

Water Supply Bank No. _____

Water Right No. 57-7100

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 10 2006

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

Department of Water Resources

Name of Seller/Lessor Ted Cantrell Phone 834-2153 ^{Cell} 599-0838
Post office address 28294 River Rd Bruneau, Id 83604

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by: Water Right No. 57-7100 (see attached SRBA Decree)

- a. Decree No. _____ Decreed to _____
in case of _____ (Name)
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: 0.24 cubic feet per second &/or
_____ acre-feet per annum
- b. Point of diversion: SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 25 Township 05S Range
03E, B.M. in Owyhee 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	
05S	04E	Lot 9 30											4						4
05S	04E	Lot 8 31						8											8

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 12

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.

We purchased this property + water right in
Dec. 2001. Attached is a Tax Bill + the water right
which is in our name.

- 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).

We have rented portions of this water right
the last 2 years, also we have included last year's
pump, power bills.

- 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.

Shoo-fly Creek runs year around and water is available for the intended use of 3-15 thru 11-15

- 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 Rights 57-7051A + 2-202A are also used within our property.

- 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:

We are offering these Rights to lease to the Bank so we can rent them back, while our Transfer of these rights is being processed. This lease + rental reflects how our Transfer requests is written. We are working with Steve Hester on this Transfer.

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 2-1-06 to 12-31-06
(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.

2-9-06
Date

Ted Cantrell
Signature

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

01/03

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DEPARTMENT OF
WATER RESOURCES

Before the Idaho Water Resource Board

**APPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANK**

Applicant Ted Cantrell Phone 834-2153 / 599-0838 ^{Cell}
Address 28294 River Rd
City Bruneau State Id Zip Code 83604

A. DESCRIPTION OF WATER SOUGHT TO RENT

1. Source of water SHoo Fly Creek
tributary to Snake River
2. Maximum volume of water _____ AF.
3. Maximum rate of diversion 0.24 cfs.

B. DESCRIPTION OF USE PROPOSED

1. Nature of intended use Irrigation
2. Location of point of diversion SW 1/4 SW 1/4, Section 31,
Township 05S, Range 03E, B.M. Owyhee County.
3. Season of use: From 3-15 to 11-15
4. Description of diverting works:
Pump HP N/A Lift N/A Pump type N/A
Canal name, if appropriate Existing Check in SHoo Fly creek
5. Place of use:

- a. If water is for irrigation, describe the number of acres to be irrigated by
40-acre tract, section, township and range.

12 acres In a "permissible place of use"
see attached Description + drawing.

b. If water is not for irrigation, describe the nature of the intended use and the place of use.

N/A

6. Describe any other water rights used for the same purposes as rental water sought under this application.

Water rights 57-7051A + 2-202A are used in the same area

7. Who owns the property at the point of diversion?

Tracy Siler

8. Who owns the property at the place of use?

Ted Cantrell

9. Are you seeking a rental for more than one (1) year? no (yes or no)
If yes, for how many years? _____

10. Remarks: We are currently Transferring this water right that reflects this agreement, We are working with Steve Lester

2-9-06

Date

Ted Cantrell
Signature of Applicant

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Time _____

Published in _____ Pub. dates _____

Protests filed by _____

Hearing held by _____

Action recommended _____