

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

This is to certify that: ALLEN R YOUNG And/Or
JAQUELINE YOUNG
1543 W TABER RD
BLACKFOOT ID 83221
(208) 684-3891

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 Right	Lease Rate	Lease Volume	Acre Limit	Total Leased Acres
	35-13503	0.12 CFS	NA	NA	36.0 AC
	35-13505	0.72 CFS	NA	36.0 AC	36.0 AC
COMBINED LEASE TOTALS:		0.72 CFS	144.0 AF	36.0 AC	36.0 AC

TERM OF LEASE:

Lease Begin Date: May 23, 2006

Expiration Date: Indefinite

RENTAL AVAILABILITY:

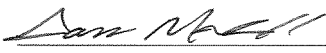
Season of Use: 04/01 to 10/31

MINIMUM PAYMENT ACCEPTABLE:

Current Rental Rate

Detailed Lease Acceptance attached.

Dated this 6TH day of MARCH, 2009



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

RELEASED
NOV 28 2012

SCANNED
MAR 19 2009

**WATER RIGHT NO. 35-13503
WATER SUPPLY BANK LEASE ACCEPTANCE**

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

Lessor: ALLEN R YOUNG And/Or
JAQUELINE YOUNG
1543 W TABER RD
BLACKFOOT ID 83221
(208) 684-3891

Priority Date: 12/04/1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01 to	10/31	0.12 CFS
Total:			0.12 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW¼NW¼NE¼ Sec. 16 Twp 02S Rge 33E BINGHAM 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	
02S	33E	16	4.7	2.7	5.7	5.0	2.4	4.5	5.2	5.8									36.0

Total Acres: 36.0

Acre Limit within Place of Use described: N/A

COMBINED LIMITS OF LEASED RIGHT:

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
35-13503, 35-13505	0.72 CFS	144.0 AF	36.0 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. During the term of this lease, use of the unleased portion of rights 35-13503 and 35-13505 when combined is limited to irrigation of a total of 272.5 acres, a maximum diversion rate of 3.24 cfs, and a maximum annual diversion volume of 1,090.0 acre-feet.
4. 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.
5. 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.

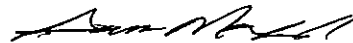
**WATER RIGHT NO. 35-13503
WATER SUPPLY BANK LEASE ACCEPTANCE**

CONDITIONS OF ACCEPTANCE

6. While a water right is in the bank, forfeiture provisions are stayed.
7. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
8. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
9. 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.
10. 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.
11. 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.
12. 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. 120.

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 6TH day of MARCH, 2009



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

WATER RIGHT NO. 35-13505 **WATER SUPPLY BANK LEASE ACCEPTANCE**

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

Lessor: ALLEN R YOUNG And/OR
 JACQUELINE YOUNG
 1543 W TABER RD
 BLACKFOOT ID 83221
 (208) 684-3891

Priority Date: 11/25/1963

Source: GROUND WATER

BENEFICIAL USE **From** **To** **IRRIGATION**
 04/01 to 10/31
Diversion Rate 0.72 CFS
Total: 0.72 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16 Twp 02S Rge 33E BINGHAM 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	
02S	33E	16	4.7	2.7	5.7	5.0	2.4	4.5	5.2	5.8					36.0

Total Acres: 36.0

Acre Limit within Place of Use described: 36.0

COMBINED LIMITS OF LEASED RIGHT:

Combined Rights 35-13503, 35-13505
 Rate 0.72 CFS
 Volume 144.0 AF
 Acres 36.0 AC

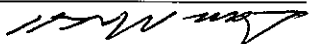
CONDITIONS OF ACCEPTANCE

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. During the term of this lease, use of the unleased portion of rights 35-13503 and 35-13505 when combined is limited to irrigation of a total of 272.5 acres, a maximum diversion rate of 3.24 cfs, and a maximum annual diversion volume of 1,090.0 acre-feet.
4. 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.
5. 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. 35-13505
WATER SUPPLY BANK LEASE ACCEPTANCE
CONDITIONS OF ACCEPTANCE**

6. While a water right is in the bank, forfeiture provisions are stayed.
 7. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
 8. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
 9. 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.
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 11. 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.
 12. 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. 120.
- 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 6TH day of MARCH, 2009


for DAVID R. TUTTHILL, JR., Director
Department of Water Resources