

**STARTING
LEFT
SIDE OF
FILE**

Before the Idaho Water Resource Board

WATER SUPPLY BANK RENTAL AGREEMENT

The Idaho Water Resource Board ("Board") being authorized to operate a Water Supply Bank ("bank") and to contract by and through the Director of the Idaho Department of Water Resources ("Director") for rental of water from the bank agrees to rent water as follows:

1. Renter: Idaho Power Company
2. Address: PO Box 70, Boise, ID 83707
3. Source of water: Snake River
4. Volume of water rented: Estimated volume of 78,759.9 af (based on total of 26,253.3 dried acres times 3.0 afa/yr).

Max rate: Estimated diversion rate of 62 cfs to 284 cfs

5. Diversion period: 2004 irrigation season
6. Use of water: Hydropower at Hells Canyon Complex
7. a) Renter's point of diversion:

Legal description: Brownlee, Oxbow, and Hells Canyon Projects

- b) Renter's place of use:

Legal description: NA

8. The right from which water will be rented is: See Attachment: Summary of Rentals

SUPPORT DATA

The U.S. Bureau of Reclamation (Reclamation) and Bonneville Power Administration agree to pay the Lessors identified on the attached list, a price per acre as specified in individual agreements between Reclamation and the Lessors (agreements). The agreements provide that one half of the estimated payment will be made on or about July 30, 2004, and one half will be after the irrigation season has ended and verification of compliance with the agreements is complete. The Idaho Department of Water Resources (IDWR) shall comply with the payment scheme specified in the individual agreements between Reclamation and the Lessors. Prior to making payment to the Lessors, IDWR will invoice Reclamation for the payment plus the associated ten percent (10%) for the Water Administration Account.

Reclamation and Bonneville Power Administration agree to use the water in compliance with the Water Supply Bank rules and in compliance with the conditions of water use shown below:

Conditions of water use under this agreement

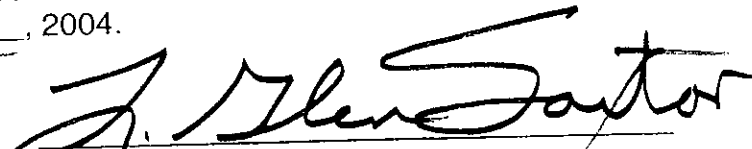
1. The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.
2. Rental of the right(s) from the bank is contingent upon a determination that the acres associated with the rental application have a valid Snake River water right(s), and that they qualify for payment as provided in Contract number 1425-04-WL-10-0023 (Contract) between Reclamation and IDWR to Implement the Rental of Water Rights Under the Pilot Program for Leasing of Snake River Natural Flow Water Rights for 2004 (Program).
3. Acceptance of a right into the bank does not confirm the validity of the right or any elements of the water right.
4. Rental of the right(s) from the bank shall be from May 1, 2004 to November 15, 2004, and the right(s) will be considered released from the bank on December 31, 2004.
5. Use of water under this agreement does not constitute a dedication of the water to renter's use and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to its original points of diversion and place of use and/or again be available to rent from the bank.
6. Renter agrees to comply with Water Supply Bank Rules while using water under this agreement.
7. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.

8. Renter acknowledges and agrees that the Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
9. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.

Dated this 24th day of July, 2004.

by 
for Idaho Power Company

Having determined that this agreement satisfies the provisions of Section 42-1763, Idaho Code, and, IDAPA 37.02.03030 (Water Supply Bank Rule 30), for the rental and use of water under the terms and conditions herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board this 23rd day of July, 2004.


for KARL J. DREHER, Director
Department of Water Resources

**2004 PILOT LEASING PROGRAM FOR LEASING OF SNAKE RIVER
NATURAL FLOW WATER RIGHTS
RENTAL OF WATER FROM THE WATER SUPPLY BANK**

SUMMARY OF RENTALS FROM THE WATER SUPPLY BANK

LESSOR	AGREEMENT BETWEEN LESSORS AND USBOF ¹			Estimated Total Payment by Reclamation	RENTED WATER RIGHT(S)
	Agreement No.	Contracted Idled Acres (ac)	Payment Rate (price/ac)		
Bell Rapids Mutual Irrigation Co.	1425-04-WL-10-00012	2405.9	\$150.00	\$360,885.00	2-10205
Bergh Farms	1425-04-WL-10-0004	477.6	\$139.50	\$66,625.20	2-2159, 2-2354, 2-7184, 2-7229, 2-7284
Clover Hollow, LLC.	1425-04-WL-10-0002	3122.4	\$139.00	\$434,013.60	2-2386, 2-2387, 2-2388, 2-7148
Dirks, Robert	1425-04-WL-10-0007	185.7	\$149.00	\$27,669.30	2-2279, 2-7012
Falcon Butte Farms, Inc.	1425-04-WL-10-0004	4072.2 197.0	\$111.50 \$134.50	\$480,546.80	2-2249, 2-2250, 2-2251, 2-2252, 2-2253, 2-2254, 2-2255, 2-2256, 2-2361, 2-7001
Farm Development Corp.	1425-04-WL-10-00013	123.6	\$150.00	\$18,540.00	2-2371, 2-2372
Grindstone Butte Mutual Canal CO	1425-04-WL-10-00011	5856.3	\$150.00	\$878,445.00	2-2262
Huey Farms, Inc.	1425-04-WL-10-0006	589.9	\$149.00	\$87,895.10	2-2361, 2-7001
Kitsos, Constantine	1425-04-WL-10-00018	52.3	\$150.00	\$7,845.00	2-2145, 2-7144
Little Valley Mutual Irrigation Company	1425-04-WL-10-00016	814.6	\$150.00	\$122,190.00	2-2443, 2-7030, 2-7068
Mills, James	1425-04-WL-10-00017	258.3	\$150.00	\$38,745.00	2-7076, 2-7132
Montierth, Herbert, Edward Ray & Susan	1425-04-WL-10-00018	729.7	\$149.00	\$108,725.30	2-2198, 2-2191
Murphy Flats Water Company, Inc.	1425-04-WL-10-00018	537.9	\$150.00	\$80,685.00	2-2361, 2-2370, 2-7001
Rosti, Martha	1425-04-WL-10-00010	111.4	\$150.00	\$16,710.00	2-2194A, 2-2194B
Sailor Creek Water Company	1425-04-WL-10-0009	870.8	\$150.00	\$130,620.00	2-2186, 2-2204, 2-2206, 2-2214, 2-2215, 2-2217, 2-2218
South Elmore Irrigation Company	1425-04-WL-10-0005	4883.9	\$140.00	\$683,746.00	2-2210, 2-2269, 2-2367
TLK Farms, Inc.	1425-04-WL-10-0003	573.4	\$140.00	\$80,276.00	2-2379
Young, Roger	1425-04-WL-10-00014	390.4	\$150.00	\$58,560.00	2-2298, 2-2376, 2-7182
TOTALS:		26253.3		\$3,682,722.30	

¹ The "Agreement" represents the Water Rental and Forbearance Agreement entered into between the United States Bureau of Reclamation (Reclamation) and the individual Lessors. The **Contracted Acres Idled** and the **Payment Rate** represent the number of acres to be idled and the payment per acre agreed upon between the Lessors and Reclamation. The **Estimated Total Payment by Reclamation** is based on the Contracted Idled acres times the Payment Rate.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 3, 2004

PALMER A BERGH
CLOVER HOLLOW COMPANY LLC
180 KINGS CT
MOUNTAIN HOME ID 83647

RE: APPLICATION TO LEASE PART OF WATER RIGHT NOS. 2-2386, 2-2387, 2-2388, and 2-7148 TO THE WATER SUPPLY BANK

Dear Mr. Bergh:

The department has conducted an initial review of Agreement No. 1425-04-WL-10-0002 (Agreement) between you and the United States Bureau of Reclamation (Reclamation) submitted to this office as an Application to Sell or Lease a Water Right to the Water Supply Bank (bank). The application was submitted in connection with the 2004 Snake River Pilot Leasing Program initiated by Reclamation.

Please consider that the offered part(s) of the water rights (rights) are accepted into the bank under the following terms:

1. Payment for rental of the right(s) from the bank is contingent upon the determination that the acres associated with the rental application have a valid Snake River water right(s), and that they qualify for payment as provided in Contract no. 1425-04-WL-10-0023 between the United States Bureau of Reclamation and the Idaho Department of Water Resources to Implement the Rental of Water Rights Under the Pilot Program for Leasing of Snake River Natural Flow Water Rights for 2004, said agreement dated June 30, 2004 (Contract).
2. While part(s) of a right is in the bank, the owner of the right may not use that part of the right.
3. While a right is in the bank, forfeiture provisions are stayed.
4. Acceptance of a right into the bank does not confirm the validity of the right or any elements of the water right.
5. The right will be considered released from the bank on December 31, 2004.

SUPPORT DATA

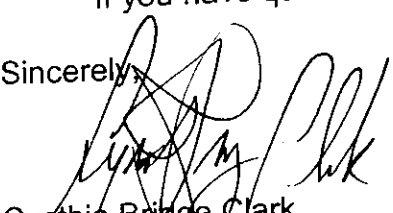
IN FILE # 2-2386

August 3, 2004
Page 2

The Agreement and Contract specify that one half of the estimated payment will be paid on or around July 30, 2004, and the second half shall be issued after the irrigation season has ended and verification of compliance with the Agreement is complete. Payment to the individual lessors will be issued at a pay rate per acre identified in the individual Agreement between Reclamation and the lessors minus ten percent (10%) to be credited to the Water Administration Account as provided in the Water Supply Bank rules. The department has invoiced Reclamation for the funds associated with the first payment as required in the Contract. A state warrant will be issued in the amount of \$195,306.12 for the first payment for rental of water from the bank in accordance with the above referenced Agreement. The Controller's office will issue the warrant directly to the address identified on the Internal Revenue Service W-9 form submitted with the application to lease water rights to the bank.

If you have questions, please feel free to contact me.

Sincerely,



Cynthia Bridge Clark
Water Allocations Bureau

c: IDWR Regional Office

E. Gail McGarry
Program Manager, Water Rights & Acquisition
Bureau of Reclamation
1150 N Curtis, Suite 100
PN 3100
Boise ID 83706-1234

PROPOSAL FOR THE SNAKE RIVER PILOT LEASING PROGRAM JAN 24 2003

Applicant Information

1. Name(s): CLOVER HOLLOW LLC

2. Mailing Address: P.O. Box 606
MTN. HOME, ID 83647
3. Daytime Phone Number: 208-587-8594
4. Fax: 208-587-6730
5. E-mail Address: pa.bergh@earthlink.net
6. Do you own all of the land you propose for the program?
☒ yes ☐ no
7. If not, do you lease the land you do not own? ☐ yes ☐ no N/A
 - a) If yes, attach documentation showing that you have a valid lease for the land. N/A
 - b) Name and address of the land owner:
N/A
 - c) Do you have the landowner's permission to lease the water into the Idaho State Water Bank? ☐ yes ☐ no N/A
 - d) If yes, attach documentation showing permission.
8. Proposed price per acre: \$ 150⁰⁰ per acre. Note that you will only receive 90% of that rate.

Information about the water right

9. Water Right Number: ALL LISTED ON ENCLOSED LIST

10. What is the basis of the water right?

☐ permit
☒ license
☐ decree

11. Have you attached a copy of the permit, license, or decree? ☒ yes

12. Have you made a claim for the water right in the Snake River Basin Adjudication (SRBA)?
☒ yes. Attach a copy of this SRBA claim.

13. Priority date: LISTED SEPARATELY

14. Number of acres authorized for irrigation under this water right: 4212 acres

15. Is the number of acres authorized for irrigation limited within a total place of use in a single irrigation season? ☒ yes ☐ no

16. How many acres authorized under this water right were irrigated during the 2002 season?

3111.1 acres

17. Were any of the proposed lands leased to the Idaho State Water Bank under Memorandum of Agreement #1425-02-MA-10-3460 between IDWR and Reclamation? ☒ yes ☐ no

18. How many acres authorized under this water right will be irrigated during the 2003 irrigation season if your application is accepted into the Program? 1699.5 acres

19. Do you propose to enter only a portion of the water right into the Program?

☒ yes ☐ no

20. Are any other water rights appurtenant to the proposed lands?

☐ yes, please list the water rights: _____

☒ no

Information about the land that will be idled

21. Number of acres you are proposing for the Program: 2512.5 acres

22. Is each tract of land you are proposing composed of 40 contiguous acres?

☒ yes ☐ no

23. Have you attached an acceptable map with the acres identified (see application instructions for types that are acceptable) with proposed lands and fields identified? ☒ yes
24. Have you enclosed the attached grid? (See #24 on the application instructions for an explanation of what must be identified.) ☐ yes
25. Have you attached documentation of use during the year 2002? (See application instructions.) ☒ yes
26. Do you plan on a cover crop on the land? ☒ yes ☐ no

By signing below, you certify that the information included in this proposal is accurate and true to the best of your knowledge.

NOTE: To support your proposal, you may be asked to provide additional information. We will notify the applicant shown above if additional information is necessary.

John Bentz
Applicant's Signature

Date: 1-24-03

John Bentz
Printed Name

BERCH FARMS LLC by David E. Berch
Applicant's Signature

Date: 1-24-03

DAVID E. BERCH
Printed Name

[Signature]
Applicant's Signature

Date: 1-24-03

Jack Post
Printed Name

Terry L. Ketterling
Applicant's Signature

Date: 1-24-03

Terry L. Ketterling
Printed Name

Legal Description Grid

Document the legal description for each proposed field clearly depicting the land by section, township, range, and quarter-quarter. Indicate any proposed fields that were not irrigated last year by placing the word “dry” in each corresponding quarter-quarter.

SEE ENCLOSED
QUAD TOPIC MAP

SCALE: 2 inches equal 1 mile. Draw plan in ink.

FARM NUMBER: 720

RM AND TRACT DETAIL LIST

DATE: 06-24-2002

Operator Name and Address ID

Original: _____

CLOVER HOLLOW CO LLC 9345

Revision: _____

PO BOX 606

MOUNTAIN HOME, ID 83647-0606

Cropland: 4,004.8

Farmland: 4,240.0

Tract Number	Field Num ID	Irr Prc	Crop	Var/ Type	Int Use	Lnd Use	Reported Acreage	Determined Acreage	O/ M	Crop Stat	Prod Share	Prod ID
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339	1									I		
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	2									I		
--	---	--	--	--	--	--	--	--	--	---	--	--

Crop Type	Prac IU	Non-Irrig	Irrigated	Crop Type	Prac IU	Non-Irrig	Irrigated
OATS	SPR I FG		236.2	SBEET	I PR		166.0

Photo Number/Legal Description: U22 R7E T4S SEC 32 R7E T5S SEC 5

Cropland:	402.2	Reported:	402.2	Difference:	.0	Reported D,S,R:	.0
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340	1	Ir	SBEET		Proces	65.00	I	1.0000	6973
	2	Ir	SBEET		Proces	136.00	I	1.0000	6973
	3	Ir	SBEET		Proces	236.00	I	1.0000	6973
	4	Ni	WHEAT	SWS	Forage	154.00	I	1.0000	6973

Crop Type	Prac IU	Non-Irrig	Irrigated	Crop Type	Prac IU	Non-Irrig	Irrigated
SBEET	I PR		437.0	WHEAT SWS	N FG		154.0

Photo Number/Legal Description: T22,U22 R7E T4S SEC 32,33

Cropland:	591.0	Reported:	591.0	Difference:	.0	Reported D,S,R:	.0
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341	1	Ni	MIXFG	ASG	Forage	40.50	I	1.0000	6973
	2	Ni	MIXFG	ASG	Forage	158.40	I	1.0000	6973
	3	Ir	SBEET		Proces	123.00	I	1.0000	6973
	4	Ir	SBEET		Proces	77.60	I	1.0000	6973

Crop Type	Prac IU	Non-Irrig	Irrigated	Crop Type	Prac IU	Non-Irrig	Irrigated
MIXFG	ASG N FG	198.9		SBEET	I PR		200.6

Photo Number/Legal Description: V21 R7E T4S SEC 21,28

Cropland:	399.5	Reported:	399.5	Difference:	.0	Reported D,S,R:	.0
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351	1						I		
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	2						I		
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BIRGH

HEL

3
1230

21 22

28

T351

720

SBLE

4 HEL

776

ASG
NI

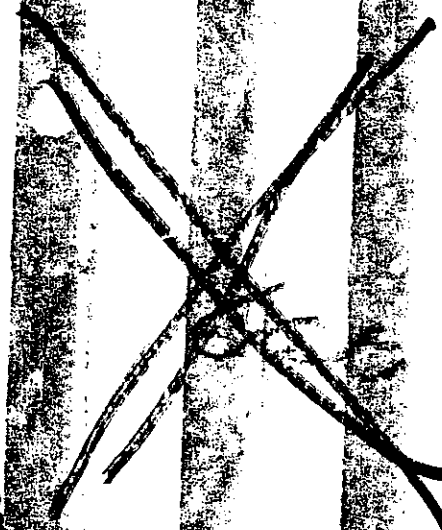
258.4 HEL

N

T346
720

40.5
H1-

2002



U-22

2002

32/33

5 HEL
167.9

1340
720

HEL
165.0

17
18

HEL
2136.0

N ↑

3 HEL
236.0

32/33

17
BLEED

SW S
NI
For

4 HEL
154.0

33

2002

John Benty

368	1	Ni	FALOW			150.60		I	1.0000	9550
	2	Ir	ALFAL			151.00		I	1.0000	9550
	3	Ir	SBEET	Proces		152.80		I	1.0000	9550
	4	Ir	SBEET	Proces		77.80		I	1.0000	9550
	5	Ir	WHEAT	SWS Grain		167.90		I	1.0000	9550
	6	Ir	SBEET	Proces		151.30		I	1.0000	9550
	7	Ni	FALOW			155.60		I	1.0000	9550
Crop Type	Prac	IU	Non-Irrig	Irrigated	Crop Type	Prac	IU	Non-Irrig	Irrigated	
ALFAL	I	NS		151.0	FALOW	N		306.2		
WHEAT SWS	I	GR		167.9						

Photo Number/Legal Description: S22,T22,U22 R7E T4S SEC 31,32,33

Reported: 1.007.0 Difference: .0 Reported D,S,R: .0

R4S7E

13 HEL BENTZ
159.1

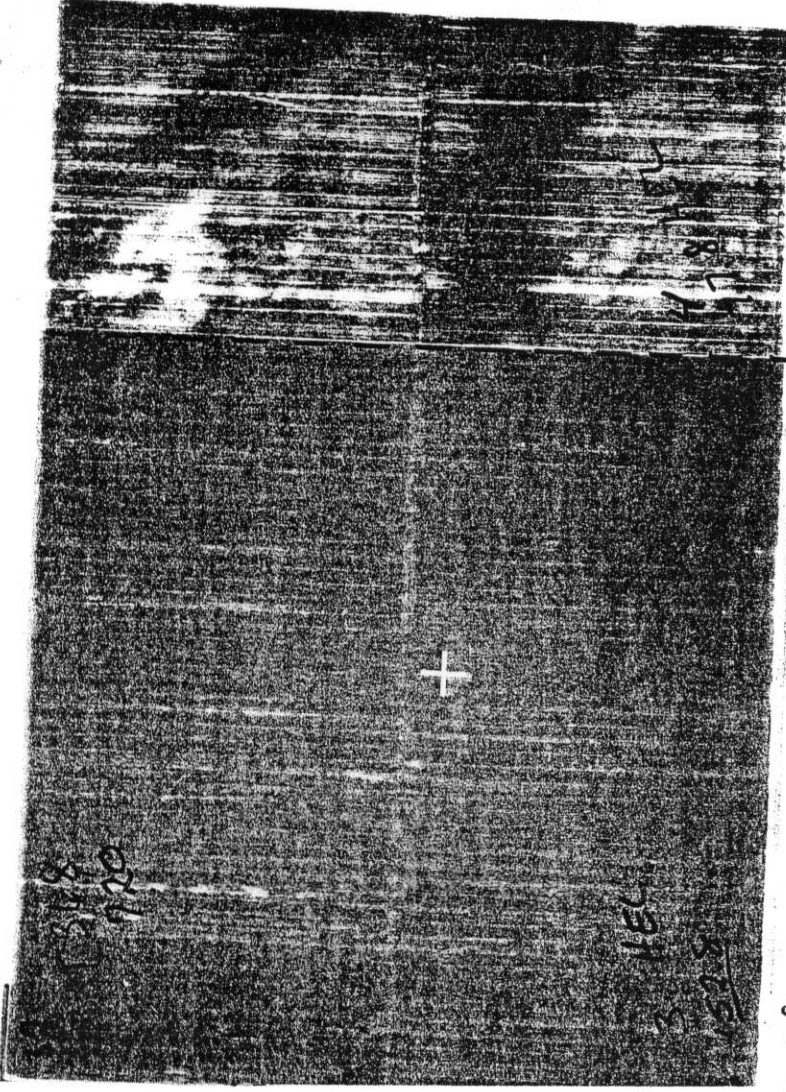
HEL
2 151.0

BENTZ



3 31

29



348
920

HEL
339
120

29 28
32 33

HEL
5 161.9



FARM NUMBER: 720

ARM AND TRACT DETAIL LIST

DATE: 06-24-2002

Operator Name and Address ID
 CLOVER HOLLOW CO LLC 9345
 PO BOX 606
 MOUNTAIN HOME, ID 83647-0606

KETELLING

Original: _____

Revision: _____

Cropland: 4,004.8

Farmland: 4,240.0

Tract Number	Field Num ID	Irr Prc	Crop	Var/ Type	Int Use	Lnd Use	Reported Acreage	Determined Acreage	O/ M	Crop Stat	Prod Share	Prod ID
339	1	Ir	OATS	SPR	Forage		236.20			I	.2500 .2500 .5000	7102 1585 8973
	2	Ir	SBEET		Proces		166.00			I	.2500 .2500 .5000	7102 1585 8973

Crop Type Prac IU Non-Irrig Irrigated Crop Type Prac IU Non-Irrig Irrigated
 OATS SPR I FG 236.2 SBEET I PR 166.0

Photo Number/Legal Description: U22 R7E T4S SEC 32 R7E T5S SEC 5

Cropland: 402.2 Reported: 402.2 Difference: .0 Reported D,S,R: .0

340	1	Ir	SBEET		Proces		65.00			I	1.0000	6973
	2	Ir	SBEET		Proces		136.00			I	1.0000	6973
	3	Ir	SBEET		Proces		236.00			I	1.0000	6973
	4	Ni	WHEAT	SWS	Forage		154.00			I	1.0000	6973

Crop Type Prac IU Non-Irrig Irrigated Crop Type Prac IU Non-Irrig Irrigated
 SBEET I PR 437.0 WHEAT SWS N FG 154.0

Photo Number/Legal Description: T22, U22 R7E T4S SEC 32, 35

Cropland: 591.0 Reported: 591.0 Difference: .0 Reported D,S,R: .0

341	1	Ni	MIXFG	ASG	Forage		40.50			I	1.0000	6973
	2	Ni	MIXFG	ASG	Forage		158.40			I	1.0000	6973
	3	Ir	SBEET		Proces		123.00			I	1.0000	6973
	4	Ir	SBEET		Proces		77.60			I	1.0000	6973

Crop Type Prac IU Non-Irrig Irrigated Crop Type Prac IU Non-Irrig Irrigated
 MIXFG ASG N FG 198.9 SBEET I PR 200.6

Photo Number/Legal Description: V21 R7E T4S SEC 21.2

Cropland: 399.5 Reported: 399.5 Difference: .0 Reported D,S,R: .0

351	1	Ir	OATS	SPR	Forage		159.30			I	.2500 .2500 .5000	7102 1585 8973
	2	Ir	SBEET		Proces		317.50			I	.2500 .2500 .5000	7102 1585 8973

FSA-578(02-01-91)

REPORT OF ACREAGE

PROGRAM YEAR 2002

FARM NUMBER: 720

FARM AND TRACT DETAIL LISTING

DATE: 06-24-2002

Tract Number	Field Num ID	Irr Prc	Crop	Var/ Type	Int Use	Lnd Use	Reported Acreage	Determined Acreage	O/ M	Crop Stat	Prod Share	Prod ID
351	3	Ir	OATS	SPR	Forage		123.00			I	.2500 .2500 .5000	7102 1585 8973

Crop Type	Prac	IU	Non-Irrig	Irrigated	Crop Type	Prac	IU	Non-Irrig	Irrigated
OATS	SPR	I	FG	282.3	SBEET	I	PR		317.5

Photo Number/Legal Description: V21 R7E T4S SEC 22.27

Cropland:	599.8	Reported:	599.8	Difference:	.0	Reported D.S.R:	.0
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167.7

T339
720



KETTERLING

3
236.0 HEL

1. H
236

32
5

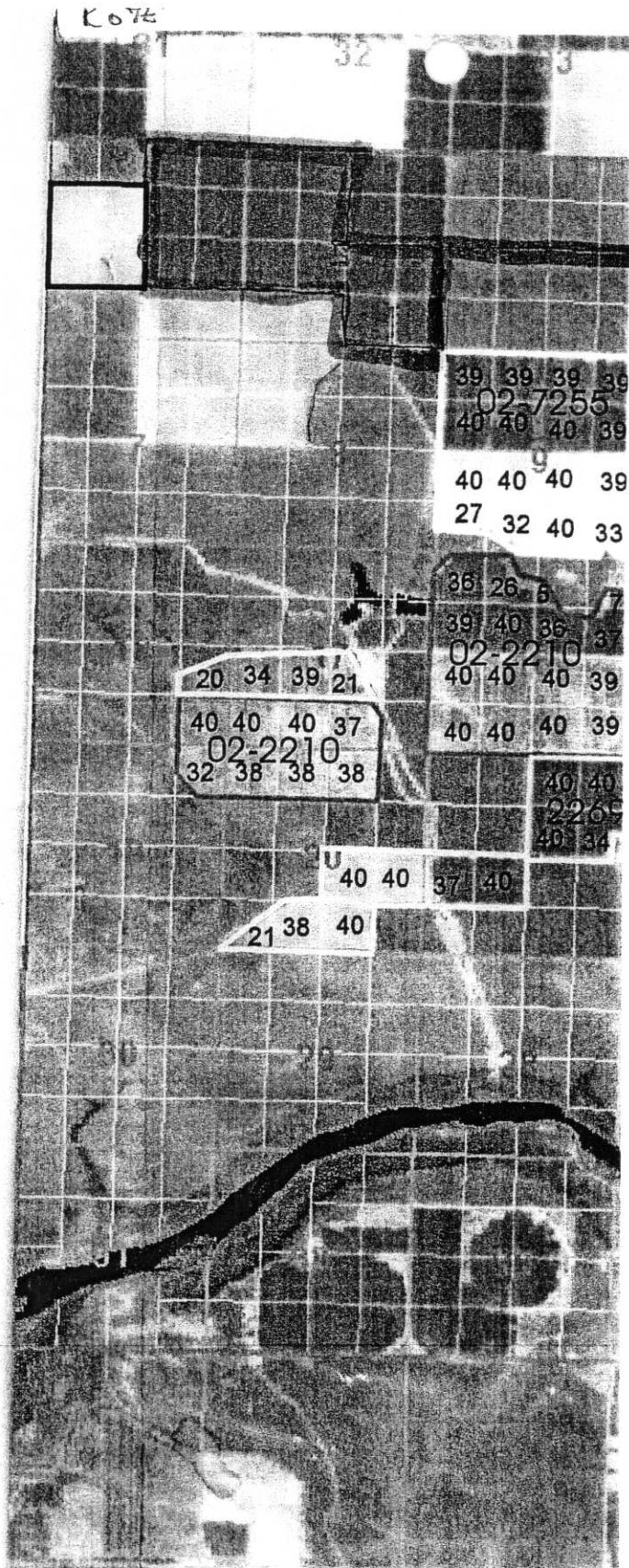
32

2002

T55 R7E

-22

1



Twp. 5S R. 7E Elmore County

Sec. 5 SW 1/4 160
 SW 1/4 NE 1/2 80
 NW 1/4 160

POST

Sec. 6 NE 1/4 160
 SE 1/4 NE 1/2 80

NOMINAL 640
 ACTUAL 586

Water Right # A02-07148
 Priority Date 7-01-1974

T4SRTE

T351
720

2002

4 HEL
77.6



N

159.3 HEL

OUT

OUT

KETTERLINE

3
123.0 HEL

2 HEL
317.5

See MAP U-22

28	27
33	34

27
34

FARM NUMBER: 720

FARM AND TRACT DETAIL LISTING

DATE: 06-24-2002

Tract Number	Field Num ID	Irr Prc	Crop	Var/ Type	Int Use	Lnd Use	Reported Acreage	Determined Acreage	O/ M	Crop Stat	Prod Share	Prod ID
351						Forage				I		
Crop Type Prac IU Non-Irrig Irrigated Crop Type Prac IU Non-Irrig Irrigated OATS SPR I FG 282.3 SBEET I PR 317.5												
Photo Number/Legal Description: V21 R7E T4S SEC 22,27												
Cropland: 599.8 Reported: 599.8 Difference: .0 Reported D,S,R: .0												
368	1	Ir	SBEET			Proces	150.60			I	1.0000	8550
	2	Ir	SBEET			Proces	150.60			I	1.0000	8550
	3	Ir	SBEET			Proces	150.60			I	1.0000	8550
	4	Ir	SBEET			Proces	150.60			I	1.0000	8550
	5	Ir	SBEET			Proces	150.60			I	1.0000	8550
	6	Ir	SBEET			Proces	150.60			I	1.0000	8550
	7	Ir	SBEET			Proces	150.60			I	1.0000	8550
Crop Type Prac IU Non-Irrig Irrigated Crop Type Prac IU Non-Irrig Irrigated ALFAL I NS 151.0 FALOW N 306.2 WHEAT SWS I GR 167.9												
Photo Number/Legal Description: S22,T22,U22 R7E T4S SEC 31,32,33												
Cropland: 1,007.0 Reported: 1,007.0 Difference: .0 Reported D,S,R: .0												
375	1	Ir	SBEET			Proces	450.50			I	.5000	8049
	2	Ir	SBEET			Proces	58.00			I	.5000	8049
	3	Ir	SBEET			Proces	347.00			I	.5000	8049
	4	Ir	SBEET			Proces	72.30			I	.5000	8049
	5	Ir	SBEET			Proces	38.20			I	.5000	8049
	6	Ir	SBEET			Proces	39.30			I	.5000	8049
Crop Type Prac IU Non-Irrig Irrigated SBEET I PR 1,005.3												
Photo Number/Legal Description: T22,T23,U22 R7E T5S SEC 5-8												
Cropland: 1,005.3 Reported: 1,005.3 Difference: .0 Reported D,S,R: .0												

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04S	07E	27	NE	NE	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	NW	NW	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	SW	SE	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	SE	NE	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	NE	NW	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	NW	NW	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	SW	NW	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	SE	NW	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	NE	SW	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	NW	SW	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	SW	SW	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	SE	SW	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	NE	SE	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	NW	SE	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	SW	SE	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	27	SE	SE	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	33	NE	NE	25.0	01	IRRIGATION	(39)	ELMORE
04S	07E	33	NW	NE	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	33	SW	NE	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	33	SE	NE	40.0	01	IRRIGATION	(39)	ELMORE
04S	07E	33	NE	SE	40.0	01	IRRIGATION	(39)	ELMORE

ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

(00-124)

Water right number - A02-02386 Prefix Translation: ADJUDICATION CLAIM

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
04S	07E	33	NW SE		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	33	SW SE		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	33	SE SE		40.0	01	IRRIGATION	(39) ELMORE

Total Acres: 945.0

- - - Diversion Means - PUMPS, CANAL

- - - Non-Irrigation Use -

- - - Other Rights for Same Use - A02-02387, 02388, 07291, 07148, A61-02176

- - - Remarks
No Remarks found.

- - - No Old Water Right Numbers Found

- - - Conditions of Approval

- - - Decree Plaintiff - - - + - - - Decree Defendant - - - + - - - Decree Date - - - +
00/00/0000

- - - Comments
No Comments Found

- - - Audit Fields - - - +
00/00/00

- - - Adjudication Rights Dates and Flags Area - - - +

Count Report Filing	-	00/00/0000	Field Inspection Made	-	00/00/0000	Civil Case Number	-	39576
Objection Filed Date	-	00/00/0000	Field Inspection Flag	-		Old Case Number	-	
Response Filed Date	-	00/00/0000	Verified Date	-	00/00/0000	Old Judicial District	-	
Claim Received Date	-	09/13/1989	Last Amended Date	-	00/00/0000	Temporary Right	-	P
			Receipt Number	-	S009154	Water District	-	
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S
			Name Connector	-		Presumption Flag	-	
				-		Notice of Error Flag	-	

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A02-02386
Date Received: 9/13/1989
Receipt No: S009154
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

208-587-7060

1. Name: CLOVER HOLLOW COMPANY LLC
Address: PO BOX 606
MOUNTAIN HOME ID 83647

2. Date of Priority: MAR 11, 1966

3. Source: SNAKE RIVER

Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	07E	28		NE	SW		ELMORE

5. Description of diverting works:
PUMPS, CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	18.900		4253.00

7. Total Quantity Appropriated is:
18.900 C.F.S. (and/or) 4253.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	07E	27	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04S	07E	27	NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	640.0
		33	NE		NE		IRR	25.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	305.0
							Total Acres	945.0

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A02-02387, 02388, 07291, 07148, A61-02176

14. Remarks:
OWNERSHIP CHANGED BY LH 6/5/97.

15. Basis of Claim: LICENSE

Water Right Number: 32782

ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

(00-124)

Water Right Number - A02-02387 Prefix Translation: ADJUDICATION CLAIM Old (D) Number - 32781
+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - +

*** C - CURRENT OWNER ***
HANCOCK JOHN
1 - MUTUAL LIFE INSURANCE CO.
2 - P.O. BOX 1087
3 -
City- TWIN FALLS State- ID Zip- 83303
Phone - 208-733-4327

+ - - - - Priority Date - - - - + + - - - - Region - - - - + + - - - - Stage - - - - + + - - - - Status - - - - +
03/11/1966 ERROR IN REGION L - LICENSE
+ - - - - Source - - - - + + - - - - Tributary - - - - +
SNAKE RIVER COLUMBIA RIVER

+ - - - - Point of Diversion - - - - +

Twn	Rng	Sec	Tract	Lot	Rflg	County
05S	07E	28	NE SW		(39)	ELMORE

+ - - - - Description Period From Period To Water Use Diversion Rate Diversion Volume
Code 01 - IRRIGATION 03/15 11/15 19.120 4302.00
+ - - - - Total Div. Rate - - - - + + - - - - Total Div. Volume - - - - + + - - - - Total Consumptive Use - - - - + + - - - - KW Usage - - - - +
19.120 4302.00 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
04S	07E	31	NE NE		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	NW NE		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	SW NE		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	SE NE		38.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	NE NW		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	NW NW		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	SW NW		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	SE NW		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	NE SW		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	NW SW		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	SW SW		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	SE SW		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	NE SE		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	NW SE		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	SW SE		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	31	SE SE		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	32	NE NW		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	32	NW NW		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	32	SW NW		39.0	01	IRRIGATION	(39) ELMORE
04S	07E	32	SE NW		40.0	01	IRRIGATION	(39) ELMORE
04S	07E	32	NE SW		40.0	01	IRRIGATION	(39) ELMORE

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A02-02387
Date Received: 9/13/1989
Receipt No: S009154
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

208-587-7060

1. Name: CLOVER HOLLOW COMPANY LLC
Address: PO BOX 606
MOUNTAIN HOME ID

83647

2. Date of Priority: MAR 11, 1966

3. Source: SNAKE RIVER

Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	07E	28		NE	SW		ELMORE

5. Description of diverting works:
PUMPS, CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	19.120		4302.00

7. Total Quantity Appropriated is:
19.120 C.F.S. (and/or) 4302.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04S	07E	31	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	38.0
			NE	NW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	07E	31	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0

Section Acres 638.0

32	NE	NW	IRR	40.0
	NW	NW	IRR	40.0
	SW	NW	IRR	39.0
	SE	NW	IRR	40.0
	NE	SW	IRR	40.0
	NW	SW	IRR	40.0
	SW	SW	IRR	40.0
	SE	SW	IRR	40.0

Section Acres 319.0 + 320

Total Acres 957.0 + 320
+ 37

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A02-02386, 02388, 07291, 07148, A61-02176

14. Remarks:

OWNERSHIP CHANGED BY LH 6/5/97.

15. Basis of Claim: LICENSE

Water Right Number: 32781

Water Right Number - A02-02388

+ + Last Name +

1 - MUTUAL LIFE INSURANCE CO.
2 - P.O. BOX 1087
3 -
City- TWIN FALLS
phone - 208-733-4327

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+ - - Priority Date - - +
                                06/17/1966
+ - - Region - - - +
ERROR IN REGION
L - LICENSE
+ - - Stage - - - +
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***** COLUMBIA RIVER *****

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ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - A02-02388 Prefix Translation: ADJUDICATION CLAIM

Tract	Sec	Rng	Lot	Acres	Place of Use Code	Description	County
05S	5	07E	NW SE	40.0	01	IRRIGATION	(39) ELMORE
05S	5	07E	SW SE	40.0	01	IRRIGATION	(39) ELMORE
05S	5	07E	SE SE	37.0	01	IRRIGATION	(39) ELMORE
				Total Acres:	957.0		
+ - - Diversion Means - PUMPS, CANAL							
+ - - Non-Irrigation Use -							
+ - - Other Rights for Same Use - A02-02386, 02387, 07148, 07291, A61-02176							
+ - - Remarks - No Remarks found.							
+ - - Old Water Right Numbers Found							
+ - - Decree Plaintiff - - - - - Decree Defendant - - - - - Decree Date - 00/00/0000							
+ - - Comments - No Comments Found							
+ - - Audit Fields - - - 00/00/00							
+ - - Adjudication Rights Dates and Flags Area - - - - - 39576							
Court Report Filing - 00/00/0000				Field Inspection Made - 00/00/0000		Civil Case Number -	
Objection Filed Date - 00/00/0000				Field Inspection Flag - 00/00/0000		Old Case Number -	
Response Filed Date - 00/00/0000				Verified Date - 00/00/0000		Old Judicial District - P	
Claim Received Date - 09/13/1989				Last Amended Date - 00/00/0000		Temporary Right -	
				Receipt Number - S009154		Water District -	
				POU Ownership Flag - Y		Federal/State Indicator - S	
				Name Connector -		Presumption Flag -	
						Notice of Error Flag -	

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A02-02388
Date Received: 9/13/1989
Receipt No: S009154
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CLOVER HOLLOW COMPANY LLC
Address: PO BOX 606
MOUNTAIN HOME ID 83647 208-587-7060

2. Date of Priority: JUN 13, 1966

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	07E	28	NE	SW			ELMORE

5. Description of diverting works:
PUMPS, CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	19.080		4293.00

7. Total Quantity Appropriated is:
19.080 C.F.S. (and/or) 4293.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	07E	32	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	07E	32	NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	320.0
		33	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
						Section Acres	320.0
05S	07E	5	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	37.0
						Section Acres	317.0
						Total Acres	957.0

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A02-02386, 02387, 07148, 07291, A61-02176

14. Remarks:
OWNERSHIP CHANGED BY LH 6/9/97.

15. Basis of Claim: LICENSE

Water Right Number: 32782

ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

ADJUDICATOR
(00-124)

Water Right Number - A02-07148 Prefix Translation: ADJUDICATION CLAIM Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - - +
*** C - CURRENT OWNER *** JOHN 1 - MUTUAL LIFE INSURANCE CO.
HANCOCK 2 - P.O. BOX 1087
3 - City- TWIN FALLS State- ID Zip- 83303
Phone - 208-733-4327
+ - - Priority Date - - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
07/01/1974 ERROR IN REGION L - LICENSE
+ - - Source - - - - - + + - - Tributary - - - - - +
SNAKE RIVER COLUMBIA RIVER
+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County Diversion Rate Diversion Volume
05S 07E 28 NE SW (39) ELMORE
+ - - Description Period From Period To Water Use Diversion Rate Diversion Volume
Code 01 - IRRIGATION 04/01 10/15 19.200 4320.00
+ - - Total Div. Rate - - + + - - Total Div. Volume - - + + - - Total Consumptive Use - - + + - - KW Usage - - +
19.200 4320.00 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
05S	07E	5	NE NW		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	5	NW NW		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	5	SW NW		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	5	SE NW		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	5	NE SW		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	5	NW SW		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	5	SW SW		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	5	SE SW		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	6	NE NE		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	6	NW NE		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	6	SW NE		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	6	SE NE		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	6	NE SE		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	6	NW SE		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	6	SW SE		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	6	SE SE		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	7	NE NE		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	7	SW NE		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	7	SE NE		40.0		01	IRRIGATION	(39) ELMORE
05S	07E	8	NE NW		40.0		01	IRRIGATION	(39) ELMORE

ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

ADJUDICATION
(00-124)

Prefix Translation: ADJUDICATION CLAIM

Water right number - A02-07148

Twn		Rng	Sec	Tract	Lot	Acres	Code	Description	County
05S	07E	8	NW NW			40.0	01	IRRIGATION	(39) ELMORE
05S	07E	8	SW NW			40.0	01	IRRIGATION	(39) ELMORE
05S	07E	8	SE NW			40.0	01	IRRIGATION	(39) ELMORE

Total Acres: 960.0

- - - Diversion Means - PUMPS, CANAL

- - - Non-Irrigation Use -

- - - Other Rights for Same Use - A02-02386, 02387, 02388, 07291, A61-02176

- - - Remarks -
No Remarks found.

- - - Old Water Right Numbers Found

- - - Conditions of Approval

- - - Decree Plaintiff - - - + - - - Decree Defendant - - - + - - - Decree Date - - - +
00/00/0000

- - - Comments -
No Comments Found

- - - Audit Fields - - - +
00/00/00

Adjudication Rights Dates and Flags Area									
Court Report Filing	-	00/00/0000	Field Inspection Made	-	00/00/0000	Civil Case Number	-	39576	
Objection Filed Date	-	00/00/0000	Field Inspection Flag	-		Old Case Number	-		
Response Filed Date	-	00/00/0000	Verified Date	-	00/00/0000	Old Judicial District	-	P	
Claim Received Date	-	09/13/1989	Last Amended Date	-	00/00/0000	Temporary Right	-		
			Receipt Number	-	S009154	Water District	-	S	
			POU Ownership Flag	-	Y	Federal/State Indicator	-		
			Name Connector	-		Presumption Flag	-		
				-		Notice of Error Flag	-		

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A02-07148
Date Received: 9/13/1989
Receipt No: S009154
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CLOVER HOLLOW COMPANY LLC
Address: PO BOX 606
MOUNTAIN HOME ID 83647
208-587-7060

2. Date of Priority: JUL 1, 1974

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	07E	28		NE	SW		ELMORE

5. Description of diverting works:
PUMPS, CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/15	19.200		4320.00

7. Total Quantity Appropriated is:
19.200 C.F.S. (and/or) 4320.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	07E	5	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	07E	5	NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
					Section Acres		320.0
		6	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		320.0
		7	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
					Section Acres		160.0
		8	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
					Section Acres		160.0
					Total Acres		960.0

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A02-02386, 02387, 02388, 07291, A61-02176

14. Remarks:

OWNERSHIP CHANGED BY LH 6/9/97.

15. Basis of Claim: LICENSE

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A02-07291
Date Received: 9/13/1989
Receipt No: S009154
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CLOVER HOLLOW COMPANY LLC 208-587-7060
Address: PO BOX 606
MOUNTAIN HOME ID 83647

2. Date of Priority: NOV 14, 1979

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	07E	28	NE	SW		2	ELMORE

5. Description of diverting works:
PUMP, CONCRETE DITCH, POND AND PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	7.860		1768.50

7. Total Quantity Appropriated is:
7.860 C.F.S. (and/or) 1768.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	07E	21	NE	SW		IRR	40.0
			NE	SE		IRR	39.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	39.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	198.0
		22	NW	SW	IRR	39.0
			SW	SW	IRR	38.0
			SE	SW	IRR	38.0
					Section Acres	115.0
		28	NE	NE	IRR	40.0
			SE	NE	IRR	40.0
					Section Acres	80.0
					Total Acres	393.0

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A02-07148, 02386, 02387, 02388, A61-02176

14. Remarks:
THIS RT. WHEN COMBINED WITH RTS. 02-2386/2387/7148 SHALL NOT
EXCEED 60.0 CFS.
OWNERSHIP CHANGED BY LH 6/5/97.

15. Basis of Claim: LICENSE

Water Right Number - A61-02176 Prefix Translation: ADJUDICATION CLAIM Old (D) Number - 32299
+ - - - - Last Name - - - - + - - First Name - - - - + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
JOHN HANCOCK MUTUAL LIFE INSURANCE CO
1 - PO BOX 1087
2 -
3 -
City- TWIN FALLS State- ID Zip- 83303
Phone - 208-733-4327

+ - - Priority Date - - + - - - - Region - - - + - - - Stage - - - + - - - Status - - - +
03/26/1965 14 WESTERN L - LICENSE

+ - - - - Source - - - - + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

04S 07E 31 SE NE (39) ELMORE

+ - - - - Description - - - - - Water Use - - - - - Diversion Rate - - - - - Diversion Volume - - - - - +
Code 01 - IRRIGATION 04/01 10/15 1.440 526.50

+ - - Total Div. Rate - + - - - Total Div. Volume - + - - - Total Consumptive Use - + - - - KW Usage - +
1.440 526.50 0.0

| Place of Use | | | | Description | | County | |
|--------------|-----|-----|-------|-------------|-------|------------|-------------|
| Twn | Rng | Sec | Tract | Lot | Acres | Code | |
| 04S | 07E | 31 | NE NE | 39.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 07E | 31 | SW NE | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 07E | 31 | SE NE | 38.0 | 01 | IRRIGATION | (39) ELMORE |

Total Acres: 117.0

+ - - Diversion Means - WELL, PUMP, SPRINKLERS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A02-02386, 02387, 02388

+ - - - - - - - - - - - Remarks - - - - - +
USED AS SUPPLEMENTAL WATER TO SNAKE RIVER WATER.

+ - - - - - - - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

United State Department of the Interior
Bureau of Reclamation

Water Rental and Forbearance Agreement

With Clover Hollow LLC
(Lessor's name)

Reclamation agreement number # 1425-03-MA-10-3880

This Agreement is entered into pursuant to the Reclamation Act of 1902, as amended and supplemented, for the purpose of meeting commitments of the Bureau of Reclamation (Reclamation) under the Biological Opinions on the Operation of the Federal Columbia River Power System and the operation and maintenance of Reclamation Projects in the Snake River Basin above Brownlee Dam. This Agreement is by and between the United States of America, acting by and through the Department of the Interior, Bureau of Reclamation, represented by the officer executing this instrument on its behalf and the Lessor.

RECITALS

- A. WHEREAS, Reclamation has commitments under Biological Opinions on the operation of the Federal Columbia River Power System and the operation and maintenance of Reclamation Projects in the Snake River Basin above Brownlee Dam to provide flow augmentation for delivery at Lower Granite Dam.
- B. WHEREAS, The Idaho Legislature authorized Reclamation to annually rent up to 427,000 acre-feet of storage water per year during the years 2002-2004 under the provisions of Idaho Code § 42-1763B.
- C. WHEREAS, In 2002, there was insufficient storage water available for rental by Reclamation to meet the 427,000 acre-feet rental target. Therefore, Reclamation worked with the Idaho Department of Water Resources (IDWR) under Memorandum of Agreement No. 1425-02-MA-10-3460 to have certain water right holders idle land and place their water rights in the State Water Supply Bank, thereby increasing water flow downstream to Lower Granite Dam. Rules governing the Idaho State Water Supply Bank, IDAPA 37.02.03, provide that rentals shall be approved only for use in Idaho unless there is compliance with the provisions of Idaho Code § 42-401(3). In order to avoid the complexities of Reclamation seeking approval for out-of-state use, the water was rented by the Idaho Power Company and used for hydropower generation in Idaho with the result that additional water flowed to Lower Granite Dam for flow augmentation.

- D. WHEREAS, Similar to 2002, it is expected that insufficient storage water will be available this year for rental by Reclamation. Therefore, Reclamation has initiated a similar pilot Snake River Leasing Program (Program), although this year it was advertised to the public and a request for proposals was sent to eligible water right holders. Under this Program, water right holders will forego irrigation of land and place their water right into the Idaho State Water Supply Bank. As a practical way of ensuring that Reclamation receives additional water, over and above the water flows that would otherwise be available, a qualification was added requiring that the land to which the water right is appurtenant was either irrigated last year or was in Reclamation's 2002 program explained in Recital C above. Again, it is intended for Idaho Power to renting the water from the State Water Supply Bank.
- E. The Lessor submitted a proposal for participation in the Program. The proposal shows that the Lessor has a right to use water for irrigation purposes and absent this Program was intending to irrigate with the water proposed for the Program. Therefore, placing the Lessor's water in the Water Bank during 2003 will result in additional water in the Snake River at Lower Granite Dam, Oregon. This additional water will be counted towards Reclamation's obligation to provide 427,000 acre-feet of water at Lower Granite Dam.

AGREEMENT

NOW THEREFORE, in consideration of the mutual and dependent covenants herein contained, the parties agree as follows:

I. **Land Accepted into the Program**

- A. The total number of acres accepted into the Program is ~~240~~ 246.2 acres. The land, hereinafter referred to as the Land, accepted into the Program is identified as "LL" on the map(s) included in Attachment A. This is the maximum number of acres eligible for payment under this Agreement. Reclamation recognizes the following conditions may exist: 1) additional acres may have been proposed in the Lessor's application, 2) the Lessor may have a right to irrigate additional acres, 3) the Lessor may intend to irrigate additional acres in 2003 and is willing to idle those acres, and 4) the Lessor may submit an application to the State Water Supply Bank to lease water rights appurtenant to acres other than the acres identified in this Agreement. Notwithstanding any of the conditions stated above or any other conditions, under this "willing seller, willing buyer" Agreement, the number of acres covered by the Agreement is limited to the number and location stated in this section I.A. of the Agreement.
- B. If it is determined after the execution of this Agreement that certain acres are not eligible for the Program because of a mistake, error, or misrepresentation in the Lessor's application, the land covered under this Program will be reduced accordingly.

- C. The Land may not be irrigated from any source, regardless of whether there is another valid water right appurtenant to the Land. Water authorized to be diverted under water rights, or portions of water rights, leased to the Water Supply Bank may not be applied to lands that are not identified in this Agreement. The Lessor may not water the Land for any reason; for example, testing equipment, irrigating a cover crop, or dust abatement.
- D. IDWR intends to monitor the Lessor's idled lands. The monitoring will include field visits, and the collection and analysis of satellite data and related pump and flow measurements collected at IDWR's discretion. The Lessor agrees to allow the collection of data and access for field visits.

II. Water Rights Appurtenant to the Leased Land

- A. The Lessor agrees that this Agreement shall be submitted to the Idaho State Water Supply Bank as an application to lease water to the bank, and that the Lessor is offering the water rights described in Attachment A to the bank by signing this Agreement. The Lessor agrees that any additional information or requirement IDWR may require to process or accept the application shall be furnished promptly to IDWR, including but not limited to, the submission of a separate application form if required. Failure to comply and IDWR requirements is cause for termination of this agreement.
- B. All rentals of the Lessor's water rights out of the water bank shall be subject to Reclamation's approval.

III. Payment

- A. By signing this Agreement the Lessor offers to the Idaho State Water Supply Bank the water rights described above for a total lease price of \$ 360,930.00. This amount is based on \$ 150.8 per acre of land idled. The Lessor understands that the amount the Lessor will receive from the Idaho State Water Supply Bank is 90% of the total lease price. Ten percent will be retained by IDWR for administrative costs of operating the Water Supply Bank, pursuant to the Water Supply Bank Rules.
- B. Payment as shown in section III.A above is based upon a dollar amount per acre of land idled, regardless of the diversion rate or maximum diversion volume allowed under the water right, the historical diversion rate or consumptive use under the water right, or the diversion rate or diversion volume approved for lease by IDWR.
- C. Pursuant to the Water Supply Bank Rules, IDAPA 37.02.03, after the water rights are leased, payment is to be made by the Water Supply Bank to the Lessor. Lessor agrees to accept the following intended plan for payment by IDWR: one

half of the estimated payment will be made on or about July 1, 2003, and the remainder will be paid after the irrigation season ends and final verification of program compliance is complete. Reclamation will enter into a separate contract with IDWR to make payment to the Water Supply Bank for this purpose.

IV. **Term, Termination of Agreement and Remedies**

- A. The Agreement shall become effective on the date of the last signature hereto and shall extend through December 31, 2003.
- B. At Reclamation's discretion, this Agreement may be terminated upon:
- (1) Failure of the Lessor to abide by the terms and conditions of this Agreement;
 - (2) Refusal of the Lessor to allow Reclamation or IDWR access to the Land to monitor compliance with the Agreement.
 - (3) Application of water by the Lessor to the Land during the period of this Agreement, except in emergency situations where the application of water is required for public safety reasons.
 - (4) Discovery of fraudulent information submitted in the Lessor's Application.
- C. If this Agreement is terminated for any other reason prior to its ending date, the Lessor shall reimburse Reclamation for a prorated portion of the amount stated in Section III.A of this Agreement, as determined by Reclamation.

V. **Miscellaneous**

- A. The Landowner or Lessor is responsible for all taxes, assessments, soil conservation measures such as weed and erosion control and other obligations related to any of the Land covered by this Agreement.
- B. The Landowner will indemnify and hold harmless Reclamation from any loss or damage and from any liability on account of personal injury, property damage, or claims for personal injury or death, or property damage of any nature caused by the Landowner or any person, firm or corporation acting on the Landowner's behalf related to or arising out this Agreement.
- C. **Water Right Ownership**

This Agreement shall not be used as evidence of ownership of water rights in the Snake River Basin Adjudication.

D. Officials Not to Benefit

No member of or delegate to Congress or the Resident Commissioner shall be admitted to any share or part of this Agreement or to any benefit to arise therefrom, but this restriction shall not be construed to extend to this Agreement if made with a corporation or company for its general benefit.

E. Covenant Against Contingent Fees

The Lessor warrants that no person or agency has been employed or retained to solicit or secure this Agreement upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee except bona fide employees and bona fide commercial agencies maintained by the Lessor for the purpose of securing business. For breach or violation of this warranty, Reclamation shall have the right to revoke this Agreement without liability or in its discretion to require the Lessor to pay the full amount of such commission, percentage, brokerage, or contingency fee to the United States.

Signatures

Print name: DAVID E. BERGH

Mailing address: 6025 Hwy 30 E.

Mtn. Home ID 83647

Phone: (208) 573-3542

Signed David E. Bergh

Title: PARTNER/MEMBER

Date: 3/20/03

Print name: Terry L Ketterling

Mailing address: 475 E 16th N

Mtn Home ID 83647

Phone: 208-599-1010

Signed Terry L Ketterling

Title: Members

Date: 3/20/03

Print name: Jackie P. Post

Mailing address: P.O. Box 248

Mtn. Home, Id. 83647

Phone: 587-7197

Signed Jackie P. Post

Title: Member

Date: 3/20/03

Print name: John Bentz

Mailing address: 325 So 5th E

Mountain Home, Id. 83647

Phone: 208-587-3122

Signed John Bentz

Title: owner / member

Date: March 20, 2003

For the Bureau of Reclamation

Signature: Kenneth R. Redde
Acting for Regional Director, Pacific Northwest Region

Date: 3/24/03

ATTACHMENT A

Water Right Numbers for lands in 2003 Snake River Pilot Leasing Program.

02-7148, 02-2388, 02-2387, 02-2386

Legal Description of Lands Approved for 2003 Snake River Pilot Leasing Program.

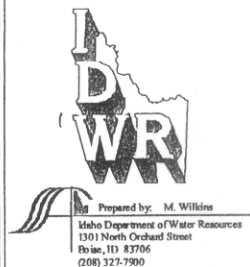
| TWN | RGE | SEC | NE | | | NW | | | SW | | | SE | | |
|-----|-----|-----|-------|----|----|----|-------|------|----|----|-------|-------|----|----|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
| 4S | 7E | 31 | 156.3 | | | | 158.8 | | | | 158.9 | 154.6 | | |
| | | 32 | 79.3 | | | | | | | | | 80 | | |
| | | 33 | 139.2 | | | | 174.1 | 64.0 | | | 159.8 | | | |
| 5S | 7E | 5 | 167 | | | | | | | | | 136.6 | | |
| | | 5&6 | 457.6 | | | | | | | | | | | |
| 4S | 7E | 77 | 40 | 40 | 40 | 40 | | | | | | 40 | 40 | 40 |
| | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | |

[Handwritten signatures and initials]

Applicant initials OEB, Applicant initials AK Applicant initials [Signature] Applicant initials J.B.

N

R06E R07E

T04S
T05S

Water right boundaries identify the quarter quarters within the licensed or permitted place of use, but do not represent the number of acres authorized.

- ELIGIBLE
- INELIGIBLE
- QUESTIONABLE
- Township/Range Lines
- Section Lines
- Quarter/Quarter Lines
- Water Right 2-7148
- Water Right 2-2388
- Water Right 2-2387
- Water Right 2-2386

Imagery: July 26, 2002

4000 0 4000 8000 Feet

DEB. 2406.2
Total Number of Eligible Acres for Lease: 2664.4 acres

DEB. [Signature] 3/20/03
Applicant Signature Date

[Signature] 3/20/03
USBOR Signature Date

COPY

Clover Hollow, LLC

2003 Snake River Pilot Leasing Program
Rental of Water from the Water Supply Bank

Prepared: March 7, 2003

Before the Idaho Water Resource Board

WATER SUPPLY BANK RENTAL AGREEMENT

The Idaho Water Resource Board ("Board") being authorized to operate a Water Supply Bank ("bank") and to contract by and through the Director of the Idaho Department of Water Resources ("Director") for rental of water from the bank agrees to rent water as follows:

1. Renter: Idaho Power Company
2. Address: PO Box 70, Boise, ID 83707
3. Source of water: Snake River
4. Volume of water rented: Water diversions associated with 14,394 acres fallowed, currently estimated to be 43,182 af based on 3.0 afa/yr).

Max rate: To be determined

5. Diversion period: 2003 irrigation season
6. Use of water: Hydropower at Hells Canyon Complex
7. a) Renter's point of diversion:
Legal description: Brownlee, Oxbow, and Hells Canyon Projects
b) Renter's place of use:

Legal description: NA

8. The right from which water will be rented is: See Attachment to Water Supply Bank Rental Agreement.

The U.S. Bureau of Reclamation ("Reclamation") and Bonneville Power Administration agree to pay the Lessors identified on the attached list, a price per acre as specified in individual agreements between Reclamation and the Lessors ("agreements").

The agreements provide that one half of the estimated payment will be made on or about July 1, 2003, and one half will be after the irrigation season has ended. The Idaho Department of Water Resources ("IDWR") shall comply with the payment scheme specified in the individual agreements between Reclamation and the Lessors. Prior to making payment to the Lessors, IDWR will invoice Reclamation for the payment plus the associated ten percent (10%) for the Water Administration Account.

Reclamation and Bonneville Power Administration agree to use the water in compliance with the Water Supply Bank rules and in compliance with the conditions of water use shown below:

Conditions of water use under this agreement:

1. The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.
2. Rental of the right(s) from the bank is contingent upon a determination that the acres associated with the rental application have a valid Snake River water right(s), and that they qualify for payment as provided in the Agreement between the U.S. Bureau of Reclamation and the Idaho Department of Water Resources for Water Leasing Program of Natural Flow Snake River Water Rights for 2003.
3. Acceptance of a right into the bank does not confirm the validity of the right or any elements of the water right.
4. Rental of the right(s) from the bank shall be from May 1, 2003 to November 15, 2003, and the right(s) will be considered released from the bank on December 31, 2003.
5. Use of water under this agreement does not constitute a dedication of the water to renter's use and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to its original points of diversion and place of use and/or again be available to rent from the bank.
6. Renter agrees to comply with Water Supply Bank Rules while using water under this agreement.
7. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
8. Renter acknowledges and agrees that the Director may terminate diversion of

water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.

9. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.

Dated this 18th day of June, 2003.

by Jonathon C. Bowling

Having determined that this agreement satisfies the provisions of Section 42-1763, Idaho Code, and, IDAPA 37.02.03030 (Water Supply Bank Rule 30), for the rental and use of water under the terms and conditions herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board this 23rd day of June, 2003.

K. J. Dreher
for KARL J. DREHER, Director
Department of Water Resources

Before the Idaho Water Resource Board

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

Applicant Idaho Power Company Phone 388-2905
Address P.O. Box 70
City Boise State ID Zip Code 83707

A. DESCRIPTION OF WATER SOUGHT TO RENT

1. Source of water Snake River tributary to _____
2. Maximum volume of water Volume associated with beneficial use of irrigation on 14,394 dried acres, which is currently estimated to be 3 acre-ft per acre per year.
3. Maximum rate of diversion 7 gallons per minute per acre.

B. DESCRIPTION OF USE PROPOSED

1. Nature of intended use Hydropower, Hells Canyon Complex
2. Location of point of diversion Brownlee, Oxbow and Hells Canyon Dam.
Township _____, Range _____, B.M. _____ County.
3. Season of use: From May 1, 2003 to November 15, 2003.
4. Description of diverting works: N/A
Pump HP _____ Lift _____ Pump type _____
Canal name, if appropriate _____
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.

N/A

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JUL 15 2003

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

Power Generation Purposes at the Hells Canyon Complex

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

N/A

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

N/A

Who owns the property at the place of use?

N/A

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

9. Remarks: See Attached.

6/18/03
Date

Jonathon C. Bowling
Signature of Applicant

FOR DEPARTMENT USE ONLY

Received by WZ Date 6-19-03 Time _____

Published in _____ Pub. dates _____

Protests filed by _____

Hearing held by _____

Action recommended _____

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Attachment

Table 1

| | Latest
number (in
acres) | Agreement No. |
|--------------------------|--------------------------------|--------------------|
| Bergh Farms | 620.4 | 1425-03-MA-10-3870 |
| Clover Hollow LLC | 2406.2 | 1425-03-MA-10-3880 |
| Falcon Butte Farms, Inc. | 3,756.8 | 1425-03-MA-10-3960 |
| Farm Development Corp | 159.5 | 1425-03-MA-10-3900 |
| Good, Jeff & Vivienne | 482.0 | 1425-03-MA-10-3890 |
| Grindstone Butte | 3605.1 | 1425-03-MA-10-3980 |
| Hartley, Don | 245.4 | 1425-03-MA-10-3860 |
| Hulet, Blaine & Yvonne | 357.9 | 1425-03-MA-10-3950 |
| Rosti, Martha | 62.0 | 1425-03-MA-10-3840 |
| Sailor Creek | 331.4 | 1425-03-MA-10-3910 |
| South Elmore | 1791.7 | 1425-03-MA-10-3920 |
| TLK Farms, Inc. | 575.6 | 1425-03-MA-10-3930 |
| TOTALS | 14,394.0 | |

Conditions of application

1. Idaho Power will not be responsible for any payment for these water rights. Payment is covered by the Agreements cited above.
2. Water rented from the Water Supply Bank ("bank") under this application is based on the above-cited agreements. It shall only include water leased to the bank by the entities listed above.
2. The acreages and volumes listed above were compiled from the Applications submitted by the corresponding entities to lease water to the Water Supply Bank.
3. The volume of water available for lease is contingent upon the determination that the acres associated with the rental applications have a valid Snake River water right(s).

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**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 17, 2003

PA BERGH
CLOVER HOLLOW
PO BOX 606
MOUNTAIN HOME ID 83647

**RE: FINAL PAYMENT FOR RENTAL OF WATER FROM SNAKE RIVER THROUGH
THE WATER SUPPLY BANK. WATER RIGHT NOS. 2-2386, 2-2387, 2-2388,
2-7148**

Dear Mr. Bergh,

All or portions of the water rights referenced above were leased to the Water Supply Bank ("bank") during the 2003 irrigation season in accordance with Agreement No. 1425-03-MA-10-3880 ("Agreement") between you and the United States Bureau of Reclamation ("Reclamation"). The Idaho Department of Water Resources ("department") has invoiced Reclamation for the funds associated with the second and final payment. Upon receipt, the Controller's office will issue a state warrant in the amount of **\$162,418.50** to be sent directly to the address listed above.

The enclosed map identifies the eligibility status of the lands as evaluated by the department. It indicates whether the lands were determined to be eligible or ineligible for payment.

Payment for rental of the right(s) from the bank was contingent upon the determination that the acres associated with the rental application had a valid Snake River water right(s), and that they qualified for payment as provided in Contract no. 1425-03-WL-10-2003 between Reclamation and the Department of Water Resources to Implement the Rental of Water Rights Under the Pilot Program for Leasing of Snake River Natural Flow Water Rights for 2003, said agreement dated June 25, 2003 ("Contract").

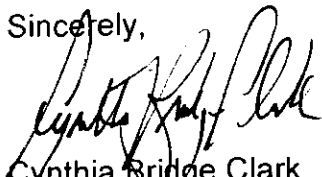
The Agreement and Contract specify that one half of the estimated payment will be paid on or around July 1, 2003, and the second half shall be issued after the irrigation season has ended. The total payment to Clover Hollow LLC was calculated based on the total number of acres determined to be eligible for payment times \$150.00 per acre idled minus a ten percent (10%) administrative fee as provided in the Water Supply Bank rules. The first payment was calculated based on fifty percent (50%) of the estimated final payment. The second payment includes the remainder of the total payment based on the number of acres determined to be eligible.

Below is a summary of the payments to Clover Hollow LLC for the rental of the referenced water rights from the bank:

| Contracted
Idled Acres
(ac) | Eligible
Idled Acres
(End of irr season) | Acres
Ineligible for
Payment | Payment
Rate
(price/ac) | Payment(s) to Lessor | | |
|-----------------------------------|--|------------------------------------|-------------------------------|----------------------|--------------------------|------------------|
| | | | | Payment 1
(50%) | Payment 2
(remainder) | Total
Payment |
| 2406.2 | 2406.2 | 0.0 | \$150.00 | \$162,418.50 | \$162,418.50 | \$324,837.00 |

This payment, in the amount of \$162,418.50 is considered to be the final payment for the rental of water rights for the 2003 irrigation season. If you have questions, please feel free to contact the department.

Sincerely,



Cynthia Bridge Clark
Associate Engineer
Water Allocations Bureau

Enclosure

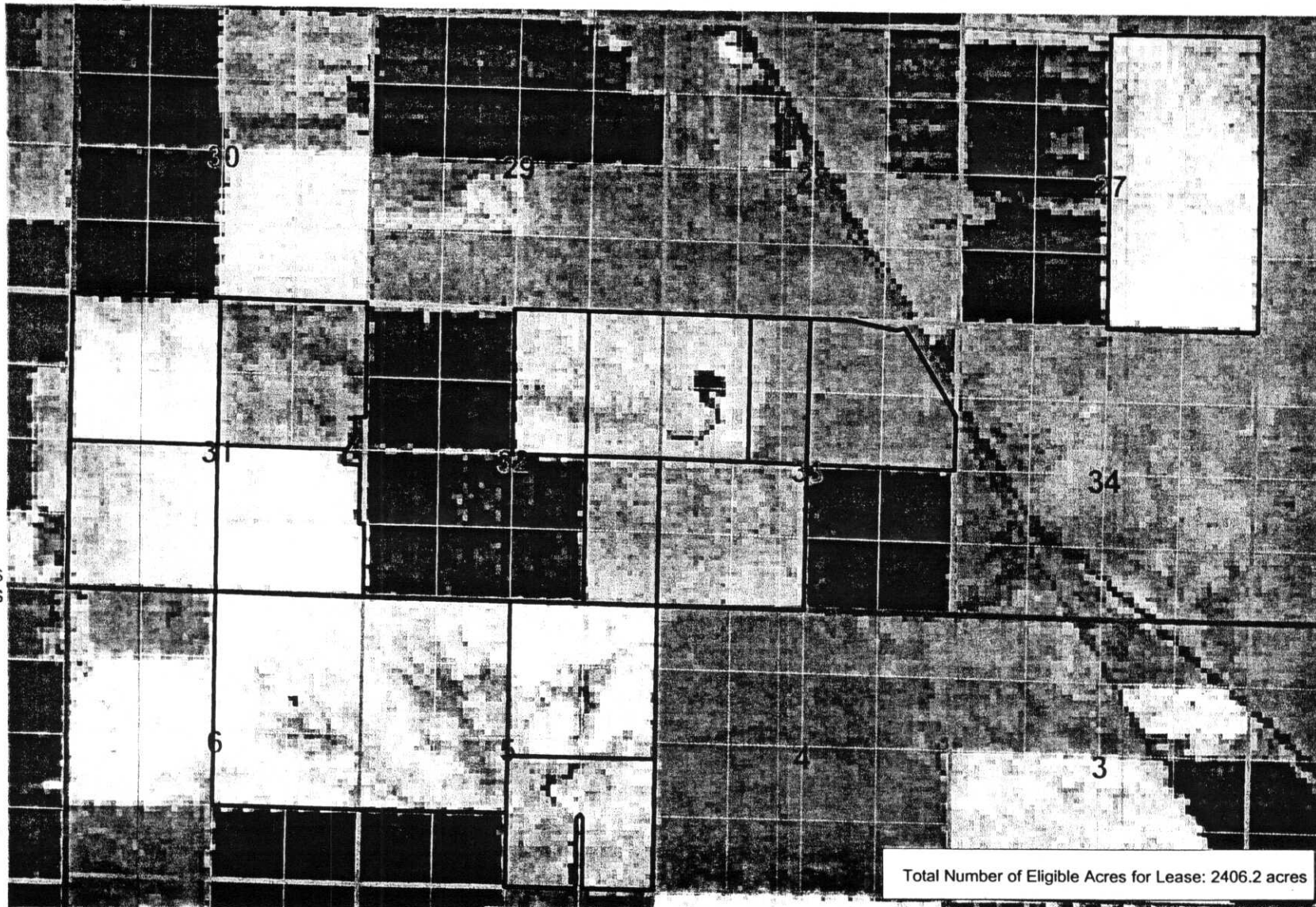
c: IDWR Western Region

E. Gail McGarry
Program Manager, Water Rights & Acquisition
Bureau of Reclamation
1150 N Curtis, Suite 100
PN 3100
Boise ID 83706-1234

N



R06E R07E

T04S
T05S

- ☐ ELIGIBLE
- ☐ INELIGIBLE
- ☐ QUESTIONABLE
- ☐ Township/Range Lines
- ☐ Section Lines
- ☐ Quarter/Quarter Lines

Imagery: September 23, 2003

4000 0 4000 8000 Feet

Clover Hollow, LLC

2003 Snake River Pilot Leasing Program
Rental of Water from the Water Supply Bank

Prepared: December 2, 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 25, 2003

PA BERGH
CLOVER HOLLOW LLC & BERGH FARMS
180 KINGS COURT
MOUNTAIN HOME ID 83647

RE: TAX IDENTIFICATION NUMBER. WATER RIGHT NOS. 2-2159, 2-2354, 2-2398, 2-7184, 2-7229, 2-2386, 2-2387, 2-2388, AND 2-7148

Dear Mr. Bergh:

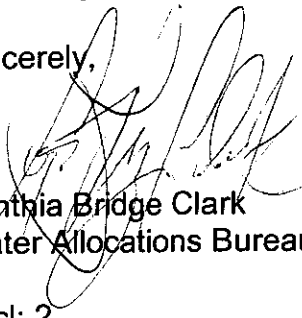
Clover Hollow, LLC and Bergh Farms have leased water rights to the State Water Supply Bank in conjunction with an agreement between the U.S. Bureau of Reclamation and the Idaho Department of Water Resources to implement the rental of water rights under a pilot program to secure natural flow in the Snake River during the 2003 irrigation season. As we discussed over the telephone, a Tax Identification Number is required for the State of Idaho to issue a payment to an applicant leasing rights to the Water Supply Bank through this pilot program.

Please find enclosed two Request for Taxpayer Identification Number and Certification, or W-9 Forms, from the Department of the Treasury, Internal Revenue Service. The forms should be completed for both entities and returned to:

Idaho Department of Water Resources
1301 North Orchard
Boise, Idaho 83706-2237
Attn: Cynthia Bridge Clark

If you have questions, please feel free to contact the Department.

Sincerely,


Cynthia Bridge Clark
Water Allocations Bureau

Encl: 2

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JUL 15 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 1, 2003

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JUL 1 2003

Department of Water Resources

PA BERGH
CLOVER HOLLOW
PO BOX 606
MOUNTAIN HOME ID 83647

RE: APPLICATION TO LEASE PART OF WATER RIGHT NOS. 2-2386, 2-2387, 2-2388, 2-7148 TO THE WATER SUPPLY BANK

Dear Mr. Bergh,

The department has conducted an initial review of Agreement No. 1425-03-MA-10-3880 ("Agreement") between you and the United States Bureau of Reclamation ("Reclamation") submitted to this office as an Application to Sell or Lease a Water Right to the Water Supply Bank ("bank"). The application was submitted in connection with the 2003 Snake River Pilot Leasing Program initiated by Reclamation.

Please consider that the offered part(s) of the water rights ("rights") are accepted into the bank under the following terms:

1. Payment for rental of the right(s) from the bank is contingent upon the determination that the acres associated with the rental application have a valid Snake River water right(s), and that they qualify for payment as provided in Contract no. 1425-03-WL-10-2003 between the United States Bureau of Reclamation and the Idaho Department of Water Resources to Implement the Rental of Water Rights Under the Pilot Program for Leasing of Snake River Natural Flow Water Rights for 2003, said agreement dated June 25, 2003 ("Contract").
2. While part(s) of a right(s) is in the bank, the owner of the right may not use that part of the right.
3. While a right is in the bank, forfeiture provisions are stayed.
4. Acceptance of a right into the bank does not confirm the validity of the right or any elements of the water right.
5. The right(s) will be considered released from the bank on December 31, 2003.

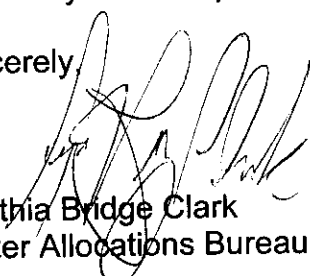
MICROFILMED

JUL 15 2003

The Agreement and Contract specify that one half of the estimated payment will be paid on or around July 1, 2003, and the second half shall be issued after the irrigation season has ended. Payment to the individual lessors will be issued at a pay rate per acre identified in the individual Agreement between Reclamation and the lessors minus a ten percent (10%) administrative fee as provided in the Water Supply Bank rules. The department has invoiced Reclamation for the funds associated with the first payment as required in the Contract. A state warrant will be issued in the amount of \$162,418.50 for the first payment for rental of water from the bank in accordance with the above referenced Agreement. The Controller's office will issue the warrant directly to the address identified above.

If you have questions, please feel free to contact me.

Sincerely,



Cynthia Bridge Clark
Water Allocations Bureau

c: IDWR - W. Region
2-2386, 2-2387, 2-2388, 2-7148

E. Gail McGarry
Program Manager, Water Rights & Acquisition
Bureau of Reclamation
1150 N Curtis, Suite 100
PN 3100
Boise ID 83706-1234

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JUL 15 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 25, 2003

JONATHON C BOWLING
IDAHO POWER COMPANY
PO BOX 70
BOISE ID 83707

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK UNDER
WATER RIGHT NOS. 2-2159, 2-2354, 2-2398, 2-7184, 2-7229, 2-2386, 2-2387,
2-2388, 2-7148, 2-2249, 2-2250, 2-2251, 2-2252, 2-2253, 2-2254, 2-2255, 2-
2256, 2-2361, 2-7001, 2-2371, 2-7053, 2-2262, 2-2194A, 2-2194B, 2-2206, 2-
2217, 2-2218, 2-2269, 2-2345, 2-2367, AND 2-2379**

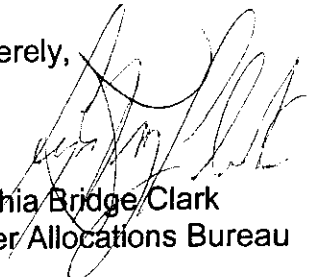
Dear Mr. Bowling:

The Department of Water Resources acknowledges receipt of the Application to Rent Water from the Water Supply Bank and the corresponding Rental Agreement in the name of Idaho Power Company, Inc. Enclosed is a copy of a fully executed Rental Agreement in connection with the rental of an estimated 42,182 acre-feet of water from the Snake River during the 2003 irrigation season. Idaho Power Company, Inc. is authorized to divert water in compliance with the conditions of water use described in the fully executed agreement.

The Contract between the United States Bureau of Reclamation and the Idaho Department of Water Resources to Implement the Rental of Water Rights Under the Pilot Program for Leasing of Snake River Natural Flow Water Rights for 2003, specifies that the U.S. Bureau of Reclamation will make the required payments to the State Water Supply Bank for the rental of the water rights identified in the Rental Agreement.

If you have questions, please feel free to contact me.

Sincerely,


Cynthia Bridge Clark
Water Allocations Bureau

MICROFILMED

JUN 15 2003

Encl: 1

c: IDWR Western Regional Office

Rich Rigby
ESA Coordinator, Bureau of Reclamation
1150 N Curtis, PN 3030
Boise ID 83706-1234

MICROFILMED
JUL 15 2003



An IDACORP Company

RECEIVED

JUN 19 2003

Department of Water Resources

Jonathon C. Bowling, P.E.
Engineering Leader
Water Management Department

(208) 388-2905
(208) 388-6495 FAX
jbowling@idahopower.com

June 17, 2003

Hal Anderson
State of Idaho
Department of Water Resources
1301 N. Orchard St.
Boise, ID 83720

Dear Hal,

Attached please find signed copies of the Water Bank Rental Application and Rental Agreement pursuant to the agreement between the State of Idaho, Department of Water Resources and the U.S. Bureau of Reclamation for the rental of water in the Middle Snake River for augmentation purposes.

Idaho Power Company has agreed to facilitate this agreement between the above-mentioned parties and is under no financial obligation. As agreed, the U.S. Bureau of Reclamation will be financially responsible for the leased water.

If you have any questions or comments, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Jon Bowling".

Jonathon C. Bowling, P.E.

c: John P. Prescott
James C. Tucker

MICROFILMED

JUL 15 2003