

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1557

This Lease Contract ("Lease") is between the Idaho Water Resource Board ("Board"), and

LESSOR: MURPHY FLATS WATER CO INC
PO BOX 3110
PASCO, WA 99302-3110

SUPPORT DATA
IN FILE # 2-2361

RECEIVED
SEP 01 2022
DEPARTMENT OF
WATER RESOURCES

RECITALS

1. The Board is authorized under chapter 17, title 42, Idaho Code to operate a water supply bank and to contract with lessors to act as an intermediary in facilitating the rental of water.
2. The Lessor has filed a completed application to lease water rights described below into the Water Supply Bank on forms supplied by the Idaho Department of Water Resources and received by the Department on February 02, 2022.
3. The Director of the Idaho Department of Water Resources has reviewed the application for compliance with the Water Supply Bank rules and has approved the Lease subject to conditions listed below.

NOW, THEREFORE, in consideration of the mutual covenants and contracts herein contained, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. **WATER RIGHTS:** The Lessor shall lease and the Board shall accept into the Bank the Applicant's water rights described as follows:

Summary of Water Rights or Portions Leased to the Bank

Water Right No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)
2-2361	1/8/1965	SNAKE RIVER, tributary to COLUMBIA RIVER	3.61	1,220	242.4
2-2370	4/30/1965	SNAKE RIVER, tributary to COLUMBIA RIVER	0.09	21.9	4.4
2-7001	7/15/1967	SNAKE RIVER, tributary to COLUMBIA RIVER	3.61	12.9	251.9
2-10020	9/3/1970	SNAKE RIVER, tributary to COLUMBIA RIVER	3.61	4.0	248.5
Combined Limit Totals			3.61	4.0	248.5
57-179	4/1/1865	SINKER CREEK, tributary to SNAKE RIVER	0.02	Not Stated	248.3
57-180B	4/1/1865	SINKER CREEK, tributary to SNAKE RIVER	0.01	Not Stated	248.3
57-181	12/26/1906	SINKER CREEK, tributary to SNAKE RIVER	4.38	Not Stated	248.3
Combined Limit Totals			4.38	1,117	248.3
57-7152	10/30/1975	SINKER CREEK, tributary to SNAKE RIVER	Not Stated	221	248.3
57-7385	3/12/1984	SINKER CREEK, tributary to SNAKE RIVER	3.83	51.2	243.1
Combined Lease Totals			11.83	1,154	256.5

RECEIVED
OCT 27 2022

WATER SUPPLY BANK LEASE CONTRACT No. 1557

2. **COMPENSATION:** The Lessor shall accept and the Board shall pay compensation determined by the amount of water rented under the following rental rate during such times as the water is rented from the Bank over the term of this Lease.

Minimum Payment Acceptable: Current Rental Rate

3. **TERM OF LEASE:** The term of this lease shall be January 1, 2022 to December 31, 2026. This Lease shall bind the parties and take effect when both parties have signed it.
4. **WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE:** The Lessor shall abide by all terms and conditions contained in the Water Supply Bank Conditions of Acceptance, attached hereto as "Attachment A" and incorporated herein by this reference.
5. **CHANGE OF WATER RIGHT:** This lease specifies water right elements including but not limited to: diversion rates; diversion volumes; number of acres authorized to be irrigated; places of use; points of diversion; beneficial uses; and seasons of use. During the term of this lease, if a water right is administratively changed due to a water right split and renumbering, this lease may be reduced by an equal amount to reflect the water right elements as legally defined under the water right. If a lease contract cannot be reduced sufficient to reflect the legal definition of a water right as amended through a water right split and/or water right transfer, the Board may release the water right from the Water Supply Bank.
6. **ASSIGNMENT OF CONTRACT:** This lease is between the Board and the Lessor, who is the recognized owner or designated representative of the recognized owners of water rights described herein. Should ownership of any part of a water right herein described change during the term of this lease, either through a water right split, a water right transfer, sale of property to which the water right is appurtenant, or through any other recognized water right reassignment, the lease benefits and obligations to the conditions of acceptance for any such water rights will be assigned to the new owners.
7. **DUPLICATE ORIGINAL:** This Lease is executed in duplicate. Each of the documents with an original signature of each party shall be an original.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1557

IN WITNESS WHEREOF, the parties have executed this Contract on the date following their respective signatures.

LESSOR: MURPHY FLATS WATER CO INC
PO BOX 3110
PASCO, WA 99302-3110

By Frank Siegel
Title President
Date 8-26-22

RECEIVED
SEP 01 2022
DEPARTMENT OF
WATER RESOURCES

IDAHO WATER RESOURCE BOARD
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

By Brian Patton
Brian Patton, Acting Administrator
Idaho Water Resource Board

Date 9/6/22

Lease approved by IDWR FP

Date 9/6/22

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1557

ATTACHMENT A WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE

The water rights or portions thereof leased to the bank are described as follows:

Source and Location of Point(s) of Diversion for Water Right No(s): 57-181, 57-179, 57-180B, 57-7152, 57-7385

SINKER CREEK SENW Sec. 11 Twp 04S Rge 02W OWYHEE County

Source and Location of Point(s) of Diversion for Water Right No(s): 2-7001, 2-2361, 2-2370, 2-10020

SNAKE RIVER L 3NWNW Sec. 6 Twp 03S Rge 01E OWYHEE County

Water Right	Beneficial Use	Season of Use			Diversion Rate (CFS)	Volume (AF)
		From		To		
57-7152	IRRIGATION STORAGE	1/01	to	12/31	Not Stated	221 AF
57-7385	IRRIGATION STORAGE	1/01	to	12/31	Not Stated	51.2 AF
57-7152	STOCKWATER STORAGE	1/01	to	12/31	Not Stated	0.5 AF
57-179	IRRIGATION	3/01	to	11/15	0.02 cfs	Not Stated
57-180B	IRRIGATION	3/01	to	11/15	0.01 cfs	Not Stated
57-181	IRRIGATION	3/01	to	11/15	4.38 cfs	Not Stated
2-10020	IRRIGATION STORAGE	3/01	to	11/15	Not Stated	4.0 AF
2-10020	IRRIGATION FROM STORAGE	3/01	to	11/15	Not Stated	4.0 AF
2-10020	DIVERSION TO STORAGE	3/01	to	11/15	3.61 cfs	Not Stated
57-7152	IRRIGATION FROM STORAGE	3/15	to	11/15	Not Stated	221 AF
57-7152	STOCKWATER FROM STORAGE	3/15	to	11/15	Not Stated	Not Stated
2-2361	IRRIGATION	4/01	to	10/15	3.61 cfs	1,220 AF
2-2370	IRRIGATION	4/01	to	10/15	0.09 cfs	21.9 AF
2-7001	IRRIGATION STORAGE	4/01	to	10/15	Not Stated	12.9 AF
2-7001	IRRIGATION FROM STORAGE	4/01	to	10/15	Not Stated	12.9 AF
2-7001	DIVERSION TO STORAGE	4/01	to	10/15	3.61 cfs	Not Stated
57-7385	IRRIGATION FROM STORAGE	4/01	to	11/15	Not Stated	51.2 AF
57-7385	DIVERSION TO STORAGE	11/01	to	7/01	3.83 cfs	Not Stated
Totals:					11.83 cfs	1154.3 AF

PLACES OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION, IRRIGATION FROM STORAGE, STOCKWATER FROM STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	01W	2			39		39	39	8.4	6.6	6.7	7.8	0.4			39			185.9
03S	01W	3										4.7	6.2		2.5		2.4	3.1	18.9
03S	01W	4												1.5			16.2	1.9	19.6

SCANNED
OCT 26 2022

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1557

03S	01W	9	2.5	2.6													5.1
03S	01W	10	5.5	6.2			2.7	2.7									17.1
03S	01W	11						9.9									9.9

PLACES OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION STORAGE, STOCKWATER STORAGE

Twp	Rng	Sec	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
03S	01W	2													X		X	X

Total Acres: 256.5

ADDITIONAL CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the Department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
4. A right accepted into the bank stays in the bank until the Board releases it, or the lease term expires. A right may be released from the bank upon request, provided the Board approves the release. Unless approved by the Department, leased rights may not be immediately available for release.
5. While a water right is in the bank, forfeiture provisions are stayed pursuant to Idaho Code § 42-223(5).
6. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
8. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other Department application process.
9. In accordance with Idaho Code § 42-248 and § 42-1409(6), all owners of water rights are required to notify the Department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
10. If a water right leased into the Water Supply Bank is sold or conveyed during the lease term, and if the leased right was rented, the rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
 - a. Rental payments will go to the lessor(s) of record at the beginning of the rental season, even if the Department processes a Notice of Change in Water Right Ownership during the rental season.
 - b. New lessor(s) of record will receive payment for any subsequent rental seasons.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1557

11. The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.
12. The unleased portions of water under Water Right 57-7385 shall not be diverted under this right when flows in the Snake River are below 8,400 cfs at United States Geological Survey Murphy gaging station.
13. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, these water rights are within State Water District No. 02 and 57D.
14. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
15. Water is delivered through Murphy Mutual Canal.
16. The period of use for the irrigation described in this approval for the unleased portions of Water Rights 2-2361, 2-2370, and 2-7001 may be extended to a beginning date of 3/1 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 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6/15/2009.
17. The period of use for the irrigation described in this approval for the unleased portion of Water Right 57-7385 may be extended to a beginning date of 3/1 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 11/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
18. The period of use for the irrigation described in this approval for the unleased portion of Water Right 57-7152 may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/21/2003.
19. The unleased portion of Water Right 2-2361 is limited to the irrigation of 4,186.6 acres within the authorized place of use in a single irrigation season.
20. The unleased portion of Water Right 2-2370 is limited to the irrigation of 75.6 acres within the authorized place of use in a single irrigation season.
21. The unleased portion of Water Right 2-7001 is limited to the irrigation of 4,351.1 acres within the authorized place of use in a single irrigation season.
22. The unleased portion of Water Right 2-10020 is limited to the irrigation of 4,291.5 acres within the authorized place of use in a single irrigation season.
23. The unleased portions of Water Rights 57-179, 57-180B, 57-181, and 57-7152 are each limited to the irrigation of 4,288.7 acres within the authorized place of use in a single irrigation season.
24. The unleased portion of Water Right 57-7385 is limited to the irrigation of 4,199.9 acres within the authorized place of use in a single irrigation season.
25. The unleased portions of Water Rights 2-2361, 2-2370, 2-7001 and 2-10020 when combined shall not exceed a total diversion rate of 62.4 cfs.
26. The unleased portions of Water Rights 57-179, 57-180B and 57-181 when combined shall not exceed a total diversion rate of 75.7 cfs.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

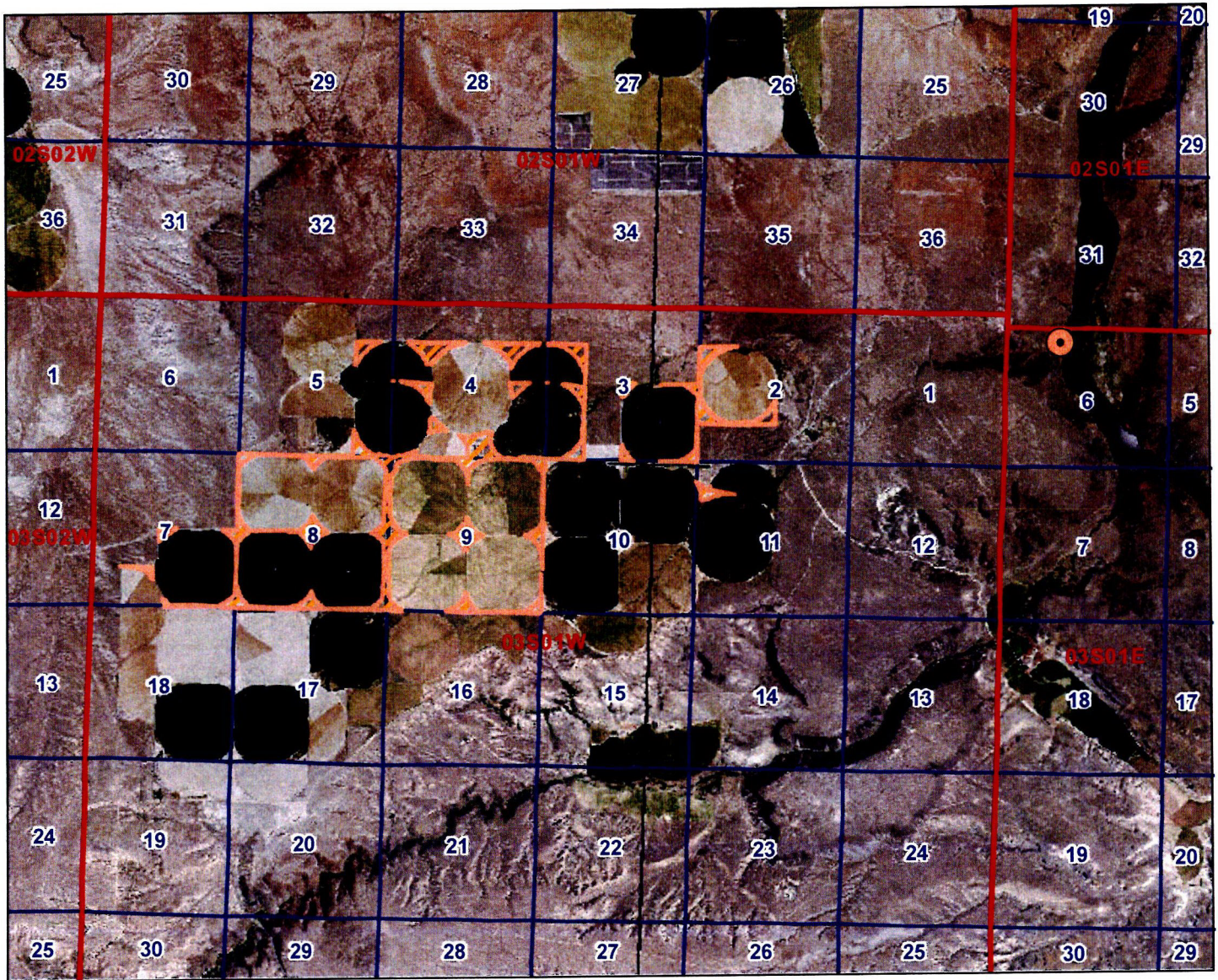
WATER SUPPLY BANK LEASE CONTRACT No. 1557

27. The unleased portions of rights 2-2361, 2-2370, 2-7001, 2-10020, 57-179, 57-180B, 57-181, 57-7152 and 57-7385 when combined shall not exceed a total diversion rate of 204.3 cfs, and the irrigation of 4,430.5 acres.
28. Rights 2-7001, 2-10020, and 57-7152 when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
29. Rights 2-2361, 2-2370, 57-179, 57-180B, 57-181, and 57-7285 when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

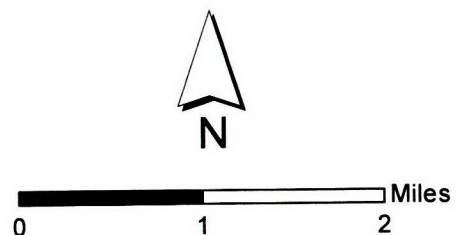
Idaho Water Resource Board
Water Supply Bank Lease Contract No. 1557

2-7001 & 2-10020
Effective until December 31, 2026

This map depicts the IRRIGATION FROM STORAGE place of use to be idled pursuant to the lease contract and is attached to the contract solely for illustrative purposes.



-  Approved Lease Point of Diversion
-  Approved Lease Place of Use
-  Township/Range
-  Sections



SCANNED
OCT 26 2022

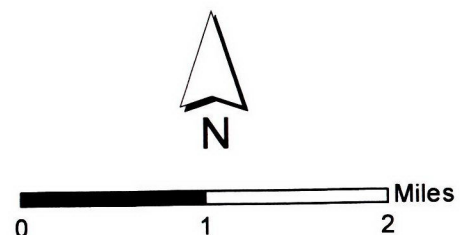
Idaho Water Resource Board
Water Supply Bank Lease Contract No. 1557

2-2361 & 2-2370
Effective until December 31, 2026

This map depicts the IRRIGATION place of use to be idled pursuant to the lease contract and is attached to the contract solely for illustrative purposes.



- Approved Lease Point of Diversion
- Approved Lease Place of Use
- Township/Range
- Sections



SCANNED
OCT 20 2022

Idaho Water Resource Board

Water Supply Bank Lease Contract No. 1557

2-7001 & 2-10020

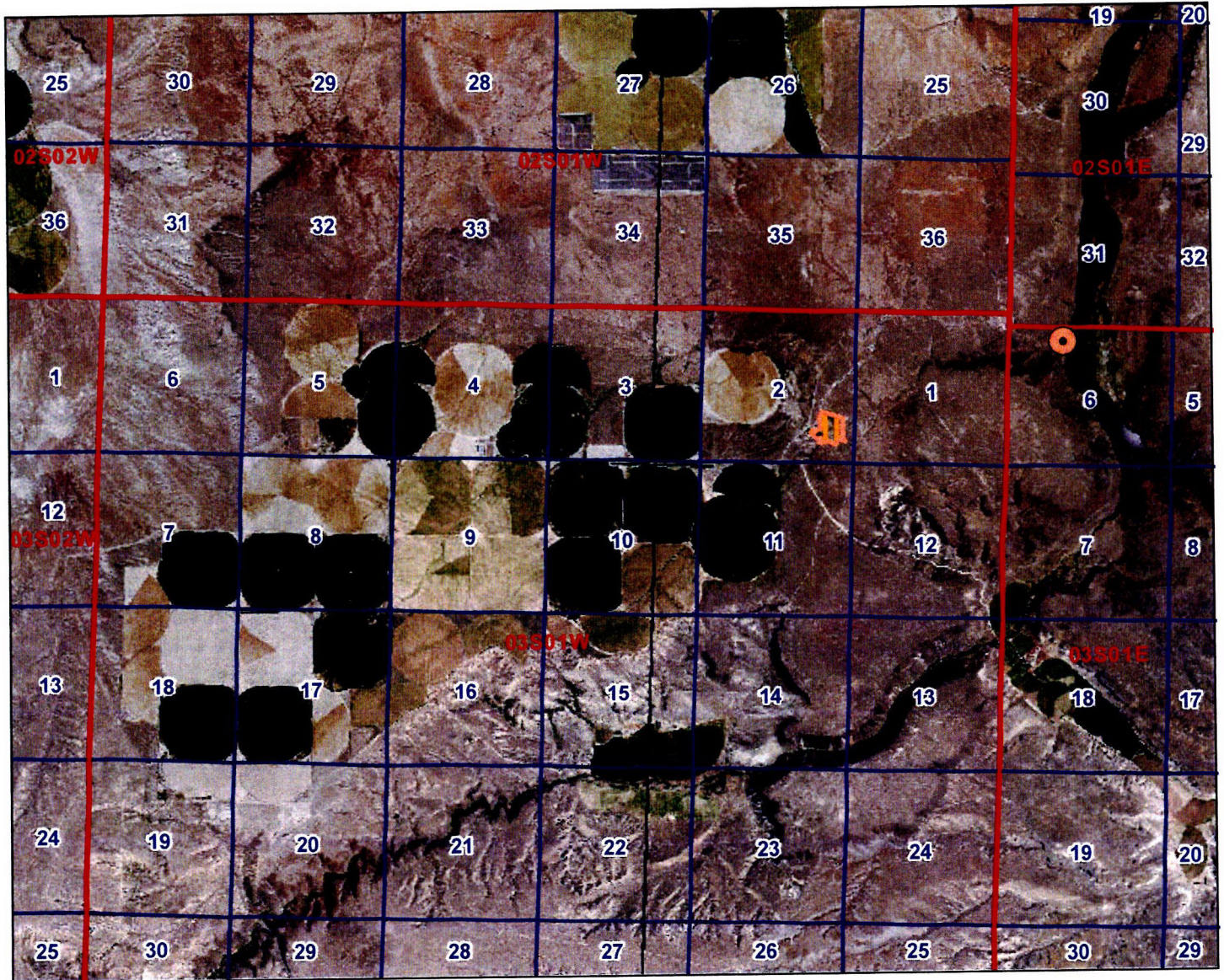
Effective until December 31, 2026

RECEIVED

SEP 01 2022

DEPARTMENT OF
WATER RESOURCES

This map depicts the IRRIGATION STORAGE place of use to be idled pursuant to the lease contract and is attached to the contract solely for illustrative purposes.



○ Approved Lease Point of Diversion

Approved Lease Place of Use

Township/Range

Sections



0 1 2 Miles

SCANNED
OCT 2 2022

STATE OF IDAHO
WATER RESOURCE BOARD

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

RECEIVED
FEB 02 2022
DEPARTMENT OF
WATER RESOURCES

Designated Applicant Murphy Flats Water Co. Inc. **Water Right No.** 57-7385
(Select one owner – see item 1A on the application) (One water right per application)

Is this application being submitted with a rental application as a lease/rental package? Yes ☒ No ☐

This application must be prepared in accordance with the minimum requirement checklist below. Use this checklist to ensure all necessary documentation has been provided. This checklist is part of the lease application and must be included with the lease application. **Applications that do not meet the minimum requirements will not be processed and may be returned or denied.**

MINIMUM REQUIREMENT CHECKLIST

All items must be checked as either *Attached (Yes)* or *Not Applicable (N/A)*

Yes

- ☒ Completed *Application to Sell or Lease a Water Right to the Water Supply Bank*.
- ☒ Application filing fee of \$250.00 per water right. If you are submitting more than one lease application and the water rights have an overlapping, common place of use, or a common diversion rate or volume, the total fee for all water rights is \$500.00. For places of use, multiple water rights must be used to irrigate the same lands in order to qualify for the joint filing fee. Individual filing fees are required for water rights that share a common permissible place of use but which cover separate acres within the permissible place of use.
- ☒ Confirmation this form has been printed **single sided**, per requirement of the Water Supply Bank.

Attachment N/A Yes

- | | | | |
|----|-------------------------------------|-------------------------------------|--|
| 1A | ☐ | ☒ | Signatures and contact information for all owners of the water right to be leased or sold on this application. |
| 1B | ☒ | ☐ | An Internal Revenue Service (IRS) Form W-9 for the Designated Applicant. |
| 1C | ☒ | ☐ | Notice of Change in Water Right Ownership form (accessible from www.idwr.idaho.gov). |
| 1D | ☐ | ☒ | Contact information for an authorized representative and documentary proof they are authorized to represent the Designated Applicant on this application. If the Designated Applicant is a business, partnership, municipality, organization or association, include documents identifying officers authorized to sign or act on behalf of the entity. |
| 2 | ☐ | ☒ | Description of a water right portion offered to the Water Supply Bank. |
| 3 | ☐ | ☒ | A map that clearly outlines the specific location where irrigated acres will be dried up, or where a beneficial use of water will be suspended. You have the option of printing a map using the map tool on IDWR's website at: www.idwr.idaho.gov . |
| 4A | ☒ | ☐ | Written consent from irrigation district or water delivery company. |
| 4G | ☐ | ☒ | Evidence demonstrating the water right has not been forfeited pursuant to Section 42-222(2), Idaho Code . |

Department Use Only

Fee Amount \$ <u>500</u>	Received By: <u>M</u>	Date Received: <u>2.2.22</u>	Receipt # <u>C111849</u>
W-9 received? Yes ☐ No ☒ (Route W-9 to Fiscal)		Name on W-9:	

2304

SCANNED
OCT 26 2022

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

1. CONTACT INFORMATION

- A. This application must be completed by a Designated Applicant who is a current owner of the water right being sold or leased to the Water Supply Bank. If there are additional current owners, those individuals must authorize the Designated Applicant to represent them on this application by completing and signing Attachment 1A of this application package.

Designated Applicant Murphy Flats Water Co. Inc.

Mailing Address PO Box 3110 Pasco Washington, WA 99302

Street

City

State

Zip Code

Email Address _____

Phone Number 509-545-4545

☒ The Designated Applicant is the sole owner of the water right being sold or leased to the Water Supply Bank.

OR

☐ The Designated Applicant is representing additional water right holders who have completed Attachment 1A.

- B. Has the Designated Applicant submitted an IRS Form W-9 to this Department within the last 2 years? Yes ☒ No ☐
If no, complete the form and attach to this application (Attachment 1B).

- C. Are all applicants on this form listed in IDWR's records as the current owners of the water right? Yes ☐ No ☒
If no, attach a *Notice of Change in Water Right Ownership* form along with the required documentation and fee (Attachment 1C).

- D. Is this application being completed by an authorized representative of the Designated Applicant? Yes ☒ No ☐
If yes, representatives (includes employees of Designated Applicant companies) must complete this section and submit documentary proof of their authority to represent the Designated Applicant (Attachment 1D).

Name of Representative Greg Sullivan

Organization Brockway Engineering

Professional Title Engineer

Email Address greg.sullivan@brockwayeng.com

Mailing Address 2016 N Washington St Ste 4 Twin Falls, ID 83301

Phone Number 208-736-8543

☐ Send all correspondence for this application to the representative and not to the Designated Applicant.

OR

☒ Send original correspondence to the Designated Applicant and copies to the representative.

2. DESCRIPTION OF WATER RIGHT OFFERED TO THE BANK

☐ The full water right is being offered to the Bank.

OR

☒ A part of the water right is being offered to the Bank.

If a portion of the water right is being offered, **complete Attachment 2.**

3. MAP

Attach a map of the point(s) of diversion and place(s) of use proposed to be idled by this lease application. Make sure the idled place of use is outlined and annotated with legal land descriptions (Township, Range, Section and Quarter-Quarters) or with GPS coordinates. For irrigation purposes, mark the number of acres you desire to idle. If the water right proposed for lease is located within a permissible place of use (PPU) and portions of the PPU will continue to receive water from non-leased water rights, clearly outline on a map the acres within the PPU that will continue to be irrigated, as well as acres that will be idled during the lease term. Label the map **Attachment 3.**

SCANNED
Page 2
OCT 6 2022

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

4. GENERAL INFORMATION

- A. Is the diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☐ No ☒
If yes, provide written consent from the company, corporation or irrigation district authorizing the proposed sale or lease (Attachment 4A).

If your water right is delivered through a canal, lateral or ditch operated by a canal company, irrigation district, or similar delivery entity, your lease request must include written consent from the company, district, or similar entity for your removal of water from its system pursuant to [Section 42-108, Idaho Code](#) and [IDAPA WSB Rule 37.02.03.25.02e](#).

- B. Please provide a description of the current water diversion and delivery system.
Existing PODs, mainlines and delivery systems.

- C. Describe any other water rights used for the same purpose at the same place of use as the water right being offered to the Bank. None

- D. Are any of the water rights identified in Section 4C stacked with the water right proposed for lease? Yes ☐ No ☒
Stacked water rights are used together to achieve a common beneficial use, such as irrigation of the same lands. Stacked water rights cannot be separated and must be jointly leased to the Water Supply Bank. Stacked water rights qualify for the multiple fee payment of \$500.

- E. Will the present place of use continue to receive water from any other source? Yes ☐ No ☒
If yes, explain the relationship between the different water sources and how enlargement of the authorized use will not occur if this water right is leased.

- F. Identify annual volumes and/or rates of water diverted in the last 5 years to accomplish the beneficial use authorized by this water right. Full beneficial use and leased into the Water Supply Bank

- G. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☒
If yes, describe the circumstances and attach evidence to demonstrate how the water right has not been lost through forfeiture (Attachment 4G). See [Section 42-223, Idaho Code](#) for exceptions to forfeiture. Your application may be denied if forfeiture concerns are not addressed.

- H. Is this water right involved in any other IDWR process, such as an application for transfer or a mitigation plan?
If yes, describe.

Yes ☐ No ☒

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

5. SALE/LEASE AGREEMENT

- A. Is the water right, or portion thereof, offered to the Idaho Water Resource Board (IWRB) for sale ☐ or lease ☒?

If lease, specify the years when the use of water will be suspended: 2022 to 2026 (maximum lease period 5 calendar years).
(Year) (Year)

- B. Show the minimum payment acceptable to the seller/lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than 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 water right for sale or lease to the Idaho Water Resource Board.

The Designated Applicant acknowledges the following:

1. Payment to the Designated Applicant is contingent upon the sale or rental of the water right from the Bank.
2. While a water right is in the Bank, the seller/lessor of the water right may not use the water right, even if the water right is not rented from the Bank.
3. A water right accepted into the Bank stays in the Bank until the Designated Applicant receives written confirmation from the Board or Water Supply Bank that the water right has been released from the Bank.
4. While a water right is in the Bank, forfeiture is stayed.
5. Acceptance of a water right into the Bank does not, in itself, confirm the validity of the water right or any element of the water right.

Frank Tiegs
Signature of Designated Applicant

Frank Tiegs
Printed Name

1-25-22
Date

Signature of Authorized Representative

Printed Name

Date

Mail to:
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

SCANNED
Page 4
OCT 26 2022

**STATE OF IDAHO
WATER RESOURCE BOARD**

Complete Attachment 2 if only a portion of the water right is offered to the Bank.

ATTACHMENT 2

DESCRIPTION OF A WATER RIGHT PORTION OFFERED TO THE WATER SUPPLY BANK

1. <u>Water Right Number</u>	<u>Nature of Use</u>	<u>Leased Rate</u> (cfs)	<u>Leased Volume</u> (af)	<u>Leased Acres</u> (ac)
<u>57-7385</u>				
	Diversion to Storage	3.88	51.9	246.4
	Irr. Storage	3.88	51.9	246.4
	Irr. from Storage	3.88	51.9	246.4
	Total Amounts:	3.88	51.9	246.4

2. Source of water Sinker Creek tributary to Snake River

3. Point(s) of diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
04S	02W	11			SE	NW	Owyhee

SCANNED
OCT 26 2022