801) 625-5809

**Priority Date:** 05/17/1930

**Source**  
UNNAMED DRAIN

**Tributary**  
WILLIAMS CREEK

|                              |                    |                  |                              |
|------------------------------|--------------------|------------------|------------------------------|
| <u><b>BENEFICIAL USE</b></u> | <u><b>From</b></u> | <u><b>To</b></u> | <u><b>Diversion Rate</b></u> |
| IRRIGATION                   | 05/01              | to 10/31         | 0.68 CFS                     |
|                              | <b>Total:</b>      |                  | <b>0.68 CFS</b>              |

**LOCATION OF POINT(S) OF DIVERSION:**

UNNAMED DRAIN SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 20 Twp 09N Rge 14E CUSTER County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |      |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|------|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW   | SW | SE | NE | NW | SW | SE |        |
| 09N | 14E | 20  |    |    |    |    |    |    |    |    |    | 10.0 |    |    |    |    |    |    | 10.0   |

Total Acres: 10.0

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.

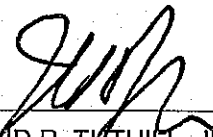
**WATER RIGHT NO. 71-2053A  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28th day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-7002**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 07/07/1968

**Source**  
 UNNAMED DRAIN

**Tributary**  
 WILLIAMS CREEK

|                       |               |           |                       |
|-----------------------|---------------|-----------|-----------------------|
| <b>BENEFICIAL USE</b> | <b>From</b>   | <b>To</b> | <b>Diversion Rate</b> |
| IRRIGATION            | 0/01 to       | 10/15     | 1.80 CFS              |
|                       | <b>Total:</b> |           | <b>1.80 CFS</b>       |

**LOCATION OF POINT(S) OF DIVERSION:**

UNNAMED DRAIN SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 20 Twp 09N Rge 14E CUSTER County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE   |     |     |     |        |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|------|-----|-----|-----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW  | SW  | SE  | Totals |
| 09N | 14E | 19  |    |    |    |    |    |    |    |    |    |    |    |    | 18.2 | 1.3 | 0.3 | 0.3 | 20.1   |

Total Acres: 20.1

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.

**WATER RIGHT NO. 71-7002**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-10277**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 06/01/1925

**Source**  
 CHAMPION CREEK

**Tributary**  
 SALMON RIVER

**BENEFICIAL USE**  
 IRRIGATION

**From To**  
 05/01 to 10/31

**Diversion Rate**  
 0.15 CFS

**Total: 0.15 CFS**

**LOCATION OF POINT(S) OF DIVERSION:**

CHAMPION CREEK NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 23 Twp 08N Rge 14E CUSTER County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE  |     |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE  | NW  | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 08N | 14E | 22  | 8.8 | 0.5 |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 9.3    |

Total Acres: 9.3

**COMBINED LIMITS OF LEASED RIGHT:**

**Combined Rights**  
 71-10277, 71-10278

**Rate Volume Acres**  
 N/A N/A 9.3 AC

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.

**WATER RIGHT NO. 71-10277  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-10278**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 07/28/1930

**Source**  
 CHAMPION CREEK

**Tributary**  
 SALMON RIVER

|                              |                    |                  |                              |
|------------------------------|--------------------|------------------|------------------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> |
| IRRIGATION                   | 05/01              | to 10/31         | 0.15 CFS                     |
|                              | <b>Total:</b>      |                  | <b>0.15 CFS</b>              |

**LOCATION OF POINT(S) OF DIVERSION:**

CHAMPION CREEK NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 23 Twp 08N Rge 14E CUSTER County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE  |     |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE  | NW  | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 08N | 14E | 22  | 8.8 | 0.5 |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 9.3    |

Total Acres: 9.3

**COMBINED LIMITS OF LEASED RIGHT:**

|                               |                    |                      |                     |
|-------------------------------|--------------------|----------------------|---------------------|
| <b><u>Combined Rights</u></b> | <b><u>Rate</u></b> | <b><u>Volume</u></b> | <b><u>Acres</u></b> |
| 71-10277, 71-10278            | N/A                | N/A                  | 9.3 AC              |

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.

**WATER RIGHT NO. 71-10278  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-10728**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 05/17/1930

**Source**  
 SALMON RIVER

**Tributary**  
 SNAKE RIVER

**BENEFICIAL USE**  
 IRRIGATION

**From To**  
 05/01 to 10/31

**Diversion Rate**  
 0.81 CFS

**Total: 0.81 CFS**

**LOCATION OF POINT(S) OF DIVERSION:**

SALMON RIVER L2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ ) Sec. 5 Twp 08N Rge 14E CUSTER County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION**

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |      | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|------|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE   | NE | NW | SW | SE |        |
| 08N | 14E | 20  |    |    |    |    |    |    |    |    |    |    |    | 11.6 |    |    |    |    | 11.6   |

Total Acres: 11.6

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
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6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.

**WATER RIGHT NO. 71-10728  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-10766**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 05/01/1954

**Source**  
 SALMON RIVER

**Tributary**  
 SNAKE RIVER

|                              |                    |                  |                              |
|------------------------------|--------------------|------------------|------------------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> |
| IRRIGATION                   | 05/01              | to 10/31         | 1.37 CFS                     |
|                              | <b>Total:</b>      |                  | <b>1.37 CFS</b>              |

**LOCATION OF POINT(S) OF DIVERSION:**

SALMON RIVER SW¼SE¼NE¼ Sec. 5 Twp 08N Rge 14E CUSTER County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE |    |      |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|------|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW   | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 09N | 14E | 32  |    |    | 12.0 |    |    |    |    |    |    |    |    |    |    |    |    |    | 12.0   |

Total Acres: 12.0

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE¼SE¼) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.

**WATER RIGHT NO. 71-10766  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 2009

  
\_\_\_\_\_  
FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-10772**  
**WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724  
 (801) 625-5809

**Priority Date:** 08/15/1933

**Source**

FOURTH OF JULY CREEK

**Tributary**

SALMON RIVER

**BENEFICIAL USE**

IRRIGATION

**From**

05/01 to 10/31

**To****Diversion Rate**

0.40 CFS

**Total: 0.40 CFS****LOCATION OF POINT(S) OF DIVERSION:**FOURTH OF JULY CREEK SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 10 Twp 08N Rge 14E CUSTER County**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |     |      | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|-----|------|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW  | SE   | NE | NW | SW | SE |        |
| 08N | 14E | 9   |    |    |    |    |    |    |    |    |    |    | 0.1 | 11.6 |    |    |    |    | 11.7   |

Total Acres: 11.7

**COMBINED LIMITS OF LEASED RIGHT:**

|                        |             |               |              |
|------------------------|-------------|---------------|--------------|
| <u>Combined Rights</u> | <u>Rate</u> | <u>Volume</u> | <u>Acres</u> |
| 71-2004D, 71-10772     | N/A         | N/A           | 11.7 AC      |

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.

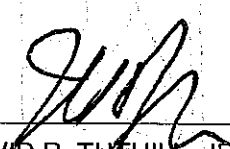
**WATER RIGHT NO. 71-10772  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28TH day of APRIL, 2009

  
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FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources

**WATER RIGHT NO. 71-10871  
WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

**Lessor:** UNITED STATES OF AMERICA ACTING THROUGH  
USDA FOREST SERVICE  
550 W FORT ST MSC 033  
BOISE ID 83724  
(801) 625-5809

**Priority Date:** 06/10/1964

**Source**  
SALMON RIVER

**Tributary**  
SNAKE RIVER

**BENEFICIAL USE**

IRRIGATION

**From** 05/01 **To** 10/31

**Diversion Rate**

4.54 CFS

**Total:** 4.54 CFS

**LOCATION OF POINT(S) OF DIVERSION:**

SALMON RIVER SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 21 Twp 08N Rge 14E CUSTER County

**PLACE OF USE TO BE IDLED UNDER THIS LEASE:** IRRIGATION

| Twp | Rge | Sec | NE   |    |     |      | NW |     |     |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|------|----|-----|------|----|-----|-----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE   | NW | SW  | SE   | NE | NW  | SW  | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 08N | 14E | 17  |      |    | 5.5 |      |    |     |     |    |    |    |    |    |    |    |    |    | 5.5    |
| 08N | 14E | 20  | 25.0 |    |     | 33.0 |    |     |     |    |    |    |    |    |    |    |    |    | 58.0   |
| 08N | 14E | 21  |      |    |     |      |    | 0.8 | 2.5 |    |    |    |    |    |    |    |    |    | 3.3    |

Total Acres: 66.8

**CONDITIONS OF ACCEPTANCE**

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. Rental of this right is limited to non-consumptive uses upstream from the confluence of the Salmon River with Thompson Creek in Lot 5 (NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) Sec. 25, T11N, R16E. Rental of this right downstream from said confluence is not limited to non-consumptive uses.
4. Rental of this right from the bank may require additional review to confirm the availability of the surface water sources and the extent of beneficial use.
5. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
6. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
7. While a water right is in the bank, forfeiture provisions are stayed.
8. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
9. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.

**WATER RIGHT NO. 71-10871  
WATER SUPPLY BANK LEASE ACCEPTANCE**

**CONDITIONS OF ACCEPTANCE**

10. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
11. In accordance with Idaho Code § 42-248 and 42-1409(6), all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
12. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>TH</sup> day of APRIL, 20 09

  
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FOR DAVID R. TUTHILL, JR., Director  
Department of Water Resources