FORM 37-2

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

Ident. No. 37-21742 12/99
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Blaine County School District Phone 208-578-5000

Mailing address 118 West Bullion Street, Hailey, ID 83333

(with copy to Christian Petrich, SPF Water Engineering, LLC, 600 East River Park Lane, Ste. 105, Boise, ID 83706)

2. Source of water supply Ground water which is a tributary of NA

3. Location of point of diversion is Township 1S, Range 21E, Sec. 27, in the NW ¼, NE ¼, Govt. Lot _____, B.M., Blaine County;

additional points of diversion if any: None

4. Water will be used for the following purposes:

Amount 0.8 cfs for irrigation purposes from 4/15 to 10/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.8 cfs (cubic feet per second) and/or (b) _____ (acre feet per annum)

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source: Water from the 285-foot deep Carey High School well will be delivered through a pressurized irrigation system serving the high school property

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet

c. Well diameter is 14 inches; depth of well is 285 feet

d. Is ground water with a temperature of greater than 85°F being sought? No

e. If well is already drilled, when? 5/22/95; Drilling firm Vollmer Well Drilling

Well was drilled for (well owner) _____; Drilling Permit No. _____

7. Time required for completion of works and application of water to proposed beneficial use is 5 years (*minimum 1 year*)

8. Description of proposed uses (*if irrigation only, go to item 9*):

a. Hydropower; show total feet of head and proposed capacity in kW _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. _____

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1S	21E	27	5	7.9	6.9	2.8													22.6

Total number of acres to be irrigated 20 (within 22.6-acre permissible place of use)

10. Describe any other water rights used for the same purposes as described above. Primary irrigation water is provided by the Little Wood River Canal Company under water right No. 37-422

11. a. Who owns the property at the point of diversion? Applicant

b. Who owns the land to be irrigated or place of use? Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

12. Remarks:

The purpose of this permit application is to provide irrigation water that is supplemental to surface water irrigation under water right 37-422. This use will be mitigated by retiring the use ground water for supplemental irrigation under Water right 37-2657B. To minimize any temporary depletive impacts to the Snake River above King Hill the supplemental irrigation under this permit will be phased in based on the following schedule: 10 acres irrigated in 2006, 15 acres irrigated in 2007, and 20 acres irrigated in 2008 and thereafter (see Exhibit A).

13. **MAP OF PROPOSED PROJECT REQUIRED -** Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Signature of Applicant (and title, if applicable)

Received by J.F. Stanton Date 4-17-06 Time 10 am Preliminary check by

Fee $ 250.00 Receipted by [illegible] # 5028565 Date 4-17-06

Publication prepared by _____ Date _____ Published in

Publication approved _____ Date

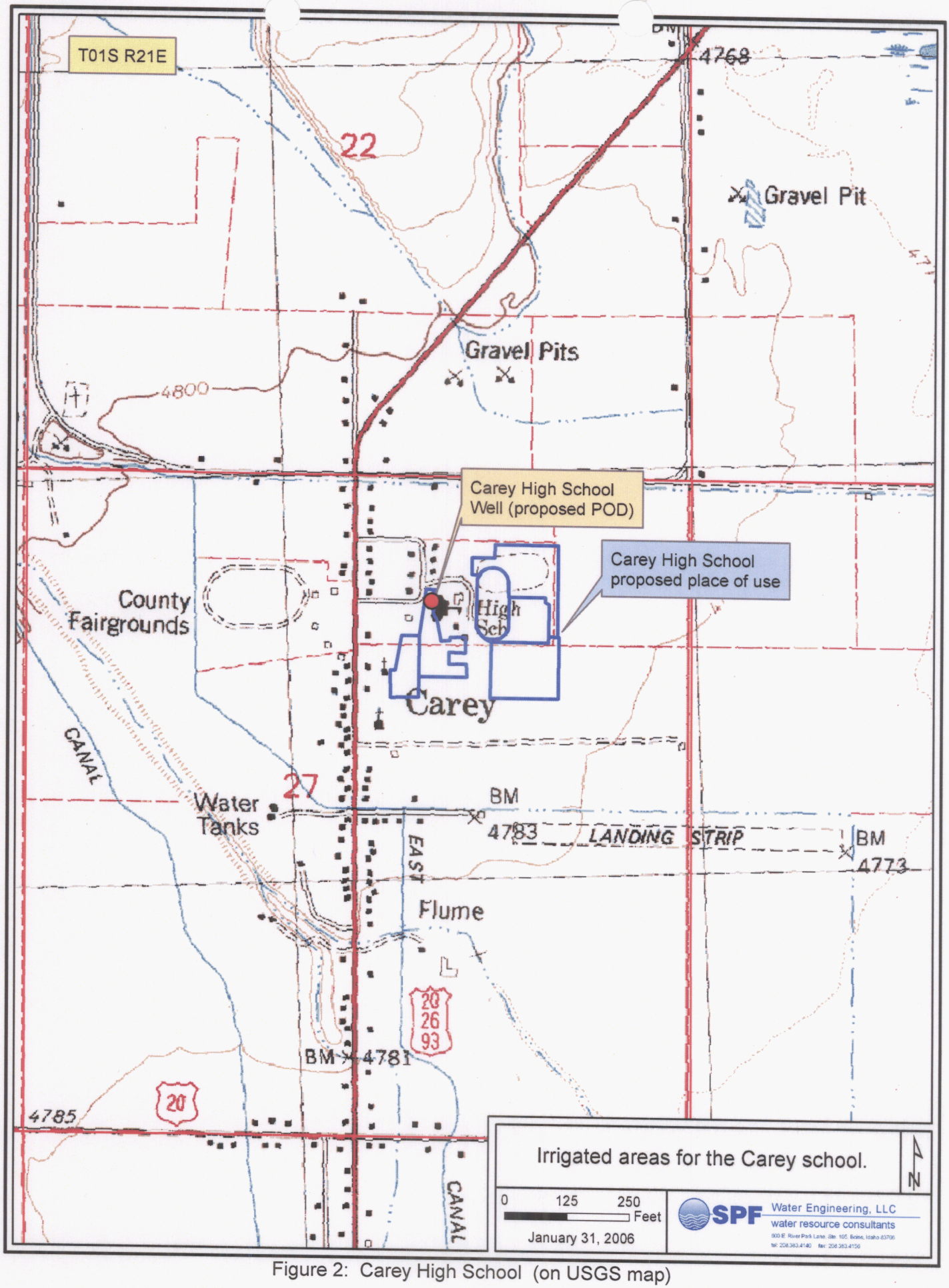


Figure 2: Carey High School (on USGS map)

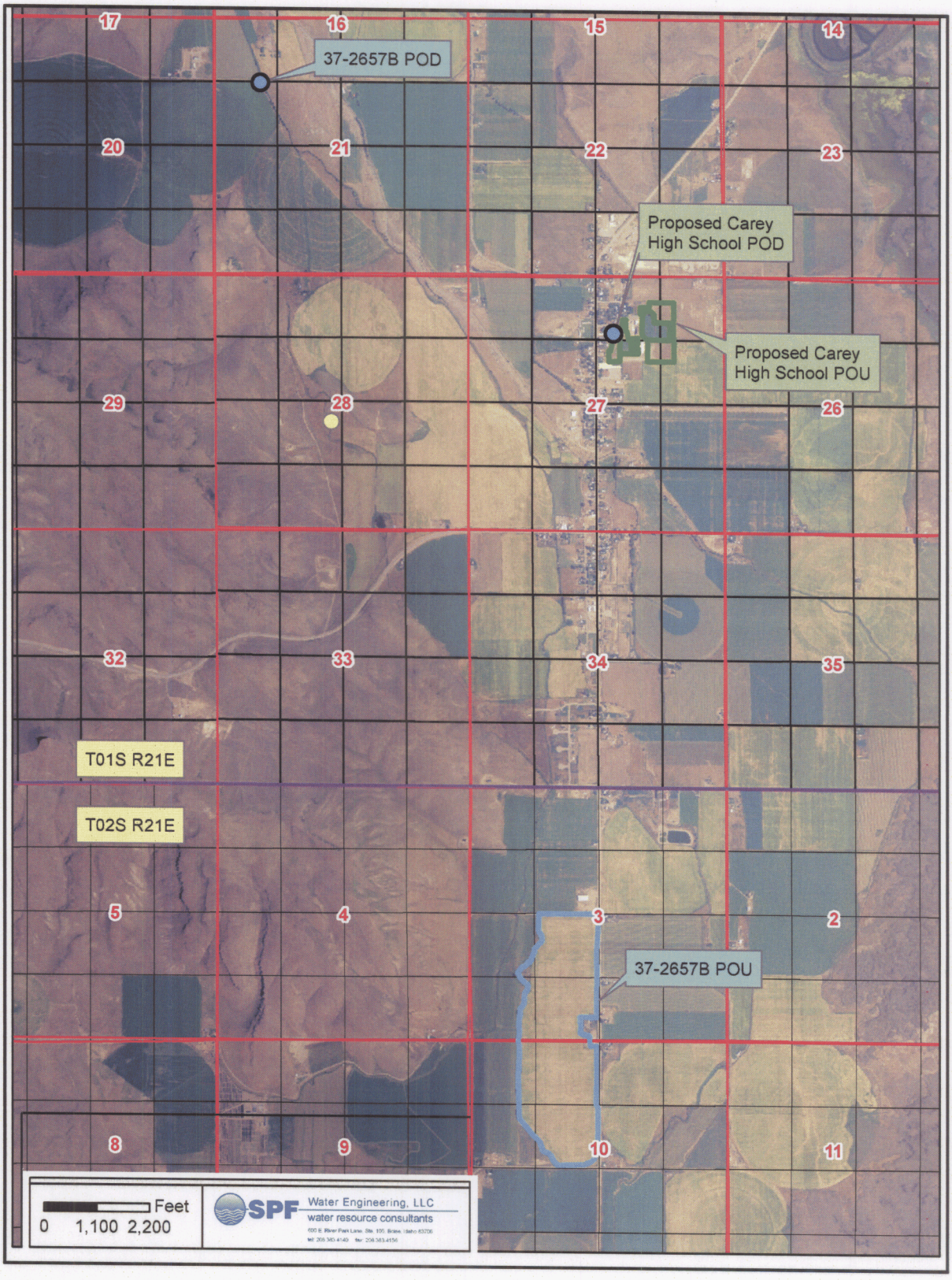
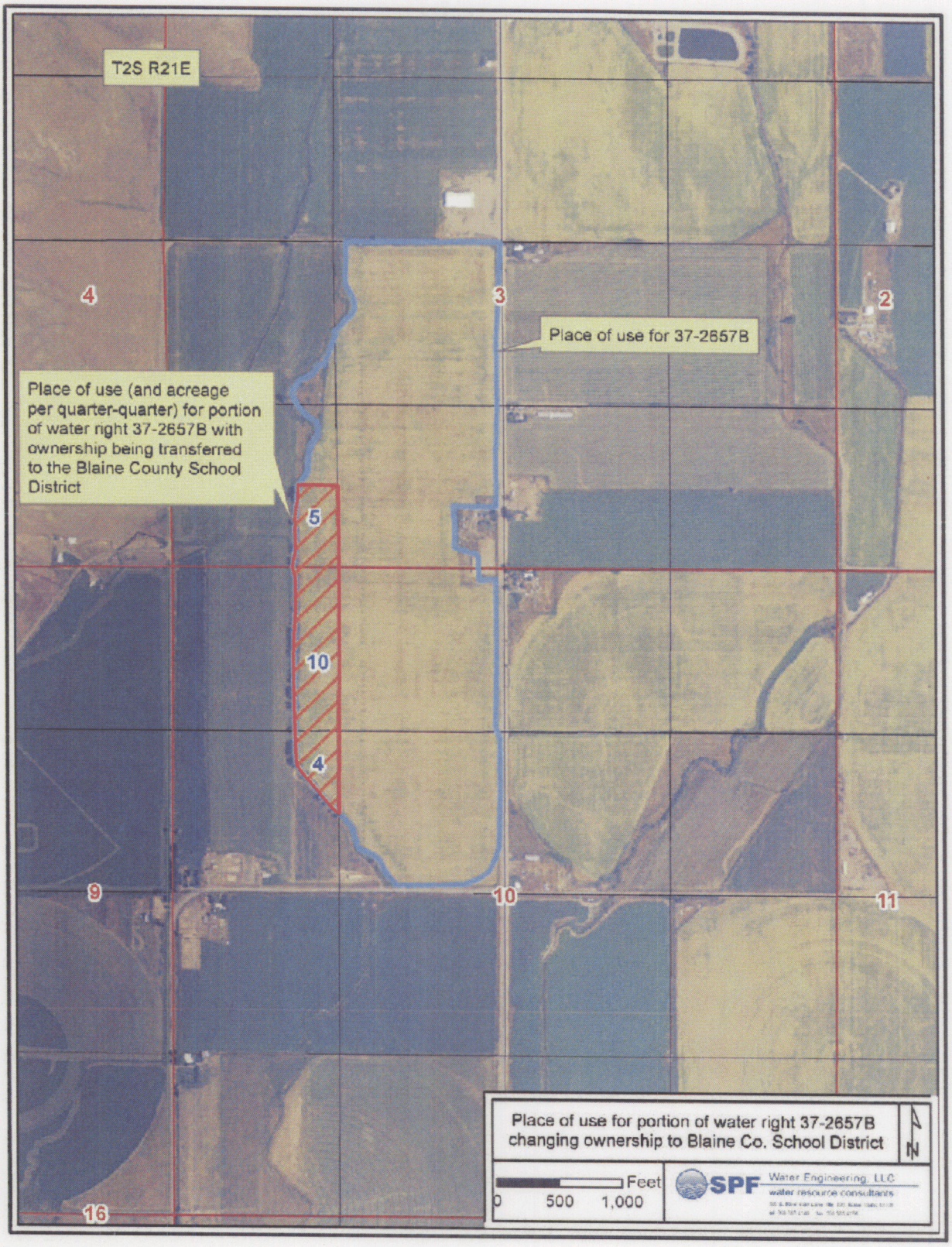


Figure 1: POD and POU for water right 37-2657B and the proposed Carey High School POU and POD.


T2S R21E
4
3
2
Place of use for 37-2657B
Place of use (and acreage per quarter-quarter) for portion of water right 37-2657B with ownership being transferred to the Blaine County School District
5
10
4
9
10
11
16
Place of use for portion of water right 37-2657B changing ownership to Blaine Co. School District
N
Feet
0
500
1,000
SPF Water Engineering, LLC
water resource consultants

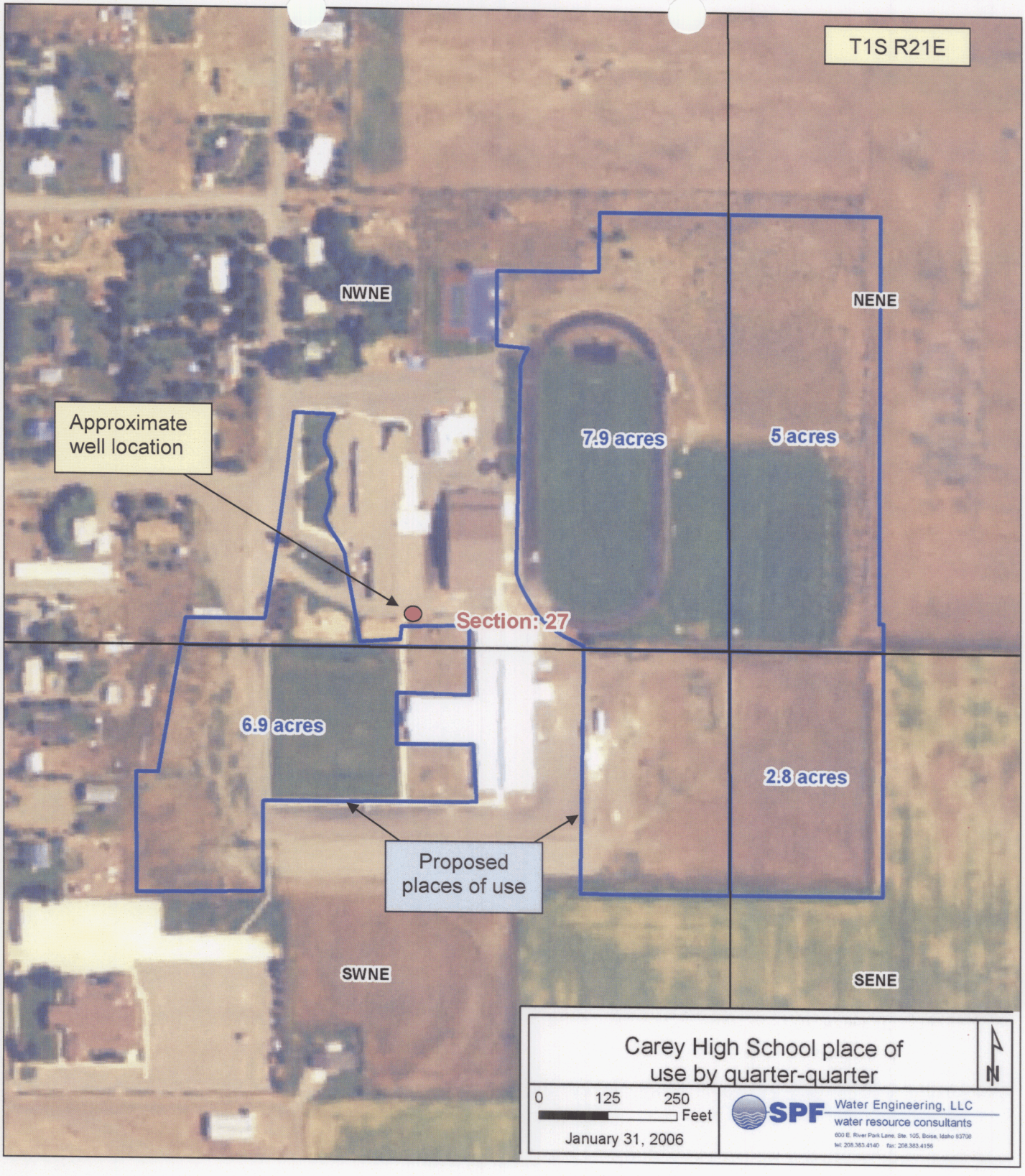


Figure 1: Area map.

Exhibit A: Narrative Description
Blaine County School District Application for Permit (Carey High School)

Background

The Blaine County School District currently irrigates the Carey High School grounds via a pressurized irrigation system using surface water delivered by the Little Wood River Canal Company under water right 37-422. The purpose of this Application for Permit is to provide supplemental irrigation of the Carey High School grounds when surface water under water right 37-422 is unavailable.

Application for Permit

The Blaine County School District requests a diversion rate of 0.8 cfs for the irrigation of 20 acres in a permissible place of use of 22.6 acres, to be withdrawn from an existing 285-foot well (originally drilled in 1995 for fire protection). The requested diversion rate (0.04 cfs per acre) will enable irrigation during nighttime periods, allowing use of sports fields during daylight hours. Elevated diversion rates for public areas have been allowed under IDWR's Application Processing Memo #60 and Adjudication Memo #44 (August 15, 1996).

Mitigation

The proposed new use will be mitigated by retiring supplemental irrigation of 20 acres under water right 37-2657B. The proposed new use at the Carey High School will be supplemental to the same surface water source as supplemental water under 37-2657B (priority date: July 21, 1961. A partial decree date was issued on December 11, 2002.

Change in Ownership

A Change in Ownership form will be filed to transfer ownership of 20 acres of supplemental irrigation under 37-2657B from Danny and Dustin Simpson to the Blaine County School District. The portion of 37-2657B owned by the Blaine County School District will be used to mitigate the proposed supplemental irrigation at the Carey High School. The Change in Ownership form will be filed contingent on the final approval of this Application for Permit by the Department. The ownership transfer document supporting the change in ownership will be a quitclaim deed as provided in the enclosed Agreement for the Purchase and Sale of Water Rights.

Verification of Non-Use

It is proposed that water right 37-2657B be conditioned with a provision that allows supplemental irrigation 149 acres within a 169-acre permissible place of use. However,

IDWR has indicated that it is difficult for IDWR to verify non-use (or use) of supplemental irrigation water using aerial photography because primary surface water makes areas appear irrigated. IDWR wishes to have a way of knowing which acreage within the 169 acres of permissible place of use under water right 37-2657B will be irrigated with supplemental irrigation water. It is proposed that Dusty and Danny Simpson initially designate a specific 149 acres of supplemental irrigation under within the proposed 169 acres of permissible place of use under water right 37-2657B. The Simpsons will retain the option of designating a different 149 acres in the future for supplemental irrigation within the 169 acres of permissible place of use. The Simpsons will notify IDWR's Southern Regional Office in writing if and when they wish to change the designated 149 acres of supplemental irrigation under water right 37-2657B.

No Enlargement

The proposed use of water right 37-2657B as mitigation for supplemental ground water use at the Carey High School does not represent an enlargement of water use. Supplemental water use under 37-2657B and the Carey High School would be supplemental to the same surface water rights. Water use would be supplemental to storage deliveries made by the Little Wood River Irrigation District (Table 1). According to Bob Simpson (Watermaster for District 37N) storage deliveries generally extend well into October. Water deliveries may be cut off in early September during extreme drought conditions.

Supplemental use by the Blaine County School District will likely be less on a per-acre basis than under water right 37-2657B. Supplemental water under water right 37-2657B has been applied as flood irrigation to the Simpson property; use in dry years would typically begin in June or July to extend storage water. Supplemental use by the Blaine County School District will be delivered via a more efficient sprinkler system.

The Blaine School District is requesting the option of occasionally irrigating the football field after the permitted season-of-use start date (April 15 under right 37-2657B) but prior to the availability of surface water through the Little Wood Canal Company. The following calculations show that the amount of water required for this use is minimal and does not represent enlargement of water right (37-2657B) being used for mitigation.

The football field encompasses approximately 3.1 acres. The average irrigation requirement (Allen and Brockway, 1983, based on data from NOAA's Picabo weather station) for the 3.1-acre football field between April 15 and May 1 (the assumed date of surface water availability), would be approximately 0.25 af (Table 2). This volume of water is approximately 2.2% of the total supplemental irrigation requirement if the typical supplemental irrigation season includes September and October (Scenario 1). This represents an approximate full-season equivalent irrigated acreage of 0.26 acres. This amount of irrigation is minimal within the context of historical use under 37-2657B and therefore does not represent enlargement.

Category	Dusty and/or Danny Simpson	Blaine County School District #1
Certificate	286	250
Place of use	Section 21 T1S R21E	Section 27 T1S R21E
"Old" storage (acre feet)	208	54
"New" storage (acre feet)	145	55
Total storage (acre feet)	353	109
Acreage	169	20
Total storage per acre (acre feet per acre)	2.08	5.45
Miner's inches of natural flow rights from Little Wood River water right 37-0421(with a priority date of April 15, 1893)	33.85	10.41
Miner's inches of natural flow rights from Little Wood River water right 37-0422 (with a priority date of September 2, 1899)	177.7	54.68
Miner's inches of natural flow rights from Little Wood River water right 37-1132 (with a priority date of May 1, 1947)	148.1	45.57

Table 1: Comparison of water delivery rates and volumes by the Little Wood River Irrigation District.

Month	Irrigation Requirement (Allen and Brockway, 1983)		Assumed Carey High School Irrigation		Irrig Req (ft/ acre/ mo)	Base (Supl Irrig Sept-Oct, no April Irrig)		Scenario 1 (Supl Irrig Sept-Oct plus April Irrig)	
	(mm/ day)	(ft/ day)	(days/ mo)	(acres)		Irrig Acres	Irrig Req (af)	Irrig Acres	Irrig Req (af)
April	0.95	0.0031	15	3.1	0.047			3.1	0.145
May	3.71	0.0122	31	20	0.377				0.00
June	5.12	0.0168	30	20	0.504				0.00
July	6.04	0.0198	31	20	0.614				0.00
August	4.86	0.0159	31	20	0.494				0.00
September	3.49	0.0115	30	20	0.344	20	6.87	20	6.87
October	1.97	0.0065	31	20	0.200	20	4.01	20	4.01
Total					2.580		10.88		11.02

	Scenario 1	
April use on 3.1 acres =	0.145	af
Total estimated irrigation use =	11.02	af
Percent supplemental irrigation represented by April use =	1.31	%
Eqivalent full-season acreage represented by April use =	0.26	acres

Table 2: Analysis of equivalent acreage represented by limited April irrigation of football field.

Potential Local Impacts on Existing Surface and Ground Water Users

Aquifers in the Carey Valley are found in alluvial sedimentary deposits and underlying basalt (Mundorff et al., 1964). Recharge in this area consists of underflow from the Little Wood River Basin and the Fish Creek Basin, infiltration from precipitation and irrigation, and seepage from surface channels.

Aquifers in the immediate vicinity of the wells used for withdrawals under water right 37-2657B (the "Benson Well") and proposed irrigation at the Carey High area are completed in coarse-grained sediments (gravels) with interbedded sand or clay zones (the wells are separated by approximately 1.7 miles – see Figure 1 on page 6). The 285-foot Benson well penetrated a total of 81 feet of gravel (characterized as gravel, pea gravel, and clean gravel) and sand. The 285-deep Carey High School well also penetrated substantial water-bearing gravel zones.

It is very unlikely that the new supplemental use at the Carey High School, mitigated by a reduction in use under water right 37-2657B, will have an impact on existing, local water users. The points of diversion are located relatively close to one another. The coarse-grained nature of aquifer sediments in this area indicate high aquifer transmissivity. The increased in use in the Carey High School well would therefore be rapidly mitigated by the decreased demand for water from the Benson Well.

Impacts on Snake River

The eastern Snake Plain Aquifer ground water rights transfer spreadsheet (Cosgrove and Johnson, 2003) was used to evaluate potential depletive effects of ground water withdrawals for 20 acres of irrigation at the Carey High School (NWNE of Section 27, T1S R21E) mitigated by cessation of 20 acres of irrigation under water right 37-2657B (NESWNW of Section 21 in T2S R21E). The following assumptions were made for this analysis:

1. Withdrawals for irrigation under 37-2657B (modeled in row 23, column 22) consisted of a 3.5 feet/acre application rate (70 acre-feet for 20 acres per season) beginning in 1961.
2. New withdrawals at the Carey High School (row 22, column 22) were assumed to begin in 2006 with 10 acres irrigated in 2006 (30 afa), 15 acres irrigated in 2007 (53 afa), and 20 acres irrigated in 2008 (70 afa).
3. Withdrawals were assumed to occur at maximum allowable annual volumes; in actuality, withdrawals will be much less because the withdrawals are supplemental to surface water from the Little Wood River Canal Company.

Impacts associated with the proposed change are shown in Figure 2 through Figure 6 (beginning on page 7). The greatest impact of the proposed mitigation was in the Milner to King Hill reach of the Snake River (Figure 5). The temporary net effect of withdrawals at the Carey High School with mitigation under 37-2657B resulted in a total net depletion

of 0.4 afa in the Milner to King Hill Reach (Figure 6). This is less than 5% of the total response on the Milner to King Hill reach prior to the proposed change.

References

Allen, R.G. and Brockway, C.E., 1983. Estimating Consumptive Irrigation Requirements for Crops in Idaho, Idaho Water Resources Research Institute (prepared for the Idaho Department of Water Resources).

Cosgrove, D.M. and Johnson, G.S., 2003. Eastern Snake Plain Aquifer Ground-Water Rights Transfer Spreadsheet, Ver. 1.3, Idaho Water Resources Research Institute, University of Idaho.

Mundorff, M.J., Crosthwaite, E.G. and Kilburn, C., 1964. Ground water for irrigation in the Snake River basin in Idaho. U. S. Geological Survey Water-Supply Paper. U. S. Geological Survey, Reston, VA, United States, 224 pp.

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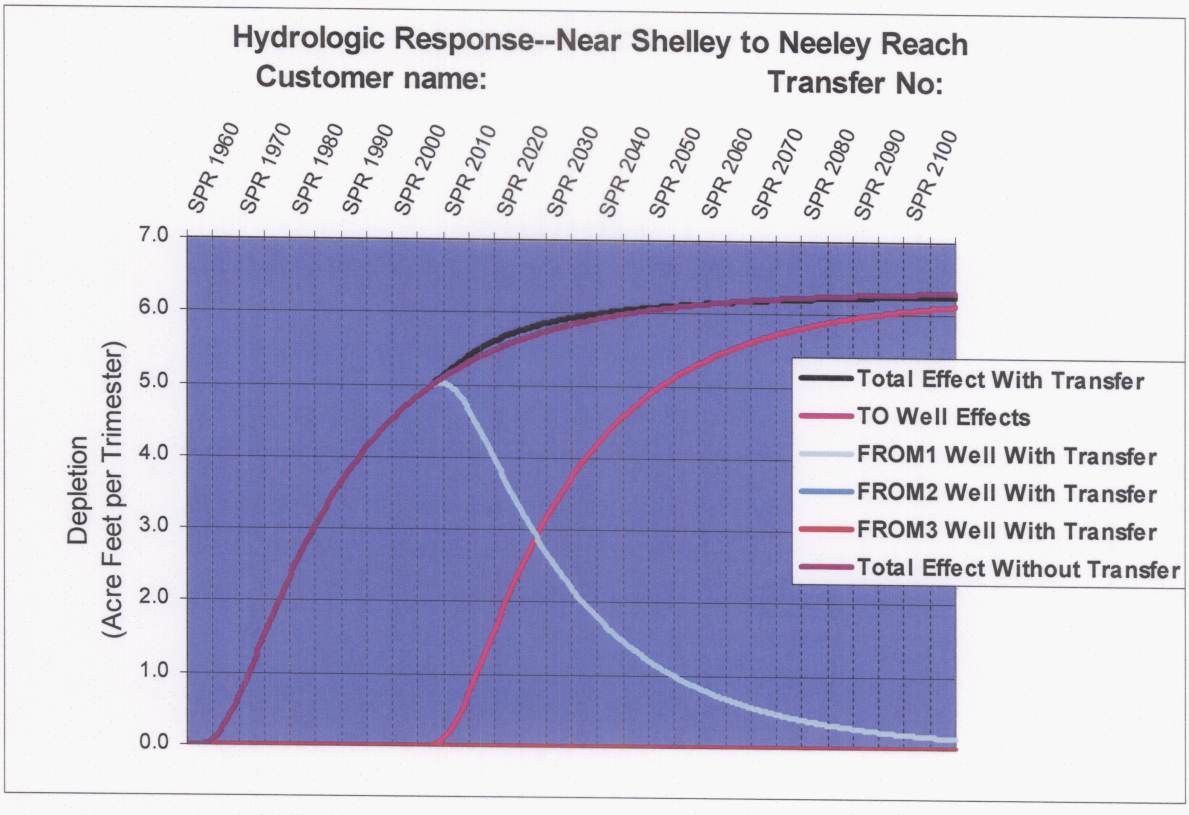


Figure 2: Hydrologic response – Shelley to Neeley.

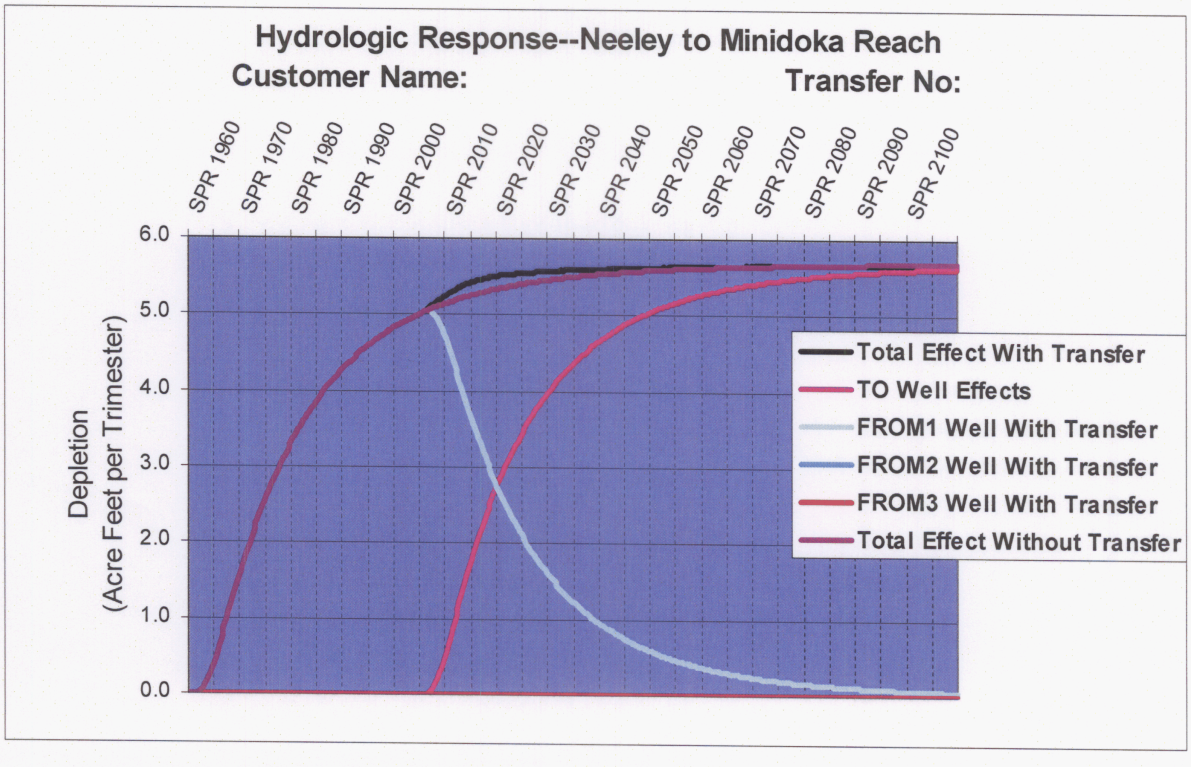


Figure 3: Hydrologic response –Neeley to Minidoka.

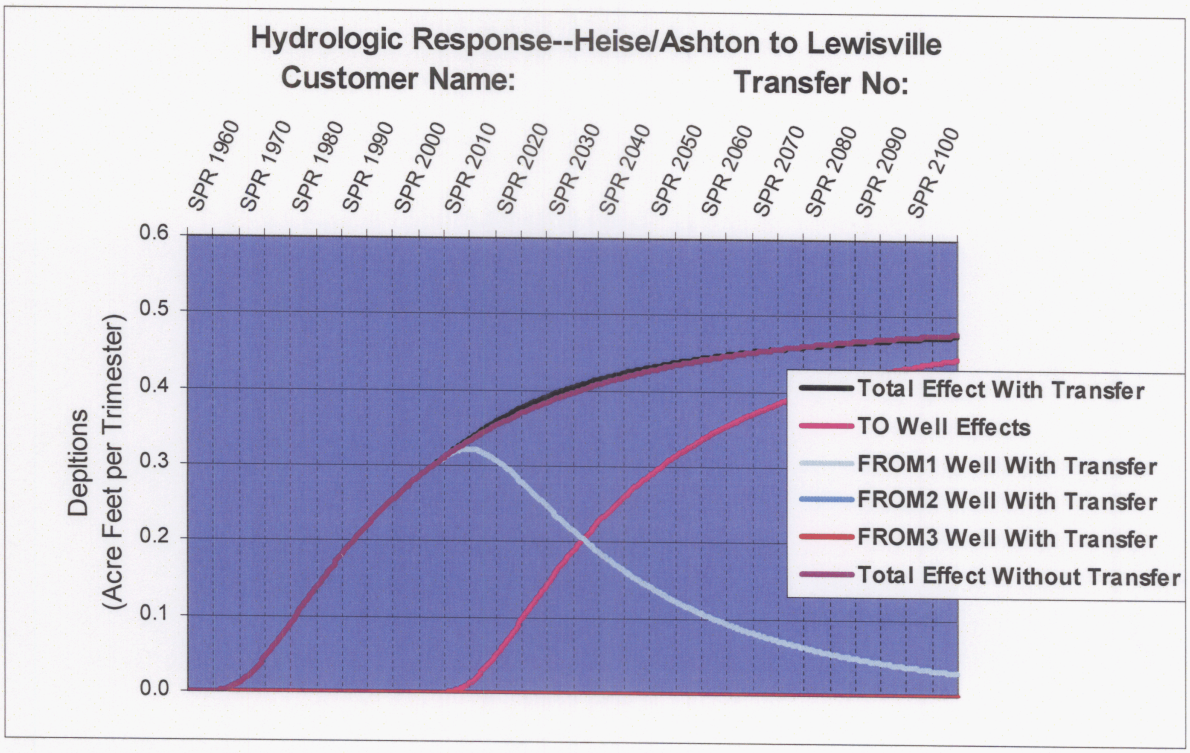


Figure 4: Hydrologic response – Heise/Ashton to Lewisville.

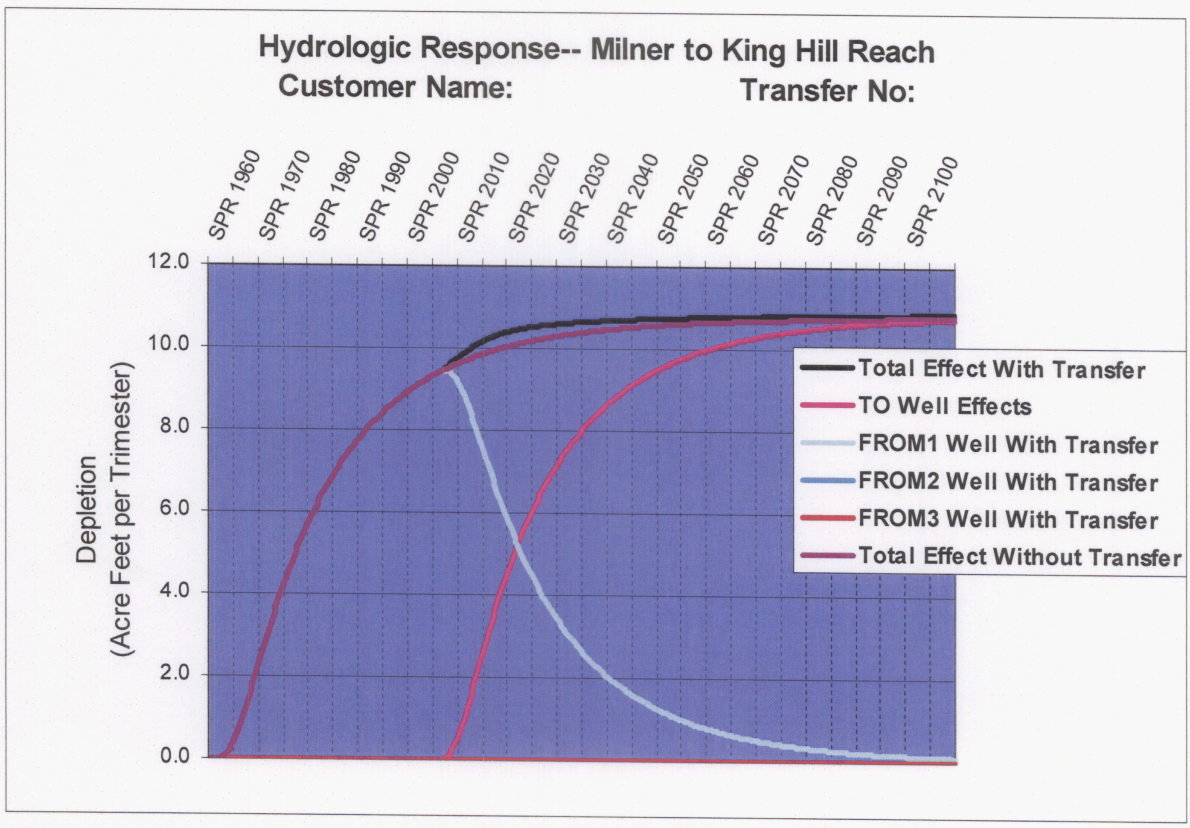


Figure 5: Hydrologic response – Milner to King Hill.

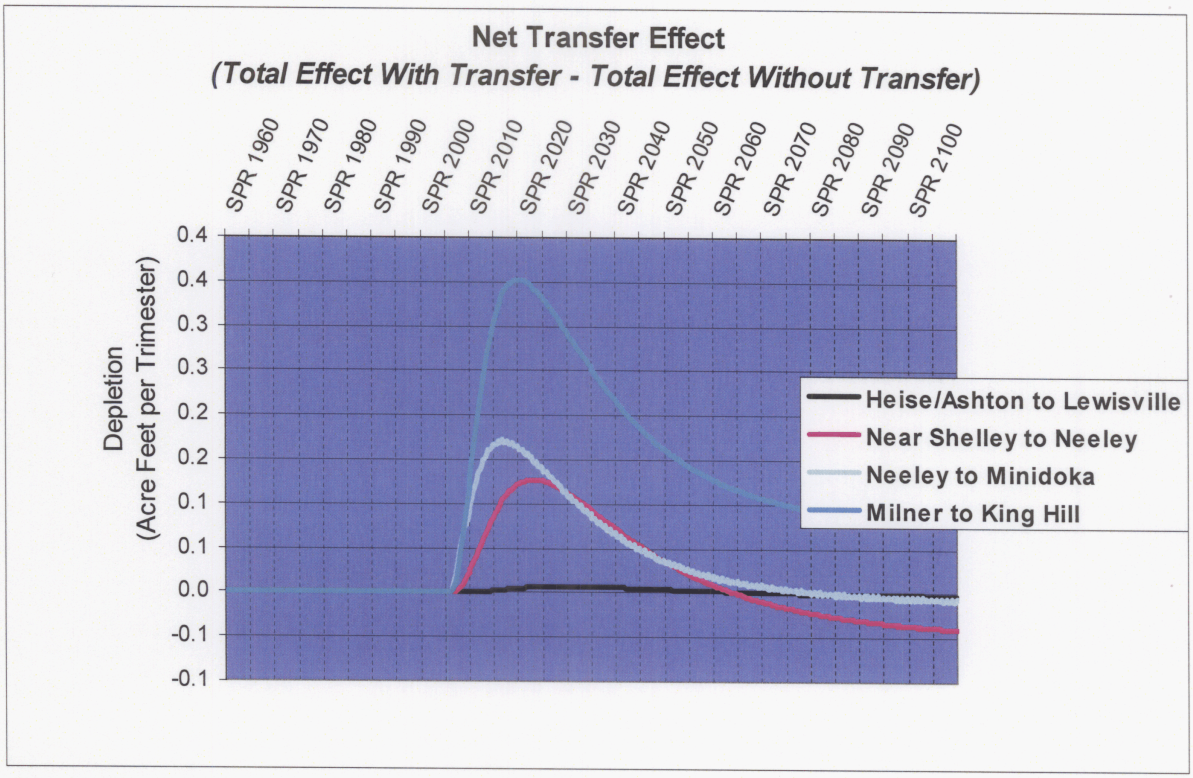


Figure 6: Hydrologic response – net transfer effect.

TRIMESTER	TO WELL	FROM1 WEL		FROM2 WELL		FROM3 WELL	
OF	Projected Use	With Transfer	Without Trans	With Transfer	Without Trans	With Transfer	Without Transfer
ACTIVITY	AF/TRIMEST	AF/TRIMEST	AF/TRIMEST	AF/TRIMEST	AF/TRIMEST	AF/TRIMEST	AF/TRIMESTER
SPR 1960	0	0	0	0	0	0	0
SUM 1960	0	0	0	0	0	0	0
WIN 1960	0	0	0	0	0	0	0
SPR 1961	0	0	0	0	0	0	0
SUM 1961	0	29	29	0	0	0	0
WIN 1961	0	0	0	0	0	0	0
SPR 1962	0	0	0	0	0	0	0
SUM 1962	0	29	29	0	0	0	0
WIN 1962	0	0	0	0	0	0	0
SPR 1963	0	0	0	0	0	0	0
SUM 1963	0	29	29	0	0	0	0
WIN 1963	0	0	0	0	0	0	0
SPR 1964	0	0	0	0	0	0	0
SUM 1964	0	29	29	0	0	0	0
WIN 1964	0	0	0	0	0	0	0
SPR 1965	0	0	0	0	0	0	0
SUM 1965	0	29	29	0	0	0	0
WIN 1965	0	0	0	0	0	0	0
SPR 1966	0	0	0	0	0	0	0
SUM 1966	0	29	29	0	0	0	0
WIN 1966	0	0	0	0	0	0	0
SPR 1967	0	0	0	0	0	0	0
SUM 1967	0	29	29	0	0	0	0
WIN 1967	0	0	0	0	0	0	0
SPR 1968	0	0	0	0	0	0	0
SUM 1968	0	29	29	0	0	0	0
WIN 1968	0	0	0	0	0	0	0
SPR 1969	0	0	0	0	0	0	0
SUM 1969	0	29	29	0	0	0	0
WIN 1969	0	0	0	0	0	0	0
SPR 1970	0	0	0	0	0	0	0
SUM 1970	0	29	29	0	0	0	0
WIN 1970	0	0	0	0	0	0	0

Transfer spreadsheet data for the Carey High S

Assumptions:
6 month irrigation season
3.5 ft/acre application rate
2.5-month average supplemental season
20 acres x (2.5mo / 6 mo) x 3.5 ft/acre = 29 A
10 acres x (2.5mo / 6 mo) x 3.5 ft/acre = 15 A
15 acres x (2.5mo / 6 mo) x 3.5 ft/acre = 22 A

C. Petrich

SPR 1971	0	0	0	0	0	0	0
SUM 1971	0	29	29	0	0	0	0
WIN 1971	0	0	0	0	0	0	0
SPR 1972	0	0	0	0	0	0	0
SUM 1972	0	29	29	0	0	0	0
WIN 1972	0	0	0	0	0	0	0
SPR 1973	0	0	0	0	0	0	0
SUM 1973	0	29	29	0	0	0	0
WIN 1973	0	0	0	0	0	0	0
SPR 1974	0	0	0	0	0	0	0
SUM 1974	0	29	29	0	0	0	0
WIN 1974	0	0	0	0	0	0	0
SPR 1975	0	0	0	0	0	0	0
SUM 1975	0	29	29	0	0	0	0
WIN 1975	0	0	0	0	0	0	0
SPR 1976	0	0	0	0	0	0	0
SUM 1976	0	29	29	0	0	0	0
WIN 1976	0	0	0	0	0	0	0
SPR 1977	0	0	0	0	0	0	0
SUM 1977	0	29	29	0	0	0	0
WIN 1977	0	0	0	0	0	0	0
SPR 1978	0	0	0	0	0	0	0
SUM 1978	0	29	29	0	0	0	0
WIN 1978	0	0	0	0	0	0	0
SPR 1979	0	0	0	0	0	0	0
SUM 1979	0	29	29	0	0	0	0
WIN 1979	0	0	0	0	0	0	0
SPR 1980	0	0	0	0	0	0	0
SUM 1980	0	29	29	0	0	0	0
WIN 1980	0	0	0	0	0	0	0
SPR 1981	0	0	0	0	0	0	0
SUM 1981	0	29	29	0	0	0	0
WIN 1981	0	0	0	0	0	0	0
SPR 1982	0	0	0	0	0	0	0
SUM 1982	0	29	29	0	0	0	0
WIN 1982	0	0	0	0	0	0	0
SPR 1983	0	0	0	0	0	0	0
SUM 1983	0	29	29	0	0	0	0
WIN 1983	0	0	0	0	0	0	0
SPR 1984	0	0	0	0	0	0	0

SUM 1984	0	29	29	0	0	0	0
WIN 1984	0	0	0	0	0	0	0
SPR 1985	0	0	0	0	0	0	0
SUM 1985	0	29	29	0	0	0	0
WIN 1985	0	0	0	0	0	0	0
SPR 1986	0	0	0	0	0	0	0
SUM 1986	0	29	29	0	0	0	0
WIN 1986	0	0	0	0	0	0	0
SPR 1987	0	0	0	0	0	0	0
SUM 1987	0	29	29	0	0	0	0
WIN 1987	0	0	0	0	0	0	0
SPR 1988	0	0	0	0	0	0	0
SUM 1988	0	29	29	0	0	0	0
WIN 1988	0	0	0	0	0	0	0
SPR 1989	0	0	0	0	0	0	0
SUM 1989	0	29	29	0	0	0	0
WIN 1989	0	0	0	0	0	0	0
SPR 1990	0	0	0	0	0	0	0
SUM 1990	0	29	29	0	0	0	0
WIN 1990	0	0	0	0	0	0	0
SPR 1991	0	0	0	0	0	0	0
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WIN 1992	0	0	0	0	0	0	0
SPR 1993	0	0	0	0	0	0	0
SUM 1993	0	29	29	0	0	0	0
WIN 1993	0	0	0	0	0	0	0
SPR 1994	0	0	0	0	0	0	0
SUM 1994	0	29	29	0	0	0	0
WIN 1994	0	0	0	0	0	0	0
SPR 1995	0	0	0	0	0	0	0
SUM 1995	0	29	29	0	0	0	0
WIN 1995	0	0	0	0	0	0	0
SPR 1996	0	0	0	0	0	0	0
SUM 1996	0	29	29	0	0	0	0
WIN 1996	0	0	0	0	0	0	0
SPR 1997	0	0	0	0	0	0	0
SUM 1997	0	29	29	0	0	0	0

WIN 1997	0	0	0	0	0	0	0
SPR 1998	0	0	0	0	0	0	0
SUM 1998	0	29	29	0	0	0	0
WIN 1998	0	0	0	0	0	0	0
SPR 1999	0	0	0	0	0	0	0
SUM 1999	0	29	29	0	0	0	0
WIN 1999	0	0	0	0	0	0	0
SPR 2000	0	0	0	0	0	0	0
SUM 2000	0	29	29	0	0	0	0
WIN 2000	0	0	0	0	0	0	0
SPR 2001	0	0	0	0	0	0	0
SUM 2001	0	29	29	0	0	0	0
WIN 2001	0	0	0	0	0	0	0
SPR 2002	0	0	0	0	0	0	0
SUM 2002	0	29	29	0	0	0	0
WIN 2002	0	0	0	0	0	0	0
SPR 2003	0	0	0	0	0	0	0
SUM 2003	0	29	29	0	0	0	0
WIN 2003	0	0	0	0	0	0	0
SPR 2004	0	0	0	0	0	0	0
SUM 2004	0	29	29	0	0	0	0
WIN 2004	0	0	0	0	0	0	0
SPR 2005	0	0	0	0	0	0	0
SUM 2005	0	29	29	0	0	0	0
WIN 2005	0	0	0	0	0	0	0
SPR 2006	0	0	0	0	0	0	0
SUM 2006	15	0	29	0	0	0	0
WIN 2006	0	0	0	0	0	0	0
SPR 2007	0	0	0	0	0	0	0
SUM 2007	22	0	29	0	0	0	0
WIN 2007	0	0	0	0	0	0	0
SPR 2008	0	0	0	0	0	0	0
SUM 2008	29	0	29	0	0	0	0
WIN 2008	0	0	0	0	0	0	0
SPR 2009	0	0	0	0	0	0	0
SUM 2009	29	0	29	0	0	0	0
WIN 2009	0	0	0	0	0	0	0
SPR 2010	0	0	0	0	0	0	0
SUM 2010	29	0	29	0	0	0	0
WIN 2010	0	0	0	0	0	0	0

SPR 2011	0	0	0	0	0	0	0
SUM 2011	29	0	29	0	0	0	0
WIN 2011	0	0	0	0	0	0	0
SPR 2012	0	0	0	0	0	0	0
SUM 2012	29	0	29	0	0	0	0
WIN 2012	0	0	0	0	0	0	0
SPR 2013	0	0	0	0	0	0	0
SUM 2013	29	0	29	0	0	0	0
WIN 2013	0	0	0	0	0	0	0
SPR 2014	0	0	0	0	0	0	0
SUM 2014	29	0	29	0	0	0	0
WIN 2014	0	0	0	0	0	0	0
SPR 2015	0	0	0	0	0	0	0
SUM 2015	29	0	29	0	0	0	0
WIN 2015	0	0	0	0	0	0	0
SPR 2016	0	0	0	0	0	0	0
SUM 2016	29	0	29	0	0	0	0
WIN 2016	0	0	0	0	0	0	0
SPR 2017	0	0	0	0	0	0	0
SUM 2017	29	0	29	0	0	0	0
WIN 2017	0	0	0	0	0	0	0
SPR 2018	0	0	0	0	0	0	0
SUM 2018	29	0	29	0	0	0	0
WIN 2018	0	0	0	0	0	0	0
SPR 2019	0	0	0	0	0	0	0
SUM 2019	29	0	29	0	0	0	0
WIN 2019	0	0	0	0	0	0	0
SPR 2020	0	0	0	0	0	0	0
SUM 2020	29	0	29	0	0	0	0
WIN 2020	0	0	0	0	0	0	0
SPR 2021	0	0	0	0	0	0	0
SUM 2021	29	0	29	0	0	0	0
WIN 2021	0	0	0	0	0	0	0
SPR 2022	0	0	0	0	0	0	0
SUM 2022	29	0	29	0	0	0	0
WIN 2022	0	0	0	0	0	0	0
SPR 2023	0	0	0	0	0	0	0
SUM 2023	29	0	29	0	0	0	0
WIN 2023	0	0	0	0	0	0	0
SPR 2024	0	0	0	0	0	0	0

SUM 2024	29	0	29	0	0	0	0
WIN 2024	0	0	0	0	0	0	0
SPR 2025	0	0	0	0	0	0	0
SUM 2025	29	0	29	0	0	0	0
WIN 2025	0	0	0	0	0	0	0
SPR 2026	0	0	0	0	0	0	0
SUM 2026	29	0	29	0	0	0	0
WIN 2026	0	0	0	0	0	0	0
SPR 2027	0	0	0	0	0	0	0
SUM 2027	29	0	29	0	0	0	0
WIN 2027	0	0	0	0	0	0	0
SPR 2028	0	0	0	0	0	0	0
SUM 2028	29	0	29	0	0	0	0
WIN 2028	0	0	0	0	0	0	0
SPR 2029	0	0	0	0	0	0	0
SUM 2029	29	0	29	0	0	0	0
WIN 2029	0	0	0	0	0	0	0
SPR 2030	0	0	0	0	0	0	0
SUM 2030	29	0	29	0	0	0	0
WIN 2030	0	0	0	0	0	0	0
SPR 2031	0	0	0	0	0	0	0
SUM 2031	29	0	29	0	0	0	0
WIN 2031	0	0	0	0	0	0	0
SPR 2032	0	0	0	0	0	0	0
SUM 2032	29	0	29	0	0	0	0
WIN 2032	0	0	0	0	0	0	0
SPR 2033	0	0	0	0	0	0	0
SUM 2033	29	0	29	0	0	0	0
WIN 2033	0	0	0	0	0	0	0
SPR 2034	0	0	0	0	0	0	0
SUM 2034	29	0	29	0	0	0	0
WIN 2034	0	0	0	0	0	0	0
SPR 2035	0	0	0	0	0	0	0
SUM 2035	29	0	29	0	0	0	0
WIN 2035	0	0	0	0	0	0	0
SPR 2036	0	0	0	0	0	0	0
SUM 2036	29	0	29	0	0	0	0
WIN 2036	0	0	0	0	0	0	0
SPR 2037	0	0	0	0	0	0	0
SUM 2037	29	0	29	0	0	0	0

WIN 2037	0	0	0	0	0	0	0
SPR 2038	0	0	0	0	0	0	0
SUM 2038	29	0	29	0	0	0	0
WIN 2038	0	0	0	0	0	0	0
SPR 2039	0	0	0	0	0	0	0
SUM 2039	29	0	29	0	0	0	0
WIN 2039	0	0	0	0	0	0	0
SPR 2040	0	0	0	0	0	0	0
SUM 2040	29	0	29	0	0	0	0
WIN 2040	0	0	0	0	0	0	0
SPR 2041	0	0	0	0	0	0	0
SUM 2041	29	0	29	0	0	0	0
WIN 2041	0	0	0	0	0	0	0
SPR 2042	0	0	0	0	0	0	0
SUM 2042	29	0	29	0	0	0	0
WIN 2042	0	0	0	0	0	0	0
SPR 2043	0	0	0	0	0	0	0
SUM 2043	29	0	29	0	0	0	0
WIN 2043	0	0	0	0	0	0	0
SPR 2044	0	0	0	0	0	0	0
SUM 2044	29	0	29	0	0	0	0
WIN 2044	0	0	0	0	0	0	0
SPR 2045	0	0	0	0	0	0	0
SUM 2045	29	0	29	0	0	0	0
WIN 2045	0	0	0	0	0	0	0
SPR 2046	0	0	0	0	0	0	0
SUM 2046	29	0	29	0	0	0	0
WIN 2046	0	0	0	0	0	0	0
SPR 2047	0	0	0	0	0	0	0
SUM 2047	29	0	29	0	0	0	0
WIN 2047	0	0	0	0	0	0	0
SPR 2048	0	0	0	0	0	0	0
SUM 2048	29	0	29	0	0	0	0
WIN 2048	0	0	0	0	0	0	0
SPR 2049	0	0	0	0	0	0	0
SUM 2049	29	0	29	0	0	0	0
WIN 2049	0	0	0	0	0	0	0
SPR 2050	0	0	0	0	0	0	0
SUM 2050	29	0	29	0	0	0	0
WIN 2050	0	0	0	0	0	0	0

SPR 2051	0	0	0	0	0	0	0
SUM 2051	29	0	29	0	0	0	0
WIN 2051	0	0	0	0	0	0	0
SPR 2052	0	0	0	0	0	0	0
SUM 2052	29	0	29	0	0	0	0
WIN 2052	0	0	0	0	0	0	0
SPR 2053	0	0	0	0	0	0	0
SUM 2053	29	0	29	0	0	0	0
WIN 2053	0	0	0	0	0	0	0
SPR 2054	0	0	0	0	0	0	0
SUM 2054	29	0	29	0	0	0	0
WIN 2054	0	0	0	0	0	0	0
SPR 2055	0	0	0	0	0	0	0
SUM 2055	29	0	29	0	0	0	0
WIN 2055	0	0	0	0	0	0	0
SPR 2056	0	0	0	0	0	0	0
SUM 2056	29	0	29	0	0	0	0
WIN 2056	0	0	0	0	0	0	0
SPR 2057	0	0	0	0	0	0	0
SUM 2057	29	0	29	0	0	0	0
WIN 2057	0	0	0	0	0	0	0
SPR 2058	0	0	0	0	0	0	0
SUM 2058	29	0	29	0	0	0	0
WIN 2058	0	0	0	0	0	0	0
SPR 2059	0	0	0	0	0	0	0
SUM 2059	29	0	29	0	0	0	0
WIN 2059	0	0	0	0	0	0	0
SPR 2060	0	0	0	0	0	0	0
SUM 2060	29	0	29	0	0	0	0
WIN 2060	0	0	0	0	0	0	0
SPR 2061	0	0	0	0	0	0	0
SUM 2061	29	0	29	0	0	0	0
WIN 2061	0	0	0	0	0	0	0
SPR 2062	0	0	0	0	0	0	0
SUM 2062	29	0	29	0	0	0	0
WIN 2062	0	0	0	0	0	0	0
SPR 2063	0	0	0	0	0	0	0
SUM 2063	29	0	29	0	0	0	0
WIN 2063	0	0	0	0	0	0	0
SPR 2064	0	0	0	0	0	0	0

SUM 2064	29	0	29	0	0	0	0
WIN 2064	0	0	0	0	0	0	0
SPR 2065	0	0	0	0	0	0	0
SUM 2065	29	0	29	0	0	0	0
WIN 2065	0	0	0	0	0	0	0
SPR 2066	0	0	0	0	0	0	0
SUM 2066	29	0	29	0	0	0	0
WIN 2066	0	0	0	0	0	0	0
SPR 2067	0	0	0	0	0	0	0
SUM 2067	29	0	29	0	0	0	0
WIN 2067	0	0	0	0	0	0	0
SPR 2068	0	0	0	0	0	0	0
SUM 2068	29	0	29	0	0	0	0
WIN 2068	0	0	0	0	0	0	0
SPR 2069	0	0	0	0	0	0	0
SUM 2069	29	0	29	0	0	0	0
WIN 2069	0	0	0	0	0	0	0
SPR 2070	0	0	0	0	0	0	0
SUM 2070	29	0	29	0	0	0	0
WIN 2070	0	0	0	0	0	0	0
SPR 2071	0	0	0	0	0	0	0
SUM 2071	29	0	29	0	0	0	0
WIN 2071	0	0	0	0	0	0	0
SPR 2072	0	0	0	0	0	0	0
SUM 2072	29	0	29	0	0	0	0
WIN 2072	0	0	0	0	0	0	0
SPR 2073	0	0	0	0	0	0	0
SUM 2073	29	0	29	0	0	0	0
WIN 2073	0	0	0	0	0	0	0
SPR 2074	0	0	0	0	0	0	0
SUM 2074	29	0	29	0	0	0	0
WIN 2074	0	0	0	0	0	0	0
SPR 2075	0	0	0	0	0	0	0
SUM 2075	29	0	29	0	0	0	0
WIN 2075	0	0	0	0	0	0	0
SPR 2076	0	0	0	0	0	0	0
SUM 2076	29	0	29	0	0	0	0
WIN 2076	0	0	0	0	0	0	0
SPR 2077	0	0	0	0	0	0	0
SUM 2077	29	0	29	0	0	0	0

WIN 2077	0	0	0	0	0	0	0
SPR 2078	0	0	0	0	0	0	0
SUM 2078	29	0	29	0	0	0	0
WIN 2078	0	0	0	0	0	0	0
SPR 2079	0	0	0	0	0	0	0
SUM 2079	29	0	29	0	0	0	0
WIN 2079	0	0	0	0	0	0	0
SPR 2080	0	0	0	0	0	0	0
SUM 2080	29	0	29	0	0	0	0
WIN 2080	0	0	0	0	0	0	0
SPR 2081	0	0	0	0	0	0	0
SUM 2081	29	0	29	0	0	0	0
WIN 2081	0	0	0	0	0	0	0
SPR 2082	0	0	0	0	0	0	0
SUM 2082	29	0	29	0	0	0	0
WIN 2082	0	0	0	0	0	0	0
SPR 2083	0	0	0	0	0	0	0
SUM 2083	29	0	29	0	0	0	0
WIN 2083	0	0	0	0	0	0	0
SPR 2084	0	0	0	0	0	0	0
SUM 2084	29	0	29	0	0	0	0
WIN 2084	0	0	0	0	0	0	0
SPR 2085	0	0	0	0	0	0	0
SUM 2085	29	0	29	0	0	0	0
WIN 2085	0	0	0	0	0	0	0
SPR 2086	0	0	0	0	0	0	0
SUM 2086	29	0	29	0	0	0	0
WIN 2086	0	0	0	0	0	0	0
SPR 2087	0	0	0	0	0	0	0
SUM 2087	29	0	29	0	0	0	0
WIN 2087	0	0	0	0	0	0	0
SPR 2088	0	0	0	0	0	0	0
SUM 2088	29	0	29	0	0	0	0
WIN 2088	0	0	0	0	0	0	0
SPR 2089	0	0	0	0	0	0	0
SUM 2089	29	0	29	0	0	0	0
WIN 2089	0	0	0	0	0	0	0
SPR 2090	0	0	0	0	0	0	0
SUM 2090	29	0	29	0	0	0	0
WIN 2090	0	0	0	0	0	0	0

SPR 2091	0	0	0	0	0	0	0
SUM 2091	29	0	29	0	0	0	0
WIN 2091	0	0	0	0	0	0	0
SPR 2092	0	0	0	0	0	0	0
SUM 2092	29	0	29	0	0	0	0
WIN 2092	0	0	0	0	0	0	0
SPR 2093	0	0	0	0	0	0	0
SUM 2093	29	0	29	0	0	0	0
WIN 2093	0	0	0	0	0	0	0
SPR 2094	0	0	0	0	0	0	0
SUM 2094	29	0	29	0	0	0	0
WIN 2094	0	0	0	0	0	0	0
SPR 2095	0	0	0	0	0	0	0
SUM 2095	29	0	29	0	0	0	0
WIN 2095	0	0	0	0	0	0	0
SPR 2096	0	0	0	0	0	0	0
SUM 2096	29	0	29	0	0	0	0
WIN 2096	0	0	0	0	0	0	0
SPR 2097	0	0	0	0	0	0	0
SUM 2097	29	0	29	0	0	0	0
WIN 2097	0	0	0	0	0	0	0
SPR 2098	0	0	0	0	0	0	0
SUM 2098	29	0	29	0	0	0	0
WIN 2098	0	0	0	0	0	0	0
SPR 2099	0	0	0	0	0	0	0
SUM 2099	29	0	29	0	0	0	0
WIN 2099	0	0	0	0	0	0	0
SPR 2100	0	0	0	0	0	0	0
SUM 2100	29	0	29	0	0	0	0
WIN 2100	0	0	0	0	0	0	0
SPR 2101	0	0	0	0	0	0	0
SUM 2101	29	0	29	0	0	0	0
WIN 2101	0	0	0	0	0	0	0
SPR 2102	0	0	0	0	0	0	0
SUM 2102	29	0	29	0	0	0	0
WIN 2102	0	0	0	0	0	0	0
SPR 2103	0	0	0	0	0	0	0
SUM 2103	29	0	29	0	0	0	0
WIN 2103	0	0	0	0	0	0	0
SPR 2104	0	0	0	0	0	0	0

SUM 2104	29	0	29	0	0	0	0
WIN 2104	0	0	0	0	0	0	0
SPR 2105	0	0	0	0	0	0	0
SUM 2105	29	0	29	0	0	0	0
WIN 2105	0	0	0	0	0	0	0
SPR 2106	0	0	0	0	0	0	0
SUM 2106	29	0	29	0	0	0	0
WIN 2106	0	0	0	0	0	0	0
SPR 2107	0	0	0	0	0	0	0
SUM 2107	29	0	29	0	0	0	0
WIN 2107	0	0	0	0	0	0	0
SPR 2108	0	0	0	0	0	0	0
SUM 2108	29	0	29	0	0	0	0
WIN 2108	0	0	0	0	0	0	0
SPR 2109	0	0	0	0	0	0	0
SUM 2109	29	0	29	0	0	0	0
WIN 2109	0	0	0	0	0	0	0

AGREEMENT FOR PURCHASE AND SALE OF WATER RIGHTS

THIS AGREEMENT is made this _____ day of February, 2006, by and between DANNY V. SIMPSON, an unmarried man, and DUSTIN J. SIMPSON, a married man dealing in his sole and separate property, P.O. Box 432, Carey, ID, 83320 (hereinafter "Sellers") and BLAINE COUNTY SCHOOL DISTRICT NO. 61, 118 W. Bullion St., Hailey, 83333 (hereinafter "Buyers").

RECITALS

A. Sellers are the owners and holders of Water Right No. 37-2657B, which entitles Sellers to irrigate one hundred sixty-nine (169) acres of land with 2.5 cubic feet per second ("cfs") of ground water, with a priority date of July 21, 1961.

B. Buyer is the owner of the following-described real property situated in Blaine County, Idaho:

SEE EXHIBIT A ATTACHED HERETO

(hereinafter referred to as the "Property").

C. Buyers desires to purchase from Sellers a portion of Water Right No. 37-2657B used to irrigate twenty (20) acres of the Sellers' property (the "Water Right"), and Sellers are willing to sell the Water Right to Buyer, subject to approval by the Idaho Department of Water Resources (hereinafter referred to as the "Department") of the Buyer's application for permit to divert ground water from a well on and to irrigate twenty (20) acres of the Property, using the Water Right for mitigation (the "Application"), and to all other terms and conditions hereinafter set forth.

TERMS AND CONDITIONS

1. INCORPORATION OF RECITALS. The Recitals set forth above are an integral part of this Agreement and are fully incorporated herein by this reference.

2. SALE. The Sellers, for and in consideration of the payments to be made and the covenants and conditions to be kept and performed by the Buyer, as hereinafter set forth, do hereby contract and agree to sell and convey to Buyer, and the Buyer does hereby agree to buy from the Sellers, the Water Right.

3. PURCHASE PRICE AND TERMS OF PAYMENT. The total purchase price of the Water Right shall be [redacted] The entire purchase price shall be paid on the Closing Date described in paragraph 7, below.

4. TITLE; QUITCLAIM DEED; ESCROW. Sellers shall transfer all of their right, title and interest in and to the Water Right to Buyer by quitclaim deed (the "Quitclaim Deed"). Upon execution of this Agreement, Sellers shall execute the Quitclaim Deed in recordable form and deliver it to the law firm of Speck & Aanestad, A Professional Corporation, to be held in escrow and not recorded unless and until the Application is approved by the Department. Buyer may submit to the Department as a part of its Application a copy of this Agreement with the purchase price redacted.

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5. APPROVAL OF APPLICATION. The Application to be filed by Buyer will propose the diversion of water for the irrigation of twenty (20) acres of the Property. This Agreement for purchase and sale of the Water Right is contingent upon and subject to approval by the Department of the Application. If the Application is not approved in its entirety, this Agreement shall become null and void and the Quitclaim Deed returned to Sellers.

6. CLOSING. The closing of this transaction and the delivery of the executed Quitclaim Deed to Buyer and the entire purchase price to Sellers shall take place at the law offices of Speck & Aanestad, A Professional Corporation, 120 East Avenue, Ketchum, Idaho, within ten (10) days of the date the final order by the Department approving the Application becomes non-appealable (the "Closing Date").

7. POSSESSION; PRORATIONS. The Buyer shall be given possession and use of the Water Right on the Closing Date. Taxes and assessments, if any, on the Water Right shall be prorated as of the Closing Date. The Sellers shall pay all such taxes and assessments which have accrued prior to the Closing Date and the Buyer shall pay for all subsequent taxes and assessments upon the Water Right.

8. NO COMMISSIONS. The parties agree that no real estate broker's or other commission shall be paid to any one as a result of the transfer and sale of the Two Acres Water Right from Sellers to Buyer pursuant to this Agreement.

9. GENERAL PROVISIONS.

a. Severance and Validity. In the event any provision of this Agreement or any part thereof shall be determined by any court of competent jurisdiction to be invalid, void, or otherwise unenforceable, the remaining provisions hereunder, or party thereof, shall remain in fully force and effect, and shall in no way be affected, impaired, or invalidated thereby, it being agreed that such remaining provision shall be construed in a manner most closely approximately the intention of the parties with respect to the invalid, void, or unenforceable provision or part thereof.

b. Attorney Fees. In the event of any suit or proceeding by either party herein against the other party, in any way arising out of this Agreement, or attempting to enforce any right herein granted, the losing party, in such suit or proceeding shall pay to the prevailing party such sum or sums as the court shall adjudge reasonable, in such suit or proceeding, for attorney's fees, including such fees on appeal, for such prevailing party.

c. Governing Law. The validity, meaning and effect of this Agreement shall be determined in accordance with the laws of the State of Idaho applicable to contracts made and performed in that state.

d. Captions to Paragraphs. The captions to the paragraphs of this Agreement are for convenience only and shall not be deemed to enlarge, diminish, explain or in any manner affect the meaning of such paragraphs.

e. Binding Contract. This Agreement shall be binding upon and inure to the benefit of the heirs, personal representative, administrators, successors, and assigns of the parties hereto.

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f. Non-Merger. This Agreement shall not be merged in the execution and delivery by the Sellers to the Buyer of the Quitclaim Deed contemplated herein. Instead, this Agreement shall remain in effect, even after closing, until all obligations created hereunder have been fully performed.

g. Notices. Except for any notice required under applicable law to be given in another manner, any notice provided for in this Agreement shall be given by either personal service or by mailing such notice by certified mail, return receipt requested, addressed as set forth in the introductory paragraph to this Agreement or at such other address as either party may designate by notice to the other party as provided herein.

IN WITNESS WHEREOF, the parties have caused their names to be subscribed on the dates set forth below.

"SELLERS"

DATE: 2-28-06

DANNY V. SIMPSON

DATE: 2/28/06

DUSTIN V. SIMPSON

"BUYER"

BLAINE COUNTY SCHOOL DISTRICT NO. 61

DATE: 21 April 2006

By:
Jim Lewis,
Superintendent of Schools

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