

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 865

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

LESSOR: JERRY TURCO
525 RIVERSIDE AVE
LYNDHURST, NJ 07071

RECEIVED

DEC 03 2018

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 August 14, 2018.
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)
37-20348	6/12/1886	BIG WOOD RIVER, tributary to MALAD RIVER	0.20	Not Stated	8.4
Lease Totals			0.20	Not Stated	8.4

Summary of Water Rights Elements Rentable From the Bank Annually

Water Right	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (Limited) (AC)	Rate Per Acre (CFS/AC)	Volume Per Acre (AF/AC)
37-20348	0.17	29.4	8.4	0.02	3.5
Combined Limit Totals	0.17	29.4	8.4	0.02	3.5

** The water right elements rentable have been reduced from the water right elements leased to account for conveyance losses of 20%.*

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

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DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 865

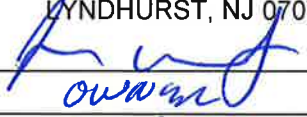
3. **TERM OF LEASE:** The term of this lease shall be January 1, 2019 to December 31, 2023. This Lease shall bind the parties and take effect when both parties have signed it.
4. **WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE:** The Lessor shall abide by all terms and conditions contained in the Water 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.

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

LESSOR: JERRY TURCO
525 RIVERSIDE AVE
LYNDHURST, NJ 07071

By 
Title owner
Date 11-26-10

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

By 
Brian Patton, Acting Administrator
Idaho Water Resource Board

Date 12/11/2018

Lease approved by IDWR 

Date 12-11-2018

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 865

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): 37-20348

BIG WOOD RIVER NESWNW Sec. 36 Twp 02N Rge 18E BLAINE County

Water Right	Beneficial Use	Season of Use			Diversion Rate (CFS)	Volume (AF)
		From		To		
37-20348	IRRIGATION	04/15	to	10/31	0.20 cfs	Not Stated
Totals:					0.20 cfs	Not Stated

PLACES OF USE TO BE IDLED UNDER THIS LEASE: 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	
01N	18E	13																8.4	8.4

Total Acres: 8.4

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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 865

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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for irrigation of the place of use described for this water right.
13. The place of use is further described as Lot 10 of the Dean Ranch Subdivision.
14. 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. 37.
15. A portion of this right provides conveyance for other right holders in the shared delivery of water through the Irrigation District #45 canal. To prevent injury to other water right holders, the watermaster shall deliver 20% or 0.03 cfs of the leased portion of this right into the Irrigation District #45 Canal whether it is rented or not.

Idaho Water Resource Board
Water Supply Bank Lease Contract No. 865

37-20348
Effective until December 31, 2023

This map depicts the **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

Townships

PLS Sections

Quarter Quarters



0 500 1,000 Feet

Idaho Water Resource Board
Water Supply Bank Lease Contract No. 865

37-20348

Effective until December 31, 2023

This map depicts the **point of diversion** 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
-  Townships
-  PLS Sections
-  Quarter Quarters



0 500 1,000 Feet

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

AUG 13 2018

DEPARTMENT OF
WATER RESOURCES

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

Designated Applicant

Jerry Turco Jr.

(Select one owner - see item 1A on the application)

Water Right No.

37-20348

(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 \$

250

Received By:

AV

Date Received:

8.13.18

Receipt #

C105370W-9 received? Yes ☒ No ☐

(Route W-9 to Fiscal)

Name on W-9:

Jerry Turco Jr.

1145

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 Jerry Turco JR.
Mailing Address 525 Riverside Ave Lyndhurst NJ 07071
Street City State Zip Code
Email Address Turco228@aol.com Phone Number 917-859-8959

☒ 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 Jerry Turco JR Organization _____
Professional Title _____ Email Address Turco228@aol.com
Mailing Address 525 Riverside Ave, Lyndhurst NJ Phone Number 917-859-8959

☒ 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.

A measuring, lockable device approved by the Idaho Department of Water Resources will be constructed that will provide the watermaster control of the diversion.

- 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. N/A

- 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. Domestic Ground Water

- 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.

- 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: 2019 to 2024 (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.

[Signature]
Signature of Designated Applicant

JERRY TURCO
Printed Name

8-2-18
Date

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**

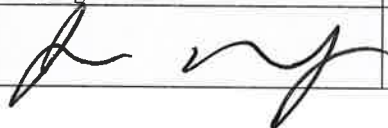
ATTACHMENT 1A

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). 37-20348

	Designated Applicant	Applicant #2	Applicant #3
Name	Jerry Turco Jr.		
Mailing Address	525 Riverside Ave Lyndhurst, NJ 07071		
Phone Number	917-859-8959		
Email Address	Turco228@aol.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			

	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
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>	Nature of Use	Leased Rate (cfs)	Leased Volume (af)	Leased Acres (ac)
<u>37-20348</u>	<u>Irrigation</u>	<u>.20cfs</u>	<u>NA</u>	<u>8.4</u>
	Total Amounts:	<u>.20cfs</u>	<u>NA</u>	<u>8.4</u>

2. Source of water Big Wood River tributary to Malad River
3. Point(s) of diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
02N	18E	36		NE	SW	NW	Blaine



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 12, 2018

JERRY TURCO
525 RIVERSIDE AVE
LYNDHURST NJ 07071

RE: WATER SUPPLY BANK LEASE CONTRACT 865 FOR WATER RIGHT 37-20348

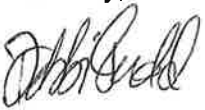
Dear Lessor:

Water right **37-20348** was leased into the Water Supply Bank (Bank) as of August 14, 2018, in accordance with the enclosed executed lease contract. **Your water right, as described on the lease contract, is considered leased into the Bank and should remain unused until it is formally released from the Bank.** More information and further restrictions placed on your water right while leased can be found in conditions of acceptance of the lease contract. Read the conditions of acceptance carefully.

The right will automatically be released from the Bank on **December 31, 2023**, unless the right is 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 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. This form is available on our public website at www.idwr.idaho.gov. **Please note your water right may not be available for immediate release if it has been rented or is 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 287-4800.

Sincerely,


for Water Supply Bank

Enclosure: Executed Lease Contract

c: Corey Skinner - IDWR Southern Region
Kevin Lakey – Water District 37
Christopher Cook – Hawley Troxell
Wood River Valley Irrigation District #45
Triangle Irrigation District

Webster, Clay

From: Christopher Cook <CCook@hawleytroxell.com>
Sent: Monday, December 10, 2018 4:12 PM
To: Webster, Clay
Cc: 'Jerry'
Subject: RE: WSB Lease for Turco [IWOV-IMANAGE.FID453157]
Attachments: Lease Contract 865.pdf

Clay,

Looks good, please proceed. Will you also please send me a copy of the fully executed lease for my records?

Thank you again.

CHRISTOPHER COOK

Associate Attorney
877 Main Street, Suite 1000 (83702)
P.O. Box 1617 (83701-1617)
Boise, Idaho
direct 208.388.4878
fax 208.954.5235
email ccook@hawleytroxell.com

HAWLEY TROXELL

Attorneys and Counselors



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Please consider the environment before printing this email.

From: Webster, Clay [mailto:Clay.Webster@idwr.idaho.gov]
Sent: Monday, December 10, 2018 10:41 AM
To: Christopher Cook
Subject: RE: WSB Lease for Turco [IWOV-IMANAGE.FID453157]

Christopher,

Here is the contract with corrected pages for your review.

Clay

From: Christopher Cook [mailto:CCook@hawleytroxell.com]
Sent: Monday, December 10, 2018 9:48 AM
To: Webster, Clay <Clay.Webster@idwr.idaho.gov>
Cc: 'Jerry' <TURCO228@aol.com>
Subject: RE: WSB Lease for Turco [IWOV-IMANAGE.FID453157]

Clay, thank you very much for the email.

In the sake of efficiency, please swap out the pages. Would you please email me a copy of the lease (with swapped pages) prior to your office executing just so I can confirm?

Thank you,

CHRISTOPHER COOK

Associate Attorney
877 Main Street, Suite 1000 (83702)
P.O. Box 1617 (83701-1617)
Boise, Idaho
direct 208.388.4878
fax 208.954.5235
email ccook@hawleytroxell.com

HAWLEY TROXELL

Attorneys and Counselors



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From: Webster, Clay [mailto:Clay.Webster@idwr.idaho.gov]
Sent: Monday, December 10, 2018 9:32 AM
To: Christopher Cook
Subject: RE: WSB Lease for Turco [IWOV-IMANAGE.FID453157]

Christopher,

I've received two sets of signed lease contracts from Mr. Turco. However, both sets did not have the reflected changes that you requested. Do you wish for us to await the edited contracts from you clients, or should we switch out the edited pages on the contracts and execute them? Thanks.

Sincerely,
Clay Webster

Water Rights Supervisor
clay.webster@idwr.idaho.gov
208-287-4910
Idaho Department of Water Resources (IDWR)

From: Christopher Cook [<mailto:CCook@hawleytroxell.com>]
Sent: Tuesday, November 27, 2018 3:17 PM
To: Webster, Clay <Clay.Webster@idwr.idaho.gov>
Subject: RE: WSB Lease for Turco [IWOV-IMANAGE.FID453157]

Thank you Clay. I've just been told the Contract is in the mail, so you should have it in the next few days.

CHRISTOPHER COOK
Associate Attorney
877 Main Street, Suite 1000 (83702)
P.O. Box 1617 (83701-1617)
Boise, Idaho
direct 208.388.4878
fax 208.954.5235
email ccook@hawleytroxell.com

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Please consider the environment before printing this email.

From: Webster, Clay [<mailto:Clay.Webster@idwr.idaho.gov>]
Sent: Tuesday, November 27, 2018 3:16 PM
To: Christopher Cook
Subject: RE: WSB Lease for Turco [IWOV-IMANAGE.FID453157]

Christopher,

Thanks for letting us know. I'll let Jean know that they may be delayed.

Sincerely,
Clay Webster

Water Rights Supervisor
clay.webster@idwr.idaho.gov
208-287-4910
Idaho Department of Water Resources (IDWR)

From: Christopher Cook [<mailto:CCook@hawleytroxell.com>]
Sent: Tuesday, November 27, 2018 1:33 PM
To: Webster, Clay <Clay.Webster@idwr.idaho.gov>
Subject: RE: WSB Lease for Turco [IWOV-IMANAGE.FID453157]

Clay,

The Contract is out to Mr. Turco for signature but unfortunately he is traveling. I will get the originals to your office as soon as possible. I do anticipate them being mailed this week.

Thank you.

CHRISTOPHER COOK
Associate Attorney
877 Main Street, Suite 1000 (83702)
P.O. Box 1617 (83701-1617)
Boise, Idaho
direct 208.388.4878
fax 208.954.5235
email ccook@hawleytroxell.com

HAWLEY TROXELL

Attorneys and Counselors



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Please consider the environment before printing this email.

From: Webster, Clay [<mailto:Clay.Webster@idwr.idaho.gov>]
Sent: Monday, November 26, 2018 9:48 AM
To: Christopher Cook
Subject: RE: WSB Lease for Turco [IWOV-IMANAGE.FID453157]

Christopher,

We will require two originals. We will then sign both and return one original to your client (you will be emailed a copy for your records). Thanks for the assistance with this.

Clay

From: Christopher Cook [<mailto:CCook@hawleytroxell.com>]
Sent: Monday, November 26, 2018 9:43 AM
To: Webster, Clay <Clay.Webster@idwr.idaho.gov>
Subject: RE: WSB Lease for Turco [IWOV-IMANAGE.FID453157]

Understood, thank you Clay. I will get the revised contract to client for signature. Do you require the originals or can I simply email you a PDF?

CHRISTOPHER COOK

Associate Attorney
877 Main Street, Suite 1000 (83702)
P.O. Box 1617 (83701-1617)
Boise, Idaho
direct 208.388.4878
fax 208.954.5235
email ccook@hawleytroxell.com

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Please consider the environment before printing this email.

From: Webster, Clay [<mailto:Clay.Webster@idwr.idaho.gov>]
Sent: Monday, November 26, 2018 8:57 AM
To: Christopher Cook
Cc: 'Jerry'; Hersley, Jean
Subject: RE: WSB Lease for Turco [IWOV-IMANAGE.FID453157]

Christopher,

The practice of the water supply bank is to charge by volume. We will leave the volume on the amounts rentable from the water supply bank. Without this amount in our database your client's water right would show no volume for a renter to consider in a rental application. This table reflects the amounts that will appear to someone wishing to rent the water right from the bank. This table was added to our leases to allow transparency to our customers to know what elements are available for rent from a water right they wish to rent prior to applying.

Sincerely,
Clay Webster

Water Rights Supervisor
clay.webster@idwr.idaho.gov
208-287-4910
Idaho Department of Water Resources (IDWR)

From: Christopher Cook [<mailto:CCook@hawleytroxell.com>]
Sent: Monday, November 26, 2018 8:46 AM
To: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Cc: Webster, Clay <Clay.Webster@idwr.idaho.gov>; 'Jerry' <TURCO228@aol.com>
Subject: RE: WSB Lease for Turco [IWOV-IMANAGE.FID453157]

Good Morning Jean,

May I also remove the diversion volume notation on page one on the attached (highlighted in yellow)?

Really appreciate it.

CHRISTOPHER COOK
Associate Attorney
877 Main Street, Suite 1000 (83702)
P.O. Box 1617 (83701-1617)
Boise, Idaho
direct 208.388.4878
fax 208.954.5235
email ccook@hawleytroxell.com

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Please consider the environment before printing this email.

From: Hersley, Jean [<mailto:Jean.Hersley@idwr.idaho.gov>]
Sent: Monday, November 26, 2018 8:40 AM
To: Christopher Cook
Cc: Webster, Clay; 'Jerry'
Subject: RE: WSB Lease for Turco [IWOV-IMANAGE.FID453157]

I have attached a corrected copy of the WSB Lease for Turco. Please print out two copies, have your client sign and return to the Department. If you have any additional questions, please let Clay or I know. Thank you.

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

From: Christopher Cook [<mailto:CCook@hawleytroxell.com>]
Sent: Wednesday, November 21, 2018 10:03 AM
To: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Cc: Webster, Clay <Clay.Webster@idwr.idaho.gov>; 'Jerry' <TURCO228@aol.com>
Subject: RE: WSB Lease for Turco [IWOV-IMANAGE.FID453157]

Good Morning Jean,

Upon review of the draft Lease Contract, I would ask that the diversion volume (29.4 AF) be removed. That limitation was not included in the prior lease and typically is not designated for surface water rights as the applicable SRBA decree indicates (see attached). Assuming the volume was calculated by multiplying the duty of water for basin 37 (3.5) by the number of irrigated acres (8.4), at the very least, the units for the volume should be changed to acre-feet per annum (AFA) from acre-feet (AF). As it reads now, it could be interpreted that the volume limitation is for the entire term of the lease. Nevertheless, I'm hopeful we can simple go back to listing NA for the diversion volume.

I look forward to hearing from you.

CHRISTOPHER COOK
Associate Attorney
877 Main Street, Suite 1000 (83702)
P.O. Box 1617 (83701-1617)
Boise, Idaho
direct 208.388.4878
fax 208.954.5235
email ccook@hawleytroxell.com

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Please consider the environment before printing this email.

From: Hersley, Jean [<mailto:Jean.Hersley@idwr.idaho.gov>]
Sent: Wednesday, November 14, 2018 10:41 AM
To: Christopher Cook
Subject: WSB Lease for Turco

This lease contract will go out in tomorrow's mail. Please let me know if you have any questions. Thank you.

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

Hersley, Jean

From: Skinner, Corey
Sent: Monday, November 19, 2018 9:30 AM
To: Hersley, Jean
Subject: RE: WSB Lease for Turco 37-20348

No concerns with this one from me.

From: Hersley, Jean
Sent: Wednesday, November 14, 2018 10:39 AM
To: Skinner, Corey <Corey.Skinner@idwr.idaho.gov>; Kevin Lakey <watermanager@cableone.net>
Subject: WSB Lease for Turco 37-20348

Please let me know if you have any comments or concerns with this lease. It is a renewal of a lease that was active from 2014-2018. Thank you.

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 14, 2018

JERRY TURCO
525 RIVERSIDE AVE
LYNDHURST NJ 07071

**RE: APPLICATION TO LEASE WATER RIGHT 37-20348 TO THE WATER SUPPLY BANK
CONTRACT 865**

******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, 2023**, 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 287-4800.

Sincerely,

Water Supply Bank

Enclosures: Proposed Lease Contracts

c: Hawley Troxell

Hersley, Jean

From: Hersley, Jean
Sent: Wednesday, November 14, 2018 10:39 AM
To: Skinner, Corey; 'Kevin Lakey'
Subject: WSB Lease for Turco 37-20348
Attachments: Lease Application Review Checklist July 2017.xls; POU Idled Acres.pdf; Report - Lease Contract - 865.docx

Please let me know if you have any comments or concerns with this lease. It is a renewal of a lease that was active from 2014-2018. Thank you.

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

WATER SUPPLY BANK
Lease Review Checklist
Applicant(s) Name: Jerry Turco

Memo Date: November 14, 2018

Water Right Number(s): 37-20348

Reviewers Name: Jean

Quick Tools

Decreed 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			
	Other (explain in comments)			
6	Water Right validity			
	Decreed/Licensed/Statutory claim date (write in comments section)			2010
	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		2014-2018
7	Injury to other water rights			
	If the POD is through a delivery entity, was consent provided?	x		
	If the POD is through a delivery entity, was holdback required? (percentage in comments)	x		20%
	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		
11	Area Headgate requirement (write in Comments)			3.5
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 this application on August 13, 2018. It was placed on hold pending consent from Irrigation District #45 and Triangle Irrigation District which was received on November 8. A 20% holdback is required for conveyance loss. This right was decreed in 2010 and was placed in the Bank in 2014-2018. Irrigation has not taken place and forfeiture is not an issue. This right is currently within WD 37.			

RECEIVED

NOV 08 2018

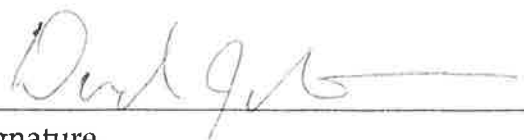
DEPT OF WATER RESOURCES

CERTIFICATE OF ACTION TAKEN BY
THE WOOD RIVER VALLEY IRRIGATION DISTRICT #45

P.O. Box 2223
Hailey, Id 83333

The undersigned hereby certifies that at the Wood River Valley Irrigation District #45 meeting on November 1st, 2018, The directors accepted the water bank application from Jerry Turco Jr. subject to and with the continuing condition of a 20% percent hold back in the system and on the further condition that there be no adverse impact on the minimum stream flow in the river and that carriage loss sufficient to convey water to the Wood River Valley Irrigation District #45 head gate must be left in the river if the water is to be leased upstream.

DATED: November 1st, 2018

A handwritten signature in dark ink, appearing to read "David Johnson", is written over a horizontal line.

Signature

David Johnson, President and Director

RECEIVED

NOV 08 2018

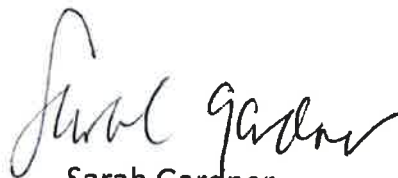
DEPT OF WATER RESOURCES

TRIANGLE IRRIGATION DISTRICT

P.O. BOX 424

BELLEVUE, IDAHO 83313

At the Triangle Irrigation District Board meeting on November 7, 2018, the directors accepted the water bank application from Mr. Turco, subject to and with the condition of a 20 % hold back in the system and on the further condition that there be no adverse impact on the minimum stream flow in the river and that carriage loss sufficient to convey water to the Triangle Irrigation District head gate must be left in the river if the water right is to be leased upstream.

A handwritten signature in black ink, appearing to read "Sarah Gardner", is written over the printed name.

Sarah Gardner

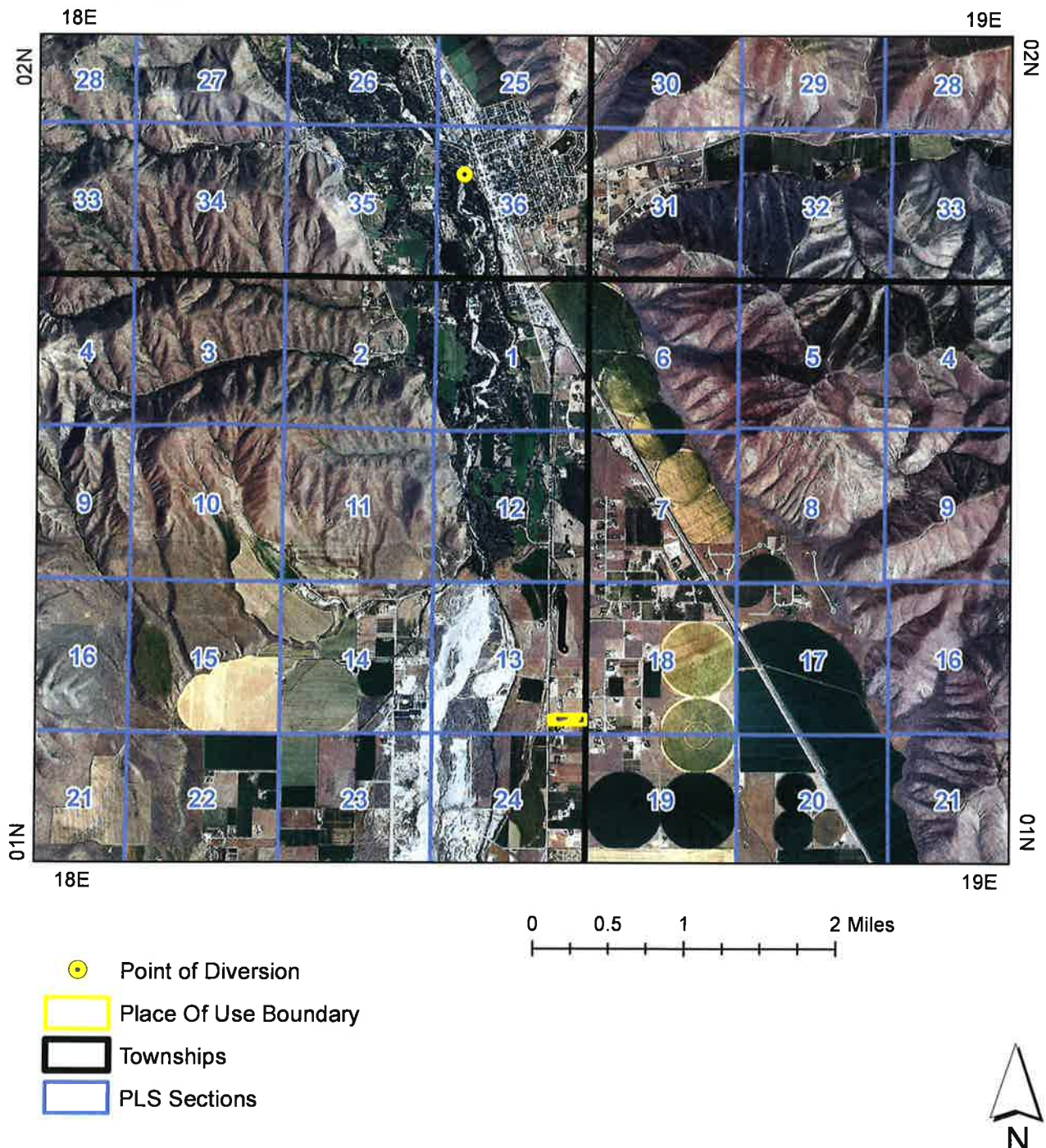
President and Director

State of Idaho
Department of Water Resources

Water Right 37-20348

IRRIGATION

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.



Hersley, Jean

From: Christopher Cook <CCook@hawleytroxell.com>
Sent: Thursday, November 08, 2018 12:23 PM
To: Webster, Clay
Cc: Lorie Smith; Hersley, Jean; 'turco228@aol.com'
Subject: RE: Turco - Consent to Lease WR 37-20348 [IWOV-IMANAGE.FID453157]
Attachments: 11468461_1_WRID 45 - 2018.11.02 - CONSENT TO LEASE (WR 37-20348).pdf; 11480329_1_TID - 2018.11.08 - CONSENT TO LEASE (WR 37-20348).pdf; 11422407_1_WR 37-20348 (map).pdf

Clay,

We have obtained the necessary consents from Dist. 45 and the Triangle Irrigation District with respect to Mr. Turco's application to lease WR 37-20348 - please see attached.

I have gone ahead and attached the digital map for WR 37-20348 in case it was not included with Mr. Turco's original application. Please proceed with processing the application and let me know if you require anything further at this time.

I look forward to hearing from you.

CHRISTOPHER COOK

Associate Attorney
877 Main Street, Suite 1000 (83702)
P.O. Box 1617 (83701-1617)
Boise, Idaho
direct 208.388.4878
fax 208.954.5235
email ccook@hawleytroxell.com

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Please consider the environment before printing this email.

From: Webster, Clay [mailto:Clay.Webster@idwr.idaho.gov]
Sent: Tuesday, October 16, 2018 10:15 AM
To: Christopher Cook
Cc: Lorie Smith; Hersley, Jean
Subject: RE: Turco - Consent to Lease oWR 37-20348 [IWOV-IMANAGE.FID453157]

Christopher,

This extension request is granted. Thanks for keeping us informed.

Sincerely,
Clay Webster
Water Rights Supervisor
clay.webster@idwr.idaho.gov
208-287-4910
Idaho Department of Water Resources (IDWR)

From: Christopher Cook [mailto:CCook@hawleytroxell.com]
Sent: Tuesday, October 16, 2018 9:09 AM
To: Webster, Clay <Clay.Webster@idwr.idaho.gov>
Cc: Lorie Smith <LSmith@hawleytroxell.com>
Subject: FW: Turco - Consent to Lease oWR 37-20348 [IWOV-IMANAGE.FID453157]

Good Morning Clay:

It appears that the Triangle Irrigation District will not be able to meet on our application until November 7, 2018. As mentioned yesterday, we are also actively working with Dist. 45 to confirm whether or not they have any substantiated basis to increase the holdback to .04 cfs from the current .03 cfs. I will be sure to advise if either irrigation district provides more information.

As such, we respectfully request an extension until November 30, 2018, to obtain the written consent(s). Please confirm.

Best,

CHRISTOPHER COOK
Attorney
877 Main Street, Suite 1000 (83702)
P.O. Box 1617 (83701-1617)
Boise, Idaho
direct 208.388.4878
fax 208.954.5235
email ccook@hawleytroxell.com

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Please consider the environment before printing this email.

From: Christopher Cook
Sent: Tuesday, October 16, 2018 8:57 AM
To: 'Sarah Gardner'
Cc: matt@thornton-heating.com; wrbc.brett@gmail.com; 'turco228@aol.com'
Subject: RE: Turco - Consent to Lease oWR 37-20348 [IWOV-IMANAGE.FID453157]

Good Morning Sarah:

Thank you. We are working with Dist. 45 in an effort to obtain a revised consent reducing the holdback to the existing 20% (.03 cfs). It is our position that .03 cfs is the reasonable quantity given, in part, the acreage of Mr. Turco's parcel. In particular, pursuant to Idaho Code 42-220, land is generally allotted .02 cfs per acre for irrigation. Mr. Turco's parcel is approximately 8.4 acres and; therefore, arguably allows ~.03 cfs (or 20%) for carriage loss. If the TID has any substantiated basis for increasing to .04 cfs please let me know in advance so that we may review with IDWR. Without more, we do not believe there is any need to increase the holdback.

Best,

CHRISTOPHER COOK

Attorney

877 Main Street, Suite 1000 (83702)

P.O. Box 1617 (83701-1617)

Boise, Idaho

direct 208.388.4878

fax 208.954.5235

email ccook@hawleytroxell.com

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Please consider the environment before printing this email.

From: Sarah Gardner [<mailto:sarah@jivaroinc.com>]
Sent: Monday, October 15, 2018 7:39 PM
To: Christopher Cook

Cc: matt@thornton-heating.com; wrbc.brett@gmail.com

Subject: Re: Turco - Consent to Lease oWR 37-20348 [IWOV-IMANAGE.FID453157]

Chris,

I don't anticipate any objections. I would imagine the TID will approve with either a 20% hold back as we did with the existing lease or 25% as the D45 has just approved.

I appreciate your follow up.

Sarah

Sent from my iPhone

On Oct 15, 2018, at 5:10 PM, Christopher Cook <CCook@hawleytroxell.com> wrote:

Sarah,

Thank you. We currently have a deadline of October 31, 2018, with IDWR so it appears I will need to work to secure another extension. Would it be possible for the TID to advise of any anticipated objections/restrictions in advance of the November 7th meeting, particularly if different from those in the existing lease? My goal would be to address any concerns I can prior to the meeting in hopes of obtaining an agreeable written approval on November 7th. I really appreciate your time.

I look forward to hearing from you.

CHRISTOPHER COOK

Attorney

877 Main Street, Suite 1000 (83702)

P.O. Box 1617 (83701-1617)

Boise, Idaho

direct 208.388.4878

fax 208.954.5235

email ccook@hawleytroxell.com

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Attorneys and Counselors

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Please consider the environment before printing this email.

From: Sarah Gardner [<mailto:sarah@jivaroinc.com>]

Sent: Monday, October 15, 2018 4:50 PM

To: Christopher Cook

Cc: matt@thornton-heating.com; wrbc.brett@gmail.com

Subject: Re: Turco - Consent to Lease oWR 37-20348 [IWOV-IMANAGE.FID453157]

Chris,

The TID meets on November 7th, and the Turco water bank application is on our agenda. I will follow up with you after our meeting.

Thank you!

Sarah

Sent from my iPhone

On Oct 15, 2018, at 12:39 PM, Christopher Cook <CCook@hawleytroxell.com> wrote:

Ms. Gardner,

I am following-up on the status of the Triangle Irrigation District's approval of the attached lease application for water right 37-20348. In conformance with the existing lease conditions, we believe a .03 cfs holdback (or 20%) for carriage loss is reasonable. The prior lease is attached for your reference. Approval is time sensitive so please let me know if you have any questions.

Please confirm receipt.

Thank you,

CHRISTOPHER COOK

Attorney

877 Main Street, Suite 1000 (83702)

P.O. Box 1617 (83701-1617)

Boise, Idaho

direct 208.388.4878

fax 208.954.5235

email ccook@hawleytroxell.com

HAWLEY TROXELL

Attorneys and Counselors

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<11396488_1_2014-04-30 Water Supply Bank Lease Contract WR 37-20348 (EXEC....pdf>

<11395940_1_2018-08-13 Water Lease Application 37-20348.pdf>

<11422407_1_WR 37-20348 (map).pdf>

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Webster, Clay

From: Webster, Clay
Sent: Thursday, October 11, 2018 8:54 AM
To: 'Christopher Cook'
Cc: 'turco228@aol.com'; Tim Tyree
Subject: RE: Request for Extension - 37-20348 Lease Application [IWOV-IMANAGE.FID453157]

Christopher,

Thanks for keeping us in the loop. Your request is granted.

Sincerely,
Clay Webster
Water Rights Supervisor
clay.webster@idwr.idaho.gov
208-287-4910
Idaho Department of Water Resources (IDWR)

From: Christopher Cook [mailto:CCook@hawleytroxell.com]
Sent: Thursday, October 11, 2018 8:49 AM
To: Webster, Clay <Clay.Webster@idwr.idaho.gov>
Cc: 'turco228@aol.com' <turco228@aol.com>; Tim Tyree <TTyree@hawleytroxell.com>
Subject: Request for Extension - 37-20348 Lease Application [IWOV-IMANAGE.FID453157]

Good Morning Clay:

I am still in the process of securing the written consent of District 45 and the Triangle Irrigation District for Mr. Turco's lease of water right 37-20348 to the water supply bank. I have been advised that the Board of Control has a meeting tonight and our lease is on the agenda. Nevertheless, with two irrigation districts involved, I do not foresee having the written consent(s) by the October 14 deadline. Therefore, I ask that you please grant us an extension up to and including October 31, 2018, to obtain the written consent(s).

Please confirm receipt and approval.

Thank you,

CHRISTOPHER COOK
Attorney
877 Main Street, Suite 1000 (83702)
P.O. Box 1617 (83701-1617)
Boise, Idaho
direct 208.388.4878
fax 208.954.5235
email ccook@hawleytroxell.com

HAWLEY TROXELL

Attorneys and Counselors



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From: Webster, Clay [<mailto:Clay.Webster@idwr.idaho.gov>]
Sent: Tuesday, October 02, 2018 4:37 PM
To: Christopher Cook
Subject: RE: 37-20348 Lease Application [IWOV-IMANAGE.FID453157]

Christopher,

IDWR will not continue the review of the lease application until we have the consent of the delivery entity.

Clay



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

September 14, 2018

JERRY TURCO JR
525 RIVERSIDE AVE
LYNDHURST NJ 07071

**RE: IRRIGATION DISTRICT REQUIREMENT FOR APPLICATION TO LEASE
WATER RIGHTS TO THE WATER SUPPLY BANK
37-20348**

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

Dear Applicant:

The Department of Water Resources (Department) acknowledges receipt of your Application to Lease water rights to the Water Supply Bank (Bank). A receipt for \$250.00 application fee is enclosed. A preliminary review of your application has found required information was not been included with the application.

Question 4.A. on the Bank lease application form asks, "Is the diversion works or system owned or managed by an Irrigation District or water delivery company?" You did not check any box but the surface water right (37-20348) is described as being delivered through Irrigation District #45 Canal.

Idaho Administrative Code IDAPA 37-02.03.025 Acquisition of Water Rights for the Board's Water Supply Bank at <http://adminrules.idaho.gov/rules/current/37/0203.pdf> requires the written consent of an irrigation company be submitted with the application for lease. **Please contact Irrigation District #45 for written consent and submit it to the department to complete your application.** You can send your request to WRBOC, PO Box 736, Bellevue, ID, 83313.

The application will be returned, unprocessed, if the consent is not received within thirty (30) days from the date of this letter. If you need longer than 30 days or have questions regarding this matter, please contact me at 287-4910.

Sincerely,

for Clay Webster
Water Right Supervisor
WSB Point of Contact

Enclosures: Receipt # C105510