

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

Water Right No 37-21122

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

10 ✓  
**RECEIVED**

MAY 24 2007

DEPARTMENT OF  
WATER RESOURCES

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

Name of Seller/Lessor Christopher Mannino Phone 310-541-4189

Post office address 5206 Valley View Rd. Rancho Palos Verdes  
CA, 90275

1 DESCRIPTION OF WATER RIGHT:

Right evidenced by:

a Decree No. 37-21122 Decreed to Christopher Mannino  
(Name)  
in case of \_\_\_\_\_ vs \_\_\_\_\_  
dated \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_  
(Name of court)

b License No. 37-21122 issued by the Idaho Department of Water  
Resources.

c Permit No. 37-21122 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 1.2 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 \_\_\_\_\_

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 |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |

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 147

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.

Lessor acquired the Land and Water  
Rights through inheritance. Please  
see attached deeds.

- 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).

Enclosed are deeds, water claims and  
correspondence with IDWR over the past few  
years. At the end of 2006, IDWR recommended  
an increased allowable annual consumption  
for Right # 37-21122 from 1.17 CFS to 1.20 CFS.

- 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.

The water right provides for usage from April 15 - October 31st.

- 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 right numbers 37-21122 and 37-21121 are utilized together for the irrigation of 147 acres combined.

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

N/A

- 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:

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 June 1, 2007 to indefinite  
(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"

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

5/20/07  
Date

Chir Thi  
Signature

---

FOR DEPARTMENT USE ONLY

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

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

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



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

December 13, 2006

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

Dominic Mannino  
71-320 N Thunderbird Terrace  
Rancho Mirage, CA 92270

Dear Mr. Mannino:

As you recall, in June of 2003, you met with Vikie Hancock here in our office in Twin Falls. Ms. Hancock assisted you in generating two claims to water rights in the Snake River Basin Adjudication for water that is delivered from the Big Wood River. The claims, 37-21121 and 37-21122, were filed in July of 2003 in the name of Christopher Mannino. I have enclosed copies of these claims for your reference.

We are currently reviewing claims in the Big Wood River area and preparing recommendations for water rights that will soon be reported to the Snake River Basin Adjudication Court. During review of the two previously mentioned claims, it was discovered that the District 37 Water Master has delivery records indicating that more water is delivered under these two rights, than what was originally claimed under claims 37-21121 (1.01 cfs) and 37-21122 (1.17 cfs). I have also included a copy of the water master records showing delivery of water under right 37-478 (claim 37-21121) in the amount of 2.40 cfs and right 37-479 (claim 37-21122) in the amount of 1.20 cfs.

As we discussed during our telephone conversation, if the claims are amended to the amounts reflected in the water master records (2.40 cfs and 1.20 cfs), then these amounts can be recognized and ultimately reported to the Snake River Basin Adjudication Court, rather than the amounts that are currently claimed (1.01 cfs and 1.17 cfs). However, since the claims are currently filed in the name of Christopher Mannino, Christopher Mannino must sign any amendments to the claims.

I have enclosed two amended claims that if signed by Christopher Mannino, and notarized, and then returned to our office, would allow me to recommend larger amounts for the rights than what is currently claimed. To summarize, in order to amend the claims...

***The two enclosed amendments must be returned to our office (my attention) with Christopher Mannino's notarized signatures on both of the claims.***

Page 2  
Mannino 37-21121 & 37-21122 Letter  
December 13, 2006

As I indicated during our telephone conversation, time is of the essence, and the sooner the signed amended claims can be returned to me, the more likely the larger amounts can be recommended to the Snake River Basin Adjudication Court. If you have any questions, or if I can be of any further assistance, feel free to contact me at your convenience.

Sincerely,

A handwritten signature in black ink, appearing to read "Corey Skinner", written over the printed name.

Corey Skinner, PE  
Water Resource Engineer

Enclosures

01/06/2007

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-21122  
NAME AND ADDRESS: CHRISTOPHER MANNINO  
5206 VALLEY VIEW RD  
RANCHO PALOS VERDES CA 90275  
SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER  
QUANTITY: 1.200 CFS  
PRIORITY DATE: 06/10/1887  
POINT OF DIVERSION:  
T01N R18E S12 NENWSW Within BLAINE County  
PURPOSE AND  
PERIOD OF USE:

|               | <u>PURPOSE OF USE</u>              | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|---------------|------------------------------------|----------------------|-----------------|
|               | IRRIGATION                         | 04/15 10/31          | 1.200 CFS       |
| PLACE OF USE: | <u>IRRIGATION in BLAINE County</u> |                      |                 |
|               | T01N R18E S22 NENW 32.00           | T01N R18E S22 NWNW   | 12.00           |
|               | T01N R18E S22 SWNW 14.00           | T01N R18E S22 SENW   | 36.00           |
|               | T01N R18E S22 NESW 40.00           | T01N R18E S22 NWSW   | 13.00           |

147 ACRES TOTAL

Right Nos. 37-21121 and 37-21122 are limited to the irrigation of a combined total of 147.0 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is based on a portion of previous water right number 37-479.

02/20/2007

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-21122

NAME AND ADDRESS: CHRISTOPHER MANNINO  
5206 VALLEY VIEW RD  
RANCHO PALOS VERDES CA 90275

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 1.200 CFS

PRIORITY DATE: 06/10/1887

POINT OF

DIVERSION: 101N R18E S12 NENSW Within BLAINE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u>                            | <u>PERIOD OF USE</u> | <u>QUANTITY</u>          |
|--------------------------------------------------|----------------------|--------------------------|
| IRRIGATION                                       | 04/15 10/31          | 1.200 CFS                |
| <u>PLACE OF USE: IRRIGATION in BLAINE County</u> |                      |                          |
| 101N R18E S22                                    | NENW 32.00           | 101N R18E S22 NWNW 12.00 |
| 101N R18E S22                                    | SWNW 14.00           | 101N R18E S22 SENW 36.00 |
| 101N R18E S22                                    | NESW 40.00           | 101N R18E S22 NWSW 13.00 |
| 147 ACRES TOTAL                                  |                      |                          |

Right Nos. 37-21121 and 37-21122 are limited to the irrigation of a combined total of 147.0 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 37-479.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 37-21122  
Date Received: 6/30/2003  
Receipt No: SO 24001  
Received By: DH

COPY

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

RECEIVED  
JUL 22 2003  
Department of Water Resources  
Southern Region

1. Name of Claimant(s)

CHRISTOPHER MANNINO Phone: (208) 788-3632

PO BOX 2510  
SUN VALLEY ID USA 83353

2. Date of Priority: 06/10/1887

3. Source: BIG WOOD RIVER , BIG WOOD RIVER Trib. to: MALAD RIVER , MALAD RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 01N      | 18E   | 12      | SW SW                 | BLAINE |      |
| 01N      | 18E   | 12      | SW NW                 | BLAINE |      |

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/15 | 10/31 | 1.17   |            |

7. Total Quantity Appropriated is:  
1.17 C.F.S.

WATER MASTER  
RECORDS SHOW  
1.20 cfs under right  
37-0479

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot | Use        | Acres |
|----------|-------|---------|----------------|------------|-------|
| 01N      | 18E   | 22      | NE NW          | IRRIGATION | 40    |
|          |       |         | NW NW          | IRRIGATION | 14    |
|          |       |         | SW NW          | IRRIGATION | 40    |

NE  
NW

SW  
SW

IRRIGATION  
IRRIGATION

40  
13

Section Acres

147

Total Acres

147

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

**For Individuals:**

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Christopher J. Mann Date: 7/14/03

Date:

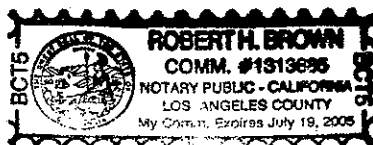
State of ~~Idaho~~ California

County of ~~Blaine~~ Los Angeles SS.

Subscribed and sworn (or affirmed) before me this  
of July 2003

Notary Public

Residing at 1379 Pashwegan SP. 90731  
My commission Expires 7/15/2005



JUNE 30, 2003

BIG WOOD ABOVE MAGIC DECREE BOOK

| DIVER NO | R | DIVER NAME | OWNER             | ST_ID   | PRIOR DATE     | INCHES | CFS  |
|----------|---|------------|-------------------|---------|----------------|--------|------|
| 49       | E | BANNON     | DOMINIC A MANNINO | 37-0478 | 06 / 10 / 1887 | 120.00 | 2.40 |
| 49       | E | BANNON     | DOMINIC A MANNINO | 37-0479 | 06 / 10 / 1887 | 60.00  | 1.20 |

2.40  
1.20

COPY

COPY

The water rights listed are shown as reflected in the Water District's records. The charges assessed by the Water District are current and our records show that the water has been diverted. This compilation is provided for your information only and is not a representation, guaranty, warranty or opinion that the water rights are valid or in effect and should not be relied upon as such.

Received from  
Lee Johnson  
January 20-03  
Chambers

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 37-21122  
Date Received: 6/30/2003  
Receipt No:  
Received By:

**AMENDED**

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CHRISTOPHER MANNINO Phone: ~~(760) 324-2224~~  
~~PO BOX 2510~~  
~~SUN VALLEY ID USA 83353~~

New address

5206 Valley View Rd.  
Rancho Palos Verdes, CA  
90275

2. Date of Priority: 06/10/1887

ph: 310-541-4189

3. Source: BIG WOOD RIVER , BIG WOOD RIVER Trib. to: MALAD RIVER , MALAD RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 Lot | County | Type |
|----------|-------|---------|--------|--------|---------|--------|------|
| 01N      | 18E   | 12      | SW     | SW     |         | BLAINE |      |
| 01N      | 18E   | 12      | SW     | NW     |         | BLAINE |      |

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/15 | 10/31 | 1.20   |            |

7. Total Quantity Appropriated is:  
1.20 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of | 1/4 Lot | Use        | Acres |
|----------|-------|---------|--------|---------|------------|-------|
| 01N      | 18E   | 22      | NE     | NW      | IRRIGATION | 40    |
|          |       |         | NW     | NW      | IRRIGATION | 14    |
|          |       |         | SW     | NW      | IRRIGATION | 40    |
|          |       |         | NE     | SW      | IRRIGATION | 40    |

NW

SW

IRRIGATION

13

Section Acres

147

Total Acres

147

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

SRBA CLAIM 37-21122 IS A PORTION OF 37-479

15. Basis of Claim: Decreed

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do \_\_\_\_\_ do not \_\_\_\_\_ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: \_\_\_\_\_

#### For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Chi Lin Date: 12/20/06

State of California )

County of RIVERSIDE ) SS.

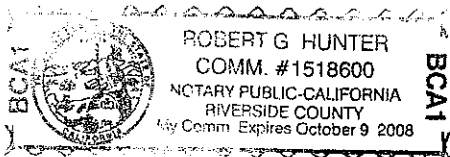
Subscribed and sworn (or affirmed) before me this 20th Day  
of December 2006

Robert G. Hunter

Notary Public

Residing at 70-235 Hwy 111 Ste C  
RANCHO MIRAGE, CA 92270

My commission Expires Oct 9, 2008



WATER DISTRICT 37 & 37M  
107 West 1st  
SHOSHONE, ID 83352  
Phone:(208)886-2451 Fax:(208)886-7930

## STATEMENT

DOMINIC MANNINO

~~P.O. BOX 2510~~

SUN VALLEY ID 83353

*P.O. Box 3315*

ACCOUNT NO.  
163

DATE  
01/25/2007

| DATE       | INVOICE NO. | DESCRIPTION      | CHARGES | CREDITS | BALANCE |
|------------|-------------|------------------|---------|---------|---------|
| 01/17/2007 | 49,07       | DECREED WATER-37 | 40.00   |         | 40.00   |

*Pl. 2-11-07*

*64,2653*

*For your  
Records*

DUE BY APRIL 1ST. INCLUDE YOUR ACCOUNT NUMBER WITH YOUR PAYMENT. PLEASE NOTIFY THIS OFFICE OF OWNERSHIP AND/OR ADDRESS CHANGES. THANK YOU!

|         |         |         |         |          |            |
|---------|---------|---------|---------|----------|------------|
| Current | 32 Days | 63 Days | 93 Days | 124 Days | AMOUNT DUE |
| 40.00   | 0.00    | 0.00    | 0.00    | 0.00     | 40.00      |