

RECEIVED

JUN 27 2002

DEPARTMENT OF WATER RESOURCES

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

Name of Seller/Lessor South Elmore Irrigation Co., Inc. Phone 590-1065 Jack
580-2581 Chris
Post office address P.O. Box 396, Mtn. Home, Id. 83647 599-1010 Terry

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

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. Source of water _____ tributary to _____

3. Date of priority _____

4. Water is used for the following purposes:

amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____

5. Total amount of water under right: a. _____ cubic feet per second
&/or
b. _____ acre-feet per annum

6. Location of point of diversion is _____ 3 of _____ 3 of Section _____ Township _____
Range _____, B.M. in _____ County

Additional points of diversion, if any _____

7. Lands irrigated or 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		
			See attached water right																	

Total number of acres to be irrigated _____

B. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE (If the entire right is for sale or lease, omit part B.)

1. Amount of water under right: a. _____ cubic feet per second

&/or

b. _____ acre-feet per annum

2. Point of diversion _____ 3 of _____ 3 of Section _____ Township _____ Range _____, B.M. in

_____ County

Additional points *See attached page*

3. 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	

Total number of acres to be irrigated _____

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

1. 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.

South Elmore owns water right appurtenant to land.
Land owned by individuals.

2. Describe the frequency of water use under the right, or portion thereof, during the past 5 years. Attach watermaster records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture.

Refer to attached Idaho Power letter dated 3-28-01 for 2001 year.
All land was irrigated in 2000.

3. Describe the relative availability of water to fill the right, or portion thereof. Attach evidence to support the availability :

All water from Snake River

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

N/A

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

6. 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.

Refer to attached

7. If the right is included in an ongoing adjudication, a copy of the claim must be provide with this application.

8. Draw a map indicating the point(s) of diversion and place of use of the right, or portion thereof. Show clearly the land involved by section, township and range.

The grid is a 10x10 square divided into four 5x5 quadrants by a central vertical and horizontal line. Each quadrant is further divided into a 4x4 grid of smaller squares by dashed lines. The handwritten text "See attached map" is written in the top-left quadrant, spanning approximately the first three rows and two columns of the 4x4 grid.

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

9. Remarks _____

D. 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 period from May 1, 2002 to Nov. 15, 2002 As per MDA Agreement
(Year) (Year)

_____ As a gift to the State of Idaho.

2. The minimum payment acceptable to the Seller/Lessor is: (Include the method of determining the minimum payment)

As per MDA Agreement.

3. Payment contingent on subsequent sale or leasing of this right, or portion thereof, is:

_____ Acceptable _____ Not Acceptable

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

6-24-02
(Date)

Terrell B. Kottelberg - Sec
(Signature of applicant)

Pus.

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

South Elmore Irrigation Co., Inc.
Land that will not be irrigated this year.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	6E	1		40	30	30													100.
5S	6E	2											8.4						8.4
5S	6E	3									8.4	8.4	8.4	8.4					33.6
5S	6E	10					8.4	8.4	8.4	8.4	8.4	8.4	8.4	8.4					67.2
5S	6E	11	40		40	40									40	40	40	40	280.
5S	6E	11						8.4	8.4	8.4	8.4	8.4							42.
5S	6E	13	40	40	40	40									40	40	35	40	315.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	6E	15					40	35	20	11.4	13.4	13.4	38	38					209.2
5S	6E	14	40	40	40	40	20	20	40	40	40	40	40	40	40	40	40	40	600.
5S	6E	22	32.5			32.5	13.4	13.4							32.4	32.4	32.4	32.4	221.4
5S	6E	23	40	40	40	40	40	40	40	40					40	30			390.
5S	6E	24	39		5.5	2.5													69.5
5S	7E	17													12.7				12.7
5S	7E	20											30.5	37		37	37	37	181.2

CBC

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

South Elmore Total 2530.2

C E I V E D
RIMPLED
BRUNED
MI.

JUN 27 2007

DEPARTMENT OF WATER RESOURCES

South
Elmore

← BO? is
+ FIRST W

← BO NOT ON APP



RECEIVED

JUN 27 2002

DEPARTMENT OF WATER RESOURCES

CUSTOMER CONSENT FORM

(To Release Idaho Power Company Customer Account Information)

I, the customer of record, do hereby agree and allow Idaho Power Company to release the following account information (Indicate information to be released):

- ☒ Electrical Usage
☒ Irrigation Information
☐ Credit Information
☒ Service Location / Address
☐ Other _____

This information may be released to the following person(s) or representative of the following organization(s):

Name Department of Water Resource Atto: Cynthia Bridge Clark
Address 1301 W. Orchard St. Box 83720
Bowie, Id. 83720

Information may be released on the following account:

Name South Elmore Irrigation Co., Inc.
Service Location Refer to attached
Account Number _____

List additional accounts on the back.

Signed South Elmore Irrigation Co. by [Signature] Date 6-18-02
CUSTOMER OF RECORD
DBA [Signature]

This authorization is valid until _____ (Date)



IDAHO POWER COMPANY
P.O. BOX 70
BOISE, IDAHO 83707

RECEIVED

JUN 27 2002

DEPARTMENT OF WATER RESOURCES

So Elmore Canal Co
So Elmore Irrig. Co., Inc
Box 396
Mt Home, ID 83647-0396

March 28, 2001

Dear Customer:

This letter is to confirm that your Offer to Reduce Electrical Energy Consumption submitted in response to Idaho Power Company's Request for Proposals issued February 16, 2001, has been accepted. Enclosed is a copy of your Offer to Reduce Electrical Energy Consumption which is signed by Idaho Power Company. Also enclosed is a copy of your Offer Form Worksheet which details the Offered Energy Reduction of 30,776,840 you have committed to provide during the 2001 growing season and the Base Energy Consumption Amount of 30,776,840 from which the actual energy reduction provided will be computed.

As stated in Idaho Power's Request for Proposals, the metered service points included in your accepted offer must remain connected for electric service during the full term of the program. If you have metered service points that are currently not connected for service, you do not need to contact us. Idaho Power will confirm that each metered service point is connected for service, and if it is not, will coordinate to have our crews perform the necessary work. If you prefer to have your service disconnected during the winter, you may contact us after November 15, 2001 to request a service disconnection.

As a condition for participating in the Irrigation Buy Back Program, you are required to remain as the responsible party for each of the metered service points included in your accepted offer. If you become the responsible party for additional metered service points not included in your offer, Idaho Power will include the energy consumption for each additional metered service point in computing both a revised Base Energy Consumption Amount and the actual energy reduction provided. Becoming the responsible party for metered service points not included in your offer could affect your ability to provide the energy reduction committed to in your offer.

Idaho Power will begin making monthly payments in May for energy reductions actually provided, as detailed in the Request for Proposals. If you would prefer to have your payments deferred until 2002, please contact us. Interest will not be paid on deferred payments.

We look forward to your participation in this program. If you have any questions, please feel free to contact us.

Sincerely,

Idaho Power Company

Contact Numbers:
In Boise 388-2323
Outside Boise 1-800-488-6151



For general Customer Service Account questions, please call 1-800-488-6151 or within the Boise area, 388-2323.

For more in-depth Irrigation related questions, please contact the IPCo Agricultural Rep for your area:

Blackfoot, American Falls & Rupert	<i>Dennis Ellison</i>	236-7744
Burley, Twin Falls & Jerome	<i>Richard Hawkes</i>	736-3215
Fairfield, Gooding & Hagerman	<i>Quentin Nesbitt</i>	388-2519
Glenns Ferry, Grand View, & Boise	<i>Rex Winn</i>	388-6366
Nampa, Weiser & Vale	<i>Mike Liechty</i>	465-8626

SO ELMORE CANAL CO
PO BOX 396
MOUNTAIN HOME ID 83647-0396

IRRIGATION ACCOUNTS

Name	Account #	Old Pump #	Current Pump #	Service City	Meter #	HP
SO ELMORE CANAL CO	5706189916	0490 POST	05S06E0101	MTN HOME	50665495	40
SO ELMORE CANAL CO	1670099078	0530 TLK	05S06E1001	MTN HOME	3473465	450
SO ELMORE CANAL CO	4647520399	0535 SQUAW CRK	05S06E1002	MTN HOME	92536530	250
SO ELMORE CANAL CO	2062180799	0520 HERGERT IDR	05S06E1003	MTN HOME	50757009	200
SO ELMORE CANAL CO	7752995172	0550 POST	05S06E1101	MTN HOME	3473467	250
SO ELMORE CANAL CO	9827941458	0540 360	05S06E1102	MTN HOME	3473494	210
SO ELMORE CANAL CO	8005278767	0545 HP 150	05S06E1104	MTN HOME	1495942	150
SO ELMORE CANAL CO	3615369333	0552 HP 275	05S06E1105	MTN HOME	2142552	150
SO ELMORE CANAL CO	9935731949	0570 POST	05S06E1201	MTN HOME	83080746	150
SO ELMORE CANAL CO	3322546438	0580 POST	05S06E1202	MTN HOME	58189843	325
SO ELMORE CANAL CO	6659177263	0565 POST	05S06E1302	MTN HOME	2628343	150
SO ELMORE CANAL CO	834017651	0567 HP 250	05S06E1303	MTN HOME	2209668	250
SO ELMORE CANAL CO	2343002609	0527 300 HP	05S06E1502	MTN HOME	1495960	300
SO ELMORE CANAL CO	9704288936	0628 FLYHSUB	05S07E1702	MTN HOME	2628340	4,300
SO ELMORE CANAL CO	6883809921	0620 SMALL RELIFT	05S07E1703	MTN HOME	3473498	250
SO ELMORE CANAL CO	6883809921	0625 T L K	05S07E1704	MTN HOME	3473511	325
SO ELMORE CANAL CO	2900268224	0605 T L K	05S07E1705	MTN HOME	50595070	150
SO ELMORE CANAL CO	7974117760	0610 LARGE RE-IDR	05S07E1706	MTN HOME	2628362	600
SO ELMORE CANAL CO	6698104358	0615 T L K	05S07E1707	MTN HOME	2628367	1,100
SO ELMORE CANAL CO	4746561557	0645 T L K	05S07E2101	MTN HOME	2209651	125
SO ELMORE CANAL CO	2465865652	0640 T L K	05S07E2102	MTN HOME	70139610	250
SO ELMORE CANAL CO	9301012071	0635 T L K	05S07E2103	MTN HOME	4029549	100

STATEMENT
OF

Instrument # 335466
Elmore County, Idaho
01:52pm Mar. 26, 2002
For: HALL, FRIEDLY & WARD
No. of Pages: 2 Fee: \$6.00
GAIL L. BEST, Recorder
Deputy: JC

SOUTH ELMORE IRRIGATION CO.
CONCERNING LIEN FOR MAINTENANCE CHARGES

THIS STATEMENT is filed by South Elmore Irrigation Co.
pursuant to Idaho Code Section 42-2202.

1. The name of the company is South Elmore Irrigation Co. The company is an Idaho corporation.

2. The general or common name of the canal system and irrigation works owned by the company is the South Elmore Project.

3. The general description of the South Elmore Project is as follows: Water is drawn from a pumping station located on the north bank of the Snake River in the South one-half of Section Twenty-eight, Township Five South, Range Seven East, Boise Meridian, in Elmore County, Idaho, and distributed through a system of canals, pipelines and relifts to farm ground in Sections One, Three, Ten, Eleven, Thirteen, Fourteen and Fifteen in Township Five South, Range Six East, Boise Meridian; and Sections Seventeen, Twenty and Twenty-eight, in Township Five South, Range Seven East, Boise Meridian, all in Elmore County, Idaho.

4. The estimated charge for the 2002 farming season for energy costs, reasonable administrative charges, tolls, assessments for the purpose of maintaining and operating such irrigation works and conducting the business of the corporation is \$1,601,325.00. If the actual expenses exceed the estimated expenses, each stockholder shall pay his proportionate share in full by December 15, 2002.

Each shareholder's approximate prorata share of the total expenses for the 2002 farming season is as follows:

<u>NAME</u>	<u>SHARE OF EXPENSES</u>
TLK Farms	\$ 834,720.00
Jack Post	491,405.00
Squaw Creek Farms	184,040.00
James C. Hilliard & Barbara G. Hilliard	91,160.00
 TOTAL	 \$1,601,325.00

DATED this 26th day of March, 2002.

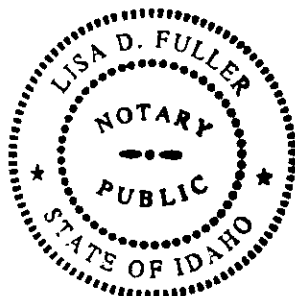
SOUTH ELMORE IRRIGATION CO.,
an Idaho corporation,

By [Signature]
Jack Post
Its President

STATE OF IDAHO,)
) ss.
COUNTY OF ELMORE,)

On this 26th day of March, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared Jack Post, known to me to be the president of SOUTH ELMORE IRRIGATION CO., the corporation that executed the foregoing instrument or the person who executed the instrument on behalf of said corporation and acknowledged to me that said corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



[Signature]
Notary Public for Idaho,
Residing at Mountain Home, ID
My commission expires: 01-20-04

6-23-02

Total acres

South Elmore 2530.2

Clower Hollow 1071.5

3,601.7

~~Leasing 294.3~~

Beegh 360.

Bentz 301.5

Post 1724.5

Hilliard 440.

Sq. Creek 430.6

TLK 345.1

3,601.7 acres
total
for South
Elmore &
Clower Hollow.

~~TLK Leasing 294.3~~

South Elmore participants:

Jack Post

Tecoy Kettleling (TLK Farms)

Squaw Creek Farms (Sid Wing)

Hilliard Farms (James Hilliard)

Clower Hollow participants:

John Bentz

Beegh Farms (P.A. Beegh)

Jack Post



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- ☒ Irrigation Information
- ☐ Credit Information
- ☒ Service Location / Address
- ☐ Other _____

This information may be released to the following person(s) or representative of the following organization(s):

Name Department of Water Resources Attn: Cynthia Bridge Clark
Address 1301 W. Orchard St. Box 83720
Bowie, Id. 83720

Information may be released on the following account:

Name South Elmore Irrigation Co., Inc.
Service Location Refer to attached
Account Number " "

List additional accounts on the back.

Signed South Elmore Irrig Co. [Signature] Date 6-18-02
CUSTOMER OF RECORD
DBA [Signature]

This authorization is valid until _____ (Date)



**Washington
Mutual**

FAX COVER SHEET

Date: 6-27-02

To: Cynthia Clark

Company Name:

Fax Number: 327-7866

From: Chris Abola - South Elmore
Irrigation

Company Name:

Fax Number 208-580-2559

Phone Number: 208-580-2581

Number of pages including this page: 5

If you are missing or are unable to read any of the pages please call the phone number listed above to have pages resent.

**CUSTOMER CONSENT FORM**

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☐ Credit Information
☒ Service Location / Address
☐ Other _____

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Name Department of Water Resource Otto: Cynthia Bridget Clark
Address 1301 W. Orchard St. Box 83720
Bow, Id. 83720

Information may be released on the following account:

Name Claver Hollow, LLC
Service Location Refer to attached
Account Number " "

List additional accounts on the back.

Signed

Claver Hollow LLC [Signature]

CUSTOMER OF RECORD

Date 6-18-02

DBA

P.C. Bergh-Bergh Farms - 25%

Thompson Farming - 25%

This authorization is valid until _____

(Date)

CLOVER HOLLOW

6/14/02

IDAHO POWER ACCOUNT #s & LOCATIONS

ACT #SERVICE LOCATIONS (MTN. HOME)

7731944438 (SA 1815751788)	058 07E 1701
3380083411 (SA 6717352004)	045 07E 2701
338 0083411 (SA 6672944046)	05 ^S 06E 0501
338 0083411 (SA 8422001933)	055 07E 1708
338 0083411 (SA 24573003)	045 07E 2702
338 0083411 (SA 9602 098617)	055 07E 0501



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Bow, Id. 83720

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Account Number " "

List additional accounts on the back.

Signed South Elmore Irrig Co. [Signature] Date 6-18-02
CUSTOMER OF RECORD
DBA [Signature]

This authorization is valid until _____ (Date)



Account information as of: 5/1/2002

SO ELMORE CANAL CO
PO BOX 396
MOUNTAIN HOME ID 83647-0396

208 580 2559

T-507 P.005/005 F-988

For general Customer Service Account questions, please
call 1-800-488-6151 in the Boise area, 388-2323.

For more in-depth Irrigation related questions, please
contact the IPCo Agricultural Rep for your area:

Blackfoot, American Falls & Rupert	Dennis Ellison	236-7744
Burley, Twin Falls & Jerome	Richard Hawkes	736-3215
Fairfield, Gooding & Hagorman	Quentin Nesbitt	388-2519
Glenns Ferry, Grand View, & Boise	Rex Winn	388-6366
Nampa, Weiser & Vale	Mike Liechty	465-8626

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SO ELMORE CANAL CO	7752998172	0550 POST	05S06E1101	MTN HOME	3473487	250
SO ELMORE CANAL CO	9827941458	0540 360	05S06E1102	MTN HOME	3473494	210
SO ELMORE CANAL CO	8005278787	0545 HP 150	05S06E1104	MTN HOME	1495942	150
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SO ELMORE CANAL CO	4746561557	0645 T L K	05S07E2101	MTN HOME	2209651	125
SO ELMORE CANAL CO	2465865552	0640 T L K	05S07E2102	MTN HOME	70139610	250
SO ELMORE CANAL CO	9301012071	0635 T L K	05S07E2103	MTN HOME	4029549	100

6-26-02

Cynthia,

Clower Hollow irrigated

all land in 2000.

If you need anything -
else let me know.

I'll be gone until

July 9th then I'll be

home until the 15th

Home #587-9640.

Thank,
Chris

WESTERN BANK
A DIVISION OF WASHINGTON MUTUAL

Mountain Home Branch
(208) 580-2581

2001

RECEIVED

JUN 27 2002

Department of Water Resources

JANUARY						
S	M	T	W	T	F	S
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

FEBRUARY						
S	M	T	W	T	F	S
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28			

MARCH						
S	M	T	W	T	F	S
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

APRIL						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

MAY						
S	M	T	W	T	F	S
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

JUNE						
S	M	T	W	T	F	S
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

JULY						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

AUGUST						
S	M	T	W	T	F	S
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

SEPTEMBER						
S	M	T	W	T	F	S
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

OCTOBER						
S	M	T	W	T	F	S
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

NOVEMBER						
S	M	T	W	T	F	S
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

DECEMBER						
S	M	T	W	T	F	S
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

FDIC insured

Water Right No. JUN 27 2002

DEPARTMENT OF WATER RESOURCES

**ATTACHMENT TO APPLICATION TO LEASE A WATER RIGHT TO THE WATER
SUPPLY BANK - DESCRIBING CRITERIA FOR THE LEASE OF WATER
FROM HIGH-LIFT PUMPERS ON THE SNAKE RIVER**

The Idaho Department of Water Resources (IDWR) will accept Water Supply Bank Lease Applications from high-lift pumpers on the Snake River pursuant to a Memorandum of Agreement (MOA) between IDWR and the U.S. Bureau of Reclamation (Reclamation). The total rental price for up to a maximum of 3 acre-feet per acre is \$50 per acre-foot (including a 10% fee for administrative costs to IDWR of \$4.55). The rental period shall be from May 1 to the end of the irrigation season, provided that by August 15 a lessor who did not divert water prior to acceptance of the lease may give notice that the lessor requires the use of water on and after September 1 for land or crop preparation purposes for the 2003 irrigation season. Leased water rights must be appurtenant to lands that satisfy the following criteria:

1. The acres were fully irrigated in 2001, or
2. The acres were either fully irrigated or under the federal Conservation Reserve Program (CRP) in 2000 and included in the Idaho Power buyback program in 2001, or
3. The acres were under the federal CRP program in 2001 and the lessor has satisfied Reclamation and IDWR that the acres would have been fully irrigated for crops in 2002 had the water rights not been placed in the Water Bank for use by Idaho Power/Reclamation.

IDWR will take the following steps to quantify the amount of water accepted for lease into the Water Bank and rented for the purposes described in the MOA:

1. Map the field boundaries to which the water rights are appurtenant and verify the number of acres in each field using GIS.
2. Establish the volume of water diverted per acre, up to a maximum of 3 acre-feet per acre, based upon the average historic diversion divided by the total acres, which will be determined using US Geological Service and IDWR data (1988 to 1993) or as demonstrated by the lessor to the satisfaction of IDWR.

IDWR shall make lease payments and determine any pro rata reductions in the amount to be paid to a lessor in accordance with the provisions of Section II.e.2 of the MOA.

**APPLICANT HEREBY ACKNOWLEDGES RECEIPT OF A COPY OF THE MOA AND
CERTIFIES THAT THE LANDS ASSOCIATED WITH THE WATER RIGHTS
SOUGHT TO BE PLACED IN THE WATER SUPPLY BANK SATISFY THE
ACCEPTANCE CRITERIA SET OUT ABOVE.**

DATED this _____ day of _____, 2002.

Terry K. Kellertong
(Signature of Applicant/Authorized Agent)