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Form 42-17a  
01/03

Water Supply Bank No \_\_\_\_\_

Water Right No 63-31950**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES****APPLICATION TO SELL OR LEASE A WATER RIGHT  
TO THE WATER SUPPLY BANK****RECEIVED**  
**JAN 21 2005**  
Department of Water ResourcesName of Seller/Lessor Anthony MillerPhone (208) 922-5779Post office address 10597 E. Kuna Mora Road, Kuna, ID 83634**1. DESCRIPTION OF WATER RIGHT**

Right evidenced by:

- a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_  
in case of \_\_\_\_\_ vs \_\_\_\_\_  
dated \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_  
(Name)  
(Name of court)
- b. License No. 63-31950 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: all cubic feet per second &/or \_\_\_\_\_  
acre-feet per annum
- b. Point of diversion: \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_  
\_\_\_\_\_ B.M. in \_\_\_\_\_ County \_\_\_\_\_  
Additional points \_\_\_\_\_

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[illegible]

Total number of acres \_\_\_\_\_

### Lessor owns land

~~Continuous use. SRBA claim pending; recent transfer 71321 approved~~

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- 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.

NA

- 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.

Place of use will not receive water from any source.

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

NA

- 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:

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## 5. SALE/LEASE AGREEMENT

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

4/1/05

(Day, month, year)

to

4/1/2010 *gdm*

(Day, month, year)

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

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"

Current rental rate

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.

Date

4/13/05

Signature

*Anthony H. Miller*

## FOR DEPARTMENT USE ONLY

Received by \_\_\_\_\_ Date \_\_\_\_\_ Preliminary check by \_\_\_\_\_

Watermaster recommendation requested on \_\_\_\_\_ Received \_\_\_\_\_

Recommended for \_\_\_\_\_ approval \_\_\_\_\_ denial \_\_\_\_\_ by \_\_\_\_\_