



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

October 6, 2016

TJ Budge
PO Box 1391
POCATELLO ID 83204

RE: LEASED WATER RIGHT NO(S). 35-7415 WILL BE RELEASED FROM THE WATER SUPPLY BANK

Dear Lessor:

On March 16, 2016, the Department of Water Resources (Department) received your request to cancel the existing Water Supply Bank (Bank) Lease Contract executed on August 17, 2014 and release water right(s) 35-7415 from the Bank. **At this time the Department acknowledges that the Bank Lease Contract for 39 acres of water right(s) 35-7415 will be canceled on December 31, 2016 releasing the right(s) from the Bank.**

The five (5) year period of nonuse related to forfeiture of a water right shall begin to accrue upon release of the right from the bank or shall continue to accrue if a period of nonuse occurred prior to the lease date of the right to the bank.

You can reapply to lease the water right(s) in the future by submitting new application form(s) from the Department's website at www.idwr.idaho.gov along with applicable fees.

If you have any questions regarding this matter, please contact me at (208) 287-4910.

Sincerely,

Clay Webster
Water Resource Agent
WSB Process Point of Contact

STATE OF IDAHO
WATER RESOURCE BOARD

**WATER SUPPLY BANK
REQUEST TO RELEASE A WATER RIGHT FROM THE BANK**

ONE FORM PER WATER RIGHT

All water rights leased into the Water Supply Bank shall remain unused by the water right holder for the duration of the Lease Contract. The water right will not be released from the Water Supply Bank until the conclusion of the Lease Contract unless otherwise authorized by the Idaho Water Resource Board. Water right holders may use this form to petition for early termination of their Water Supply Bank Lease Contract.

Water right holders seeking an early termination of a Lease Contract must demonstrate justifiable need for the release. Water rights under Lease Contract that are eligible for early termination can be released from the Water Supply Bank if the release will not impair administration of the Water Supply Bank. **If a water right is currently rented, it cannot be considered for release until the Rental Agreement concludes.** A water right is not released from the Water Supply Bank until written release confirmation is issued by the Water Supply Bank.

Water Right No: 35-7415

Name(s) of Lessor(s): Velia DeGiulio

Mailing Address: 1643 W 500 S

City: Pingree State: ID Zip: 83262

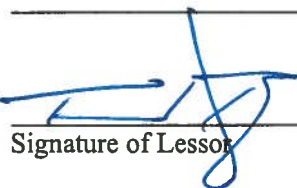
Telephone No: 208-684-4677 Email Address: _____

Lease Contract Expiration Date: 12/31/2018

Requested Release Date: Immediate

Reason for Early Release:

Lessor needs to utilize this water right for mitigation purposes pursuant to the IGWA/SWC Settlement Agreement.

 _____
Signature of Lessor T.J. Budge, Attorney 3/11/16
Printed Name and Title* Date

Signature of Lessor Printed Name and Title* Date

*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney.

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

RECEIVED

MAR 16 2016

DEPARTMENT OF
WATER RESOURCES

March 11, 2016

Remington Buyer
Water Supply Bank
Idaho Department of Water Resources
322 East Front Street
PO Box 83720
Boise, Idaho 83720-0098

Re: Water Right Nos. 35-7415

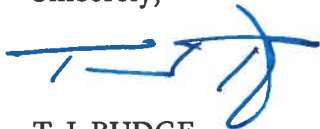
Dear Remington,

This firm represents Velia DeGiulio, as evidenced by the enclosed *Special Power of Attorney for Water Rights*. Velia owns water right no. 35-7415 which is presently leased to the Water Supply Bank through December 31, 2018. Velia would like to have this water right released from the Bank as soon as possible. Enclosed is a completed *Request to Release a Water Right from the Bank* for this purpose.

The IDWR database shows that Lance Funk has rented a 16.6 acre portion of this water right for the 2016 irrigation season. Therefore, we request that the remaining 22.4 acres be released from the Bank immediately, and that the 16.6 acres currently rented by Funk be released at the conclusion of the 2016 irrigation season.

Should you have any questions, please give me a call.

Sincerely,



T. J. BUDGE

c: Velia DeGiulio

SPECIAL POWER OF ATTORNEY FOR WATER RIGHTS

The undersigned hereby appoints the law firm of RACINE OLSON NYE BUDGE & BAILEY, CHARTERED, 201 E. Center Street, Post Office Box 1391, Pocatello, Idaho 83204, my/our true and lawful attorney for the purpose of dealing with the Idaho Department of Water Resources relative to the management and transaction of water rights, and to allow them to receive all information, opinions, and records regarding water rights, and to sign and submit applications and other filings on my/our behalf.

DATED this 16th day of October, 2013.

Velia DeGiulio
(Signature)

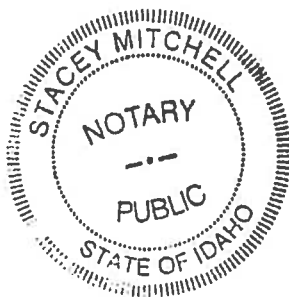
Velia DeGiulio
(Printed name)

(Address)

1643 W 580 S Pocatello ID 83262

STATE OF IDAHO)
County of Bingham) ss

On this 16th day of October, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Velia DeGiulio, known to me to be the person whose name is subscribed to the foregoing and acknowledged to me that she executed the same.



Stacey Mitchell
NOTARY PUBLIC FOR Reg. Bar
Commission expires: 12-19-15