

Water Supply Bank No. _____

Water Right No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

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

RECEIVED
JAN 25 2005
DEPARTMENT OF
WATER RESOURCES

Name of Seller/Lessor South Boise Water Co. _____ Phone 336-5508 _____

Post office address P.O. Box 6005, Boise, ID 83707 _____

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by:

- a. Decree No 63-148C _____ Decreed to Ridenbaugh and Rossi _____
(Name)
in case of Farmers Co-op _____ vs Riverside Irrigation Dist. et al _____
dated 1-18-1906 _____ in Third Judicial District _____ county of Ada _____
(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: one _____ cubic feet per second &/or
_____ acre-feet per annum
- b. Point of diversion: SW 1/4 of SW 1/4 of Section 19 _____ Township 3N _____ Range
3E _____, B.M. in Ada _____ County.
Additional points _____

c Place of use:

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	02E	15	20	15	15														50

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 50 _____

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.

South Boise Water Co. formed in 1917 to distribute water from Ridenbaugh-Rossi Mill ditch and acquired right #18 in Stewart Decree (63-148).

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

Water diverted from Boise River and delivered to lands, pumps and headgates of shareholders along Loggers Creek and Rossi Mill Ditch.

- 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.

April 1 to October 31.

- 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.

No other rights known. Some minor irrigation may take place using domestic water (United Water) and/or domestic wells.

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

- 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:

Water is subject to % reductions as determined by District 63 Watermaster. Usually reduction is to 60% some time in August.

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 1 April 2005 _____ to 31 Oct 2007 _____
(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"

\$10.00 per acre-foot

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.

1-22-05
Date

Barry Esche
Signature

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____