

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

RECEIVED

MAR 13 2015

DEPARTMENT OF
WATER RESOURCES

This is to certify that: **PEP LLC**
1356 S 3000 W
ABERDEEN ID 83210
208-709-1645

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	Priority Date	Source	Tributary	Rented Rate	Annual Rented Volume	Acre Limit	Total Rented Acres
29-13827	01/29/1960	Ground Water	NA	0.3 cfs	52.5 af	NA	15.0 ac
29-14054	12/31/1974	Ground Water	NA	0.817 cfs	273.3 af	NA	68.3 ac
29-14055	06/20/1961	Ground Water	NA	0.072 cfs	14.7 af	NA	3.7 ac
29-14056	10/26/1966	Ground Water	NA	0.050 cfs	10.5 af	NA	2.6 ac
29-14080	12/31/1974	Ground Water	NA	0.148 cfs	48.7 af	NA	12.2 ac
29-14081	06/20/1961	Ground Water	NA	0.014 cfs	2.4 af	NA	0.6 ac
29-14082	10/26/1966	Ground Water	NA	0.010 cfs	2.0 af	NA	0.5 ac
Combined Limit				0.965 cfs	351.6 af	NA	87.9 ac
29-14012	08/19/1952	Ground Water	NA	1.83 cfs	488.8 af	NA	122.2 ac
29-14016	01/17/1966	Ground Water	NA	1.76 cfs	449.2 af	NA	127.4 ac
45-2746	05/9/1966	Ground Water	NA	0.21 cfs	84.0 af	NA	22.5 ac
Annual Combined Rental Totals				5.07 cfs	1426.1 af	NA	375.0 ac

Term of Rental: February 23, 2015 to December 31, 2015
Rental Fee: \$24,243.70

The fee for rental of the above-described water is \$24,243.70 per year. Ten percent (\$2,424.37) will go to the Department for administrative costs, and the remainder will be paid to the lessor(s). No rental fees will be refunded once the fee is collected and the start date for a Rental Agreement has passed.

Detailed water right conditions are attached.

SUPPORT DATA
IN FILE # 29-13827

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:

PEPILC by [Signature] 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 [Signature] 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 SW¼NE¼ Sec. 34 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	34	31.0	31.0	31.0	32.0	31.0	31.0	31.0	32.0					31.0	31.0	31.0	32.0	375.0

Total Acres: 375.0

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 29-14054, 29-14055, 29-14056, 29-14080, 29-14081, and 29-14082 under this rental agreement shall not exceed a maximum diversion rate of 0.965 cfs at the field headgate.



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
<u>5.07</u>	<u>1426.1</u>	<u>Irrigation</u>	<u>04/01</u> to <u>10/31</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
Total: <u>5.07</u>	<u>1426.1</u>		

2. Source of water Ground Water tributary to ESPA Model Cell (77,105)

3. Point(s) of Diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County
04S	30E	34		NE	SW	NE	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	34	31	31	31	32	31	31	31	32					31	31	31	32	375

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

Total Acres 375

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]
Signature of Applicant

CHARIS PRATT
Printed Name and Title*

2-20-15
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



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

March 20, 2015

PEP LLC
1356 S 3000 W
ABERDEEN ID 83210

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 29-2395, 29-14013, 35-8001A, 43-13595, 43-13597, 29-13827, 29-14054, 29-14055, 29-14056, 29-14080, 29-14081, 29-14082, 29-14012, 29-14016, 45-2746, 29-14106, 29-14107, 29-14099, 43-13595, 43-13597 AND 29-14099

Dear Renter:

Please find enclosed a receipt in the amount of **\$67,673.60** and a copy of four fully executed Water Supply Bank Rental Agreements in connection with the rental of 3,980.8 acre-feet of water for irrigation of 1,030.2 acres during 2015. Upon receipt of these fully executed agreements, you are authorized to divert water in compliance with the conditions of water use described in the agreement.

Pursuant to the Water Supply Bank Rules, 90% or \$60,906.24 of the rental fee will be paid to the lessor(s) and 10% or \$6,767.36 will be retained by the Department to offset administrative costs.

If you have any questions, please contact me at (208) 287-4944.

Sincerely,

Cherie Palmer
for Cherie Palmer
Water Rights Supervisor

Enclosure(s): Receipt No.C100078
Rental Agreement (copy)

c: Sascha Marston – Fiscal
Allen Merritt – IDWR Southern Regional Manager
Watermaster James Cefalo – State Water District No. 120
Jason Helms - JCH Engineering



State of Idaho

DEPARTMENT OF WATER RESOURCES

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GARY SPACKMAN

Director

March 20, 2015

C.L. "BUTCH" OTTER

Governor

CARL L PHILLIPS
2884 W 1400 S
ABERDEEN ID 83210

BART WRIDE
3166 W 1300 S
ABERDEEN ID 83210

RE: Approval of Water Supply Bank Rental for PEP Farms Partnership

Dear Mr. Wride:

On January 6, 2014, the Department of Water Resources (Department) received your letter that outlined concerns with water use in connection with a Water Supply Bank (Bank) rental for PEP Farms Partnership (applicant).

The Department is sending you this letter to give you notice the applicant is proposing to irrigate 1,030.2 acres for 2015 using the Bank's rental water.

For their 2015 rental application, the Department required the applicant evaluate the concerns of potential impact to nearby water users that you put forth in your letter. The applicant responded by evaluating ground water interconnectivity, local well data, and water table impacts as a result of their water use. I have enclosed the applicant's report for your reference.

The Department evaluated the report and finds that injury concerns have been properly addressed and the rental can move forward in 2015. I have enclosed a report that summarizes the Department's findings of the report for your reference.

On March 20, 2015, the Department issued the rental agreement. If you are not satisfied with the Department's decision you may request a hearing pursuant to Idaho Code §42-1701A(3) that says:

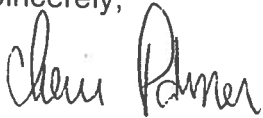
... any person aggrieved by any action of the director, including any decision, determination, order or other action,...who is aggrieved by the action of the director, and who has not previously been afforded an opportunity for a hearing on the matter shall be entitled to a hearing before the director to contest the action. The person shall file with the director, within fifteen (15) days after receipt of written notice of the action issued by the director, or receipt of actual notice, a written petition stating the grounds for contesting the action by the director and requesting a hearing. The director shall give such notice of the petition as is necessary to provide other affected persons an opportunity to participate in the proceeding. The hearing shall be held and conducted in accordance with the provisions of subsections (1) and (2) of this section...

Page 2
March 20, 2015

Please note that pursuant to Idaho Code §42-1701A(3) you must file your written petition within 15 days after receiving this notice.

You may contact me at (208) 287-4944 if you have any questions regarding this matter.

Sincerely,



Cherie Palmer
Water Right Supervisor
Water Allocation Bureau

Enclosures:
Department Evaluation
JCH Engineering & Consulting PLLC Report
Rental Agreements (4)

c: Brian Inskeep -- 3089 W 1300 S, Aberdeen id 83210 w/b encl.
James Cefalo -- Watermaster
Lyle Swank -- IDWR Eastern Region
Jason Helms -- JCH Engineering w/b encl.



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

March 6, 2015

PEP LLC
1356 S 3000 W
ABERDEEN ID 83210

**RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NO(S). 29-2395, 29-13827, 29-14012, 29-14013, 29-14016, 29-14054, 29-14055, 29-14056, 29-14080, 29-14081, 29-14082, 29-14099, 29-14106, 29-14107, 35-8001A, 43-13595, 43-13597 and 45-2746**

*****TIME SENSITIVE RESPONSE REQUIRED*****

Dear Applicant:

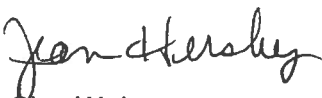
The Department of Water Resources acknowledges receipt of your application to rent water from the Water Supply Bank. **I have enclosed four(4) Water Supply Bank Rental Agreements for your review and signature.** Upon signature and return of the original agreements, together with the rental fee described below, the Department will also sign the original agreements and return executed copies to you. Execution of the agreements and compliance with the conditions of approval authorize diversion and use of water as provided in the agreements.

A rental fee of \$67,673.60 was calculated based on the current rental rate of \$17.00 per acre-foot times a diversion volume of 3980.8 acre-feet. If you would like to terminate the agreement prior to the end of the rental period, you must submit written notice of your intent to the Department at least 30 days prior to the rental fee due date.

Please send a check for \$67,673.60 made payable to the Idaho Department of Water Resources, **together with the signed rental agreement, within 14 days** so I can complete processing. Pursuant to the Water Supply Bank Rules, 90% or \$60,906.24 of the rental fee will be paid to the lessor(s) and 10% or \$6767.36 will be retained by the Department to offset administrative costs.

If you have any questions, please contact me at (208) 287-4910.

Sincerely,


for Clay Webster
Water Resource Agent
WSB Process Point of Contact

Enclosure(s)

c: IDWR Front Desk
Jason Helms-JCH Engineering and Consulting

MEMO

State of Idaho

Department of Water Resources

322 E Front Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700

Date: March 3, 2015

To: Water rights file

cc: Michele Edl, Senior Water Resource Agent Cherie Palmer, Water Rights Supervisor; Remington Buyer, Water Supply Bank coordinator; Sean Vincent, Hydrology Section Manager

From: Mike McVay, Technical Hydrogeologist

Subject: PEP, LLC water-level impacts due to 2015 Water Supply Bank rental

Introduction

A report assessing potential water-level impacts due to a water supply bank rental in the name of PEP, LLC was submitted to IDWR by JCH Engineers. The report includes an analysis of drawdown at nearby groundwater PODs (including residual impacts in 2016 from 2015 diversions), as well a discussion of the aquifer properties used in the analysis.

Aquifer Properties

The aquifer properties of storage and transmissivity are best estimated via multiple-well aquifer tests, in which one well is pumped and one or more wells are monitored for water-level responses. In lieu of these tests, transmissivity can be estimated using specific-capacity test information that is occasionally listed on driller's reports (storage can only be obtained from multi-well tests). Because storage cannot be estimated from specific-capacity tests, it must be estimated for use in the calculation of transmissivity, which increases the uncertainty in the transmissivity estimate.

Data suitable for estimating the aquifer properties are generally lacking in this area, with only a few specific-capacity pumping tests available. The majority of the driller's reports in the area either do not provide pumping-test results, or provide ambiguous information that is not suitable for transmissivity estimation. This is due in part to the highly transmissive nature of the aquifer, which means that wells tapping the aquifer experience relatively small amounts of drawdown that are difficult for drillers to measure.

JCH Engineers used data from three specific-capacity tests as recorded on driller's reports to estimate aquifer transmissivity. IDWR previously conducted an additional search for aquifer test data in the area, to find only two additional driller's reports with drawdown data reported (Owsley, 2014). Analysis of the two additional tests identified by IDWR resulted in an average transmissivity value of 57,500 ft²/day. The submitted report uses a transmissivity of 59,000 ft²/day, which is the average estimate for the three aquifer tests reviewed by JCH Engineers. Therefore, it appears the transmissivity value used by JCH Engineers is representative of local conditions.

Using the Enhanced Snake Plain Aquifer Model version 2.1 (ESPAM2.1) for comparison, the average calibrated transmissivity for the 12 model cells surrounding the project area is 2,714,597 ft²/day, which is significantly higher than the values calculated using specific-capacity test data. However, ESPAM2.1 is a regional scale model and is not appropriate for use in determining local water-level impacts. Lower transmissivity values result in larger calculated water-level impacts; therefore, the conservative approach to estimating local water-level impacts would be to use the lower transmissivity values derived from specific-capacity test data rather than the values from EPAM2.1.

The aquifer storage coefficient is another important aquifer property used in the calculation of drawdown. JCH Engineers assumed a storage coefficient of 0.2, which is significantly higher than the ESPAM2.1 average of 0.012 for the 12 model cells surrounding the project area. However, as stated above ESPAM2.1 is a regional model, and is not appropriate for use in assessing local conditions. Furthermore, storage coefficients for the entire ESPAM2.1 model domain range from 0.01 to 0.3, indicating that the assumed value of 0.2 is reasonable.

Water-level Impacts

Using the aquifer properties derived from the ESPA model, IDWR previously used the Theis solution (Theis, 1935) to calculate drawdown for comparison with the drawdown estimates provided by JCH Engineers, and the resulting water-level impacts were an order of magnitude less than those calculated by JCH Engineers (Owsley, 2014). Therefore, the current analysis calculates drawdown at the five PODs nearest the project using only the aquifer properties submitted by JCH Engineers.

Drawdown at each nearby POD has again been estimated using the Theis equation for this analysis. Inputs to the equation include a pumping duration of 213 days (April through October irrigation season) in conjunction with the aquifer properties, well locations, and diversion rates identified by JCH Engineers (Table 1).

Table1. Diversion rates used to calculate drawdown at nearby PODs.

Well ID	Diversion Rates (acre-ft/season)		
Well # 13	--	--	357.2
Well # 21	--	8.5	886.0
Well # 22	775.3	775.3	1,500.0
Well # 25	698.0	698.0	1,426.1

Using the above inputs, drawdown at the nearest POD (Phillips 35-7460) has been estimated to be approximately 2.92 feet, which is slightly less than the 3.1 feet of drawdown estimated by JCH Engineers. The current IDWR analysis uses an approximate location for Well #25, WMIS point locations for the other three pumping wells, and water-right PODs for the nearby wells. These locations are slightly different than those used by JCH Engineers, which accounts for the difference in estimated drawdown.

JCH Engineers also included an analysis of residual water-level impacts that occur in 2016 as a result of 2015 pumping. The residual drawdown at the Phillips 35-7460 POD has been estimated as 0.34 feet. JCH Engineers estimated a residual water-level change of approximately 0.7 ft at a “nearby” location, which has been assumed to be the same

Phillips well used to evaluate maximum drawdown. Again, the discrepancy appears to be the placement of (and therefore the distance between) wells used in the analysis.

Conclusion

The analysis that was submitted on behalf of PEP, LLC appears to be based on all available local data and uses appropriate methods. Therefore, the reported drawdowns appear to be reasonable, conservative estimates of impacts to nearby wells that result from the increased pumping at PEP, LLC diversions.

References

Owsley, D. 2014. PEP, LLC Water Supply Bank Rental. IDWR internal memo dated March, 11, 2014.

Theis, C.V. 1935. The relation between the lowering of the piezometric surface and the rate and duration of discharge of a well using groundwater storage. American Geophysical Union Transactions, vol. 16, pp. 519-524.

Edl, Michele

From: Cefalo, James
Sent: Thursday, February 26, 2015 11:47 AM
To: Edl, Michele
Cc: Palmer, Cherie
Subject: RE: PEP LLC's 4 rentals for 2015

Michele,

I have spoken to Carl Phillips a few times over the last three years. He is concerned about the localized impacts resulting from concentrating water rights from all around the ESPA in one area that is already experiencing aquifer declines. The "wellsite" application in workflow has recently changed and I can't figure out how to get data out. The closest well on hydro.online shows a steady decline in the last fifteen years. I am not opposed to the proposed rentals as long as the increased pumping does not unreasonably impact local ground water rights. I guess the WSB will have to determine what constitutes reasonable pumping levels in the area.

James

From: Edl, Michele
Sent: Wednesday, February 25, 2015 7:03 PM
To: Cefalo, James
Cc: Palmer, Cherie
Subject: PEP LLC's 4 rentals for 2015

James,

I have completed my review of the 4 WSB rental applications submitted by PEP LLC, Jason Helms consultant, for 2015. The 4 applications involve 18 water rights. Most rights are from B29 but a few are from B35, B43, and B45. Similar to last year, water is coming from several directions to the PEP fields in B35. 2 of the 4 applications cover the same fields as 2014 but PEP is proposing irrigation of new ground this year. Jason Helms modeled impacts to the ESPA more conservatively than required. I verified each model run and stacked all 5 of them. I confirmed no additional mitigation is needed.

We are waiting for hydrology to provide an opinion on Mr. Helm's impact report.

I have attached my review memos (which are somewhat repetitive), and a pdf showing the location of all the irrigated acres. The color is not as good as I would have liked. The yellow fields are App #4 fields. Please give us your feedback about these applications.

Thank you.
Michele

Water Right No.	Rented Vol (AF)	Lessor Fee (90%)	Administrative Fee (10%)	Total Fee @ \$17 (2015-2017)	Rental Amounts	
					Rate (cfs)	Acres
29-13827	52.5	\$803.25	\$89.25	\$892.50	0.3	15
29-14054	273.3	\$4,181.49	\$464.61	\$4,646.10	0.82	68.30
29-14055	14.7	\$224.91	\$24.99	\$249.90	0.072	3.70
29-14056	10.5	\$160.65	\$17.85	\$178.50	0.05	2.60
29-14080	48.7	\$745.11	\$82.79	\$827.90	0.15	12.20
29-14081	2.4	\$36.72	\$4.08	\$40.80	0.014	0.60
29-14082	2.0	\$30.60	\$3.40	\$34.00	0.01	0.50
29-14012	488.8	\$7,478.64	\$830.96	\$8,309.60	1.83	122.20
29-14016	449.2	\$6,872.76	\$763.64	\$7,636.40	1.76	127.40
45-2746	84.0	\$1,285.20	\$142.80	\$1,428.00	0.21	22.50
Total	1426.1	\$21,819.33	\$2,424.37	\$24,243.70	5.1	375.0

MEMORANDUM

To: Water Right(s) 29-13827, 29-14012, 29-14016, 29-14054, 29-14055, 29-14056, 29-14080, 29-14081, 29-14082 and 45-2746.

From: Michele Edl

Date: February 25, 2015

Re: Review & Analysis of PEP LLC Application #2 to Rent Water from the State Water Supply Bank

PURPOSE/NARRATIVE: On February 23, 2015, PEP LLC submitted an amended application to rent water from the State Water Supply Bank. The application proposes to rent all of rights 29-13827, 29-14012, and 29-14016 and portions of water rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081, 29-14082 and 45-2746 to irrigate 375.0 acres in Twp 4S, Rge 30E, sec 34. The applicant requested a rental agreement with a 5-year duration but the agreement will be limited by the availability of the rights requested. Therefore this agreement will be limited to one year.

Jason Helms (JCH Engineering and Consulting) submitted ESPA modeling and a report in support of the application. Mr. Helms identifies this application as #2 of 4.

AUTHORITY TO FILE: According to available Bingham County taxlot information, the proposed place-of-use is owned by PEP LLC. PEP LLC is listed with ISOS as #W15317. Chris Pratt is listed as a member and he signed the application.

The proposed point-of diversion is an existing well located on the property. Well #22 was the authorized POD for parent water right 35-746F. It is identified in WMIS as #1001750.

WATER RIGHT VALIDITY:

Water right 29-13827 was leased to the Water Supply Bank in 2008. The current lease contract will expire in 2018. Approval of this rental agreement will exhaust the rental availability of the right.

Water right 29-14012 was transferred to the City of Chubbuck in 2011. It has been leased to Water Supply Bank on an annual basis since then. Approval of this rental agreement will exhaust the rental availability of the right.

Water right 29-14016 was transferred to the City of Chubbuck in 2011. It has been leased to Water Supply Bank on an annual basis since 2013. Approval of this rental agreement will exhaust the rental availability of the right.

Water rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081, and 29-14082 were transferred to the City of Chubbuck in 2013 and have been leased to Water Supply Bank on an annual basis since then. They do not appear to have been used at the authorized POU. Water sufficient to satisfy the rental requests is available from the rights. In the 2014 irrigation season, these 6 rights were leased to the Water Supply Bank as two set of triplets. A fresh review of the rights in preparation for the 2015 season, found that the rights were limited by a common rate so they are now all tied together.

Water right 45-2746 was leased to the Water Supply Bank in 2005. The current lease contract will expire in 2016. Water sufficient to satisfy the rental request is available from the right.

INJURY TO OTHER WATER RIGHTS: No injury is apparent. The consultant, Mr. Jason Helms, provided the required modeling of the ESPA. His modeling choices were more conservative than required.

Mr. Helms also provided a report which analyzed and summarized the combined impact that the 2013-2015 PEP LLC rentals would have on the local ground water hydraulics. I found the report credible but could not confirm the analysis with the tools available to me. Personnel from IDWR's Hydrology Section have also been asked to review the report and provide an opinion.

ENLARGEMENT OF USE: No enlargement is evident through the rental. Some of the rented rights have SOU and field headgate allowances that are more generous than those at the rental location. The rental agreement will limit the use of the rented rights to the standards applicable at the rental location. The rental agreement will be issued with combined limits on water rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081, and 29-14082.

LOCAL PUBLIC INTEREST: This application is one of four rental applications submitted by PEP LLC. Two of them are similar to applications submitted by PEP Farms, for the 2014 rental irrigation season. The 2014 applications were of some concern to neighboring landholders who also divert their water from ground water.

The four, 2015 applications request more rental water for irrigation of additional ground. Protestants to the 2014 applications will be informed of these 2015 rentals.

BENEFICIAL USE/CONSERVATION OF WATER RESOURCES: The rental appears consistent with the conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The rented right(s) are subject to Water District 120. Eastern Region has been consulted and is not opposed to the rentals. However they request that the WSB determine reasonable pumping levels in that area.

PEP Farms Partnership submitted rental requests for the 2014 irrigation season which were similar to Application # 1 and Application #3. IDWR received protests to those 2014 rental applications. Additional information in support of the 2014 applications was requested and was submitted by the consultant. IDWR Hydrology section personnel reviewed the submittals and the 2014 applications were processed.

Because the four, 2015 applications are bringing water from diverse basins to this location, IDWR requested that the impact from the four applications be stacked to determine if the total impact does not require additional mitigation.

Superposition using the transfer tool results requires summing of the results spreadsheets. Mr. Helms may have calculated those sums but it is not apparent in the information provided. I stacked the results of the 5 modeling runs and calculated the total impact. Altogether the modeled impact from renting the 19 rights to PEP LLC for 2015 did not require additional mitigation.

Edl, Michele

From: Jason Helms [jasoncivil@alumni.nd.edu]
Sent: Friday, February 20, 2015 9:01 PM
To: Edl, Michele
Subject: Re: PEP application #2
Attachments: PEP_LL_C_Rentalrequest-2015_updatedsplit.xls

Hi Michele,

I understand Greg Sullivan at Brockway Engineering is depending upon renting some portion of these water rights (29-14054,14055,14056,14080,14081,14082) also and I believe it is in everyone's best interest to cooperate until a better system can be arranged. I am not involved with his applications so please let him know if what I have left out as a remainder of the 6 rights is inadequate compared to his application.

For the PEP rentals, please find attached the updated water right split worksheet which includes the modeling data-entry and results of including the contribution of all 6 rights described above. I stripped the formulas from the data entry worksheets so all you will see there are the values, however, the summary tab includes the formulas showing how I calculated the split fractions. Hopefully everything lines up but if not let me know and I can correct.

Thanks for your continued diligence.

Jason C. Helms, P.E.

JCH Engineering & Consulting, PLLC
(208) 308-2109

On Thu, Feb 19, 2015 at 5:35 PM, Edl, Michele <Michele.Edl@idwr.idaho.gov> wrote:

Mr. Helms, Mr. Anderson,

Between office day customers, I have briefly looked at PEP LLC's Application #2 today.

The 2015 lease contract with the City of Chubbuck shows that 6 water rights: 29-14054, 29-14055, 29-14056, 29-14080, 29-14081, and 29-14082 are all tied to each other by a limit on the rate at 1.74 cfs. In contrast, PEP LLC's Application #2 requests rental of 29-14054, 29-14055, and 29-14056 only. There is no mention of 29-14080, 29-14081, and 29-14082. So this rental request is incompatible with the lease contract.

Have you had an opportunity to see the current City of Chubbuck's Water Supply Bank Lease contract?

As the contract is drafted, and as the rights are combined, a proposed rental of portions of the first three rights without renting of portions of the later three cannot be processed. Therefore Application #2 cannot be processed as it is.

If the POD, rate, volume and acres remain the same, I believe that the WSB would accept an amended application which included proportionate listings of all 6 rights and new ESPA modeling.

Remember that PEP LLC has firm bids on all six rights. In this case, PEP LLC has an opportunity to rent more water than requested in Application #2. Please let me know how you wish to proceed.

Sincerely,

Michele Edl

The following documents were excerpted from the attachment to Jason Helm's email of Friday February 20, 2015 9:01 PM. Attachment PEP_LLC_Rentalrequest-2015_updatedsplit.xls contained modeling results for each of the 4 applications and two summary spreadsheets.

Rental Location	Water Right	Owner	Priority	Extg. POD	Proposed Rental Diversion Rate [cfs]	Proposed Rental Diversion Volume [afa]	Proposed Rental Place of Use [ac]
Well #22	29-2395	Hart	2/28/1958	6S,34E-1	1.26	520.0	130.0
Well #22	29-14013	City of Chubbuck	8/19/1952	6S,34E-3	2.25	651.2	162.8
Well #22	35-8001A	Mc Kinley	10/26/1981	2N,36E-13	0.10	20.0	5.0
Well #22	43-13595	Ward Land & Livestock	5/4/1978	10S,26E-2	0.86	208.7	52.2
Well #22	43-13597	Ward Land & Livestock	5/23/1962	10S,26E-2	0.15	100.1	25.0
Well #22	43-13595, 43-13597 Combined limits				0.86	308.8	77.2
Rental #1 Total					4.47	1500.0	375.0
Well #25	29-13827	Juniper Hills	1/29/1960	7S,35E-17	0.30	52.5	15.0
Well #25	29-14054	City of Chubbuck	12/31/1974	6S,34E-3	0.817	273.3	68.3
Well #25	29-14055	City of Chubbuck	6/20/1961	6S,34E-3	0.072	14.7	3.7
Well #25	29-14056	City of Chubbuck	10/26/1966	6S,34E-3	0.050	10.5	2.6
Well #25	29-14054, 29-14055, 29-14056 Combined limits				0.817	298.4	74.6
Well #25	29-14080	City of Chubbuck	12/31/1974	6S,34E-3	0.148	48.7	12.2
Well #25	29-14081	City of Chubbuck	6/20/1961	6S,34E-3	0.014	2.4	0.6
Well #25	29-14082	City of Chubbuck	10/26/1966	6S,34E-3	0.010	2.0	0.5
Well #25	29-14080, 29-14081, 29-14082 Combined limits				0.148	53.2	13.3
Well #25	14054,14055,14056,14080,14081,14082 Combined				0.965	351.6	87.9
Well #25	29-14012	City of Chubbuck	8/19/1952	6S,34E-3	1.83	488.8	122.2
Well #25	29-14016	City of Chubbuck	1/17/1966	6S,34E-3	1.76	449.2	127.4
Well #25	45-2746	J R Simplot Co	5/9/1966	10S,23E-19	0.21	84.0	22.5
Rental #2 Total					5.07	1426.1	375.0
Well #21	29-14106	City of Chubbuck	8/18/1953	6S,34E-3	0.93	186.4	46.6
Well #21	29-14107	City of Chubbuck	12/3/1980	6S,34E-3	0.61	121.6	30.4
Well #21	29-14106, 29-14107 Combined limits				0.93	286.0	71.5
Well #21	29-14099	City of Chubbuck	5/2/1966	6S,34E-3	1.53	280.0	80.0
Well #21	43-13595	Ward Land & Livestock	5/4/1978	10S,26E-2	0.86	207.3	51.8
Well #21	43-13597	Ward Land & Livestock	5/23/1962	10S,26E-2	0.15	99.5	24.9
Well #21	43-13595, 43-13597 Combined limits				0.86	306.8	76.7
Rental #3 Total					3.31	872.8	228.2
Well #13	29-14099	City of Chubbuck	5/2/1966	6S,34E-3	0.99	182.0	52.0
Well #13	43-13595	Ward Land & Livestock	5/4/1978	10S,26E-2	0.00	0.0	0.0
Well #13	43-13597	Ward Land & Livestock	5/23/1962	10S,26E-2	0.00	0.0	0.0
Well #13	43-13595, 43-13597 Combined limits				0.00	0.0	0.0
Rental #4 Total					0.99	182.0	52.0

GRAND TOTAL

13.84 3980.9 1030.2

ENHANCED GROUND-WATER RIGHTS TRANSFER SPREADSHEET

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IDAHO DEPARTMENT OF WATER RESOURCES

Cells this color are
set up for user entries

ENTER STARTING DATE FOR

SIMULATION. THEN PUSH

"UPDATE DATES" BUTTON

TRANSFER NO:
2015 Water Bank Rental #4-52ac (and partial rental #2)

YEAR

1953

TRANSFER NAME:

SEASON

1

PEP Farms Well #13 and/or well #25

ENTER CELL LOCATIONS:

	TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL			
ROW	77	96	102		29-13827	1/29/1960	52.5
COLUMN	105	122	122		29-14099	5/2/1966	182.0
							234.5

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 1953	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1953	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1953	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1954	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1954	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1954	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1955	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1955	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1955	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1956	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1956	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1956	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1957	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1957	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1957	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1958	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1958	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1958	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1959	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1959	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1959	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1960	0.0	0.0	0.0	17.5	17.5	0.0	0.0
SUM 1960	0.0	0.0	0.0	17.5	17.5	0.0	0.0
WIN 1960	0.0	0.0	0.0	17.5	17.5	0.0	0.0
SPR 1961	0.0	0.0	0.0	17.5	17.5	0.0	0.0
SUM 1961	0.0	0.0	0.0	17.5	17.5	0.0	0.0
WIN 1961	0.0	0.0	0.0	17.5	17.5	0.0	0.0
SPR 1962	0.0	0.0	0.0	17.5	17.5	0.0	0.0
SUM 1962	0.0	0.0	0.0	17.5	17.5	0.0	0.0
WIN 1962	0.0	0.0	0.0	17.5	17.5	0.0	0.0
SPR 1963	0.0	0.0	0.0	17.5	17.5	0.0	0.0
SUM 1963	0.0	0.0	0.0	17.5	17.5	0.0	0.0
WIN 1963	0.0	0.0	0.0	17.5	17.5	0.0	0.0
SPR 1964	0.0	0.0	0.0	17.5	17.5	0.0	0.0
SUM 1964	0.0	0.0	0.0	17.5	17.5	0.0	0.0
WIN 1964	0.0	0.0	0.0	17.5	17.5	0.0	0.0
SPR 1965	0.0	0.0	0.0	17.5	17.5	0.0	0.0
SUM 1965	0.0	0.0	0.0	17.5	17.5	0.0	0.0
WIN 1965	0.0	0.0	0.0	17.5	17.5	0.0	0.0
SPR 1966	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1966	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1966	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1967	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1967	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1967	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1968	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1968	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1968	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1969	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1969	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1969	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1970	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1970	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1970	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1971	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1971	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1971	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1972	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1972	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1972	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1973	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1973	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1973	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1974	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1974	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1974	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1975	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1975	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1975	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1976	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1976	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1976	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1977	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1977	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1977	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1978	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1978	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1978	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1979	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1979	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 1979	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 1980	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 1980	0.0	60.7	60.7	17.5	17.5	0.0	0.0

[illegible]

[illegible]

SUM 2090	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 2090	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 2091	0.0	60.7		17.5	17.5	0.0	0.0
SUM 2091	0.0	60.7		17.5	17.5	0.0	0.0
WIN 2091	0.0	60.7		17.5	17.5	0.0	0.0
SPR 2092	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 2092	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 2092	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 2093	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 2093	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 2093	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 2094	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 2094	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 2094	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 2095	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 2095	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 2095	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 2096	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 2096	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 2096	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 2097	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 2097	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 2097	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 2098	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 2098	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 2098	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 2099	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 2099	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 2099	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 2100	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 2100	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 2100	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 2101	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 2101	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 2101	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SPR 2102	0.0	60.7	60.7	17.5	17.5	0.0	0.0
SUM 2102	0.0	60.7	60.7	17.5	17.5	0.0	0.0
WIN 2102	0.0	60.7	60.7	17.5	17.5	0.0	0.0

ENHANCED GROUND-WATER RIGHTS TRANSFER SPREADSHEET

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Cells this color are
set up for user entries

ENTER STARTING DATE FOR
SIMULATION. THEN PUSH
"UPDATE DATES" BUTTON
YEAR 1948
SEASON 2

TRANSFER NO:
2015 Water Bank Rental #2
TRANSFER NAME:
PEP Farms Well #22 (See also 29-14099_etal)

29-14054	12/31/1974	273.3
29-14055	6/20/1961	14.7
29-14056	10/26/1966	10.5
29-14080	12/31/1974	48.7
29-14081	6/20/1961	2.5
29-14082	10/26/1966	2.0

53.2

ENTER CELL LOCATIONS:

TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
77	96	96	84
105	122	122	50

29-14012	8/19/1952	488.8
29-14016	1/17/1966	449.2

45-2746	5/9/1966	84.0
		1373.6

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	FROM1 WELL With Transfer AF/TRIMESTER	FROM1 WELL Without Transfer AF/TRIMESTER	FROM2 WELL With Transfer AF/TRIMESTER	FROM2 WELL Without Transfer AF/TRIMESTER	FROM3 WELL With Transfer AF/TRIMESTER	FROM3 WELL Without Transfer AF/TRIMESTER
SUM 1948	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1948	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1948	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1949	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1949	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1950	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1950	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1950	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1951	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1951	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1951	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1952	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SUM 1952	0.0	162.9	162.9	0.0	0.0	0.0	0.0
WIN 1952	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SPR 1953	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SUM 1953	0.0	162.9	162.9	0.0	0.0	0.0	0.0
WIN 1953	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SPR 1954	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SUM 1954	0.0	162.9	162.9	0.0	0.0	0.0	0.0
WIN 1954	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SPR 1955	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SUM 1955	0.0	162.9	162.9	0.0	0.0	0.0	0.0
WIN 1955	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SPR 1956	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SUM 1956	0.0	162.9	162.9	0.0	0.0	0.0	0.0
WIN 1956	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SPR 1957	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SUM 1957	0.0	162.9	162.9	0.0	0.0	0.0	0.0
WIN 1957	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SPR 1958	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SUM 1958	0.0	162.9	162.9	0.0	0.0	0.0	0.0
WIN 1958	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SPR 1959	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SUM 1959	0.0	162.9	162.9	0.0	0.0	0.0	0.0
WIN 1959	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SPR 1960	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SUM 1960	0.0	162.9	162.9	0.0	0.0	0.0	0.0
WIN 1960	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SPR 1961	0.0	162.9	162.9	0.0	0.0	0.0	0.0
SUM 1961	0.0	162.9	162.9	5.7	5.7	0.0	0.0
WIN 1961	0.0	162.9	162.9	5.7	5.7	0.0	0.0
SPR 1962	0.0	162.9	162.9	5.7	5.7	0.0	0.0
SUM 1962	0.0	162.9	162.9	5.7	5.7	0.0	0.0
WIN 1962	0.0	162.9	162.9	5.7	5.7	0.0	0.0
SPR 1963	0.0	162.9	162.9	5.7	5.7	0.0	0.0
SUM 1963	0.0	162.9	162.9	5.7	5.7	0.0	0.0
WIN 1963	0.0	162.9	162.9	5.7	5.7	0.0	0.0
SPR 1964	0.0	162.9	162.9	5.7	5.7	0.0	0.0
SUM 1964	0.0	162.9	162.9	5.7	5.7	0.0	0.0
WIN 1964	0.0	162.9	162.9	5.7	5.7	0.0	0.0
SPR 1965	0.0	162.9	162.9	5.7	5.7	0.0	0.0
SUM 1965	0.0	162.9	162.9	5.7	5.7	0.0	0.0
WIN 1965	0.0	162.9	162.9	5.7	5.7	0.0	0.0
SPR 1966	0.0	312.7	312.7	5.7	5.7	0.0	0.0
SUM 1966	0.0	312.7	312.7	5.7	5.7	28.0	28.0
WIN 1966	0.0	312.7	312.7	5.7	5.7	28.0	28.0
SPR 1967	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SUM 1967	0.0	312.7	312.7	9.9	9.9	28.0	28.0
WIN 1967	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SPR 1968	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SUM 1968	0.0	312.7	312.7	9.9	9.9	28.0	28.0
WIN 1968	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SPR 1969	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SUM 1969	0.0	312.7	312.7	9.9	9.9	28.0	28.0
WIN 1969	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SPR 1970	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SUM 1970	0.0	312.7	312.7	9.9	9.9	28.0	28.0
WIN 1970	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SPR 1971	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SUM 1971	0.0	312.7	312.7	9.9	9.9	28.0	28.0
WIN 1971	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SPR 1972	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SUM 1972	0.0	312.7	312.7	9.9	9.9	28.0	28.0
WIN 1972	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SPR 1973	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SUM 1973	0.0	312.7	312.7	9.9	9.9	28.0	28.0
WIN 1973	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SPR 1974	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SUM 1974	0.0	312.7	312.7	9.9	9.9	28.0	28.0
WIN 1974	0.0	312.7	312.7	9.9	9.9	28.0	28.0
SPR 1975	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 1975	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 1975	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 1976	0.0	312.7	312.7	117.2	117.2	28.0	28.0

[illegible]

WIN 2013	0.0	0.0	312.7	117.2	117.2	0.0	28.0
SPR 2014	0.0	0.0	312.7	0.0	117.2	0.0	28.0
SUM 2014	0.0	0.0		0.0	117.2	0.0	28.0
WIN 2014	0.0	0.0		0.0	117.2	0.0	28.0
SPR 2015	457.9	0.0		0.0	117.2	0.0	28.0
SUM 2015	457.9	0.0	312.7	0.0	117.2	0.0	28.0
WIN 2015	457.9	0.0	312.7	0.0	117.2	0.0	28.0
SPR 2016	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2016	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2016	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2017	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2017	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2017	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2018	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2018	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2018	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2019	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2019	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2019	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2020	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2020	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2020	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2021	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2021	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2021	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2022	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2022	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2022	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2023	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2023	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2023	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2024	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2024	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2024	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2025	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2025	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2025	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2026	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2026	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2026	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2027	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2027	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2027	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2028	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2028	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2028	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2029	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2029	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2029	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SPR 2030	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2030	0.0	312.7	312.7	117.2	117.2	28.0	

[illegible]

SPR 2088	0.0	312.7	312.7	117.2	117.2	28.0	28.0
SUM 2088	0.0	312.7	312.7	117.2	117.2	28.0	28.0
WIN 2088	0.0	312.7		117.2	117.2	28.0	28.0
SPR 2089	0.0	312.7		117.2	117.2	28.0	28.0
SUM 2089	0.0	312.7		117.2	117.2	28.0	28.0
WIN 2089	0.0	312.7		117.2	117.2	28.0	28.0
SPR 2090	0.0	312.7		117.2	117.2	28.0	28.0
SUM 2090	0.0	312.7		117.2	117.2	28.0	28.0
WIN 2090	0.0	312.7		117.2	117.2	28.0	28.0
SPR 2091	0.0	312.7		117.2	117.2	28.0	28.0
SUM 2091	0.0	312.7		117.2	117.2	28.0	28.0
WIN 2091	0.0	312.7		117.2	117.2	28.0	28.0
SPR 2092	0.0	312.7		117.2	117.2	28.0	28.0
SUM 2092	0.0	312.7		117.2	117.2	28.0	28.0
WIN 2092	0.0	312.7		117.2	117.2	28.0	28.0
SPR 2093	0.0	312.7		117.2	117.2	28.0	28.0
SUM 2093	0.0	312.7		117.2	117.2	28.0	28.0
WIN 2093	0.0	312.7		117.2	117.2	28.0	28.0
SPR 2094	0.0	312.7		117.2	117.2	28.0	28.0
SUM 2094	0.0	312.7		117.2	117.2	28.0	28.0
WIN 2094	0.0	312.7		117.2	117.2	28.0	28.0
SPR 2095	0.0	312.7		117.2	117.2	28.0	28.0
SUM 2095	0.0	312.7		117.2	117.2	28.0	28.0
WIN 2095	0.0	312.7		117.2	117.2	28.0	28.0
SPR 2096	0.0	312.7		117.2	117.2	28.0	28.0
SUM 2096	0.0	312.7		117.2	117.2	28.0	28.0
WIN 2096	0.0	312.7		117.2	117.2	28.0	28.0
SPR 2097	0.0	312.7		117.2	117.2	28.0	28.0
SUM 2097	0.0	312.7		117.2	117.2	28.0	28.0
WIN 2097	0.0	312.7		117.2	117.2	28.0	28.0
SPR 2098	0.0	312.7		117.2	117.2	28.0	28.0

Modeled Results From ESPA Transfer Spreadsheet 29-2395_etal

Enter First Time Step of Transfer: SPR 2012

Match:	192	Match:	456
Preexisting Effects @ SS (Last Time Step):	4.43	5.29	48.62
Steady State - Value of Dep. @ Last Time Step:	4.42	5.28	48.56
Preexisting Effects @ Transient State (Max Value Time Step):	4.43	5.29	48.62
Transient State - Max. Value of Dep. After Transfer:	4.42	5.28	48.56

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

Match:	192	Match:	456
Preexisting Effects @ SS (Last Time Step):	4.43	5.29	48.62
Steady State - Value of Dep. @ Last Time Step:	4.42	5.28	48.56
Preexisting Effects @ Transient State (Max Value Time Step):	4.43	5.29	48.62
Transient State - Max. Value of Dep. After Transfer:	4.42	5.28	48.56

Modeled Results From ESPA Transfer Spreadsheet 29-14013_etal

Enter First Time Step of Transfer: SPR 2012

Match:	192	Match:	456
Preexisting Effects @ SS (Last Time Step):	4.91	6.01	51.72
Steady State - Value of Dep. @ Last Time Step:	4.91	6.01	51.72
Preexisting Effects @ Transient State (Max Value Time Step):	4.91	6.01	51.72
Transient State - Max. Value of Dep. After Transfer:	4.91	6.01	51.72

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

Match:	192	Match:	456
Preexisting Effects @ SS (Last Time Step):	4.91	6.01	51.72
Steady State - Value of Dep. @ Last Time Step:	4.91	6.01	51.72
Preexisting Effects @ Transient State (Max Value Time Step):	4.91	6.01	51.72
Transient State - Max. Value of Dep. After Transfer:	4.91	6.01	51.72

Modeled Results From ESPA Transfer Spreadsheet 29-14012_etal

Enter First Time Step of Transfer: SPR 2012

Match:	192	Match:	456
Preexisting Effects @ SS (Last Time Step):	9.09	10.91	100.40
Steady State - Value of Dep. @ Last Time Step:	9.08	10.90	100.35
Preexisting Effects @ Transient State (Max Value Time Step):	9.09	10.91	100.40
Transient State - Max. Value of Dep. After Transfer:	9.08	10.90	100.35

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

Match:	192	Match:	456
Preexisting Effects @ SS (Last Time Step):	9.09	10.91	100.40
Steady State - Value of Dep. @ Last Time Step:	9.08	10.90	100.35
Preexisting Effects @ Transient State (Max Value Time Step):	9.09	10.91	100.40
Transient State - Max. Value of Dep. After Transfer:	9.08	10.90	100.35

Modeled Results From ESPA Transfer Spreadsheet 29-14106_etal

Enter First Time Step of Transfer: SPR 2012

Match:	178	Match:	456
Preexisting Effects @ SS (Last Time Step):	4.72	5.63	50.42
Steady State - Value of Dep. @ Last Time Step:	4.71	5.62	50.37
Preexisting Effects @ Transient State (Max Value Time Step):	4.72	5.63	50.42
Transient State - Max. Value of Dep. After Transfer:	4.71	5.62	50.37

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	-0.17	-0.06	-0.11	-0.04	-0.02	0.00	-0.02	0.00

Match:	178	Match:	456
Preexisting Effects @ SS (Last Time Step):	4.72	5.63	50.42
Steady State - Value of Dep. @ Last Time Step:	4.71	5.62	50.37
Preexisting Effects @ Transient State (Max Value Time Step):	4.72	5.63	50.42
Transient State - Max. Value of Dep. After Transfer:	4.71	5.62	50.37

Modeled Results From ESPA Transfer Spreadsheet 29-14099_etal

Enter First Time Step of Transfer: SPR 2012

Match:	178	Match:	456
Preexisting Effects @ SS (Last Time Step):	1.60	1.93	17.97
Steady State - Value of Dep. @ Last Time Step:	1.60	1.93	17.97
Preexisting Effects @ Transient State (Max Value Time Step):	1.60	1.93	17.97
Transient State - Max. Value of Dep. After Transfer:	1.60	1.93	17.97

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	-0.17	-0.06	-0.11	-0.04	-0.02	0.00	-0.02	0.00

Match:	178	Match:	456
Preexisting Effects @ SS (Last Time Step):	1.60	1.93	17.97
Steady State - Value of Dep. @ Last Time Step:	1.60	1.93	17.97
Preexisting Effects @ Transient State (Max Value Time Step):	1.60	1.93	17.97
Transient State - Max. Value of Dep. After Transfer:	1.60	1.93	17.97

No. W 15317	Due no later than May 31, 2014 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE			1. Mailing Address: Correct in this box if needed. PEP, L.L.C. MARC ELLIOTT 2804 W. 1400 S. ABERDEEN ID 83210 USA		CHRIS PRATT 2948 W. 2100 S. ABERDEEN ID 83210	
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.			3. <u>New</u> Registered Agent Signature:*			
Office Held MEMBER MEMBER MEMBER	Name CHRIS PRATT JOHN PRATT MARC ELLIOTT	Street or PO Address 2948W 2100 S 645 BANNOCK AVE 2804 W. 1400 S.	City ABERDEEN AMERICAN FALLS ABERDEEN	State ID ID ID	Country USA USA USA	Postal Code 83210 83211 83210
5. Organized Under the Laws of: ID W 15317		6. Annual Report must be signed.* Signature: Marc Elliott Name (type or print): Marc Elliott Date: 03/22/2014 Title: Member				
Processed 03/22/2014		* Electronically provided signatures are accepted as original signatures.				



STATEMENT OF PARTNERSHIP AUTHORITY

(Instructions on back of application)

11 JAN 26 AM 8:20

SECRETARY OF STATE
STATE OF IDAHO

The undersigned partnership hereby files a statement of partnership authority, and submits the following information to the Secretary of State pursuant to Idaho Code § 53-3-303.

- The name of the partnership is: PEP Farms Partnership
- The street address of its chief executive office is: 1356 S. 3000 W. Aberdeen, Idaho 83210
- The street address of one (1) office in Idaho: 1356 S. 3000 W. Aberdeen, Idaho 83210
- The names and mailing addresses of all partners (attached sheets may be added):

Name	Address
<u>Marc Elliott</u>	<u>2804 W. 1400 S. Aberdeen, Idaho 83210</u>
<u>Chris Pratt</u>	<u>2948 W. 2100 S. Aberdeen, Idaho 83210</u>
<u>John Pratt</u>	<u>645 Bannock Ave American Falls, Idaho 83211</u>

OR the name and address of the agent in Idaho who maintains a list of all partners:

- The names of the partners authorized to execute an instrument transferring real property held in the name of the partnership:

<u>Marc Elliott</u>		
<u>Chris Pratt</u>		
<u>John Pratt</u>		

- Signature of at least 2 partners:

1) <u>Marc Elliott</u>	
Typed Name <u>Marc Elliott</u>	
2) <u>Chris Pratt</u>	
Typed Name <u>Chris Pratt</u>	
3) <u>John Pratt</u>	
Typed Name <u>John Pratt</u>	

Secretary of State use only

g:\corpforms\forms\partnership\auth.p65

Revised 08/2002

Web Form

IDAHO SECRETARY OF STATE
01/26/2011 05:00
CK: 8823 CT: 254762 BH: 1257846
1 @ 180.00 = 180.00 PARTN AUT # 2

K901