

Water Supply Bank No _____

Water Right No _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

Department of Water Resources

Name of Seller/Lessor V & R Farms, L.L.C.

Phone (208) 654-2054 Post office address 715 S 750 E, Burley, ID 83318

1. DESCRIPTION OF RIGHT:

Right as evidenced by:

a. Decree No. 45-13948 Decreed to see attached decree for 45-2723 (split in tfr # 72028)
(Name)

in case of _____ vs _____

dated 05/06/2005 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: 0.65 cubic feet per second

& / or

312 acre-feet per annum

b. Point of diversion NW ¼ of SW ¼ of Section 29 Township 11S Range 24E

B.M. in Cassia County

Additional points 11S24E29NWSW

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	
11S	24E	29									26	21	36	37					120

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 120*

NOTE: *only 78 of the 97.8 acres allowed by the rights 45-13948 & 45-13950 will be available for rental. This right is in a permissible place of use with water rights 45-13950 and 45-13963.

3 ADDITIONAL INFORMATION ABOUT RIGHT, OR PORTION THEROF, 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.

See attached

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.)

Water right was decreed on 05/06/2005 as a primary ground water right. V & R Farms is currently in an agreement with the Southwest Irrigation District to utilize surface water sources prior to utilizing this right.

Under the current agreement V & R farms only utilizes this right when water from the District is not sufficient for his crops.

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.

The Place of Use will continue to receive water from the Southwest Irrigation District. The remaining portion of the right will not be leased in order to allow for temporary pumping on the described place of use if the Southwest Irrigation District does not have the volume to supply the crop demand.

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

N/A

f If the right to use 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 right is being placed into the water bank in order to protect the right from forfeiture. Once a mitigation plan for the Southwest Irrigation District is put into place this right may be included in this plan. Therefore, in order for this right to be in compliance with this before mentioned mitigation plan, the right would then be retracted from water bank at that time

