



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

March 25, 2016

GARY B GARNER
BEVERLY GARNER
1458 N 300 E
RUPERT ID 83350

**RE: LEASED WATER RIGHT NO(S). 36-2381A AND 36-12043 RELEASED FROM THE
WATER SUPPLY BANK**

Dear Lessor:

On March 3, 2016, the Department of Water Resources (Department) received your request to cancel the existing Water Supply Bank (Bank) Lease Contract executed on September 19, 2011 and release water right(s) 36-2381A and 36-12043 from the Bank. **At this time the Department acknowledges that the Bank Lease Contract for 42.8 acres of water right(s) 36-2381A and 36-12043 has been canceled 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

RECEIVED

MAR 03 2016

DEPARTMENT OF
WATER RESOURCES

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: 36-12043

Name(s) of Lessor(s): Beverly & Gary B Garner

Mailing Address: 1458 N 300 E

City: Rupert

State: Idaho

Zip: 83350

Telephone No: (208) 532-4123

Email Address: _____

Lease Contract Expiration Date: 12/31/2016

Requested Release Date: 2/12/2016

Reason for Early Release:

To allow the unrented portion, 0.03 cfs, of this water right, to be counted toward mitigation in 2015 district water cuts.

Gary B Garner
Signature of Lessor

Gary B Garner
Printed Name and Title*

2-24-16
Date

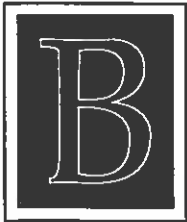
Beverly Garner
Signature of Lessor

Beverly Garner
Printed Name and Title*

2-24-16
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



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

MAR 03 2016

DEPARTMENT OF
WATER RESOURCES

March 1, 2016

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

Re: Black Canyon Bliss LLC and Beverly & Gary Garner

Dear Mrs. Palmer:

At this time Beverly and Gary Garner are submitting Request to Release a Water Right From the Bank form for water rights 36-12043 and 36-2381A. Please release these two water rights from the Water Supply Bank as soon as possible so that they can be utilized on the Garner farm during the 2016 irrigation season.

Black Canyon Bliss LLC is submitting three lease applications for water rights 37-21721, 37-793 and 37-7216. Portions of these three water rights have been under lease contract with the Water Supply Bank since 2010. The lease applications that are being submitted at this time will extend the lease period to 2020.

Please copy our office on all correspondence regarding these applications.

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

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Bryan Jentzsch

Enc: Three Lease Applications, Aerial Maps, Release Request Forms