

WA
Water Supply Bank No _____

Water Right No _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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FEB 12 2007

DEPARTMENT OF
WATER RESOURCES

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

Name of Seller/Lessor Dan West, Kimberlee Jo West Phone (208) 832-2341
for Desert Farms
Post office address HC 85 Box 204 Mtn. Home ID 83617

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. _____ issued by the Idaho Department of Water
Resources.
- c Permit No. 101-7081 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: _____ cubic feet per second &/or
_____ acre-feet per annum
- b Point of diversion: NW 1/4 of NW 1/4 of Section 25 Township 4S Range
5E, B M in Elmore County.
Additional points _____

c. Place of use: NW 4 Sec 25 T4S R5E

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	
4S	5E	25					40	40	40	40									160

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 160

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

- 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).

Lessee of land worked ground and watered in 2004.
Jack Post of Mtn Home - Elmore County leased & watered -
If there is needed information, you may contact him
@ (208) 587-7197.

- 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.

n/a

- 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.

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

- 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:

We are asking to keep water in water bank to preserve our water rights. We are interested in leasing out the water rights for irrigation; the water ^{right} in the banks.

5 SALE/LEASE AGREEMENT

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

_____ For sale;

☒ For lease for a period from indefinite (unknown) to _____
(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".

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.

2-7-07
Date

Kimberlee J. West
Signature

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

FOR VALUE RECEIVED

By [Signature] Deputy
Fee \$6.00

Thomas Bruce and Gaylene Bruce, husband and wife

Do(es) hereby CONVEY, RELEASE, REMISE and FOREVER quit claim unto

Daniel West and Kimberlee West, husband and wife

Whose address is HC 85 Box 20A, Mountain Home, Idaho 83647

the following described premises situated in ELMORE County, Idaho, to wit:

Parcel 1:

Township 4 South, Range East, Boise Meridian, Elmore County, Idaho

Section 25: The Northwest 1/4

Parcel 2:

Township 4 South, Range East, Boise Meridian, Elmore County, Idaho

Section 26: Located in the E 1/2 SE 1/4 NE 1/4 of said section being more particularly described as follows:

Beginning at the East quarter corner of Section 26, T4S, R5E, B.M., Elmore County, Idaho; thence North 00°00'00" East 380.30 feet along the Section line to a point, thence continuing North 00°00'00" East 533.96 feet along the section line to a point; thence South 31°05'00" West 623.45 feet along an existing fence line to a point; thence South 90°00'00" East 321.84 feet to a point, the Real Point of Beginning.

Including a road right of way along the East side of the above described parcel and any other existing easements or rights of way.

Together with their appurtenances.

Dated: 10-17-00

[Signature]
Thomas Bruce

[Signature]
Gaylene Bruce