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JUN - 2 2003

Department of Water Resources

Water Supply Bank No. _____

Water Right No. 61-11962 & 61-11960

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

Name of Seller/Lessor Robert J. Norris Phone 937-878-8701

Post office address 3403 Bradford Ct, Fairborn, OH 45324

1. DESCRIPTION OF WATER RIGHT: Transfer No. 69641
Right evidenced by: Water Right No. 61-11962 & 61-11960

- a. Decree No. _____ Decreed to _____
(Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. _____ issued by the Idaho Department of Water
Resources.
- c. Permit No. _____ issued by the Idaho Department of Water
Resources.

2. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE: (If the entire right is for sale or lease,
show "all" on line a below and skip the remainder of part 2.)

- a. Amount of water under right: all cubic feet per second &/or
_____ acre-feet per annum
- b. Point of diversion: _____ 1/4 of _____ 1/4 of Section _____ Township _____ Range
_____, B.M. in _____ County.
Additional points _____

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SEP 03 2003

c. Place of use:

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

If the right is for irrigation, show the number of acres for the part of the right to be put into the bank.

Total number of acres _____

3. ADDITIONAL INFORMATION ABOUT RIGHT, OR PORTION THEREOF, FOR SALE OR LEASE

- a. Explain how the seller/lessor acquired the right, or portion thereof, and attach a copy of the deed to the land to which it is appurtenant or other evidence of ownership of the right. If the right is not recorded in the name of the seller/lessor, attach a copy of a change of ownership form as required by Section 42-248 or 42-1409(6), Idaho Code, together with required documentation.

Recent transfer of rights from Peter Nielsen.

- b. Describe the frequency of water use under the right, or portion thereof, during the past five (5) years of use. Attach watermaster records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture. (This information is not required if a partial decree has been issued on the right within the last 5 years).

New transfer - Never used

- c. If the right is from a surface water source, describe the period of the year that water is typically available to satisfy the right.

N/A

- d. Describe any other water rights with the same purpose and place of use as the right, or portion thereof, offered for lease. Will the present place of use continue to receive water from any source? If so, describe.

N/A

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

N/A

- f. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached.

4. REMARKS:

N/A

5. SALE/LEASE AGREEMENT

1. The water right, or portion thereof, described above is offered to the Idaho Water Resource Board:

_____ For sale;

X For lease for a period from Indefinite to _____
(Day, month, year) (Day, month, year)

(The lease period may be shown as "indefinite", if the total duration of lease is unknown); or

_____ As a gift to the state of Idaho.

2. Show the minimum payment acceptable to the Seller/Lessor. Include the method of determining the minimum payment. The minimum payment may be shown as the "current rental rate".

current rental rate

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner of the right may not use the right even if the right is not rented.
3. A right accepted into the bank stays in the bank until the Board releases it or until the lease term expires.
4. While a water right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

25 May 03
Date

[Signature]
Signature

FOR DEPARTMENT USE ONLY

Received by CE Date 6/2/03 Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69641

This is to certify that: ROBERT J NORRIS III And/OR
LONNETTE J NORRIS
2175 W 36TH S
MOUNTAIN HOME ID 83647
(208) 587-5165

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
61-11976	WR/Decreed	04/23/1964	1.94 cfs	619.1 af	137.3	176.0	GROUND WATER
61-11978	WR/Decreed	03/15/1977	0.45 cfs	N/A	38.7	176.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
61-11976	YES	YES	YES	NO	NO	NO
61-11978	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
61-11976	61-11960	0.1 cfs	31.8 af	7.1	8.4	61-11959	1.84 cfs	587.3 af	130.2	167.6
61-11978	61-11962	0.02 cfs	N/A	1.3	8.4	61-11961	0.43 cfs	N/A	37.4	167.6
COMBINED TOTALS		0.1 cfs	31.8 af	N/A	8.4		1.84 cfs	587.3 af	N/A	167.6

Detailed Water Right Description(s) attached

Dated this 15 day of April, 2003


For Chief, Water Allocation Bureau

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MAY 21 2003

WATER RIGHT NO. 61-11962
As Modified by Transfer No. 69641

In accordance with the approval of Transfer No. 69641, Water Right No. 61-11962 is now described as follows.

Right Holder: ROBERT J NORRIS III And/Or
LONNETTE J. NORRIS
2175 W 36TH S
MOUNTAIN HOME ID 83647
(208) 587-5165

Priority Date: March 15, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	0.02 CFS
			0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSE Sec. 10 Twp 04S Rge 06E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	06E	10															8.4		8.4

Total Acres: 8.4

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Prior to diversion and use of water under this transfer approval, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications and shall report the amount of water diverted to the Department at the end of each calendar year.
3. This right is limited to the irrigation of 1.3 acres within the place of use described above in a single irrigation season.

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MAY 21 2003

WATER RIGHT NO. 61-11962
As Modified by Transfer No. 69641

4. Right 61-11960 retains its priority date of April 23, 1964 and right 61-11962 retains its priority date of March 15, 1977 relative to actions to distribute water that relates to management of the Mountain Home Ground Water Management Area overall. Diversion and use of water is subordinate to all rights to use ground water existing within the immediate area of the point of diversion on the date of this approval. Any water management dispute relative to increased draw downs of the water table or depletion of ground water resulting from this approval is presumed to be within the immediate area, resulting in a subordination of the water right.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Rights 61-11960 and 61-11962 when combined shall not exceed a total diversion rate of 0.10 cfs, a total annual maximum diversion volume of 31.8 af at the field headgate, and the irrigation of 8.4 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
10. Right 61-11962 is an enlargement of Right 61-11960 pursuant to Section 42-1426, Idaho Code.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15 day of April, 20 03

For  _____
Chief, Water Allocation Bureau

MICROFILMED

MAY 21 2003

WATER RIGHT NO. 61-11961
As Modified by Transfer No. 69641

In accordance with the approval of Transfer No. 69641, Water Right No. 61-11961 is now described as follows.

Right Holder: M PETER NIELSEN
3955 S 136 W
MOUNTAIN HOME ID 83647

Priority Date: March 15, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	0.43 CFS
			0.43 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENW Sec. 19 Twp 04S Rge 05E ELMORE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S 05E 19	35.6	14.4	37.0	3.6	23.6	6.0	7.4	40.0									167.6

Total Acres: 167.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 37.4 acres within the place of use described above in a single irrigation season.
2. Rights 61-11959 and 61-11961 when combined shall not exceed a total diversion rate of 1.84 cfs, a total annual maximum diversion volume of 587.3 af at the field headgate, and the irrigation of 167.6 acres.
3. Right 61-11959 is also diverted through the point(s) of diversion described above.
4. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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MAY 21 2003

WATER RIGHT NO. 61-11961
As Modified by Transfer No. 69641

6. Right 61-11961 is an enlargement of Right 61-11959 pursuant to Section 42-1426, Idaho Code.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15 day of April, 20 03


For Chief, Water Allocation Bureau

MICROFILMED

MAY 21 2003

WATER RIGHT NO. 61-11959
As Modified by Transfer No. 69641

In accordance with the approval of Transfer No. 69641, Water Right No. 61-11959 is now described as follows.

Right Holder: M PETER NIELSEN
 3955 S 136 W
 MOUNTAIN HOME ID 83647

Priority Date: April 23, 1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 10/31	1.84 CFS	587.3 AF
		1.84 CFS	587.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENW Sec. 19 Twp 04S Rge 05E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	05E	19	35.6	14.4	37.0	3.6	23.6	6.0	7.4	40.0									167.6

Total Acres: 167.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 130.2 acres within the place of use described above in a single irrigation season.
2. Rights 61-11959 and 61-11961 when combined shall not exceed a total diversion rate of 1.84 cfs, a total annual maximum diversion volume of 587.3 af at the field headgate, and the irrigation of 167.6 acres.
3. Right 61-11961 is also diverted through the point(s) of diversion described above.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10-26-2000.
5. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

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MAY 21 2003

WATER RIGHT NO. 61-11959
As Modified by Transfer No. 69641

6. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
7. Right 61-11961 is an enlargement of Right 61-11959 pursuant to Section 42-1426, Idaho Code.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15 day of April, 20 03

For 
Chief, Water Allocation Bureau

MICROFILMED

MAY 21 2003

WATER RIGHT NO. 61-11960
As Modified by Transfer No. 69641

In accordance with the approval of Transfer No. 69641, Water Right No. 61-11960 is now described as follows.

Right Holder: ROBERT J. NORRIS III And/Or
 LONNETTE J. NORRIS
 2175 W 36TH S
 MOUNTAIN HOME ID 83647
 (208) 587-5165

Priority Date: April 23, 1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.10 CFS	31.8 AF
			0.10 CFS	31.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSE Sec. 10 Twp 04S Rge 06E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	06E	10																8.4	8.4

Total Acres: 8.4

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Prior to diversion and use of water under this transfer approval, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications and shall report the amount of water diverted to the Department at the end of each calendar year.
3. This right is limited to the irrigation of 7.1 acres within the place of use described above in a single irrigation season.

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MAY 21 2003

WATER RIGHT NO. 61-11960
As Modified by Transfer No. 69641

4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10-26-2000.
5. Right 61-11960 retains its priority date of April 23, 1964 and right 61-11962 retains its priority date of March 15, 1977 relative to actions to distribute water that relates to management of the Mountain Home Ground Water Management Area overall. Diversion and use of water is subordinate to all rights to use ground water existing within the immediate area of the point of diversion on the date of this approval. Any water management dispute relative to increased draw downs of the water table or depletion of ground water resulting from this approval is presumed to be within the immediate area, resulting in a subordination of the water right.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. Rights 61-11960 and 61-11962 when combined shall not exceed a total diversion rate of 0.10 cfs, a total annual maximum diversion volume of 31.8 af at the field headgate, and the irrigation of 8.4 acres.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
11. Right 61-11962 is an enlargement of Right 61-11960 pursuant to Section 42-1426, Idaho Code.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15 day of April, 2003

For J. P. Payne
Chief, Water Allocation Bureau

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APR 27 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

March 11, 2004

ROBERT J NORRIS
3403 BRADFORD CT
FAIRBORN OH 45324

RE: WATER SUPPLY BANK LEASE TERM. WATER RIGHT NO(S). 61-11960 AND 61-11962

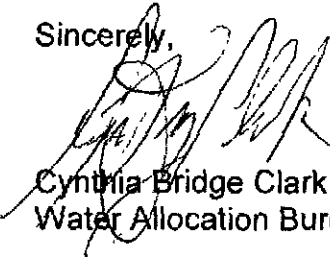
Dear Lessor(s):

This letter is notice that the water rights referenced above will remain in the Water Supply Bank for an "indefinite" lease term unless the rights are released earlier by the Board, or upon request by the lessor. To change the term of the lease or to release the right(s) from the bank, the lessor must submit a request in writing to the department.

Enclosed is a copy of the Internal Revenue Service Request for Taxpayer Identification and Certification, Form W-9. The Department of Water Resources is required to file an information return with the Internal Revenue Service ("IRS") for all rental payments issued to owners of water rights leased to the bank. Please return this form to my attention. Payments for the rental of a water right or a part thereof cannot be issued to the lessor unless the department has received a completed IRS W-9 form.

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

Sincerely,


Cynthia Bridge Clark
Water Allocation Bureau

Encl: 1

c: John Westra -- IDWR Western Region

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MAR 10 2004

Glen

1 March 2004

Idaho Department of Water Resources
101 North Orchard Street
Boise, Idaho 83706

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MAR 05 2004

Department of Water Resources

Robert J. Norris
3403 Bradford Ct.
Fairborn, OH 45324

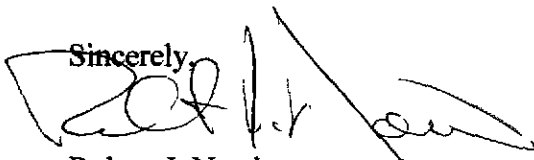
Dear IDWR:

I just received your letter dated 24 February 2004 advising me of the impending release of my water right currently in the Water Supply Bank. Thank-you for the notification and in return this letter is to inform you that I wish to extend my water right (No. 61-11960) for an INDEFINITE period of time in the Water Supply Bank.

Please advise if I need to provide any additional information before processing this request.

Thank-you for time and attention.

Sincerely,

A handwritten signature in black ink, appearing to read 'R. J. Norris', written over a horizontal line.

Robert J. Norris

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MAR 10 2004



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

February 24, 2004

ROBERT J NORRIS
3403 BRADFORD CT
FAIRBORN OH 45324

**RE: TERMINATION OF LEASE TO THE WATER SUPPLY BANK – WATER
RIGHT NO(S). 61-11960**

Dear Sir or Madam:

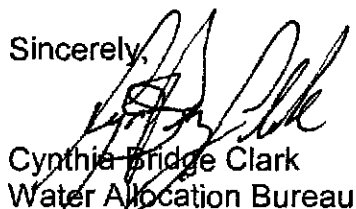
Department records show that the above referenced water right(s) has been leased through December 31, 2003 to the Water Supply Bank ("bank") operated by the Idaho Water Resource Board. This letter is notice that the right will be considered released from the bank unless you advise me, in writing, within fourteen (14) days of the date of this letter that you want to extend the period of the lease.

If you would like the right(s) to remain leased to the bank, please specify the date to which you want the lease extended. You may also request the right(s) remain leased to the bank for an "indefinite" period. In this case, the right(s) will remain in the bank indefinitely unless released earlier by the Board or until the water right owner or lease applicant contacts the department in writing to request the release of the right(s) from the bank.

Please consider that the five (5) year period of nonuse related to forfeiture of a water right shall begin to accrue upon release of the right from the bank or shall continue to accrue if a period of nonuse occurred prior to the lease date of the right to the bank. If a written request is not received within fourteen (14) days, the right(s) will be considered released from the bank as of December 31, 2003.

If you have questions, feel free to contact me directly at (208) 327-7898.

Sincerely,


Cynthia Bridge Clark
Water Allocation Bureau

c: IDWR - Regional Office

MICHAEL J. MILLER

MAR 10 2004



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

June 4, 2003

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JUN 8 2003
DIRK KEMPTHORNE
Governor
KARL J. DREHER
Director

Department of Water Resources

ROBERT J NORRIS
3403 BRADFORD CT
FAIRBORN OH 45324

**RE: APPLICATION TO LEASE WATER RIGHT NOS. 61-11960 AND 61-11962 FROM
THE WATER SUPPLY BANK**

Dear Applicant:

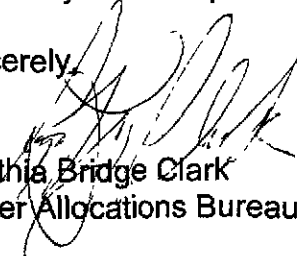
The department has completed its review of the Application to Sell or Lease Water Rights to the Water Supply Bank ("bank") that you submitted to this office. Please consider that the offered water rights are accepted into the bank.

Several items to keep in mind in connection with lease of a water right to the bank are as follows:

1. There is no rental payment to the owner of the water right if the right or a part thereof is not rented from the bank.
2. While a right is in the bank, the owner of the right may not use the right even if the right is not rented.
3. A right accepted into the bank stays in the bank until the Board releases it or until the lease term expires.
4. While a water right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

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

Sincerely,


Cynthia Bridge Clark
Water Allocations Bureau

c: IDWR - Western Region
✓ 61-11960 & 61-11962

MICROFILMED
SEP 03 2003

MEMORANDUM

TO: FILE 61-11960

FROM: VAULT

RE: TRANSFER # 69641

DATE: 4.16.03

=====

**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 61-11976

MICROFILMED
MAY 21 2003