

Water Supply Bank No _____

Water Right No _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 16 2006

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

Department of Water Resources

Name of Seller/Lessor Delmy and Sean Lynn Phone (208) 461-0038

Post office address 13228 Crescent Dr, Nampa, ID 83686

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. 63-7194 issued by the Idaho Department of Water
63-32400
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: 0.067 cubic feet per second &/or
18.0 acre-feet per annum

b. Point of diversion: SW 1/4 of NE 1/4 of Section 21 Township 1N Range
1W, B.M. in ADA 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	
1N	1W	21				4													4

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 4

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.

An eight-acre portion of right 63-7194 was purchased from Ralph Mellin / Mellin Properties LP on May 17, 2006 as evidenced by the enclosed Grant Deed and Notice of Change in Water Right Ownership.

- 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)

Our understanding is that this right has been used during the last five years. IDWR has made preliminary Director's Report recommendations on this right. The right has been reviewed during recent transfer applications. A transfer seeking to move a portion of this right to our property is pending IDWR review. The attached 2004 image indicates irrigation of the designated 8-acre portion.

- 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.

We offer only a 4-acre portion for lease under this application. We understand that there are no other water rights for the same purpose and place of use. We also understand that the present place of use will be dried and no longer irrigated.

- 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:

This application seeks to lease a four-acre portion of the right for a five-year term. A second application seeks to lease the remaining four-acre portion of this right for a three-year term.

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 May 17, 2006 to December 31, 2010
(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.

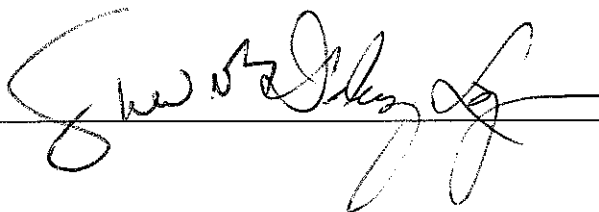
The owner/lessor acknowledges the following:

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

Date

6-8-00

Signature



FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

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1W, B.M. in ADA County
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Total number of acres 4

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

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4 REMARKS:

This application seeks to lease a four-acre portion of the right for a three-year term. A second application seeks to lease the remaining four-acre portion of this right for a five-year term.

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 May 17, 2006 to December 31, 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"

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.

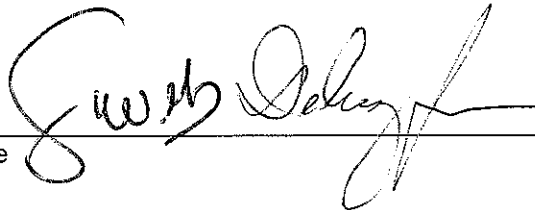
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5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

Date

6-8-06

Signature



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Recommended for _____ approval _____ denial by _____

**SPF**Water Engineering, LLC
water resource consultantsWA
RECEIVED**JUN 16 2006****DEPARTMENT OF
WATER RESOURCES**

June 14, 2006

Idaho Department of Water Resources
The Idaho Water Center
322 E Front St
Boise, ID 83720-0098

Attention: Noreen Vaughan

Subject: Applications to Lease Water Rights to the Water Supply Bank

Dear Noreen,

Enclosed on behalf of Delmy and Sean Lynn are applications to lease portions of their water right to the water supply bank. The Lynn's have purchased an eight-acre portion of water right 63-7194, which may now be identified as 63-32093. The ownership change form was submitted to Western Region; a copy is enclosed. The Lynn's propose leasing a 4-acre portion of their right to the bank through 2010, and leasing the remaining 4-acre portion to the bank through 2008.

Please let me know if you have any questions or need additional information.

Sincerely,

Scott N. King, P.E.
Senior Project Engineer

cc: Delmy & Sean Lynn

File: 430 0010