

BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

March 20, 2015

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

Re: Lance Funk Rentals

Dear Mrs. Palmer:

A Water Supply Bank rental agreement was approved by Brian Patton on July 12, 2013 for 264.0 acres. The rental covers a portion of a farm locally known as Toevs Farm for the 2013, 2014 and 2015 irrigation season. Due to the recent approval of water right Permits 35-14240, 35-14241, 35-14242 and 35-14243 the rental on this farm is not needed for the 2015 irrigation.

I am formally requesting that this rental agreement be released from the Water Supply Bank. No rental payment will be made for the 2015 irrigation season pertaining to this 264.0 acre rental.

I have attached the first two pages of the approved rental agreement to this letter as reference material.

Sincerely,

Greg Sullivan, M.S.

Cc: Lance Funk

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

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WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK RENTAL AGREEMENT

RECEIVED

JUN 25 2013

DEPARTMENT OF
WATER RESOURCES

This is to certify that: LANCE FUNK AND/OR
LISA FUNK
PO BOX 83720
BOISE ID 83720-0098
(208) 287-4800

filed an application to rent water from the Water Supply Bank ("Bank"). The Idaho Water Resource Board ("Board") being authorized to operate a Bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director, Department") for rental of water from the Bank agrees to rent water as follows:

Summary of Water Rights or Portions Rented from the Bank

	Water Right	Rented Rate	Annual Rented Volume	Total Rented Acres
	35-2084	0.07 CFS	18.0 AF	4.5 AC
	35-7699	0.03 CFS	10.0 AF	2.5 AC
COMBINED RENTAL TOTALS:		0.10 CFS	28.0 AF	7.0 AC
	35-13578	2.12 CFS	424.0 AF	106.0 AC
	35-13588	3.02 CFS	604.0 AF	151.0 AC
COMBINED RENTAL TOTALS:		4.33 CFS	1028.0 AF	257.0 AC
OVERALL RENTAL TOTALS:		4.43 CFS	1056.0 AF	264.0 AC

TERM OF RENTAL: April 18, 2013, to December 31, 2013
January 1, 2014, to December 31, 2014
January 1, 2015, to December 31, 2015

RENTAL FEE: \$17,952.00 annually

The fee for rental of the above-described water is \$17,952.00. \$1,795.20 will go to the Department for administrative costs and the remainder will be paid to the lessor. An annual payment shall be received by the Department prior to April 1, the beginning of the irrigation season, each year for the duration of the rental period. The agreement will be void if payment is not received prior to the due date in a given year. To terminate the agreement prior to the end of the rental period, written notice must be received by the Department at least 30 days prior to the rental fee due date.

Detailed water right specific limitations and conditions attached.

The undersigned renter agrees to use the water rented under this agreement in accordance with the Water Supply Bank rules and in compliance with the limitations and conditions of use described in this agreement.

Dated this 21 day of June, 2013

By: Lance Funk
(Print Name)

[Signature]
(Signature)

SUPPORT DATA

IN FILE # 35-2084

[Signature]
(Title if on behalf of company or organization)

Having determined that this agreement satisfies the provisions of Idaho Code § 42-1763 and IDAPA 37.02.03.030 (Water Supply Bank Rule 30), for the rental and use of water under the terms and conditions herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board this 12th day of July, 2013.


BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

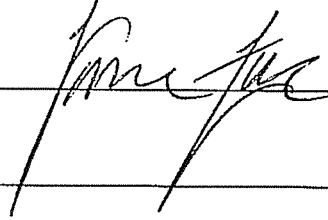
I, Lance Funk and/or Lisa Funk, hereby nominate and appoint
Greg Sullivan of Brockway Engineering as my attorney-in-fact with full
authority to act for and on my behalf to undertake any and all acts or matters pertaining to Idaho
Water Supply Bank applications and water right transfers before the Idaho Department of Water
Resources for the following water right transactions:

All water rights, applications and transactions pertaining to water rights in which I
own, applied for or have a security interest in Water Basin 35 of the State of Idaho.

in Power, Bingham County, Idaho. Additionally, I hereby ratify and confirm any and
all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said
instruments of writing that may be necessary or proper to carry into execution and effect the
applications, and transfers above-mentioned. Further, I hereby declare that each and every
application, transfer, agreement, receipt, or payment which shall be by my said agent given,
made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had
been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at
all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or
concerning the said premises by virtue of these present. This Limited Power of Attorney will
become void upon my written request submitted to the Idaho Department of Water Resources.

Dated this 21ST day of FEBRUARY 2013.

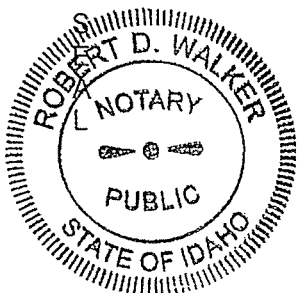
 Signature

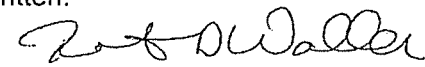
Signature

State of Idaho)
County of POWER) ss.

On this 21ST Day of FEBRUARY, 2013, before me, a Notary Public
in and for said County and State, personally appeared LANLE FUNK,
known or identified to me to be the individual whose name and subscription to the within
instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
seal the day and year in this certificate first above written.




Notary Public
In and for said State and County

11-7-2017
My Commission Expires