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DEPARTMENT OF
WATER RESOURCES

Form 42-1761
01/03

Water Supply Bank No. _____

Water Right No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

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

Post office address 3217 Humbolt Ave. Minneapolis, MN 55408

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____ (Name of court)
- b. License No. 75-2137 (a portion) issued by the Idaho Department of Water Resources.
- c. Permit No. _____ issued by the Idaho Department of Water Resources.

2. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE: (If the entire right is for sale or lease, show "all" on line a. below and skip the remainder of part 2.)

- a. Amount of water under right: 0.52 cubic feet per second &/or
91.0 acre-feet per annum
- b. Point of diversion: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 8 Township 17N Range
20E, B.M. in Lemhi County.
Additional points _____

c. Place of use:

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	20E	10									9.0			17					26.0

If the right is for irrigation, show the number of acres for the part of the right to be put into the bank.

Total number of acres 26.0

3. ADDITIONAL INFORMATION ABOUT RIGHT, OR PORTION THEREOF, FOR SALE OR LEASE

- a. Explain how the seller/lessor acquired the right, or portion thereof, and attach a copy of the deed to the land to which it is appurtenant or other evidence of ownership of the right. If the right is not recorded in the name of the seller/lessor, attach a copy of a change of ownership form as required by Section 42-248 or 42-1409(6), Idaho Code, together with required documentation.

This water right was acquired through the purchase of the property

which includes the place of use. Attached is a copy of the IDWR water
right proof report, which indicates ownership of the right.

- b. Describe the frequency of water use under the right, or portion thereof, during the past five (5) years of use. Attach watermaster records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture. (This information is not required if a partial decree has been issued on the right within the last 5 years).

This water right has been leased to the Water Bank for the past 5 years.

A recommendation was made to the SRBA for this right within the past 5 years.

- c. If the right is from a surface water source, describe the period of the year that water is typically available to satisfy the right.

April 1 - October 31

- d. Describe any other water rights with the same purpose and place of use as the right, or portion thereof, offered for lease. Will the present place of use continue to receive water from any source? If so, describe.

Water rights 75-4199 and 75-4200 share a portion of the place of use with 75-2137, but not any part of the 26 acres that will not be irrigated.

- e. If the water right is a permit, describe the work accomplished toward developing the right.
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- f. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached.

4. REMARKS:

This lease is under the Columbia Basin Water Transactions Program. The intent of the program is to increase tributary flows for anadromous and resident fish. It is anticipated that this water will be rented by the Idaho Water Resource Board for delivery to a minimum stream flow.

5. SALE/LEASE AGREEMENT

1. The water right, or portion thereof, described above is offered to the Idaho Water Resource Board:

_____ For sale;

X For lease for a period from 01, 04, 2008 to 01, 11, 2008
(Day, month, year) (Day, month, year)

(The lease period may be shown as "indefinite", if the total duration of lease is unknown); or

_____ As a gift to the state of Idaho.

2. Show the minimum payment acceptable to the Seller/Lessor. Include the method of determining the minimum payment. The minimum payment may be shown as the "current rental rate".

See Attachment.

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner of the right may not use the right even if the right is not rented.
3. A right accepted into the bank stays in the bank until the Board releases it or until the lease term expires.
4. While a water right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

12/28/07
Date

Eub J. Stote
Thomas Kresen
Signature

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

Question 5.2 – Minimum payment acceptable to the Seller/Lessor

A rental rate of \$1850 was negotiated with the IWRB through the Columbia Basin Water Transactions Program (CBWTP). If the funds are approved by the CBWTP, total payment will be \$2055.56, which includes the rental fee of \$205.56. If the funds are not approved by the CBWTP, the water will be donated to the IWRB for rental and delivery to a minimum stream flow. The rental fee of \$205.56 will be paid by the lessor.

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ERIK F STORLIE 3217 HUMBOLDT AVE SOUTH MINNEAPOLIS, MN 55408 (612) 822-8555
Current Owner	TAMARA L KAISER 3217 HUMBOLDT AVE SOUTH MINNEAPOLIS, MN 55408 (612) 822-8555
Original Owner	W M CONKLIN 228 PAHSIMEROI RD ELLIS, ID 83235-2001 (208)876-4464
Original Owner	HELEN B MC GUIRE ELLIS, ID
Original Owner	FLORENCE A CONKLIN 228 PAHSIMEROI RD ELLIS, ID 83235-2001 (208)876-4464
Previous Owner	FRED E CRABTREE PO BOX 24 ELLIS, ID 83235 (208)926-0804

Status: Active

BIG HAT CREEK
HAT CREEK

HAT CREEK
SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.840 CFS	
	<i>Total Diversion:</i>	<i>0.840 CFS</i>	

BIG HAT CREEK LEMHI County	NE1/4NW1/4SE1/4	Sec. 8,	Twp 17N,	Rge 20E, B.M.
HAT CREEK LEMHI County	SE1/4SW1/4SW1/4	Sec. 3,	Twp 17N,	Rge 20E, B.M.

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-2137 V1

			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
17N 20E	10									9.0				17.0			10.0		36.0
17N 20E	15		6.0																6.0

Total Acres: 42

Conditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Remarks:

Comments:

Water Supply Bank:

Lessor Name: ERIK F STORLIE
 Lease Status: Application
 Lease Amount: Part
 Rental Availability: None
 Date Received: 1/24/2006
 Lease Begin Date:
 Expiration Date: