

Before the Idaho Water Resource Board

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JAN 29 2008

Department of Water Resources

## APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK

|                  |                                     |              |                |
|------------------|-------------------------------------|--------------|----------------|
| <b>Applicant</b> | Formation Capital Corporation, U.S. | <b>Phone</b> | (208) 756-4578 |
|------------------|-------------------------------------|--------------|----------------|

Address 812 Shoup Street

**City** Salmon      **State** Idaho      **Zip Code** 83467

### A. DESCRIPTION OF WATER SOUGHT TO RENT

1. Source of water Bucktail Creek  
tributary to South Fork Big Deer Creek
2. Maximum volume of water \_\_\_\_\_ AF.
3. Maximum rate of diversion 0.5 cfs.

**B. DESCRIPTION OF USE PROPOSED** Please see Attachment A for items 1 through 5.

1. Nature of intended use \_\_\_\_\_
2. Location of point of diversion \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$ , Section \_\_\_\_\_,  
Township \_\_\_\_\_, Range \_\_\_\_\_, B.M. \_\_\_\_\_ County.
3. Season of use: From \_\_\_\_\_ to \_\_\_\_\_.
4. Description of diverting works:  
Pump HP \_\_\_\_\_ Lift \_\_\_\_\_ Pump type \_\_\_\_\_.  
Canal name, if appropriate \_\_\_\_\_.
5. Place of use:
  - a. If water is for irrigation, describe the number of acres to be irrigated by  
40-acre tract, section, township and range.

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b. If water is not for irrigation, describe the nature of the intended use and the place of use.

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6. Describe any other water rights used for the same purposes as rental water sought under this application.

None.

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7. Who owns the property at the point of diversion?

U.S. Forest Service

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8. Who owns the property at the place of use?

U.S. Forest Service

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9. Are you seeking a rental for more than one (1) year? Yes (yes or no)

If yes, for how many years? 5

10. Remarks: Please see Formation Capital's companion water bank lease application for water right 75-7073.

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1/21/08  
Date

  
William G. Scales, President

### FOR DEPARTMENT USE ONLY

Received by \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_

Published in \_\_\_\_\_ Pub. dates \_\_\_\_\_

Protests filed by \_\_\_\_\_

Hearing held by \_\_\_\_\_

Action recommended \_\_\_\_\_

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## **ATTACHMENT A**

### **Application to Rent Water From the Water Supply Bank Formation Capital Corporation, U.S.**

#### **B. Description of Use Proposed**

##### **1. Nature of intended use**

Mining (0.5 cfs)

Diversion to storage (0.5 cfs)

Mining storage (50 AF)

Mining from storage (50 AF)

##### **2. Location of points of diversion**

T21N, R18E, S17, NWNE (Lemhi County)

T21N, R18E, S20, NENE (Lemhi County)

##### **3. Season of use**

1/1 to 12/31, for all four uses.

##### **4. Description of diverting works**

The two points of diversion would be surface diversions directly from Bucktail Creek.

##### **5. Place of use**

The intended use of water is for various uses associated with a cobalt mine. The place of use would be all of T21N, R18E, S21, and the NENE and NESE quarter-quarter sections of T21N, R18E, S20.

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