

WATER SUPPLY BANK RENTAL AGREEMENT

MAR 13 2015

Page 1 of 4

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT

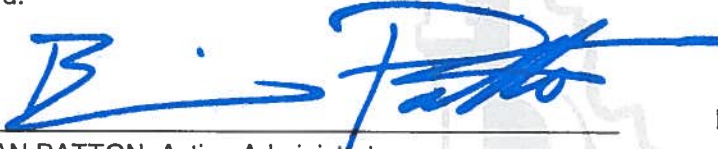
The undersigned renter agrees to use the water rented under this agreement in accordance with the Water Supply Bank rules and in compliance with the limitations and conditions of use described in this agreement:

PEP LLC by  CHRIS PRATT Member 3-9-15
Signature of Renter Printed Name and Title* Date

Signature of Renter Printed Name and Title* Date

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

Having determined that this agreement satisfied 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 condition herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board.

By  Date March 20, 2015
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

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

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SE¼NW¼SE¼ Sec. 27 Twp 04S Rge 30E BINGHAM County

BENEFICIAL USE

IRRIGATION

SEASON OF USE

04/01 TO 10/31

RENTER'S PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	30E	26							26.7		1.5	40							68.2
04S	30E	27													40.0	40.0	40.0	40.0	160.0

Total Acres: 228.2

CONDITIONS APPLICABLE TO ALL RENTED WATER RIGHTS

1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
3. Use of water under this agreement does not constitute a dedication of the water to renter's place of use, and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to those authorized under the water right and/or again be available to rent from the bank.
4. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.
5. Use of water under this agreement shall not prejudice any action of the Department in its consideration of an application for transfer or permit filed by the applicant for this same use.
6. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
7. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
8. Renter acknowledges and agrees that the Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
9. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
10. This rental agreement does not authorize the construction of a well.
11. The renter must diligently pursue a permanent water right to provide for the uses authorized under this rental agreement.

12. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
14. The water use of 43-13595 and 43-13597 under this rental agreement shall not exceed a maximum diversion rate of 0.86 cfs at the field headgate.
15. The water use of 29-14106 and 29-14107 under this rental agreement shall not exceed a maximum diversion rate of 0.93 cfs a total diversion volume of 286.0 af at the field headgate and the irrigation of 71.5 acres.



RECEIVED

FEB 23 2015

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
WATER RESOURCE BOARDAPPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANK

This application must be prepared in accordance with the minimum requirements listed to be acceptable for processing by the Department. Incomplete applications will be returned.

Name of Renter(s) PEP, LLCMailing Address 1356 S., 3000 W. Aberdeen, ID 83210Phone (208) 709-1645Email pepfarms@gmail.com

A. DESCRIPTION OF WATER SOUGHT FOR RENT

1. Maximum Flow Rate (cfs) Maximum Volume (ac-ft) Nature of Use Period of Use
3.31 872.8 Irrigation (Portion Modeled) 04/01 to 10/31
 _____ to _____
 _____ to _____
 Total: 3.31 872.8

2. Source of water Ground Water tributary to ESPA Model Cell (77,106)

3. Point(s) of Diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County
04S	30E	27		SE	NW	SE	Bingham

4. Lands to be irrigated or place of use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	30E	26							26.7		1.5	40							68.2
		27													40	40	40	40	160

If the use is for irrigation, show total number of acres proposed through rental.

Total Acres 228.2

B. OWNERSHIP

1. Do you own the land at the proposed point of diversion?

Yes ☒ No ☐

If no, list owner, contact information, and attach a copy of the agreement or other written authority to use the proposed point of diversion. _____

2. Do you own the land at the proposed place of use?

Yes ☒ No ☐

If no, list owner, contact information, and attach a copy of the agreement or other written authority to use the proposed place of use. _____

C. MAP

Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described by this application in section A. Include legal description labels.

D. GENERAL INFORMATION

1. Please provide a description of the proposed diversion system.
Existing deep well, electric pump and booster.
2. Describe any other water rights diverted through the same point(s) of diversion or used for the same purpose(s) as described above.
none
3. Will the proposed place of use receive water from any other source? Yes ☐ No ☒
If yes, describe.
4. If the proposed use is not for irrigation, please provide a detailed description of the proposed use and how you determined the amount of water required. Attach additional sheets if needed. N/A
5. Are there any other applications pending before the Department, such as an application for permit or transfer, for the same use(s) proposed by this rental? Yes ☐ No ☒
If yes, describe.
6. Was this rental application submitted in response to a Notice of Violation or a pending Notice of Violation? Yes ☐ No ☒
If yes, describe.

E. RENTAL TERM

Do you wish to rent water from the Board's bank for more than one (1) year? Yes ☒ No ☐
If yes, please specify the number of years desired through proposed rental. 5 years if available

I hereby assert that the information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

If this application is approved, the applicant agrees to the following:

1. The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.
2. Renter shall comply with all applicable state and federal laws while using water under this agreement.
3. Renter shall hold the Board, the Director, and the state of Idaho harmless from all liability on account of negligent acts of the renter.
4. The Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
5. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
6. Renter is not authorized to use water proposed by this application until the rental fees are paid in full and the renter receives an executed copy of the agreement signed by the Director.


Signature of Applicant

CHRIS PRATT Member 2-18-15
Printed Name and Title* Date

Signature of Applicant

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

JAN 12 2015

STATE OF IDAHO
WATER RESOURCE BOARDAPPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANK

This application must be prepared in accordance with the minimum requirements listed to be acceptable. Incomplete applications will be returned.

Name of Renter(s) PEP, LLCMailing Address 1356 S., 3000 W. Aberdeen, ID 83210Phone (208) 709-1645Email pepfarms@gmail.com

A. DESCRIPTION OF WATER SOUGHT FOR RENT

1. <u>Maximum Flow Rate (cfs)</u>	<u>Maximum Volume (ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>
<u>6.20</u>	<u>1240.0</u>	<u>Irrigation</u>	<u>04/01</u> to <u>10/31</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
Total: <u>6.20</u>	<u>1240.0</u>		

2. Source of water Ground Water tributary to ESPA Model Cell (77,106)

3. Point(s) of Diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County
04S	30E	27		SE	NW	SE	Bingham

4. Lands to be irrigated or place of use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	30E	26								30		40	40						110
		27			40										40	40	40	40	200

If the use is for irrigation, show total number of acres proposed through rental.

Total Acres 310

B. OWNERSHIP

1. Do you own the land at the proposed point of diversion?

Yes ☒ No ☐

If no, list owner, contact information, and attach a copy of the agreement or other written authority to use the proposed point of diversion. _____

2. Do you own the land at the proposed place of use?

Yes ☒ No ☐

If no, list owner, contact information, and attach a copy of the agreement or other written authority to use the proposed place of use. _____

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Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described by this application in section A. Include legal description labels.

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Existing deep well, electric pump and booster.
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none
3. Will the proposed place of use receive water from any other source? Yes ☐ No ☒
If yes, describe. _____
4. If the proposed use is not for irrigation, please provide a detailed description of the proposed use and how you determined the amount of water required. Attach additional sheets if needed. N/A
5. Are there any other applications pending before the Department, such as an application for permit or transfer, for the same use(s) proposed by this rental? Yes ☒ No ☒
If yes, describe. USMS Modification Plan (2012-1-15) date 2-12-13
6. Was this rental application submitted in response to a Notice of Violation or a pending Notice of Violation? Yes ☐ No ☒
If yes, describe. _____

E. RENTAL TERM

- Do you wish to rent water from the Board's bank for more than one (1) year? Yes ☒ No ☐
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6. Renter is not authorized to use water proposed by this application until the rental fees are paid in full and the renter receives an executed copy of the agreement signed by the Director.

[Signature]
Signature of Applicant

CHRIS PRATT
Printed Name and Title*

1-8-15
Date

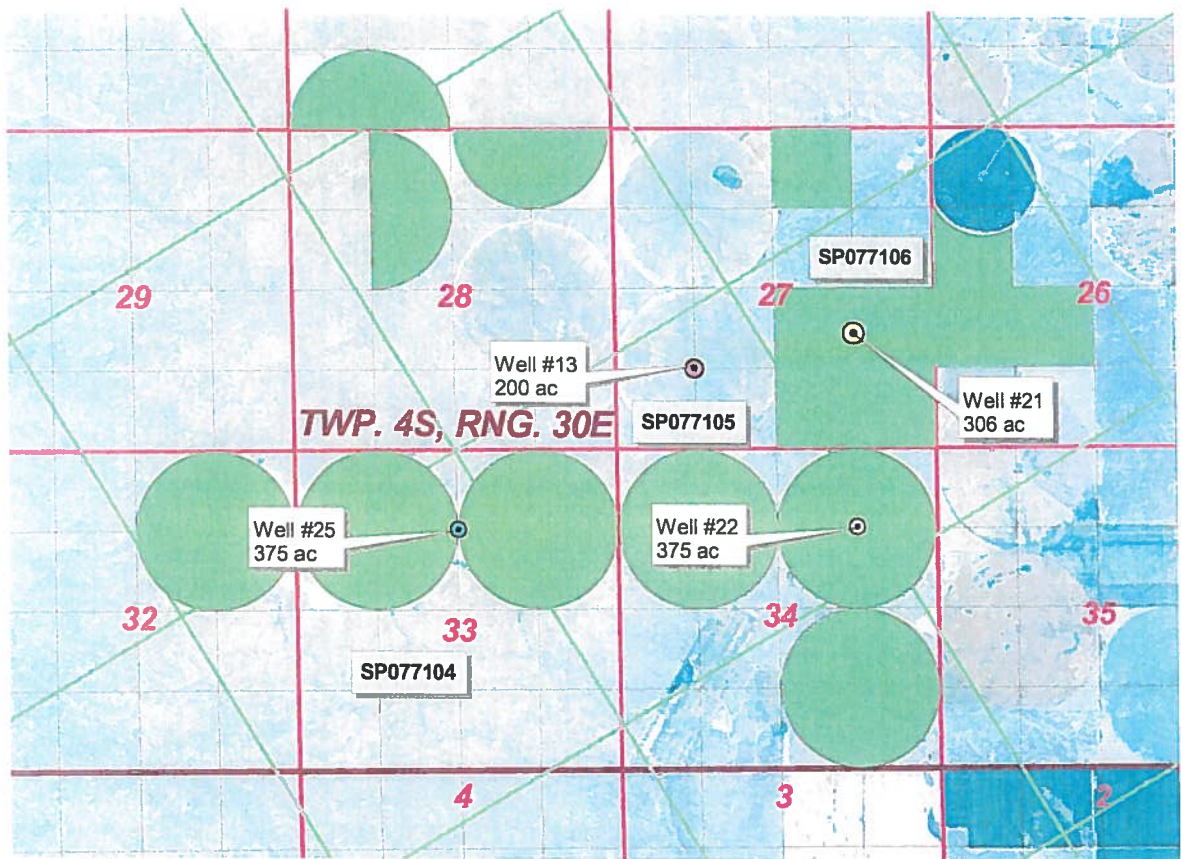
Signature of Applicant

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



JCH - 10/30/2014

0.25 0 0.25 0.5 0.75 Miles

2013 NAIP Aerial Photo

PEP, LLC Proposed Rental Irrigation Area

ESPA Model Grid
Township & Range
Sections
40's

PEP, LLC Proposed 2015 Water Supply Bank Rental



Rental Location	Water Right	Owner	Priority	Extg. POD	Extg. ESPA Model Cell	Proposed Rental Diversion Rate [cfs]	Proposed Rental Diversion Volume [afa]	Proposed Rental Place of Use [ac]	Model Tab
Well #25	29-2395	Hart	2/28/1958	6S,34E-1	SP097124	1.26	520.0	130.0	29-2395_etal
Well #25	29-14013	City of Chubbuck	8/19/1952	6S,34E-3	SP096122	2.25	651.2	162.8	29-14013_etal
Well #25	35-8001A	Mc Kinley	10/26/1981	2N,36E-13	SP068155	0.10	20.0	5.0	29-14013_etal
Well #25	43-13595	Ward Land & Livestock	5/4/1978	10S,26E-2	SP091069	0.86	208.7	52.2	29-2395_etal
Well #25	43-13597	Ward Land & Livestock	5/23/1962	10S,26E-2	SP091069	0.15	100.1	25.0	29-2395_etal
Well #25	43-13595, 43-13597 Combined limits					0.86	308.8	77.2	29-2395_etal
Rental #1 Total						4.47	1500.0	375.0	
Well #22	29-13827	Juniper Hills	1/29/1960	7S,35E-17	SP102121	0.30	52.5	15.0	29-14099_etal
Well #22	29-14054	City of Chubbuck	12/31/1974	6S,34E-3	SP096122	0.96	322.0	80.5	29-14012_etal
Well #22	29-14055	City of Chubbuck	6/20/1961	6S,34E-3	SP096122	0.09	17.3	4.3	29-14012_etal
Well #22	29-14056	City of Chubbuck	10/26/1966	6S,34E-3	SP096122	0.06	12.3	3.1	29-14012_etal
Well #22	29-14054, 29-14055, 29-14056 Combined limits					0.96	351.6	87.9	29-14012_etal
Well #22	29-14012	City of Chubbuck	8/19/1952	6S,34E-3	SP096122	1.83	488.8	122.2	29-14012_etal
Well #22	29-14016	City of Chubbuck	1/17/1966	6S,34E-3	SP096122	1.76	449.2	127.4	29-14012_etal
Well #22	45-2746	J R Simplot Co	5/9/1966	10S,23E-19	SP084050	0.21	84.0	22.5	29-14012_etal
Rental #2 Total						5.06	1426.1	375.0	
Well #21	29-14106	City of Chubbuck	8/18/1953	6S,34E-3	SP096122	0.93	186.4	46.6	29-14106_etal
Well #21	29-14107	City of Chubbuck	12/3/1980	6S,34E-3	SP096122	0.61	121.6	30.4	29-14106_etal
Well #21	29-14106, 29-14107 Combined limits					0.93	286.0	71.5	29-14106_etal
Well #21	29-14099	City of Chubbuck	5/2/1966	6S,34E-3	SP096122	1.53	280.0	80.0	29-14106_etal
Well #21	43-13595	Ward Land & Livestock	5/4/1978	10S,26E-2	SP091069	0.89	216.2	54.1	29-14106_etal
Well #21	43-13597	Ward Land & Livestock	5/23/1962	10S,26E-2	SP091069	0.16	103.8	25.9	29-14106_etal
Well #21	43-13595, 43-13597 Combined limits					0.89	320.0	80.0	29-14106_etal
Rental #3 Total						3.35	886.0	231.5	
Well #13	29-14099	City of Chubbuck	5/2/1966	6S,34E-3	SP096122	0.99	182.0	52.0	29-14099_etal
Well #13	43-13595	Ward Land & Livestock	5/4/1978	10S,26E-2	SP091069	0.49	118.4	29.6	29-14099_etal
Well #13	43-13597	Ward Land & Livestock	5/23/1962	10S,26E-2	SP091069	0.09	56.8	14.2	29-14099_etal
Well #13	43-13595, 43-13597 Combined limits					0.49	175.2	43.8	29-14099_etal
Rental #4 Total						1.48	357.2	95.8	

GRAND TOTAL

14.37 4169.3 1077.3

Modeled Results From ESPA Transfer Spreadsheet

29-2395_etal

Enter First Time Step of Transfer SPR 2012

Match: 192

Match: 456

	AIR	HIS	SINB	NBIN	NIM	DWIB	BIT5	TS	TSM	M	MIB	Total
Preexisting Effects @ SS (Last Time Step)	4.43	5.29	48.62	143.41	47.11	14.20	5.43	3.44	0.38	3.24	0.12	275.67
Steady State - Value of Dep. @ Last Time Step	4.42	5.28	48.56	143.22	47.04	14.08	5.38	3.41	0.37	3.22	0.12	275.11
Preexisting Effects @ Transient State (Max Value Time Step)	4.43	5.29	48.62	143.41	47.11	14.20	5.43	3.44	0.38	3.24	0.12	275.67
Transient State - Max. Value of Dep. After Transfer	4.42	5.28	48.56	145.40	47.04	14.08	5.38	3.41	0.37	3.22	0.12	277.29
Steady State Change:	-0.01	-0.01	-0.06	-0.19	-0.07	-0.12	-0.04	-0.03	0.00	-0.02	0.00	
Transient State Change:	-0.01	-0.01	-0.06	1.99	-0.07	-0.12	-0.04	-0.03	0.00	-0.02	0.00	

Preexisting Effects @ Transient State (Max Value from Total Effects with Transfer)
 Transient State - Max. Value from Start of Transfer to Last Time Step

Modeled Results From ESPA Transfer Spreadsheet

29-14013_etal

Enter First Time Step of Transfer SPR 2012

Match: 192

Match: 456

	AIR	HIS	SINB	NBIN	NIM	DWIB	BIT5	TS	TSM	M	MIB	Total
Preexisting Effects @ SS (Last Time Step)	4.91	6.01	51.72	152.54	3.08	2.83	1.09	0.69	0.08	0.66	0.03	223.64
Steady State - Value of Dep. @ Last Time Step	4.91	6.01	51.72	152.53	3.08	2.83	1.09	0.69	0.08	0.66	0.03	223.62
Preexisting Effects @ Transient State (Max Value Time Step)	4.91	6.01	51.72	152.54	3.08	2.83	1.09	0.69	0.08	0.66	0.03	223.64
Transient State - Max. Value of Dep. After Transfer	4.91	6.01	51.72	152.53	3.08	2.83	1.09	0.69	0.08	0.66	0.03	223.62
Steady State Change:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
Transient State Change:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	

Preexisting Effects @ Transient State (Max Value from Total Effects with Transfer)
 Transient State - Max. Value from Start of Transfer to Last Time Step

Modeled Results From ESPA Transfer Spreadsheet

29-14012_etal

Enter First Time Step of Transfer SPR 2012

Match: 192

Match: 456

	AIR	HIS	SINB	NBIN	NIM	DWIB	BIT5	TS	TSM	M	MIB	Total
Preexisting Effects @ SS (Last Time Step)	9.09	10.91	100.40	305.24	9.84	11.56	4.30	2.71	0.30	2.51	0.10	457.06
Steady State - Value of Dep. @ Last Time Step	9.08	10.90	100.35	305.07	9.78	11.54	4.26	2.69	0.29	2.49	0.09	456.55
Preexisting Effects @ Transient State (Max Value Time Step)	9.09	10.91	100.40	305.24	9.84	11.56	4.30	2.71	0.30	2.51	0.10	457.06
Transient State - Max. Value of Dep. After Transfer	9.08	10.90	100.35	305.07	9.78	11.54	4.26	2.69	0.29	2.49	0.09	456.55
Steady State Change:	-0.01	-0.01	-0.05	-0.17	-0.07	-0.11	-0.04	-0.03	0.00	-0.02	0.00	
Transient State Change:	-0.01	-0.01	-0.05	-0.17	-0.07	-0.11	-0.04	-0.03	0.00	-0.02	0.00	

Preexisting Effects @ Transient State (Max Value from Total Effects with Transfer)
 Transient State - Max. Value from Start of Transfer to Last Time Step

Modeled Results From ESPA Transfer Spreadsheet

29-14106_etal

Enter First Time Step of Transfer SPR 2012

Match: 178

Match: 456

	AIR	HIS	SINB	NBIN	NIM	DWIB	BIT5	TS	TSM	M	MIB	Total
Preexisting Effects @ SS (Last Time Step)	4.72	5.63	50.42	156.95	48.98	14.86	5.68	3.60	0.39	3.39	0.13	294.76
Steady State - Value of Dep. @ Last Time Step	4.71	5.62	50.37	156.78	48.91	14.75	5.64	3.57	0.39	3.37	0.13	294.25
Preexisting Effects @ Transient State (Max Value Time Step)	4.72	5.63	50.42	156.95	48.98	14.86	5.68	3.60	0.39	3.39	0.13	294.76
Transient State - Max. Value of Dep. After Transfer	4.71	5.62	50.37	156.84	48.91	14.75	5.64	3.57	0.39	3.37	0.13	307.31
Steady State Change:	-0.01	-0.01	-0.05	-0.17	-0.06	-0.11	-0.04	-0.02	0.00	-0.02	0.00	
Transient State Change:	-0.01	-0.01	-0.05	12.89	-0.06	-0.11	-0.04	-0.02	0.00	-0.02	0.00	

Preexisting Effects @ Transient State (Max Value from Total Effects with Transfer)
 Transient State - Max. Value from Start of Transfer to Last Time Step

Enter First Time Step of Transfer SPR 2012

Match: 178 Match: 456

	AIR	HIS	SNB	NBN	NIM	DWB	BIT	TS	TSM	M	MB	Total
Preexisting Effects @ SS (Last Time Step)	2.07	2.47	21.89	68.62	26.47	7.82	2.99	1.89	0.21	1.78	0.07	136.26
Steady State - Value of Dep. @ Last Time Step	2.07	2.46	21.86	68.52	26.43	7.76	2.96	1.88	0.21	1.77	0.07	135.98
Preexisting Effects @ Transient State (Max Value Time Step)	2.07	2.47	21.89	68.62	26.47	7.82	2.99	1.89	0.21	1.78	0.07	136.26
Transient State - Max Value of Dep. After Transfer	2.07	2.46	21.86	73.65	26.43	7.76	2.96	1.88	0.21	1.77	0.07	141.11
Steady State Change:	-0.01	0.00	-0.03	-0.10	-0.04	-0.06	-0.02	-0.01	0.00	-0.01	0.00	
Transient State Change:	-0.01	0.00	-0.03	5.03	-0.04	-0.06	-0.02	-0.01	0.00	-0.01	0.00	

RECEIVED
NOV 02 2014
DEPT OF WATER RESOURCES

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANK

This application must be prepared in accordance with the minimum requirements listed to be acceptable for processing by the Department. Incomplete applications will be returned.

Name of Renter(s) PEP, LLC

Mailing Address 1356 S., 3000 W. Aberdeen, ID 83210

Phone (208) 709-1645

Email pepfarms@gmail.com

A. DESCRIPTION OF WATER SOUGHT FOR RENT

1. Maximum Flow Rate (cfs) 6.12 Maximum Volume (ac-ft) 1224.0 Nature of Use Irrigation Period of Use 04/01 to 10/31
to _____
to _____
Total: 6.12 1224.0

2. Source of water Ground Water tributary to ESPA Model Cell (77,106)

3. Point(s) of Diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County
04S	30E	27		SE	NW	SE	Bingham

4. Lands to be irrigated or place of use:

TWP	RGE	SEC	NE				NE	W	SE	SE				Totals
			NE	NW	SW	SE				NE	NW	SW	SE	
04S	30E	26												106
		27		40						40	40	40	40	200

If the use is for irrigation, show total number of acres proposed through rental.

Total Acres 306

B. OWNERSHIP

1. Do you own the land at the proposed point of diversion?

Yes ☒ No ☐

If no, list owner, contact information, and attach a copy of the agreement or other written authority to use the proposed point of diversion. _____

2. Do you own the land at the proposed place of use?

Yes ☒ No ☐

If no, list owner, contact information, and attach a copy of the agreement or other written authority to use the proposed place of use. _____

C. MAP

Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described by this application in section A. Include legal description labels.

D. GENERAL INFORMATION

1. Please provide a description of the proposed diversion system.
Existing deep well, electric pump and booster.

2. Describe any other water rights diverted through the same point(s) of diversion or used for the same purpose(s) as described above.
none

3. Will the proposed place of use receive water from any other source? Yes ☐ No ☒

If yes, describe.

4. If the proposed use is not for irrigation, please provide a detailed description of the proposed use and how you determined the amount of water required. Attach additional sheets if needed. N/A

5. Are there any other applications pending before the Department, such as an application for permit or transfer, for the same use(s) proposed by this rental? Yes ☒ No ☒

If yes, describe. USMS mitigation plan (2012-1 CEP date 7th February 2013) along with an application for permit

6. Was this rental application submitted in response to a Notice of Violation or a pending Notice of Violation? Yes ☐ No ☒

If yes, describe.

E. RENTAL TERM

- Do you wish to rent water from the Board's bank for more than one (1) year? Yes ☒ No ☐

If yes, please specify the number of years desired through proposed rental. 5 years if available

I hereby assert that the information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

If this application is approved, the applicant agrees to the following:

1. The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.
2. Renter shall comply with all applicable state and federal laws while using water under this agreement.
3. Renter shall hold the Board, the Director, and the state of Idaho harmless from all liability on account of negligent acts of the renter.
4. The Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
5. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
6. Renter is not authorized to use water proposed by this application until the rental fees are paid in full and the renter receives an executed copy of the agreement signed by the Director.

PER LLC by Chris Pratt
Signature of Applicant

CHRIS PRATT member
Printed Name and Title*

11-1-2014
Date

Signature of Applicant

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