



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 14, 2016

IDAHO GROUND WATER APPROPRIATORS INC
201 E CENTER ST
POCATELLO ID 83201

RE: LEASED WATER RIGHT NO(S). 36-7072 RELEASED FROM THE WATER SUPPLY BANK

Dear Lessor:

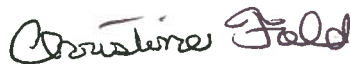
On February 19, 2015, the Department of Water Resources (Department) received your request to cancel the existing Water Supply Bank (Bank) Lease Contract executed on January 27, 2015 and release water right(s) 36-7072 from the Bank. **At this time the Department acknowledges that the Bank Lease Contract for water right(s) 36-7072 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

c: TJ Budge- Racine Olson

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

MAR 10 2015

DEPARTMENT OF
WATER RESOURCES

**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: 36-7072

Name(s) of Lessor(s): Idaho Ground Water Appropriators, Inc.

Mailing Address: 201 East Center Street

City: Pocatello State: Idaho Zip: 83201

Telephone No: 208-232-6101 Email Address: tjb@racinelaw.net

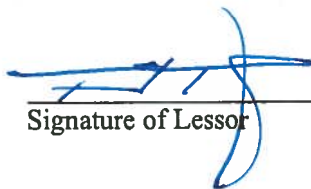
Lease Contract Expiration Date: _____

Requested Release Date: February 19, 2015

Reason for Early Release:

IDWR approved a permanent transfer of the leased water right on February 19, 2015 Final Order Approving

Application for Transfer in the matter of Application for Transfer No. 79560.



Signature of Lessor

T.J. Budge, Attorney

Printed Name and Title*

3.7.15
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



Thomas J. Budge
tjb@racinelaw.net

RECEIVED

MAR 10 2016

DEPARTMENT OF
WATER RESOURCES

March 7, 2016

Clay Webster
Water Resource Agent
Idaho Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098

Re: 2016 Water Supply Bank Rental for Water Right 36-7072

Dear Clay,

I received your letter dated February 29, 2016, requesting a rental payment in the amount of \$9,612.48 for a rental of water right no. 36-7072. This lease was effectively terminated when Director Spackman approved a permanent transfer of this water from the Magic Springs Fish Hatchery to the Rangen Fish Hatchery on February 19, 2015. I am certain Remington Buyer was aware of that development and apologize if the Water Supply Bank was anticipating a separate notice that the lease had been extinguished by the transfer approval. In case it is needed, I have completed a *Request to Release a Water Right from the Bank* form for your records.

Sincerely,

A handwritten signature in blue ink, appearing to be 'T. J. Budge', with a large, stylized flourish extending from the end of the signature.

T. J. BUDGE