

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 301

RECEIVED

MAY 13 2019

**DEPARTMENT OF
WATER RESOURCES**

This is to certify that:

OWYHEE FARMING CO LLC
FRANK TIEGS
PO BOX 3350
PASCO, WA 99302

filed an application to rent water from the Water Supply Bank ("Bank"). The Idaho Water Resource Board ("Board"), being authorized to operate a Bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director, Department") for rental of water from the Bank, agrees to rent water as follows:

Summary of Water Rights or Portions Rented from the Bank

Water Right No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate Per Acre (CFS/AC)	Volume Per Acre (AF/AC)
2-10395	7/30/1969	SNAKE RIVER, Tributary of the Columbia River	6.70	1426.5	317.0	0.021	4.50
2-10398	7/30/1969	SNAKE RIVER, Tributary of the Columbia River	0.78	175.5	39.0	0.020	4.50
57-179	4/1/1865	SINKER CREEK, Tributary of the Snake River	0.02	10.3	251.7	0.000	0.04
57-180B	4/1/1865	SINKER CREEK, Tributary of the Snake River	0.01	5.2	251.7	0.000	0.02
57-181	12/26/1906	SINKER CREEK, Tributary of the Snake River	4.44	1,132.7	251.7	0.018	4.50
2-2361	1/8/1965	SNAKE RIVER, Tributary of the Columbia River	3.20	1,228.0	215.0	0.015	5.71
2-2370	4/30/1965	SNAKE RIVER, Tributary of the Columbia River	0.09	22.0	4.4	0.020	5.00
2-7001	7/15/1967	SNAKE RIVER, Tributary of the Columbia River	3.66	13.0	255.3	0.014	0.05
2-10020	9/3/1970	SNAKE RIVER, Tributary of the Columbia River	3.66	4.0	251.8	0.015	0.02
57-7152	10/30/1975	SINKER CREEK, Tributary of the Snake River	0.00	223.9	251.7	0.000	0.89
57-7385	3/12/1984	SINKER CREEK, Tributary of the Snake River	4.20	51.9	246.4	0.017	0.21
Combined Limit Totals			12.26	1149.9	255.3	0.050	4.50
2-4	6/1/1956	SNAKE RIVER, Tributary of the Columbia River	0.20	40.0	10.0	0.02	4.00
2-2176A	5/1/1962	SNAKE RIVER, Tributary of the Columbia River	0.09	46.9	13.6	0.007	3.45
2-2405A	5/18/1967	SNAKE RIVER, Tributary of the Columbia River	0.16	59.2	13.6	0.012	4.35
Combined Limit Totals			0.25	61.2	13.6	0.018	4.50
Combined Rental Totals			20.19	2,853.1	634.9	0.020	4.50

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 301

Term of Rental: This rental agreement shall take effect when all parties have signed it and shall continue in effect until December 31, 2021. Use of rental water shall be authorized as of either the date this rental agreement takes effect or the first day of the rental season of use, in 2019, whichever occurs last.

Annual Rental Fee:

2019 - 2021: \$7,525.80 annually

The full fee for the rental of the above-described right(s) is \$7,525.80 per year for years 2019 - 2021. The rental fee includes an administrative fee of \$5,704.20 per year for years 2019 - 2021. Note that the renter is obligated to pay only the administrative fees associated with the water right(s): 57-179, 57-180 B, 57-181, 2-2361, 2-2370, 2-7001, 2-10020, 57-7152, 57-7385, 2-10398, 2-10395.

An annual payment shall be received by the Department on or before December 31 each year preceding the use of the rented water rights. The agreement will be void if payment is not received by the due date in a given year. Rental fees are non-refundable. To voluntarily terminate the agreement early, notify the Department in writing prior to the rental fee due date.

Total Water Use Authorized Under Rental Agreement

Beneficial Use	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate/Acre (CFS/AC)	Volume/Acre (AF/AC)
IRRIGATION	11.57	2,246.0	561.5	0.020	4.00
Total	11.57	2,246.0	561.5	0.020	4.00

** The authorized water usage reflects a reduction from the water right elements rented, to account for combined limits and address enlargement.*

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 301

The undersigned renter agrees to use the water rented under this agreement in accordance with the Water Supply Bank rules and in compliance with the limitations and conditions of use described in this agreement:

Frank Tiegs _____
Signature of Renter _____ Date _____

Frank Tiegs, Managing Member _____
Printed Name _____ Title _____

*Title required if signing on behalf of a company or organization or with power of attorney

Having determined that this agreement satisfied the provisions of Idaho Code § 42-1763 and IDAPA 37.02.03.030 (Water Supply Bank Rule 30), for the rental and use of water under the terms and condition herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board.

By Brian Patton _____ Date 5/16/2019
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

Rental approved by IDWR Chad Webb _____ Date 5-16-2019

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 301

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER SESE Sec. 4, Twp 06S, Rge 08E, OWYHEE County

BENEFICIAL USE
IRRIGATION

DIVERSION RATE
11.57 CFS

VOLUME
2,246.0 AF

SEASON OF USE

Water Right No.	From	To
57-7152	3/15	11/15
2-4	3/15	11/15
2-2405A	3/15	11/15
57-181	3/1	11/15
57-179	3/1	11/15
57-180 B	3/1	11/15
2-7001	4/1	10/15
2-2361	4/1	10/15
2-2370	4/1	10/15
2-10020	3/1	11/15
57-7385	4/1	11/1
2-2176 A	3/15	10/31
2-10398	3/1	10/31
2-10395	3/1	10/31

RENTERS PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	08E	5						34.0	33.0	26.0	38.0	32.0	5.0	6.1		19.0			193.1
06S	08E	6	28.0			27.0													55.0
06S	08E	7				26.0					17.0			16.0	23.0	26.0	29.0	23.0	160.0
06S	08E	8					30.0	30.0	38.0	33.0	0.4	22.0							153.4

Total Acres: 561.5

RENTAL AGREEMENT CONDITIONS OF ACCEPTANCE

1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from 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.
3. Use of water under this agreement does not constitute a dedication of the water to renter's place of use, and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to those authorized under the water right and/or again be available to rent from the bank.
4. Use of water under this agreement shall not prejudice any action of the Department in its consideration of an application for transfer or permit filed by the applicant for this same use.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 301

5. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
6. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
7. Renter acknowledges and agrees that the Director may terminate authorization for the use of a water right based on a water right's priority date.
8. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
10. Rental of rights 57-179, 57-180 B, 57-181, 57-7152, 57-7385, 2-4, 2-2176 A, 2-2361, 2-2370, 2-2405A, 2-7001, 2-10020, 2-10395, and 2-10398, when combined shall not exceed a total diversion rate of 11.57 cfs, a total annual maximum diversion volume of 2246.0 af at the field headgate, and the irrigation of 561.5 acres.
11. 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).
12. Use of water under this right may 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. 02.
13. The period of use for the irrigation under right 2-2176 A described in this approval may be extended to 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 after 10/31 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.
14. The period of use for the irrigation under rights 57-181, 57-179, 57-180 B, and 2-10020 described in this approval 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 the date of this approval.
15. The period of use for the irrigation under rights 2-10398 and 2-10395 described in this approval 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 3/15 and after 10/31 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.
16. The period of use for the irrigation under rights 57-7385 described in this approval 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.
17. The period of use for the irrigation under rights 2-7001, 2-2361, and 2-2370 described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 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 following rights are diverted through point of diversion described above: 02-2260, 02-7019B, 02-1019D, 02-7022B, 02-7023B, 02-7102B, 02-10422 and 02-10510.

Idaho Water Resource Board
Attachment to Water Supply Bank Rental Agreement No. 301

Effective until December 31, 2021

This map depicts the **rental place of use** pursuant to the rental agreement and is attached to the agreement solely for illustrative purposes.



-  Authorized Rental Point of Diversion
-  Authorized Rental Place of Use
-  Township/Range
-  Sections

0  1 Miles

STATE OF IDAHO
WATER RESOURCE BOARD

**APPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANK**

RECEIVED
OCT 18 2018
DEPARTMENT OF
WATER RESOURCES

Applicant Name: Owyhee Farming Company, LLC

Is this application being submitted with a lease application as a lease/rental package?

Yes ☒ No ☐

If yes, specify companion water rights in Section 4

This application must be completed according to the minimum requirement checklist below. This checklist is part of the rental application and must be included with the rental application. Applications that do not meet the minimum requirements will not be placed in the processing queue and may be returned until all minimum requirements have been met.

Rental applications should be submitted well in advance of the desired start date for the use of rental water. Rental applications may be processed as early as November 1 of the year prior to the intended use of rental water. Any rental application received on or before November 1 for use in the next year will be assigned a received date of November 1. Rental applications submitted more than one year in advance of the proposed start date for the use of rental water will not be accepted and will be returned to applicants. Rental applications may be returned to applicants if the desired start date for the use of rental water cannot be accommodated by the Water Supply Bank. Rental requests will not be accepted once the rental season of use period has concluded.

One rental application per beneficial use of water. For multiple beneficial uses of water, separate rental requests should be submitted for each unique beneficial use of water. One rental application can be submitted if you propose to rent water from multiple sources.

For additional instructions on completing a rental application, visit the Bank's website at http://idwr.idaho.gov/water_supply_bank.

MINIMUM REQUIREMENT CHECKLIST

Check All Items as Either Attached (Yes) or Not Applicable (N/A)

		Yes	
		☒	Completed <i>Application to Rent Water from the Board's Water Supply Bank</i>
		☒	Confirmation that this form has been printed single sided, per requirement of the Water Supply Bank
Attachment	N/A	Yes	
2	☒		A map showing the proposed point(s) of diversion, place(s) of use, and water diversion and distribution systems proposed to be used with your rental request
3A	☐	☒	Detailed information on a proposed use of rental water
3F	☒	☐	Authorization from the owner/operator of the rental point(s) of diversion
3H	☒	☐	Water modeling to account for the impacts of the rental request
3J	☒	☐	Documents justifying a rate of flow greater than 0.02 cfs/acre
3K	☐	☒	Authorization from the owner/operator of the property at the proposed rental place(s) of use
4B	☐	☒	Explanation of how the rental water will sufficiently accomplish your rental purposes
4C	☒	☐	Explanation of consumptive use amounts for water rights experiencing a change in nature of use

Department Use Only – Proposed Water Right(s)

2-10395	2-7001	2-2370
2-10398	2-2361	2-10020

**STATE OF IDAHO
WATER RESOURCE BOARD**

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Owhyee Farming Company, LLC

Mailing Address P.O. Box 3350 Pasco, WA 99302

Street

City

State

Zip Code

Email Address _____

Phone Number 509-545-4545

- B. Is this application being completed by an authorized representative on behalf of the applicant? Yes ☐ No ☐
If yes, representatives (includes company employees if the applicant is a corporation, as well as legal counsel or consultants) should provide their information below if they desire to be included on correspondence with the rental applicant.

Representative Greg Sullivan

Professional Title Engineer

Organization Brockway Engineering

Relationship to Applicant Consultant

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

Email Address greg.sullivan@brockwayeng.com

Phone Number 208-736-8543

2. MAP

Create a map of the proposed point(s) of diversion, place(s) of use and water diversion, delivery and distribution systems. Make sure the rental 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 irrigate. Attach the map to this application and label it **Attachment 2**.

3. DESCRIPTION OF PROPOSED USE FOR RENTAL WATER

- A. Describe why you desire to rent water and provide a detailed description of your proposed use. If the proposed use is not for irrigation, describe in detail how you determined the amount of rental water required. If the space below is insufficient, attach additional sheets as required and label them **Attachment 3A**:

The rental water will be used for irrigation purposes.

- B. Enter the desired and/or minimum rates of flow, volume, or irrigable acres requested for your rental purposes:

Desired Rate (Cubic Feet/Second)	Desired Volume (Acre-Foot)	Minimum Rate* (Cubic Feet/Second)	Minimum Volume* (Acre-Foot)	Desired Acres (if applicable)
18.08 CFS	2526.8 AF	18.08 CFS	2526.8 AF	561.5 AC

* Sometimes water rights provide an exceptionally low rate per acre and/or low volume per acre. This section is meant to establish an acceptable range of water sufficient for your proposed water use. Please see question 4B and complete if necessary.

- C. This section must be completed in full. Enter the proposed start date and latest possible start date for using rental water as well as the number of years you would like to rent water. The latest possible start is the latest possible date by which you would be willing to pay for a rental and be able to benefit from utilizing rental water.

Desired Start Date (month/day/year)	Latest Possible Start Date (month/day/year)	*Mark Desired Rental Duration (Calendar Years)					**Applicant's preference if rental application cannot be processed prior to the latest possible start?	
4/01/2019	6/01/2019	☒	☒	☒	☐	☐	☒ Process application as soon as possible	☐ Return application to applicant

* The number of years permissible for a rental is subject to the lease contract duration for the water right(s) being rented.

** Per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right. Water Supply Bank rental applicants are not authorized to utilize rental water prior to the execution of an approved rental agreement. Rental requests may be returned to applicants if no water is available from the Bank to fulfill a rental request.

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

- D. Describe your water distribution system and how rental water will be delivered from the point(s) of diversion (POD) to the proposed place of use (POU):

Existing diversion structures, mainlines and delivery systems

- E. Describe the physical type (pump, headgate, etc.) and location of the POD from which rental water is proposed to be diverted:

POD Description	Water Source	Other Water Rights Diverted from this POD
06S08E Sec 4 SESE	Snake River	

If the POD(s) above are located where water is turned into a canal, lateral or ditch, or if they are located on your property but are serviced by water that is delivered via a canal, lateral or ditch, your rental request must include documented authorization from all relevant canal companies, irrigation districts and/or water delivery entities, confirming that they consent to your diversion of water from their system.

- F. Has documented consent from all relevant water delivery entities been obtained? Yes ☐ N/A ☒
If yes, include documented consent as Attachment 3F.

- G. Do any POD(s) identified in Question 3E divert from a water source that may require water modeling? Yes ☐ No ☒
Refer to the Water Modeling Requirements Information Sheet to determine if a rental POD may require water modeling.

- H. Has water modeling been provided with your rental request? Yes ☐ N/A ☒
If yes, label modeling Attachment 3 H.
Rental applications that require modeling will be returned if modeling is not provided.

- I. Specify the desired beneficial use of water and the requested season of use or number of acres required:

- ☒ Irrigation 561.5 (number of acres) Duration: Subject to IDWR standard seasons of use
- ☐ Commercial from: _____ (mm/dd) to: _____ (mm/dd)
- ☐ Stockwater from: _____ (mm/dd) to: _____ (mm/dd)
- ☐ Industrial from: _____ (mm/dd) to: _____ (mm/dd)
- ☐ Other: _____ from: _____ (mm/dd) to: _____ (mm/dd)

- J. For irrigation uses, do you propose to divert water at a rate greater than 0.02 cfs/acre? N/A ☐ Yes ☐ No ☒
If yes, justify the rate of flow and attach any supporting documents as Attachment 3J. Justification may include information on soil composition, conveyance losses, crop type, irrigation systems, public access areas, etc. A rate of 0.03 cfs/acre is permissible for irrigation of 5 acres or less.

- K. Do you own the land at the proposed rental place of use (POU)? Yes ☐ No ☒
If no, attach documentation from the POU owner/operator confirming your authorization to use the POU and label it Attachment 3K.

- L. List all other water rights and sources of water at the rental place of use for the same purpose, including privately owned water rights and water received from a municipal supplier, an irrigation district, a canal company or any other water delivery entity. Explain why additional water is required:

2-2260, 2-7019B, 2-1019D, 2-7022B, 2-7023B, 2-7102B, 2-10422, 2-10510. Snake River

**STATE OF IDAHO
WATER RESOURCE BOARD**

Application to Rent Water (Continued)

4. RENTAL REQUESTS FOR SPECIFIC WATER RIGHTS

A. Are you requesting to rent specific water rights?

Yes ☒ No ☐

If yes, specify below the elements of the water rights you are requesting to rent. If no, continue to Question 4B.

Important Information: Diversion rates and volumes sought for rent must be proportionate to the per acre diversion rates and per acre volume limits of the water right under lease contract to the Water Supply Bank. Prior to completing this section, applicants should review all water right lease contracts and any active rental agreements to determine which elements of a water right are available to satisfy a rental request. Lease and rental documents are searchable via [IDWR's website](#).

Water rights identified below must either already be leased to the Bank or a lease proposal should accompany this rental request. Rental requests for water rights not yet leased to the Bank will be returned if companion lease applications are not provided with the rental request. For leased rights featuring combined limits, rentals must be consistent with combined diversion rate, volume or acre limits. Combined limits should be listed on a row below water right numbers.

Water Right Elements Leased to Water Supply Bank					Leased totals, minus water right elements involved in active rental agreements, equals water right elements available for rent	Water Supply Bank Rental Request		
Water Right Number (leave blank if sub-total of combined limits)	Nature of Use	Diversion Rate (CFS)	Volume (AF)	Acres (AC)		Diversion Rate (CFS)	Volume (AF)	Acres (AC)
2-10395	Irrigation	6.7	1426.5	317		5.32	1132.7	251.7
2-10398	Irrigation	0.78	175.5	39		0.78	175.5	39
2-7001	Irrigation	3.66	13	255.3		11.98	1218.6	270.8
2-2361	Irrigation	3.2	1228	215		11.98	1218.6	270.8
2-2370	Irrigation	0.09	22	4.4		11.98	1218.6	270.8
2-10020	Irrigation	3.66	4	251.8		11.98	1218.6	270.8
Applicants must ensure the requested rate per acre and volume per acre do not exceed the rate per acre and volume per acre limits of water rights leased to the Water Supply Bank					TOTAL	18.08	2526.8	561.5
						CFS	AF	AC

**Attach multiple copies of this page if space above is insufficient to list all water rights requested to be rented on this application.*

B. If water right conditions, combined limits, or the sum of all water right elements being requested provide an unconventional duty of water (e.g., an unusually low rate per acre or volume per acre for irrigation use), explain how your proposed rental will sufficiently accomplish your intended purposes. Attach a separate page if space is insufficient and label it **Attachment 4B**:

N/A

C. Does your rental request propose to change the nature of use for any water right(s) being rented?

Yes ☐ No ☒

If yes, explain how the water right(s) will be converted to new uses. Include the historic, consumptive use amounts for the water right being rented if you have it, as well as the new consumptive use amount for your proposed beneficial use. If space below is insufficient, attach a separate page and label it **Attachment 4C**:

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

5. ADDITIONAL INFORMATION

- A. Is this the first time that rental water is being requested for this purpose at the rental place of use? Yes ☐ No ☒

If no, list previous rental requests/agreements and explain why you have not secured a permanent water right for your needs:
Permanent water rights have not been secured for this farm.

- B. Have you or do you intend to submit an application for permit or transfer proposing a similar use as this rental?

If yes, describe:

Yes ☐ No ☒

- C. Was this rental application submitted in response to a Notice of Violation (NOV) or a pending NOV?

Yes ☐ No ☒

If yes, describe the date and location of the NOV.

- D. Additional Information

None

DECLARATION

I hereby assert that the information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval. I understand that if this rental application is approved, it will be subject to the provisions of Section 42-1766, Idaho Code and all applicable state and federal laws. I understand that the submission of a rental application provides no guarantee for approval of a rental agreement. I also understand that, per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right and that I am not authorized to utilize water as proposed in this application prior to the execution of an approved rental agreement.

Frank Tiegs
Signature of Applicant

Frank Tiegs President Pasco Farming Inc
Sole member

Printed Name of Applicant

10-10-18
Date

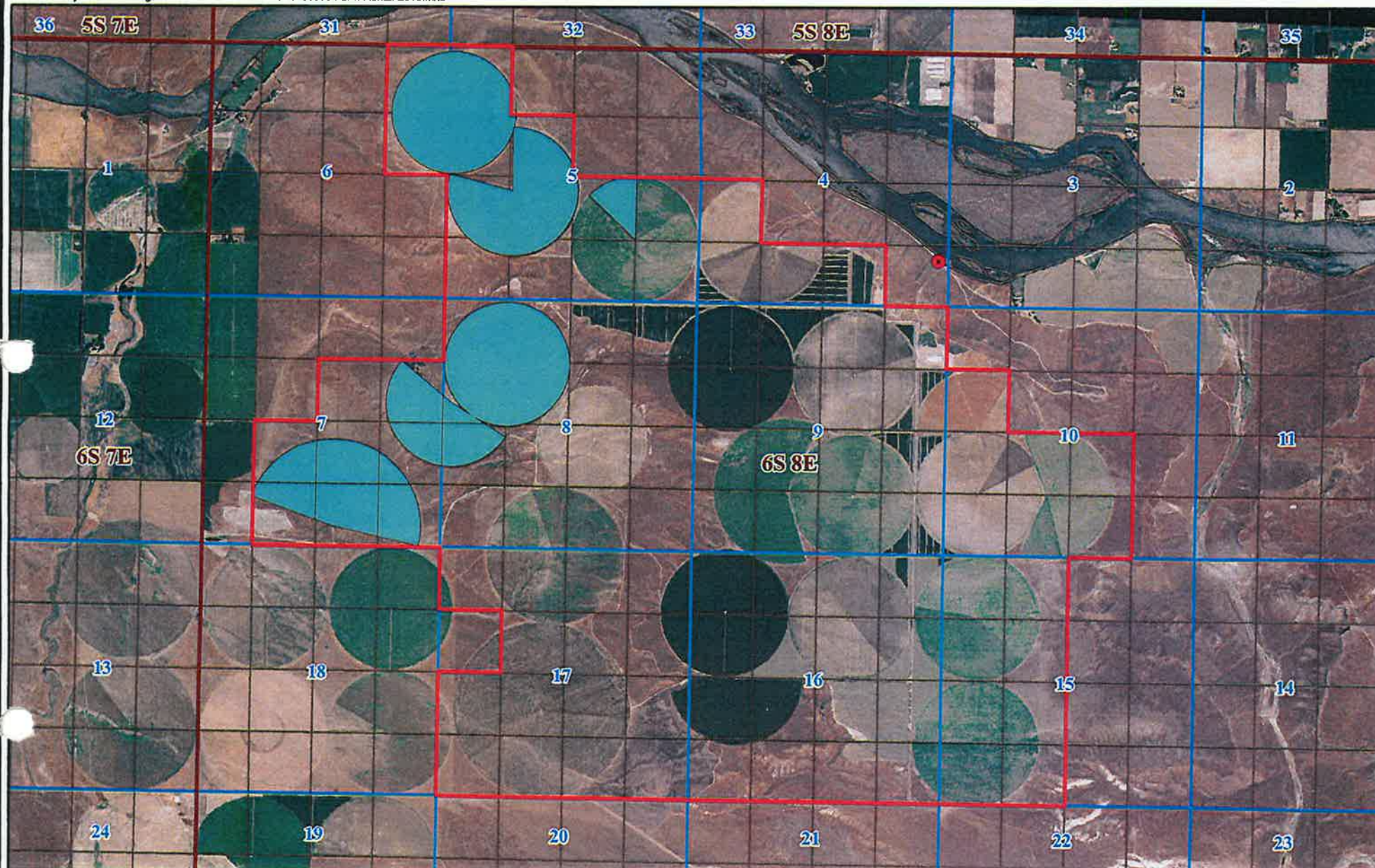
Signature of Representative

Printed Name of Representative

Date

Mail to:

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



0 0.25 0.5 1 Miles

HOODCO FARM

Owhyee Farming Rentals
NAIP 2017 AERIAL

BROCKWAY ENGINEERING, PLLC.
GWS - Date: 10/3/2018

Legend

- POD
- Hoodco Farm PPU
- 2019_Owhyee_Rental



No. W 98608		Due no later than Dec 31, 2017		2. Registered Agent and Address (NO PO BOX)	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		1. Mailing Address: Correct in this box if needed. OWYHEE FARMING COMPANY, LLC FRANK TIEGS PO BOX 3350 PASCO WA 99302 USA		STEVEN SCHOSSBERGER 1205 IRON EAGLE DR STE B EAGLE ID 83616	
				3. <u>New</u> Registered Agent Signature:*	
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.					
Office Held	Name	Street or PO Address	City	State	Country
MEMBER	PASCO FARMING INC	PO BOX 3350	PASCO	WA	USA
					Postal Code 99302
5. Organized Under the Laws of: ID W 98608		6. Annual Report must be signed.* Signature: Tim Tippet Name (type or print): Tim Tippet Date: 01/16/2018 Title: Vice President			
Processed 01/16/2018		* Electronically provided signatures are accepted as original signatures.			

No. C 171405		Due no later than Feb 28, 2018 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		1. Mailing Address: Correct in this box if needed. PASCO FARMING, INC. JANELLE MCCLORY PO BOX 3350 PASCO WA 99302		STEVEN SCHLOSSBERGER 1205 E IRON EAGLE DR EAGLE ID 83616			
				3. New Registered Agent Signature:*			
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).							
Office Held	Name	Street or PO Address	City	State	Country	Postal Code	
PRESIDENT	FRANKLIN S TIEGS	6610 W COURT ST #B	PASCO	WA	USA	99301	
SECRETARY	FRANKLIN S TIEGS	6610 W COURT ST #B	PASCO	WA	USA	99301	
DIRECTOR	FRANKLIN S TIEGS	6610 W COURT ST #B	PASCO	WA	USA	99301	
5. Organized Under the Laws of: WA C 171405		6. Annual Report must be signed.* Signature: Tim Tippet Name (type or print): Tim Tippet Date: 01/16/2018 Title: Authorized Agent					
Processed 01/16/2018		* Electronically provided signatures are accepted as original signatures.					

CONTRACT OF AGREEMENT

RECEIVED
OCT 18 2018
DEPARTMENT OF
WATER RESOURCES

To Whom It May Concern,

Owyhee Farming Company, LLC and Murphy Land Company have entered into a 2019 agreement regarding the rental payment for 356.0 acres of water rights 2-10395 and 2-10398.

Murphy Land Company has been paid in full for the duration of the rental contract of any portion of water rights 2-10395 and 2-10398 from Owyhee Farming Company, LLC.

Therefore, the rental payment of the 90% of the rental fee to the owner of water rights 2-10395 and 2-10398 has been paid in full. Owyhee Farming Company, LLC will pay the annual rental fee of 10% of the rental fee to the Idaho Water Supply Bank.

Owyhee Farming Company, LLC

Frank Tieg Frank Tieg, President Aso Farming Inc.
Sole Member

Date: 10-10-18

Murphy Land Company

Frank Tieg Frank Tieg, Managing Member

Date: 10-10-18

RECEIVED

OCT 18 2018

DEPARTMENT OF
WATER RESOURCES

CONTRACT OF AGREEMENT

To Whom It May Concern,

Owyhee Farming Company, LLC and Murphy Flats Water Co Inc have entered into an 2019 agreement regarding the rental payment for 99.0 acres of water rights 57-179, 57-180B, 57-181, 2-2361, 2-2370, 2-7001, 2-10020, 57-7152 and 57-7385.

Murphy Flats Water Co Inc has been paid in full for the duration of the rental contract of any portion of water rights 57-179, 57-180B, 57-181, 2-2361, 2-2370, 2-7001, 2-10020, 57-7152 and 57-7385 from Owyhee Farming Company, LLC.

Therefore, the rental payment of the 90% of the rental fee to the owner of water rights 57-179, 57-180B, 57-181, 2-2361, 2-2370, 2-7001, 2-10020, 57-7152 and 57-7385 has been paid in full. Owyhee Farming Company, LLC will pay the annual rental fee of 10% of the rental fee to the Idaho Water Supply Bank.

Owyhee Farming Company, LLC

Frank Tiegs

Frank Tiegs President

Asco Farming, Inc
Sole member

Date: 10-10-18

Murphy Flats Water Co Inc

Frank Tiegs

Frank Tiegs President

Date: 10-10-18

Frاند Tiegs
2019 Hoodco Farm Rental

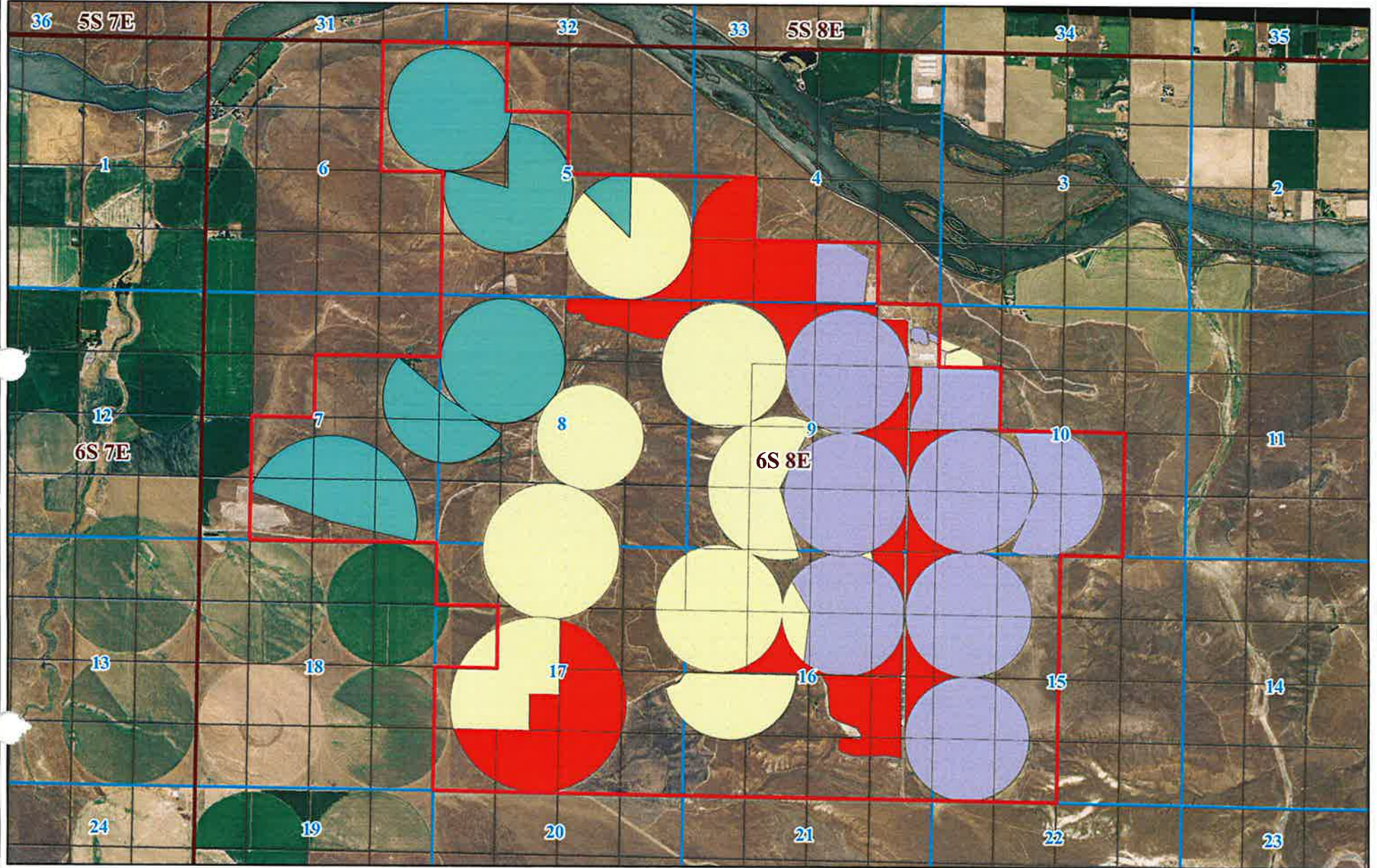
2019-2021 Rental

Water Right Number	Contract Start	Contract End	WRowner	Source	Rate	Volume	Acres	Combined Rate Limit	Combined Volume Limit	Combined Total Acres	2019 Rental CFS	2019 Rental AFA	2019 Rental Acres
2-10395	1/1/2019	12/31/2021	MURPHY LAND CO LLC	SNAKE RIVER	6.7	1426.5	317	6.7	1426.5	317	5.32	1132.7	251.7
2-10398	1/1/2019	12/31/2021	MURPHY LAND CO LLC	SNAKE RIVER	0.78	175.5	39	0.78	175.5	39	0.78	175.5	39.0
2-7001	12/31/2016	12/30/2021	MURPHY FLATS WATER CO INC	SNAKE RIVER	3.66	13	255.3	11.98	1218.6	270.8	11.98	1218.6	270.8
2-2361	12/31/2016	12/30/2021	MURPHY FLATS WATER CO INC	SNAKE RIVER	3.2	1228	215	11.98	1218.6	270.8			
2-2370	12/31/2016	12/30/2021	MURPHY FLATS WATER CO INC	SNAKE RIVER	0.09	22	4.4	11.98	1218.6	270.8			
2-10020	12/31/2016	12/30/2021	MURPHY FLATS WATER CO INC	SNAKE RIVER	3.66	4	251.8	11.98	1218.6	270.8			
Totals											18.08	2526.8	561.5

2019-2019 Rental

2-7237A	1/1/2019	12/31/2019	CROWN FARM OUTBACK LLC	SNAKE RIVER	5.9	1475	295	5.9	1475	295	5.9	1475	295.0
2-10181	1/1/2019	12/31/2019	CROWN FARM OUTBACK LLC	SNAKE RIVER	3.2	640	160	3.2	640	160	3.2	640	160.0
2-7064	1/1/2019	12/31/2019	CROWN FARM OUTBACK LLC	SNAKE RIVER	6.36	1590	318	6.36	1590	318	6.36	1590	318.0
2-10189	1/1/2019	12/31/2019	CROWN FARM OUTBACK LLC	SNAKE RIVER	2.83	473.6	141.5	2.83	473.6	141.5	2.83	473.6	141.5
Totals											18.29	4179	914.5
Total Combined Amounts											36.37	6705.4	1476.0

RECEIVED
OCT 18 2018
DEPARTMENT OF
WATER RESOURCES



0 0.25 0.5 1 Miles

RECEIVED

OCT 18 2018

DEPARTMENT OF
WATER RESOURCES

HOODCO FARM

Owhyee Farming Rentals
NAIP 2017 AERIAL

Legend

- Hoodco Farm PPU
- 2019_Owhyee_Rental
- 2019_Crown_Rental
- Hoodco Farm Midnight Sun Rental
- Hoodco WR POU QQ



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

May 17, 2019

OWYHEE FARMING CO LLC
FRANK TIEGS
PO BOX 3350
PASCO WA 99302

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 2-4, 2-2176A, 2-2361, 2-2370, 2-2405A, 2-7001, 2-10020, 2-10395,
2-10398, 57-179, 57-180B, 57-181, 57-7152, and 57-7385, AGREEMENT 301**

Dear Renter:

Please find enclosed a receipt in the amount of **\$7,525.80** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 2,853.1 acre-feet of water for irrigation of 561.5 acres during 2019. Upon receipt of this fully executed agreement, you are authorized to divert water in compliance with the conditions of water use described in the agreement.

The full fee for the rental of the above-described rights is \$7,525.80 per year for years 2019-2021. The rental fee includes an administrative fee of \$5,704.20 per year for years 2019-2021. Note that the renter is obligated to pay only the administrative fees associated with the water rights: 57-179, 57-180B, 57-181, 2-2361, 2-2370, 2-7001, 2-10020, 57-7152, 57-7385, 2-10398, 2-10395.

If you have any questions, please contact this office at (208) 287-4800.

Sincerely,

Water Supply Bank

Enclosures: Receipt No. C106799
Rental Agreement (copy)

c: Sascha Marston – Fiscal
Nick Miller – IDWR Western Regional Office
Rob Whitney – State Water District No. 02
Jes Erling – IDWR
Greg Sullivan – Brockway Engineering



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 30, 2019

OWYHEE FARMING CO LLC
FRANK TIEGS
PO BOX 3350
PASCO WA 99302

RE: **APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 2-2361, 2-2370, 2-7001, 2-10020, 2-10395, 2-10398, 57-179, 57-180B,
57-181, 57-7152, AND 57-7385, AGREEMENT 301**

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

Dear Applicant:

The Department of Water Resources acknowledges receipt of your application to rent water from the Water Supply Bank. **I have enclosed a Water Supply Bank Rental Agreement for your review and signature.** Upon signature and return of the original agreement, together with the rental fee described below, the Department will also sign the original agreement and return an executed copy to you. Execution of the agreement and compliance with the conditions of approval authorize diversion and use of water as provided in the agreement.

The full fee for the above-described rights is \$7,525.80 per year for years 2019-2021. The rental fee includes an administrative fee of \$5,704.20 per year for years 2019-2021. Note that the renter is obligated to pay only the administrative fees associated with water rights: 57-179, 57-180B, 57-181, 2-2361, 2-2370, 2-7001, 2-10020, 57-7152, 57-7385, 2-10398, and 2-10395.

Please send a check for \$7,525.80 made payable to the Idaho Department of Water Resources, **together with the signed rental agreement, within 14 days** so I can complete processing.

If you have any questions, please contact this office at (208) 287-4800.

Sincerely,


for Water Supply Bank

Enclosure

c: IDWR Front Desk
Greg Sullivan – Brockway Engineering

WATER SUPPLY BANK RENTAL AGREEMENT NO.

To: Water Rights 2-2361, 2-2370, 2-7001, 2-10020, 2-10395, 2-10398
From: Ashley Ritter
Date: February 21, 2019
Re: Review & Analysis of Owyhee Farming Company LLC Application to Rent Water from the State Water Supply Bank (Application #1207/Agreement #301)

PURPOSE/NARRATIVE: On October 18, 2019, Greg Sullivan of Brockway Engineering submitted a rental application on behalf of Owyhee Farming Company LLC. This application proposes to rent rights 2-2361, 2-2370, 2-7001, 2-10020, 2-10395 and 2-10398 for the 2019 through 2021 irrigation season to irrigate 561.5 acres in T6S, R8E, Sections 5, 6, 7 and 8. These water rights are owned by Murphy Land Company and Murphy Flats Water Co Inc. The points of diversion for these rights from the Snake River are below CJ Strike Reservoir.

It is important to note this rental package contains water from Sinker Creek (57-179, 57-180B, 57-181, 57-7152 and 57-7385) and The Snake River (2-2361, 2-2370, 2-10020, and 2-7001), and that the applicant sought only Snake River Water. Because of the way the rights are stacked both Sinker Creek and Snake River water need to be rented together, and this rental package reflects that. The Sinker Creek water rights do not contribute any additional volume or acres when stacked with the Snake River rights. The Sinker Creek water rights only can contribute to the diversion rate. Since the rental POD is upstream from the Sinker Creek POD, any water flow from Sinker Creek to the Snake River would not physically pass the rental POD, therefore no additional diversion rate from the Sinker Creek rights will be included in this rental package.

Upon review of the rights requested for rental, accounting for combined limits, the acres needed cannot be accommodated with just the requested rental rights. Water rights 2-4 (WSB lease contract 901), 2-2176A and 2-2405A (WSB lease contract 649) have been added to this rental package to accommodate the needed 561.5 irrigation acres.

AUTHORITY TO FILE: The rental application was signed by Frank Tiegs. Review of the Secretary of State Business Search shows Mr. Tiegs as a managing member of Owyhee Farming Company LLC. According to the Owyhee County parcel data, the land on which the POU is located is owned by Midnight Sun Inc. There is a lease and security agreement that authorizes Owyhee Farming Company to farm Midnight Sun property. The lease agreement ends in October 2019.

A contract agreement between Owyhee Farming Company and Murphy Land Company regarding rental payment for water rights 57-179, 57-180B, 57-181, 2-2361, 2-2370, 2-7001, 2-10020, 57-7152, and 57-7385 was submitted with this rental application. Frank Tiegs signed for both parties (Owyhee Farming Company and Murphy Land Company). Review of the Secretary of State Business Search shows Mr. Tiegs as a managing member of both Owyhee Farming Company LLC and Murphy Land Company.

A contract of agreement between Owyhee Farming Company and Murphy Flats Water Co Inc. regarding rental payment for water rights 2-10395 and 2-10398 was submitted with this rental application. Frank Tiegs signed for both parties (Owyhee Farming Company and Murphy Flats Water Co Inc.). Review of the Secretary of State Business Search shows Tim Tippet as the secretary of Murphy Flats Water Co. Tim Tippet is also listed as the Vice President of Murphy Land Company. The department presumes that Frank Tiegs is authorized to sign for Murphy Land Company and the department accepts the signed agreements based on the Secretary of State information found.

WATER RIGHT VALIDITY: Water rights 2-10395 and 2-10398 were decreed in 2009 and have been leased into the Bank since 2014. Water rights 2-2361, 2-2370, 2-7001, and 2-10020 were partially decreed in May and June 2009. They have also been leased into the bank since 2014. Forfeiture is not an issue at this time.

INJURY TO OTHER WATER RIGHTS: No anticipated injury.

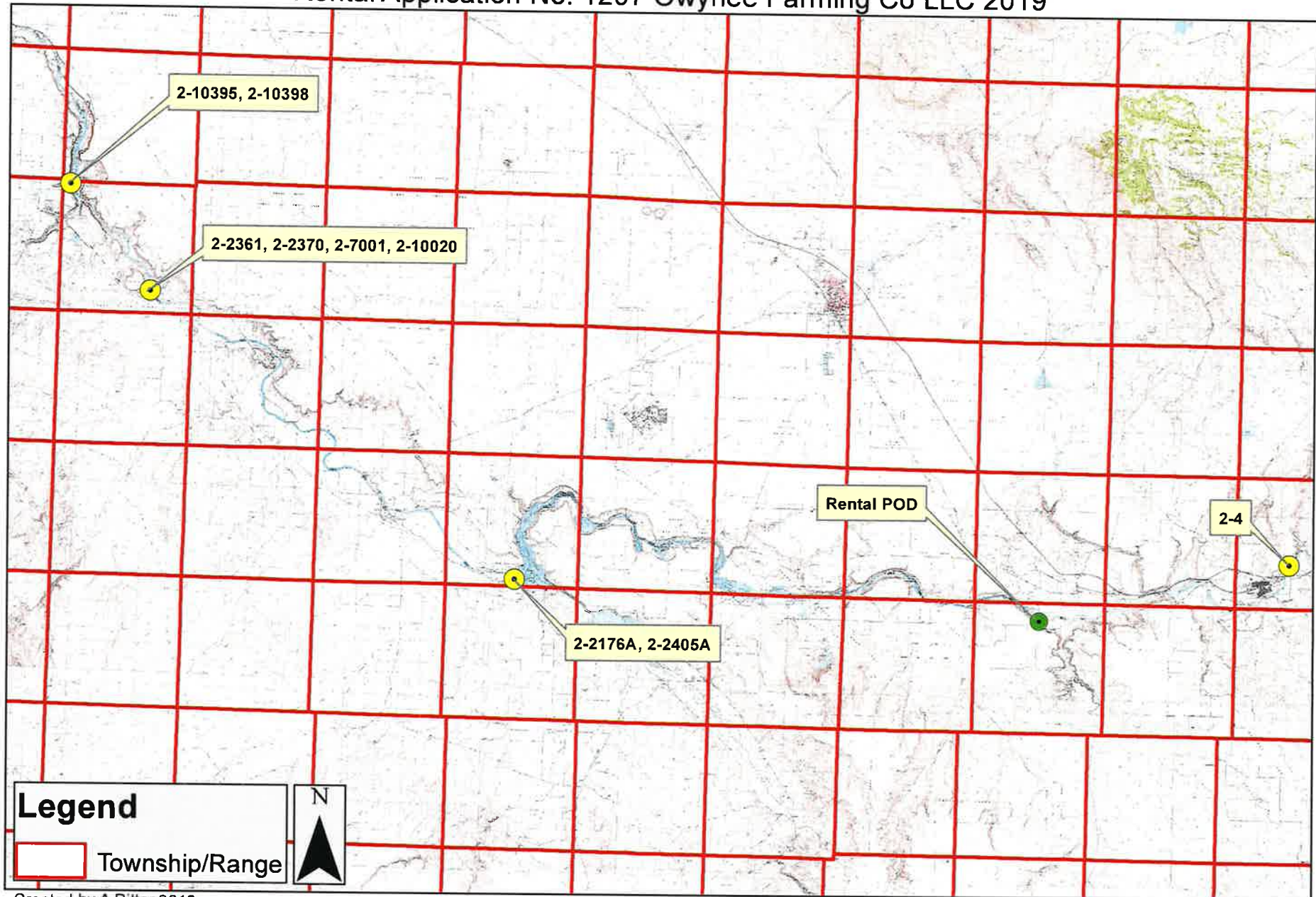
ENLARGEMENT OF USE: No anticipated enlargement.

LOCAL PUBLIC INTEREST: Review staff has no information to suggest this application is inconsistent with the local public interest.

BENEFICIAL USE/CONSERVATION OF WATER RESOURCES: The rental appears consistent with the conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The location for the rental POD is subject to Water District # 02.

Rental Application No. 1207 Owyhee Farming Co LLC 2019



Created by A Ritter 2019

0 2.5 5 10 15 20 Miles

Rental POU Use:	0.02 cfs/ac	4.5 afa/ac
-----------------	-------------	------------

Rental Request:	18.08 cfs (0.03 cfs/ac)	2526.8 afa (4.5 afa/ac)	561.5 acs
-----------------	-------------------------	-------------------------	-----------

Rental Required:	11.23	2526.75	561.5
------------------	-------	---------	-------

Rental Water Right	Companion Lease	Requested	contract
2-10395	yes	yes	929
2-10398	yes	yes	916
2-7001	no	yes	343
2-2361	no	yes	343
2-2370	no	yes	343
2-10020	no	yes	343
2-4	no	no	901
2-2176A	no	no	649
2-2405A	no	no	649
			649

combined

2-2176A & 2-2405A individual and combined rental		
Rate	Vol	Acre
0.09	46.91	13.6
0.16	59.23	13.6
0.25	106.1	13.6

929

916

343

901

649

Remaining Balance Required

Rate	Vol	Acres	Rate/AC	Vol/AC
0.09	-224.15	-49.8	0.00	4.50

Lease Amounts Rentable				
Rate	Vol	Acres	Rate/AC	Vol/AC
6.7	1426.5	317	0.02	4.50
0.78	175.5	39	0.02	4.50
3.66	1148.9	255.3	0.01	4.50
0.22	40	10	0.02	4.00
0.34	169	49	0.01	3.4
0.57	213.4	49	0.01	4.4
0.91	220.5	49	0.019	4.5

Rental Authorization				
Rate	Vol	Acres	Rate/AC	Vol/AC
6.7	1426.5	317	0.02	4.50
0.78	175.5	39	0.02	4.50
3.66	823.5	183	0.02	4.50
0.18	40	8.9	0.02	4.50
0.25	61.2	13.6	0.02	4.50

11.570	2526.7	561.5	0.02	4.50
--------	--------	-------	------	------

Remaining balance required to rent:	-0.340	0.014	0.011	-30.63	1.27
-------------------------------------	--------	-------	-------	--------	------



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

OCT 18 2018

DEPARTMENT OF
WATER RESOURCES

October 16, 2018

Remington Buyer
Idaho Department of Water Resources
Water Supply Bank
P.O. Box 83720
Boise, ID 83720-0098

Re: Lease and Rental Applications

Dear Mr. Buyer:

Several applications and documents are being submitted to the Idaho Water Supply Bank at this time.

Owyhee Farming Company, LLC desires to cancel the rental agreement No. 230. The rental agreement provided water for the 2018 and 2019 irrigation season. A copy of the rental agreement is attached to this letter.

It is proposed to rent 561.5 acres of water from water rights 2-10395, 2-10398, 2-7001, 2-2361, 2-2370 and 2-10020. These water rights are owned by Murphy Land Company and Murphy Flats Water Co Inc. It is proposed to rent the 561.5 acres for the 2019 irrigation season through the 2021 irrigation season.

Owyhee Farming Company, LLC desires to rent 914.5 acres from water rights 2-7237A, 2-10181, 2-7064 and 2-10189 for the 2019 irrigation season. These water rights are owned by Crown Farm Outback LLC. The lease applications for the 914.5 acres is attached to this letter.

The lease applications for water rights 2-10395 and 2-10398 are attached to this letter. It is proposed to lease 2-10395 and 2-10398 from 2019 through 2021. The applications were prepared by S. Bryce Farris.

Owyhee Farming Company, LLC has signed a contract with Murphy Land Company and Murphy Flats Water Co Inc. regarding the rental payment. A 10% rental payment will be made to the Idaho Water Supply Bank for processing the rental of the 561.5 acres. The 90% rental payment has already been paid in full to the water right owners.

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

COPY

RECEIVED

OCT 18 2018

**DEPARTMENT OF
WATER RESOURCES**

Owyhee Farming Company, LLC will pay 100% of the rental payment of the rental payment to the Idaho Water Supply bank for the rental of 2-10395 and 2-10398.

Also attached to this letter is an aerial map identifying the locations of the proposed 561.5 acre rental (2019-2021), the 914.5 acre rental (2019), the Midnight Sun Rental of 486.6 acres (2017-2020) and the allowed Midnight Sun water rights for 911.0 acres. An excel spreadsheet with a water right breakdown of the proposed rentals is attached to this letter.

The irrigation POU of the permanent 911.0 acres will be updated to reflect the attached aerial map. The rental POU for the 486.6 acres will also be updated. Electronic shape files for the of the water rights and rental groups can be provided by Brockway Engineering to the Idaho Water Supply Bank upon request.

Sincerely,



Greg Sullivan, M.S., Engineer

Cc: Jim McClelland

Enc: Rental Agreement No. 230 Withdrawal, Crown Farm Outback LLC lease applications and check, Lease Applications for 2-10395 and 2-10398, Rental Applications for 914.5 acres and 561.5 acres, Contract of Agreements with Owyhee Farming Company, LLC, Attachment 1A for 2-10395 and 2-10398, Aerial Maps, Excel Spreadsheet of Water Right to be Rented, Brockway Engineering Check # 14968 for \$500.00

COPY