



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

January 6, 2017

ENGLESON FAMILY TRUST
PO BOX 1304
POCATELLO ID 83204

**RE: NOTIFICATION OF WATER SUPPLY BANK LEASE EXPIRATION FOR WATER
RIGHTS: 35-2491, 35-7005 & 35-7648**

Dear Lessor:

Idaho Department of Water Resources (Department) records show that all or a portion of the above referenced water right(s) were leased to the Water Supply Bank (Bank) through December 31, 2016. **This letter is notice that the right(s) are now considered released from the Bank.**

If you would like to renew the lease of these right(s) to the Bank, please complete a new Application to Sell or Lease a Water Right to the Water Supply Bank and remit the applicable filing fee. You can find new applications at the Department's website at www.idwr.idaho.gov.

A water right is not protected from forfeiture unless it is accepted into the Bank or unless an exception or defense to forfeiture applies as described under Idaho Code § 42-223. The five-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.

If you have any questions regarding this matter, please contact me at (208) 287-4918.

Sincerely,

A handwritten signature in black ink, appearing to read 'RB' followed by a long horizontal stroke.

Remington Buyer
Water Supply Bank Coordinator

Enclosures:



RANDALL C. BUDGE
rcb@racinelaw.net

May 16, 2016

RECEIVED

MAY 20 2016

DEPARTMENT OF
WATER RESOURCES

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

Re: **Water Right Nos. 35-2491, 35-7005, and 35-7694** ⁴⁸

Dear Remmington:

Enclosed please find the original and two copies of a Form 42-1761-3 Request to Release a Water Right from the Bank submitted on behalf of JAG Farms, LLC and Big J Farms, LLC, the owner of the described water rights and real property which is appurtenant. The property and water rights were acquired from Engleson Family Trust effective May 12, 2016. Enclosed is a copy of the Notice of Change of Water Right Ownership filed with Eastern Region to which you will note a copy of the recorded Warranty Deed is attached.

Please file and process the original and conform stamp the extra copies and return them to me and the new owners in the stamped and addressed return envelopes enclosed.

Sincerely,

A handwritten signature in blue ink that reads 'Randy Budge'.

RANDALL C. BUDGE

RCB:ts

Enclosures

c: Jared Gehring
Jordan Gehring

STATE OF IDAHO
WATER RESOURCE BOARD

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

ONE FORM PER WATER RIGHT

RECEIVED
MAY 20 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: 35-7005, 35-2491, 35-7694

Name(s) of Lessor(s): Engleson Family Trust - JAG Farms, LLC and Big J Farms, LLC

Mailing Address: c/o Randy Budge, P.O. Box 1391 and Jared Gehring, 3656 Gehring Road, American Falls

City: Pocatello State: ID Zip: 83204

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

Lease Contract Expiration Date: December 31, 2019

Requested Release Date: Immediate

Reason for Early Release:

The original Lessor, Engleson Family Trust, has sold the property and water rights to JAG Farms, LLC and Big J Farms, LLC effective May 12, 2016. Accordingly, a release as soon as possible is requested, no later than 12/31/16.


Signature of Lessor

Jared Gehring, Manager JAG Farms, LLC
Printed Name and Title*

05/12/2016
Date


Signature of Lessor

Jared Gehring, Manager Big J Farms, LLC
Printed Name and Title*

5/12/2016
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



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DEPARTMENT OF WATER RESOURCES

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

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

March 14, 2016

T J BUDGE
RACINE OLSON
PO BOX 1391
POCATELLO ID 83204

**RE: WATER SUPPLY BANK LEASE RELEASE REQUEST FOR WATER RIGHT NOS. 35-2491,
35-7005 AND 35-7648 DENIED.**

Dear Mr. Budge:

On February 8, 2015 the Department of Water Resources (Department) received your request to cancel the existing Water Supply Bank (Bank) Lease Contract executed on April 27, 2015. A portion of these rights have been rented from the Bank through the end of 2016. This means that this request cannot be approved at this time.

The rights will automatically be released from the Bank upon the conclusion of the current rental agreement on **December 31, 2016**.

If you wish to have the unrented portion of these rights released from the bank prior to December 31, 2016, you will have to provide a new lease application, for the rented portion only, along with the applicable application fees. The department will then create a new contract for the rented portions of these rights.

If you have questions regarding this matter, contact me at 287-4910.

Sincerely,

Clay Webster
Water Resource Agent
WSB Process Point of Contact

c: Shannon Engleson

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

FEB 08 2016

DEPARTMENT OF
WATER RESOURCES

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

ONE FORM PER WATER RIGHT

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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: 35-7005

Name(s) of Lessor(s): Engleson Family Trust

Mailing Address: c/o Shannon Engleson, P.O. Box 1304

City: Pocatello State: ID Zip: 83204

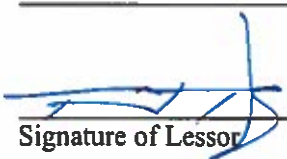
Telephone No: 208-232-8800 Email Address: lorne@gemstate.net

Lease Contract Expiration Date: December 31, 2019

Requested Release Date: Immediate

Reason for Early Release:

The Lessor has contracted to sell the water rights to a buyer who wishes to utilize them as soon as possible.


Signature of Lessor

Thomas J. Budge, Attorney for Lessor
Printed Name and Title*

2-5-16
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

SCANNED
MAR 14 2016