

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK LEASE ACCEPTANCE**

This is to certify that: ALLEN R & JAQUELINE YOUNG
1543 W TABER RD
BLACKFOOT ID 83321
(208) 684-3891

have requested to lease the water right(s) listed below to the Water Supply Bank ("bank"). The Idaho Water Resource Board ("Board") being authorized to operate a bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director", "department") the acquisition of water rights for the Board's bank, agrees to lease the water rights to the bank as follows:

Summary of Water Rights or Portions Leased to the Bank

<u>Right</u>	<u>Lease Rate</u>	<u>Lease Volume</u>	<u>Acre Limit</u>	<u>Total Leased Acres</u>
35-2251	0.17 cfs	46.0 af	11.5 ac	11.5 ac
35-2252B	0.11 cfs	34.4 af	8.6 ac	8.6 ac
35-2651D	0.14 cfs	46.8 af	11.7 ac	11.7 ac
35-7772	0.06 cfs	46.8 af	11.7 ac	11.7 ac
35-7989	0.01 cfs	46.0 af	11.5 ac	11.5 ac
COMBINED LEASE TOTALS	0.49 cfs	127.2 af	31.8 ac	31.8 ac

TERM OF LEASE:

Lease Begin Date: May 23, 2006

Expiration Date: Indefinite

RENTAL AVAILABILITY:

<u>Season of Use:</u>	35-2251	04/01 to 10/31
	35-2252B	04/01 to 11/01
	35-2651D	04/01 to 10/31
	35-7772	04/01 to 11/01
	35-7989	04/01 to 11/01

MINIMUM PAYMENT ACCEPTABLE:

Current Rental Rate

Detailed Lease Acceptance attached.

Dated this 10th day of July, 20 07

for 
DAVID R. TUTHILL, JR., Director
Department of Water Resources

RELEASED
MAY 28 2012

SCANNED
JUL 13 2007

WATER RIGHT NO. 35-2251 **WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

Lessor: ALLEN R & JAQUELINE YOUNG
 1543 W TABER RD
 BLACKFOOT ID 83321
 (208) 684-3891

Priority Date: 9/15/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.17 CFS	46.0 AF
	Total:		0.17 CFS	46.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L3 (NENW) Sec. 5 Twp 02S Rge 33E BINGHAM County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	33E	5						5	8		5	7							11.5

Total Acres: 11.5

Acre Limit within Place of Use described: N/A

COMBINED LIMITS OF LEASED RIGHT:

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
35-2251, 35-7989	0.18 cfs	46.0 AF	11.5 ac

CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code

SCANNED

JUL 13 2007

**WATER RIGHT NO. 35-2251
WATER SUPPLY BANK LEASE ACCEPTANCE**

CONDITIONS OF ACCEPTANCE

4. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease
5. While a water right is in the bank, forfeiture provisions are stayed
6. Rental of water under this right is subject to the limitations and conditions of approval of the water right
7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease
8. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
9. In accordance with Sections 42-248 and 42-1409(6), Idaho Code, all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
10. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
11. When combined with all other rights, the leased rights shall provide not more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
12. Water rented from the bank under rights 35-2251 and 35-7989 from lands located in the NWNW and SWNW Section 5, T2S, R33E, B.M., is limited to irrigation of a combined total of 11.5 acres, a combined diversion rate of 0.18 cfs and a diversion volume of 46.0 af.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 10th day of July, 20 07


for DAVID R. TOTHILL, JR., Director
Department of Water Resources

SCANNED

JUL 13 2007

**WATER RIGHT NO. 35-2252B
WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

Lessor: ALLEN R & JAQUELINE YOUNG
1543 W TABER RD
BLACKFOOT ID 83321
(208) 684-3891

Priority Date: 9/15/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.11 CFS	34.4 AF
Total:			0.11 CFS	34.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSW Sec 4 Twp 02S Rge 33E BINGHAM County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	33E	4											6.6	2.0					8.6

Total Acres: 8.6

Acre Limit within Place of Use described: N/A

COMBINED LIMITS OF LEASED RIGHT:

Combined Rights
N/A

Rate
N/A

Volume
N/A

Acres
N/A

CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code.

SCANNED

JUL 13 2007

WATER RIGHT NO. 35-2252B
WATER SUPPLY BANK LEASE ACCEPTANCE

CONDITIONS OF ACCEPTANCE

- 4 A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease
- 5 While a water right is in the bank, forfeiture provisions are stayed
- 6 Rental of water under this right is subject to the limitations and conditions of approval of the water right
- 7 Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
- 8 Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process
- 9 In accordance with Sections 42-248 and 42-1409(6), Idaho Code, all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
- 10 Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance
- 11 When combined with all other rights, the leased rights shall provide not more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources

Dated this 10th day of July, 2007

for 
DAVID RUTTHILL, JR., Director
Department of Water Resources

SCANNED

JUL 13 2007

**WATER RIGHT NO. 35-2651D
WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

Lessor: ALLEN R & JAQUELINE YOUNG
1543 W TABER RD
BLACKFOOT ID 83321
(208) 684-3891

Priority Date: 3/15/1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.14 CFS	46.8 AF
Total:			0.14 CFS	46.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSE Sec 3 Twp 02S Rge 33E BINGHAM County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	33E	3									7.0	2.7	2.0						11.7

Total Acres: 11.7

Acre Limit within Place of Use described: N/A

COMBINED LIMITS OF LEASED RIGHT:

Combined Rights
35-2651D, 35-7772

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.20 cfs	46.8 AF	11.7 ac

CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code.

SCANNED

JUL 13 2007

**WATER RIGHT NO. 35-2651D
WATER SUPPLY BANK LEASE ACCEPTANCE**

CONDITIONS OF ACCEPTANCE

4. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease
5. While a water right is in the bank, forfeiture provisions are stayed.
6. Rental of water under this right is subject to the limitations and conditions of approval of the water right
7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
8. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
9. In accordance with Sections 42-248 and 42-1409(6), Idaho Code, all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
10. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance
11. When combined with all other rights, the leased rights shall provide not more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
12. Water rented from the bank under rights 35-2651D and 35-7772 from lands located in the NESW, NWSW and SWSW Section 3, T2S, R33E, B.M., is limited to irrigation of a combined total of 11.7 acres, a combined diversion rate of 0.20 cfs and a diversion volume of 46.8 af

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources

Dated this 10th day of July, 20 07

for David R. Uthill, Jr.
DAVID R. UTHILL, JR, Director
Department of Water Resources

SCANNED

JUL 13 2007

**WATER RIGHT NO. 35-7772
WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

Lessor: ALLEN R & JAQUELINE YOUNG
1543 W TABER RD
BLACKFOOT ID 83321
(208) 684-3891

Priority Date: 1/24/1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.06 CFS	46.8 AF
Total:			0.06 CFS	46.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSE Sec 3 Twp 02S Rge 33E BINGHAM County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	33E	3									5.7	4.0	2.0						11.7

Total Acres: 11.7

Acre Limit within Place of Use described: N/A

COMBINED LIMITS OF LEASED RIGHT:

Combined Rights
35-2651D, 35-7772

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.20 cfs	46.8 AF	11.7 ac

CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank
3. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code

SCANNED

JUL 13 2007

WATER RIGHT NO. 35-7772
WATER SUPPLY BANK LEASE ACCEPTANCE

CONDITIONS OF ACCEPTANCE

- 4 A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease
- 5 While a water right is in the bank, forfeiture provisions are stayed
- 6 Rental of water under this right is subject to the limitations and conditions of approval of the water right.
- 7 Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease
- 8 Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
- 9 In accordance with Sections 42-248 and 42-1409(6), Idaho Code, all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change
- 10 Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance
- 11 When combined with all other rights, the leased rights shall provide not more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above
- 12 Water rented from the bank under rights 35-2651D and 35-7772 from lands located in the NESW, NWSW and SWSW Section 3, T2S, R33E, B.M., is limited to irrigation of a combined total of 11.7 acres, a combined diversion rate of 0.20 cfs and a diversion volume of 46.8 af.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 10th day of July, 2007

for David R. Tuthill, Jr.
DAVID R. TUTHILL, JR., Director
Department of Water Resources

SCANNED

JUL 13 2007

**WATER RIGHT NO. 35-7989
WATER SUPPLY BANK LEASE ACCEPTANCE**

The water right or portion thereof leased to the bank is described as follows:

Lessor: ALLEN R & JAQUELINE YOUNG
1543 W TABER RD
BLACKFOOT ID 83321
(208) 684-3891

Priority Date: 8/22/1981

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.01 CFS	46.0 AF
Total:			0.01 CFS	46.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L3 (NENW) Sec 5 Twp 02S Rge 33E BINGHAM County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	33E	5					5.8	5.7											11.5

Total Acres: 11.5

Acre Limit within Place of Use described: N/A

COMBINED LIMITS OF LEASED RIGHT:

<u>Combined Rights</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
35-2251, 35-7989	0.18 cfs	46.0 AF	11.5 ac

CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code

SCANNED

JUL 13 2007

**WATER RIGHT NO. 35-7989
WATER SUPPLY BANK LEASE ACCEPTANCE**

CONDITIONS OF ACCEPTANCE

- 4 A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
- 5 While a water right is in the bank, forfeiture provisions are stayed.
- 6 Rental of water under this right is subject to the limitations and conditions of approval of the water right
- 7 Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease
- 8 Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
- 9 In accordance with Sections 42-248 and 42-1409(6), Idaho Code, all owners of water rights are required to notify the department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
- 10 Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance
- 11 When combined with all other rights, the leased rights shall provide not more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
- 12 Water rented from the bank under rights 35-2251 and 35-7989 from lands located in the NWNW and SWNW Section 5, T2S, R33E, B.M., is limited to irrigation of a combined total of 11.5 acres, a combined diversion rate of 0.18 cfs and a diversion volume of 46.0 af.

The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 10th day of July, 2007

for 
DAVID R. THILL, JR., Director
Department of Water Resources

SCANNED

JUL 13 2007