

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

RECEIVED

MAY 14 2007

DEPARTMENT OF  
WATER RESOURCES

Name of Seller/Lessor Scott L Carpenter Phone 657-2510

Post office address 2196 N 800 E Terreton ID 83450

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by:

31-7167A

Scott or Barbara Carpenter

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. \_\_\_\_\_ 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: 0.10 cubic feet per second &/or

17.5 acre-feet per annum

b. Point of diversion: NE  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 14 Township 07N Range

33E, B.M. in Jefferson 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 |        |
| 7N  | 33E | 14  |     |    |    |    | 5   |    |    |    |     |    |    |    |     |    |    |    | 5      |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
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|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |

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 5

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.

Water right came with purchase of  
Property

- 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).

Currently  
water used April through October

- 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

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- 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.

NO

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

N/A

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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. N.A.

4. REMARKS:

Placing Sac of right into Bank for Elmer D. Carpenter to  
rent,

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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 4/01/2007 to 11-01/2007  
(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.

4/24/07  
Date

[Signature]  
Signature

FOR DEPARTMENT USE ONLY

Received by WJM Date 5/10/2007 Preliminary check by E032871

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

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

WATER RIGHT NO. 31-7167A

**Owner Type**      **Name and Address**

Current Owner BARBARA CARPENTER

Current Owner SCOTT CARPENTER

2196 N 800 E

TERRETON, ID 83450

(208)657-2510

Priority Date: 07/01/1975

Basis: Decreed

Status: Active

**Source**      **Tributary**

GROUND WATER

**Beneficial Use** **From** **To** **Diversion Rate** **Volume**

IRRIGATION 4/01 11/01 1.56 CFS 273 AFA

Total Diversion 1.56 CFS

Location of Point(s) of Diversion:

GROUND WATER SENENW Sec 14 Township 07N Range 33E JEFFERSON County

Place(s) of use: IRRIGATION JEFFERSON County

**Township** **Range** **Section** **Lot** **Tract** **Acres** **Lot** **Tract** **Acres** **Lot** **Tract** **Acres** **Lot** **Tract** **Acres**

07N 33E 14 NENW 39 NWNW 39

Total Acres: 78

Conditions of Approval:

- THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE
1. C18 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.
  2. RIGHT NO. 31-07167B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Dates:

Licensed Date:

Decreed Date: 02/22/2002