STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1353

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

LESSOR: PARK HAMPTON LLC
8700 CHAPARRAL RD
EAGLE, ID 83616-1414

RECEIVED
MAR 09 2021
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 December 31, 2020.

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)
65-587	6/1/1916	PAYETTE RIVER, tributary to SNAKE RIVER	17.280	11,212.00	0.00
Combined Limit Totals			**17.280**	**11,212.00**	**0.00**
Combined Lease Totals			**17.280**	**11,212.00**	**0.00**

Summary of Water Rights Elements Rentable From the Bank

Water Right	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (Limited) (AC)	Rate Per Acre (CFS/AC)	Volume Per Acre (AF/AC)
65-587	0.00	0.00	0.00	0.000	0.00
Combined Limit Totals	**0.00**	**0.00**	**0.00**	**0.0**	**0.0**

**** The water right elements rentable have been reduced from the water right elements leased to account for combined limits and enlargement concerns.***

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: Not Rentable

WATER SUPPLY BANK LEASE CONTRACT No. 1353

3. **TERM OF LEASE**: The term of this lease shall be January 1, 2021 to December 31, 2022. 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. 1353

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

LESSOR: PARK HAMPTON LLC
1050 CASCADE RD
EMMETT ID 83617-4223

By Park Hampton LLC
Title member
Date 3/10/2021

RECEIVED
MAR 22 2021
DEPARTMENT OF WATER RESOURCES

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

By _____ Date 4-2-21
Brian Patton, Acting Administrator
Idaho Water Resource Board

Lease approved by IDWR _____ Date 4-2-21

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1353

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): 65-587

PAYETTE RIVER	L 3(NWNW)	Sec. 7	Twp 06N	Rge 01W	GEM County
PAYETTE RIVER	L 6(SENW)	Sec. 12	Twp 06N	Rge 02W	GEM County
PAYETTE RIVER	L 12(SESW)	Sec. 6	Twp 06N	Rge 01W	GEM County

Water Right	Beneficial Use	Season of Use			Diversion Rate (CFS)	Volume (AF)
		From		To		
65-587	INDUSTRIAL	01/01	to	12/31	17.28 cfs	11,212.0 AF
				Totals:	17.28 cfs	11,212.0 AF

PLACES OF USE TO BE IDLED UNDER THIS LEASE: INDUSTRIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	02W	12			X L7	X L8				X L6									0.0

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.

WATER SUPPLY BANK LEASE CONTRACT No. 1353

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.
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. 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, this water right is within State Water District No. 65.
13. Industrial use is for log pond storage and sawmill use.
14. The total instantaneous diversion of water from all points of diversion under Right 65-587 shall not exceed 19.04 cfs, nor total combined annual volume of 11,912.0 af.
15. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
16. This water right in un-rentable due to concerns of enlargement.

DocuSign Envelope ID: E12F0EF0-350A-448E-869F 70ED112C3

Form 42-1761-1 10/15

RECEIVED
DEC 31 2020
DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
WATER RESOURCE BOARD

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

Designated Applicant Park Hampton L.L.C.
(Select one owner – see item 1A on the application)

Water Right No. 65-587
(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.**

MIMUMUM 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 $ 750	Received By: KH	Date Received: 12.31.2020	Receipt # C109752
W-9 received? Yes ☑ No ☐ (Route W-9 to Fiscal)		Name on W-9: Park Hampton LLC	

DocuSign Envelope ID: E12F0EF0-350A-448E-869E 70ED112C3

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 Park Hampton L.L.C.

Mailing Address 1050 Cascade Road (Street) Emmett (City) Idaho (State) 83617 (Zip Code)

Email Address john@jweagle.com Phone Number 208-412-5969

☑ 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 Chris M. Bromley Organization McHugh Bromley, PLLC

Professional Title Attorney at Law Email Address cbromley@mchughbromley.com

Mailing Address 380 S. 4th St., Ste. 103 Phone Number 208-287-0991

☐ 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.**

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.

Diversions from Payette River to former Boise Cascade facility.

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. 65-585, 65-586, 65-587

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. The rights were partially decreed in the Snake River Basin Adjudication, have been in the water supply bank, and have not been used.

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? Yes ☐ No ☑

If yes, describe.

A security interest in the water rights is held by Boise Cascade Wood Products LLC.

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: 2021 (Year) to 2022 (Year) (maximum lease period 5 calendar years).

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.

Signature of Designated Applicant	Printed Name	Date
John A. Wood	John A. Wood	12/26/2020 | 9:47:13 AM
Signature of Authorized Representative	Printed Name	Date

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

STATE OF IDAHO
WATER RESOURCE BOARD

ATTACHMENT 1A

Additional Water Right Holders Party to the Lease Application

For the water right on this application, list all owners (individuals or business entities) of the right or the property to which it is appurtenant. All water right holders must sign a Water Supply Bank Lease Application. However, only the Designated Applicant needs to provide a completed IRS Form W-9 (Attachment 1B). **All correspondence and any financial payment associated with the rental of this water right will be directed to the Designated Applicant.** If additional space is needed to list any other water right holders, attach a second copy of Attachment 1A.

If submitting multiple applications, it is only necessary to complete one Attachment 1A for the group of applications. List each water right below.

Water Right No(s). 65-585, 65-586, 65-587

	Designated Applicant	Applicant #2	Applicant #3
Name	Park Hampton L.L.C.		
Mailing Address	1050 Cascade Road, Emmett, Idaho 83617		
Phone Number	208-412-5969		
Email Address	john@jweagle.com		
Applicant Declaration	As Designated Applicant, I submit this lease application on behalf of all other water right holders.	I authorize the Designated Applicant to submit this application on my behalf.	I authorize the Designated Applicant to submit this application on my behalf.
Signature	John A. Wood		

	Applicant #4	Applicant #5	Applicant #6
Name			
Mailing Address			
Phone Number			
Email Address			
Applicant Declaration	I authorize the Designated Applicant to submit this application on my behalf.	I authorize the Designated Applicant to submit this application on my behalf.	I authorize the Designated Applicant to submit this application on my behalf.
Signature			

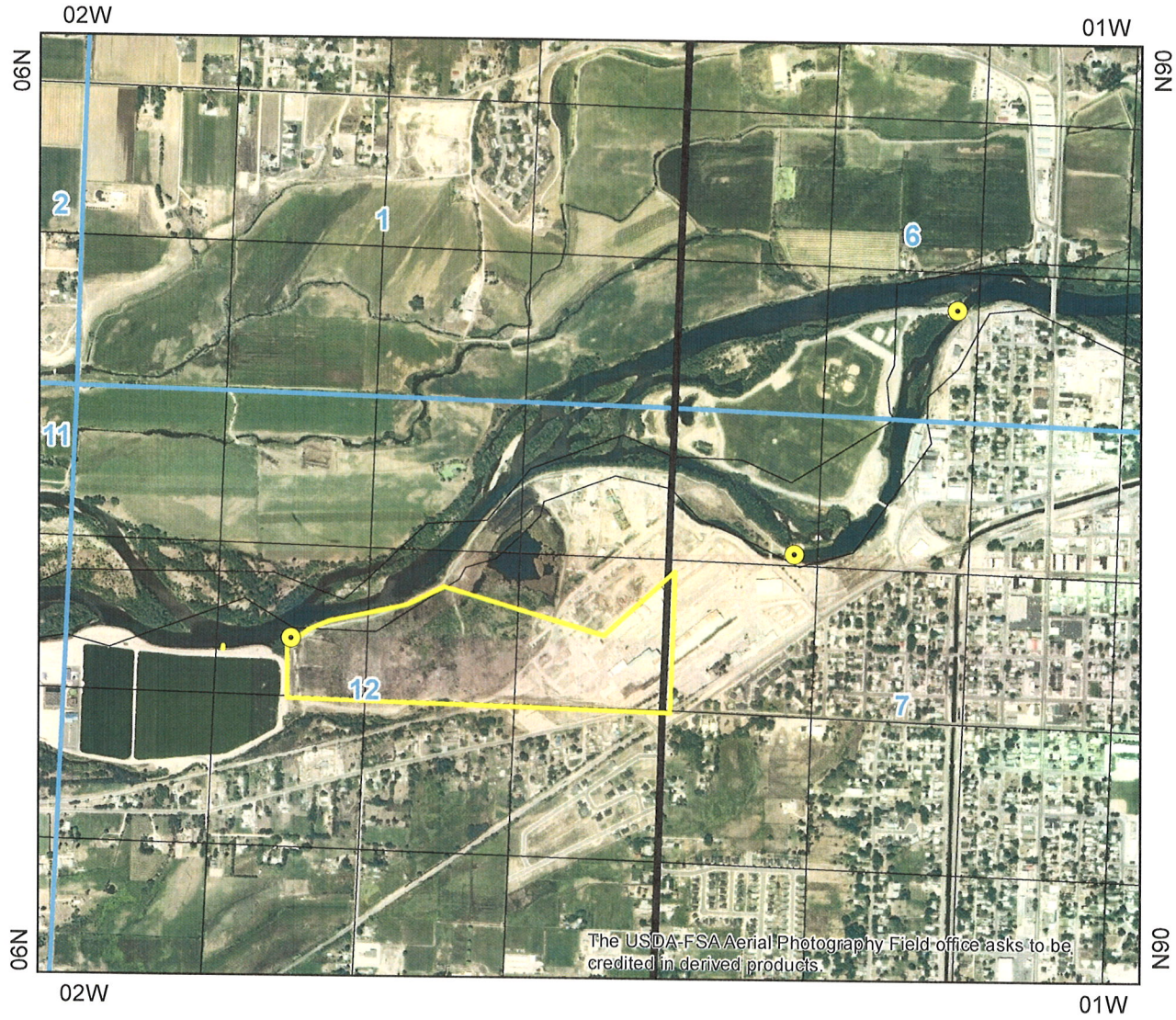
State of Idaho
Department of Water Resources

Water Right

65-587

INDUSTRIAL

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Point of Diversion
Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters

0 0.175 0.35 0.7 Miles

N

Map produced on December 07, 2020

State of Idaho
DEPARTMENT OF WATER RESOURCES
322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098
Phone: (208) 287-4800 • Fax: (208) 287-6700
Website: idwr.idaho.gov • Email: idwrinfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

April 5, 2021

PARK HAMPTON LLC
8700 CHAPARRAL RD
EAGLE ID 83616-1414

RE: WATER SUPPLY BANK LEASE CONTRACTS 1351, 1352 & 1353 FOR WATER RIGHTS 65-585, 65-586 & 65-587

Dear Lessor:

Water rights **65-585, 65-586 & 65-587** were leased into the Water Supply Bank (Bank) as of January 1, 2021, in accordance with the enclosed executed lease contract. **Your water rights, as described on the lease contract, are considered leased into the Bank and should remain unused until they are formally released from the Bank**. More information and further restrictions placed on your water rights while leased can be found in conditions of acceptance of the lease contract. Read the conditions of acceptance carefully.

The rights will automatically be released from the Bank on **December 31, 2022,** unless the rights are released earlier by the Water Resource Board (Board). On behalf of the Board, the Department of Water Resources (Department) can evaluate an early release of the lease contract upon your request. To release the water rights from the Bank prior to the release date, submit a written request on the *Request to Release a Water Right from the Bank* form. This form is available on our public website at www.idwr.idaho.gov. **Please note your water rights may not be available for immediate release if they have been rented or are being considered for a future rental. Furthermore, it is at the discretion of the Department whether or not a water right can be released early from a lease contract.**

If you have questions regarding this matter, please contact this office at bank@idwr.idaho.gov or 208-287-4800.

Sincerely,

Jean Hersley

for
Water Supply Bank

Enclosure: Executed Lease Contract

c: IDWR- Western Region
Water District No. 65
Chris Bromley- McHugh Bromley PLLC

Hersley, Jean

From: Ron Shurtleff <waterdist65@srvinet.com>
Sent: Friday, April 2, 2021 12:38 PM
To: Hersley, Jean
Subject: RE: Executed contracts for Park Hampton 65-585, 65-586, 65-587

Jean,

Thanks, everything appears to be in order. I do not have any questions.

Thanks again,

Ron Shurtleff
102 N. Main St.
Payette, ID 83661
Office: 208-642-4465
Cell: 208-642-0230

From: Hersley, Jean [mailto:Jean.Hersley@idwr.idaho.gov]
Sent: Friday, April 2, 2021 11:26 AM
To: Miller, Nick; waterdist65@srvinet.com
Subject: Executed contracts for Park Hampton 65-585, 65-586, 65-587

These contracts have been executed. Please let me know if you have any questions. Thank you.

Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942

Hersley, Jean

From: Chris Bromley <cbromley@mchughbromley.com>
Sent: Friday, April 2, 2021 10:26 AM
To: Hersley, Jean
Subject: RE: WSB Lease Contracts for Park Hampton LLC

Jean,

If you'd please replace the pages, I'd appreciate it.

Thanks!

Chris

From: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Sent: Friday, April 2, 2021 9:46 AM
To: Chris Bromley <cbromley@mchughbromley.com>
Subject: RE: WSB Lease Contracts for Park Hampton LLC

There is an issue with one of the contracts. Water right 65-587 has a condition that says, "*The total instantaneous diversion of water from all points of diversion under Right 65-587 shall not exceed 19.04 cfs, nor total combined annual volume of 11,912.0 af.*

There are 11 other water rights that are diverted from the various POD's of water right 65-587. For those other water rights to be able to get their rate and volume, we are going to have to make 65-587 un-rentable to avoid enlargement. We can either send out a new contract for Park Hampton to sign or replace the pages of the contract with the unrentable amount and send the signed contract out. Please let me know how you would like to proceed. Sorry for the confusion.

Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942

From: Chris Bromley [mailto:cbromley@mchughbromley.com]
Sent: Friday, April 2, 2021 8:55 AM
To: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Subject: RE: WSB Lease Contracts for Park Hampton LLC

Thanks, Jean!

From: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Sent: Friday, April 2, 2021 8:51 AM
To: Chris Bromley <cbromley@mchughbromley.com>
Subject: RE: WSB Lease Contracts for Park Hampton LLC

We did. Thank you. The leases have been signed and will probably go out in the mail next week.

From: Chris Bromley [mailto:cbromley@mchughbromley.com]
Sent: Friday, April 2, 2021 8:45 AM
To: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Subject: RE: WSB Lease Contracts for Park Hampton LLC

Jean,

Checking in to see if you got the additional signed original for this one.

Thanks,

Chris

From: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Sent: Thursday, March 18, 2021 2:57 PM
To: Chris Bromley <cbromley@mchughbromley.com>
Subject: RE: WSB Lease Contracts for Park Hampton LLC

Not yet

From: Chris Bromley [mailto:cbromley@mchughbromley.com]
Sent: Thursday, March 18, 2021 2:22 PM
To: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Subject: RE: WSB Lease Contracts for Park Hampton LLC

Jean,

I head email's back up and working. Did you get the originals and change of address you were looking for?

Thanks,

Chris

From: Chris Bromley <cbromley@mchughbromley.com>
Sent: Wednesday, March 10, 2021 3:21 PM
To: 'Hersley, Jean' <Jean.Hersley@idwr.idaho.gov>
Subject: RE: WSB Lease Contracts for Park Hampton LLC

Jean,

You should be getting two more signed originals and a change of address. Should I check back on Monday to see if you got them?

Thanks,

Chris

From: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Sent: Tuesday, March 9, 2021 1:56 PM
To: Chris Bromley <cbromley@mchughbromley.com>
Subject: RE: WSB Lease Contracts for Park Hampton LLC

Sorry to bug you again. I only received one signed contract of each of the contracts. There are 3 and I need two original signatures of each contract.

Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942

From: Chris Bromley [mailto:cbromley@mchughbromley.com]
Sent: Tuesday, March 9, 2021 12:32 PM
To: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Subject: Re: WSB Lease Contracts for Park Hampton LLC

Jean,

I did email the lease to him after I got it from you, so he should have received it. Do you have a signed lease back?

Thanks,

Chris

On Tue, Mar 9, 2021, 10:48 AM Hersley, Jean <Jean.Hersley@idwr.idaho.gov> wrote:

> The Department sent out the WSB Lease contracts for Park Hampton LLC for signature on February 24, 2021. The envelope was returned to the Department as an insufficient address. The contracts were sent to the address on the applications: 1050 Cascade Rd, Emmett, ID. Is there a better address to send these contracts too? I have also attached a Change in Address form if needed. Let me know if you have any questions. Thank you.
>
> *Jean Hersley*
>
> *Technical Records Specialist II*
>
> *Idaho Dept Water Resources*
>
> *(208) 287-4942*

Rev. 02/14

For Office Use Only
Updated by JMR
Date 3-24-21

RECEIVED
MAR 22 2021
DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in address of the owners of record for the listed water rights.
(Please print or type)

Water Right Number(s): 1351 1352 1353

Name(s): Park Hampton LLC

Old Mailing Address: 1050 Cascade Rd
Emmett Id

New Mailing Address: 8700 Chaparral Rd
Eagle Id 83616

Telephone Number: 208 412 5969

Email: John@JWEagle.com

Signature(s) of Owner(s) Member
Park Hampton LLC
(Include your title if on behalf of company or organization.)

Date:

Send a signed original to your closest regional office:

IDWR Northern Region
7600 N. Mineral Dr., Suite 100
Coeur d'Alene, ID 83815-7763
(208) 762-2800

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
650 Addison Ave W, Suite 500
Twin Falls, ID 83301-5858
(208) 736-3033

Hersley, Jean

From: Chris Bromley <cbromley@mchughbromley.com>
Sent: Wednesday, March 10, 2021 3:21 PM
To: Hersley, Jean
Subject: RE: WSB Lease Contracts for Park Hampton LLC

Jean,

You should be getting two more signed originals and a change of address. Should I check back on Monday to see if you got them?

Thanks,

Chris

From: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Sent: Tuesday, March 9, 2021 1:56 PM
To: Chris Bromley <cbromley@mchughbromley.com>
Subject: RE: WSB Lease Contracts for Park Hampton LLC

Sorry to bug you again. I only received one signed contract of each of the contracts. There are 3 and I need two original signatures of each contract.

Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942

From: Chris Bromley [mailto:cbromley@mchughbromley.com]
Sent: Tuesday, March 9, 2021 12:32 PM
To: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Subject: Re: WSB Lease Contracts for Park Hampton LLC

Jean,

I did email the lease to him after I got it from you, so he should have received it. Do you have a signed lease back?

Thanks,

Chris

On Tue, Mar 9, 2021, 10:48 AM Hersley, Jean <Jean.Hersley@idwr.idaho.gov> wrote:

> The Department sent out the WSB Lease contracts for Park Hampton LLC for signature on February 24, 2021. The envelope was returned to the Department as an insufficient address. The contracts were sent to the address on the applications: 1050 Cascade Rd, Emmett, ID. Is there a better address to send these contracts too? I have also attached a Change in Address form if needed. Let me know if you have any questions. Thank you.

Jean Hersley

Technical Records Specialist II

Idaho Dept Water Resources

(208) 287-4942

ECTION
20
0-0098

6020210224-111511973

6

Boise
PERMIT# 1

RETURN SERVICE REQUESTED

83617

RECEIVED
MAR 08 2021
DEPARTMENT OF
WATER RESOURCES

Jean

WSB
65-585
586
587

PARK HAMPTON LLC
1050 CASCADE RD
EMMETT ID 83617

NIXIE 842 CC 1700 0103/02/21

RETURN TO SENDER
INSUFFICIENT ADDRESS
UNABLE TO FORWARD

Hersley, Jean

From: Hersley, Jean
Sent: Tuesday, March 9, 2021 10:48 AM
To: 'john@jweagle.com'; 'Chris Bromley'
Subject: WSB Lease Contracts for Park Hampton LLC
Attachments: change-in-address.pdf

The Department sent out the WSB Lease contracts for Park Hampton LLC for signature on February 24, 2021. The envelope was returned to the Department as an insufficient address. The contracts were sent to the address on the applications: 1050 Cascade Rd, Emmett, ID. Is there a better address to send these contracts too? I have also attached a Change in Address form if needed. Let me know if you have any questions. Thank you.

Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942

State of Idaho
DEPARTMENT OF WATER RESOURCES
322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098
Phone: (208) 287-4800 • Fax: (208) 287-6700
Website: idwr.idaho.gov • Email: idwrinfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

February 24, 2021

PARK HAMPTON LLC
1050 CASCADE RD
EMMETT ID 83617

RE: APPLICATION TO LEASE WATER RIGHTS 65-585, 65-586 & 65-587 TO THE WATER SUPPLY BANK CONTRACT 1351, 1352 & 1353

******TIME SENSITIVE RESPONSE REQUIRED*****

Dear Applicant:

The Department of Water Resources has completed its review of your application to lease the above-mentioned water right to the Water Supply Bank. **I have enclosed two original Water Supply Bank Lease Contracts for your review and signature**. **Please sign and return ALL Lease Contracts within 14 days**. Upon signature and return of the contracts, the Department will also sign the original contracts and return an executed copy to you. The Lease Contract is not considered final until you and the Department have both signed.

The right will automatically be released from the Bank on **December 31, 2022,** unless the right is released earlier by the Board, or upon your request. To release the right from the Bank prior to the release date, submit a written request on the Request to Release a Water Right from the Bank form. To propose a new lease period, submit a new Application to Sell or Lease a Water Right to the Water Supply Bank form along with applicable fees to the Department. These forms are available from any IDWR office or from our public website at http://www.idwr.idaho.gov. Please note your right may not be available for immediate release if it has been rented.

Please review the conditions of acceptance listed on the Lease Contract, including #3 which says:

> "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."

If you have questions regarding this matter, please contact this office at bank@idwr.idaho.gov or 208-287-4800.

Sincerely,

Jean Hersley

for
Water Supply Bank

Enclosures: Proposed Lease Contracts
Receipt: C109752

C: McHugh Bromley

Hersley, Jean

From: Hersley, Jean
Sent: Wednesday, February 24, 2021 8:10 AM
To: Ron Shurtleff
Subject: WSB Lease for 65-587
Attachments: Idled Acres 1353.pdf; Report - Lease Contract - 1353.docx; Lease Application Review .xls

Please let me know within 7 days if you have any comments or concerns with the attached lease. Thank you.

Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942

WATER SUPPLY BANK

Lease Review Checklist

Applicant(s) Name: Park Hampton LLC

Memo Date: February 23, 2021

Water Right Number(s): 65-585 65-586 65-587

Reviewers Name: Jean

Quick Tools

ecreed Year	No Forfeiture Concerns Thru:
2011	2017
2012	2018
2013	2019
2014	2020
2015	2021

		Check box		COMMENTS/CONCERNS:
1	**Fill out WSB Data Entry Checklist for Leases (Front of File)**	x		
2	**Reason for lease of water rights (Brief description of lease proposal in narrative)**			
	Portion of right			
	All of right	x		
3	Check GWMA/CGWA/ADC and basin 63 areas of concern (note area in comments)			
		Yes	**No**	
4	Rentable? (If no explain in comments or narrative)	x		
5	**Authority to file**			
	Current owner or designated applicant	x		
	SOS Web site checked for business entity	x		John Wood Manager
	Other (explain in comments)			
6	**Water Right validity**			
	Decreed/Licensed/Statutory claim date (write in comments section)			2002
	Past irrigation to ensure forfeiture is not an issue if decreed or licensed over 7 years ago (consider transfers that changed the POU, rentals to the POU etc.)			
	Has this right previously been leased to the bank or in CREP?	x		2003 to 2020
7	**Injury to other water rights**			
	If the POD is through a delivery entity, was consent provided?		na	
	If the POD is through a delivery entity, was holdback required? (percentage in comments)			%
	Any other concerns		x	
8	**Enlargement concerns**	**Check box**		
	Complete a POU comparison overlap analysis	x		
	Complete a combined limits review	x		
	Complete POD overlap analysis (if there is an overlap add condition to lease)	x		
		Yes	**No**	
	Are there overlapping rights that need to be placed in the bank also?		x	
	Will the place of use continue to receive water? (if yes explain in comments)		x	
9	**Local Public Interest**			
	Does the processor know of any problems this action will cause for the local public?		x	
10	**Have you contacted regional office and watermaster for comment/concerns?**	x		
	Send the watermaster comment request form or e-mail request	x		65-587
11	Area Headgate requirement (write in Comments)			4.5
12	**Is water right involved in any other department action? Pull file and check database** ( ) Ownership Change ( ) Transfer ( ) Mitigation ( ) Other - Explain in comments		x	
13	**Narrative:** The Department received these applications on December 31, 2020. The applicant wishes to place the entirety of all rights in the Bank. John Wood, manager, signed the applications. These water right were decreed in 2002 and placed in the Bank in 2003 and have been in the Bank since. 65-585- domestic, 65-586- fire protection, 65-587- industrial. There are no combined limits for these rights so they will be on separate leases. These rights were for a sawmill that is no longer in operation. Water right 65-587 is within WD 65, the other rights are ground water rights and are not in a WD at this time.			

0003919001

STATE OF IDAHO
Office of the secretary of state, Lawerence Denney
ANNUAL REPORT
Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: $0.00

For Office Use Only
-FILED-
File #: 0003919001
Date Filed: 6/30/2020 3:00:48 PM

Entity Name and Mailing Address:

Entity Name:	PARK HAMPTON LLC
The file number of this entity on the records of the Idaho Secretary of State is:	0000129685
Address	8700 CHAPARRAL RD EAGLE, ID 83616-1414

Entity Details:

Entity Status	Active - Existing
This entity is organized under the laws of:	IDAHO
If applicable, the old file number of this entity on the records of the Idaho Secretary of State was:	W39099

The registered agent on record is:

Registered Agent	JOHN A WOOD Registered Agent Physical Address 1050 CASCADE RD EMMETT, ID 83617 Mailing Address 83714

Limited Liability Company Managers and Members

Name	Title	Business Address
John A Wood	Manager	8700 CHAPARRAL RD EAGLE, ID 83616

The annual report must be signed by an authorized signer of the entity.

John Wood
Sign Here

06/30/2020
Date

Job Title: Manager

BUS19-0923 06/30/2020 3:00 PM Received by ID Secretary of State Lawerence Denney