

AMENDED WATER SUPPLY BANK LEASE CONTRACT

RECEIVED

MAR 24 2015

DEPARTMENT OF
WATER RESOURCES

This Lease Contract ("Lease") is effective between the Idaho Water Resource Board ("Board"), and

Lessor: FMC IDAHO LLC
1735 MARKET ST
PHILADELPHIA PA 19103
215 299 6347

RECITALS

1. The Board is authorized under chapter 17, title 42, Idaho Code to operate a water supply bank and to contract with lessors to act as an intermediary in facilitating the rental of water.
2. The Lessor has filed a completed application to lease water rights described below into the Water Supply Bank on forms supplied by the Idaho Department of Water Resources.
3. The Director of the Idaho Department of Water Resources has reviewed the application for compliance with the Water Supply Bank rules and has approved the Lease subject to conditions listed below.

NOW, THEREFORE, in consideration of the mutual covenants and contracts herein contained, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. **WATER RIGHTS:** The Lessor shall lease and the Board shall accept into the Bank the Applicant's water rights described as follows:

Summary of Water Rights or Portions Leased to the Bank

<u>Water Right</u>	<u>Lease Rate</u>	<u>Lease Volume</u>	<u>Acre Limit</u>	<u>Total Leased Acres</u>
29-2255C	0.08 CFS	7.9 AF	NA	NA
Combined Lease Totals:	0.08 CFS	7.9 AF	NA	NA

The water rights described herein shall be available for rental from the Bank as follows:
Authorized Period of Use under Lease: 01/01 to 12/31

2. **COMPENSATION:** The Lessor shall accept and the Board shall pay compensation determined by the amount of water rented under the following rental rate during such times as the water is rented from the Bank over the term of this Lease.

Minimum Payment Acceptable: Current Rental Rate

3. **TERM OF LEASE:** This Lease shall take effect when both parties have signed it and shall continue in effect until December 31, 2015.
4. **WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE:** The Lessor shall abide by all terms and conditions contained in the Water Supply Bank Conditions of Acceptance, attached hereto as "Attachment A" and incorporated herein by this reference.
5. **DUPLICATE ORIGINAL:** This Lease is executed in duplicate. Each of the documents with an original signature of each party shall be an original.

IN WITNESS WHEREOF, the parties have executed this Contract on the date following their respective signatures.

FMC IDAHO LLC
1735 MARKET ST
PHILADELPHIA PA 19103

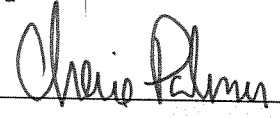
By 
Printed Name John F. Stillman

Date 3/23/2015
Title Assistant Secretary

IDAHO WATER RESOURCE BOARD
322 East Front Street
P.O. Box 83720
Boise, ID 83720-9098

By 
Brian Patton, Acting Administrator
Idaho Water Resource Board

Date March 24, 2015

Lease approved by IDWR 

Date 3/24/2015

ATTACHMENT A
WATER RIGHT NO. 29-2255C
WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE

The water right or portion thereof leased to the bank is described as follows:

Lessor: FMC IDAHO LLC
1735 MARKET ST
PHILADELPHIA PA 19103
215 299 6347

Priority Date: 5/22/1939

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	01/01 to	12/31	0.08 CFS	7.9 AF
	Total:		0.08 CFS	7.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW¼NW¼ Sec. 13 Twp 06S Rge 33E POWER County

PLACE OF USE TO BE IDLED UNDER THIS LEASE: 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	
06S	33E	12									X		X	X	X	X	X	X	
06S	33E	13	X	X	X	X	X	X	X	X					X	X	X	X	
06S	33E	14	X	X	X	X			X	X	X	X	X	X	X	X	X		
06S	33E	24	X	X	X	X													
06S	34E	7			X				X	X	X	X	X						
									L5			L8	L9						
06S	34E	18						X	X			X	X						
								L1	L2			L3	L4						

Total Acres: NA

ADDITIONAL CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the Department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
4. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease, provided the Board approves the release. Unless approved by the Department, leased rights may not be immediately available for release.
5. While a water right is in the bank, forfeiture provisions are stayed.

6. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
8. Acceptance of a right into 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.
9. In accordance with Idaho Code §§ 42-248 and 42-1409(6), all owners of water rights are required to notify the Department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
10. If a water right leased into the Water Supply Bank is sold or conveyed during the lease term, and if the leased right was rented, the rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
 - a. Rental payments will go to the lessor(s) of record at the beginning of the rental season.
 - b. If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
 - c. New lessor(s) of record will receive payment after the following rental season.
11. The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.
12. Use of water under this right 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.
13. Industrial use is for dust suppression and environmental remedial analysis.

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

MAR 12 2015

DEPARTMENT OF
WATER RESOURCES

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

ONE FORM PER WATER RIGHT

All water rights leased into the Water Supply Bank shall remain unused by the water right holder for the duration of the Lease Contract. The water right will not be released from the Water Supply Bank until the conclusion of the Lease Contract unless otherwise authorized by the Idaho Water Resource Board. Water right holders may use this form to petition for early termination of their Water Supply Bank Lease Contract.

Water right holders seeking an early termination of a Lease Contract must demonstrate justifiable need for the release. Water rights under Lease Contract that are eligible for early termination can be released from the Water Supply Bank if the release will not impair administration of the Water Supply Bank. **If a water right is currently rented, it cannot be considered for release until the Rental Agreement concludes.** A water right is not released from the Water Supply Bank until written release confirmation is issued by the Water Supply Bank.

Water Right No: 29-2255C

Name(s) of Lessor(s): FMC IDAHO, LLC

Mailing Address: 1735 MARKET ST.

City: PHILLADELPHIA State: PA Zip: 19103

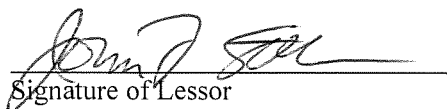
Telephone No: 215-299-6347 Email Address: _____

Lease Contract Expiration Date: 7/25/2014

Requested Release Date: 7/25/2014

Reason for Early Release:

APPLICANT FILED A NEW LEASE APPLICATION THAT WOULD LEAVE A PORTION OF WATER RIGHT
29-2255C IN THE WATER SUPPLY BANK. THE REMAINING PORTION OF WATER RIGHT 29-2255C IS
BEING REMOVED FROM THE WATER SUPPLY BANK.


Signature of Lessor

John F. Stillman Asst. Secretary 3/4/2015
Printed Name and Title* 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

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

WATER SUPPLY BANK LEASE OR SALE
APPLICATION CHECKLISTFEB 05 2015
DEPARTMENT OF
WATER RESOURCES

An application to lease or sell a water right into the Water Supply Bank must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Use this checklist to ensure all necessary documentation has been provided. This checklist is part of the lease application and must be included with the lease application. **Incomplete applications will be returned to applicants for completion.**

Designated Applicant FMC IDAHO, LLCWater Right No. 29-2255COne water right per applicationAll items must be checked as either *Attached (Yes)* or *Not Applicable (N/A)*

YES

- ☐ Completed *Water Supply Bank Lease or Sale Application Checklist* (this form).
- ☐ Completed *Application to Sell or Lease a Water Right to the Water Supply Bank* (pages 2-3).
- ☐ Application filing fee of \$250.00. If you are submitting more than one lease application and the water rights have a common place of use, or common diversion rate, or common diversion volume, the combined maximum fee is \$500.00.

Attachment N/A YES

- 1A ☐ ☐ Contact information for *all owners* of the water right that is being leased or sold on this application.
- 1B ☐ ☐ An Internal Revenue Service (IRS) Form W-9 for the Designated Applicant.
- 1C ☐ ☐ *Notice of Change in Water Right Ownership* form (accessible from www.idwr.idaho.gov).
- 1D ☐ ☐ Written consent from irrigation district or water delivery company.
- 1E ☐ ☐ Contact information for an authorized representative and documentary proof they are authorized to represent the Designated Applicant on this application. If the Designated Applicant is a business, partnership, municipality, organization or association, include documents identifying officers authorized to sign or act on behalf of the entity.
- 2 ☐ ☐ Description of a water right portion offered to the Water Supply Bank.
- 3D ☐ ☐ Evidence demonstrating that a water right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code.
- 4 ☐ A map that clearly outlines the specific location where irrigated acres will be dried up, or where a beneficial use of water will be suspended. If you don't already have a detailed map, you can create one using IDWR's online General Mapping Tool (<http://maps.idwr.idaho.gov/mapall/>) to locate a water right place of use or point of diversion.

Department Use Only

Fee Amount \$ 250.00Received By: J. StrangeDate Received: 2-5-2015 Receipt # C099893W-9 received? Yes ☒ No ☐ (Route W-9 to Fiscal)Name on W-9: FMC Idaho LLC

**STATE OF IDAHO
WATER RESOURCE BOARD**

APPLICATION TO SELL OR LEASE A WATER RIGHT TO THE WATER SUPPLY BANK

1. CONTACT INFORMATION

- A. An application to sell or lease a water right to the Water Supply Bank must be completed by a Designated Applicant who is a recognized owner of the water right being sold or leased to the Water Supply Bank. If there are additional owners recorded for the property to which the water right is appurtenant, those individuals must authorize the Designated Applicant to represent them on this application by completing and signing Attachment 1A of this application package.

Designated Applicant FMC IDAHO, LLC Email Address _____
Mailing Address 1735 MARKET ST., PHILLADELPHIA, PA 19103 Phone Number 215-299-6347

☒ The Designated Applicant is the sole owner of the water right being sold or leased to the Water Supply Bank.

OR

☐ The Designated Applicant is representing additional water right holders who have completed Attachment 1A.

B. Has the designated applicant completed an IRS Form W-9 (Attachment 1B)? Yes ☒ No ☐

C. Are all applicants on this form listed in IDWR's records as the current owners of the water right? Yes ☒ No ☐
If no, attach a *Notice of Change in Water Right Ownership* form along with the required documentation and fee (Attachment 1C).

D. Is the diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☐ No ☒
If yes, provide written consent from the company, corporation or irrigation district authorizing the proposed sale or lease (Attachment 1D).

E. Is this application being completed by an authorized representative of the Designated Applicant? Yes ☒ No ☐
If yes, representatives (includes employees of Designated Applicant companies) must complete this section and submit documentary proof of their authority to represent the Designated Applicant (Attachment 1E).

Name of Representative PAUL ARRINGTON Organization BARKER, ROSHOLT & SIMPSON, LLP
Professional Title ATTORNEY Email Address PLA@IDAHOWATERS.COM
Mailing Address 195 RIVER VISTA PLACE, TWIN FALLS, ID 83301 Phone Number 208-733-0700

☐ Send all correspondence for this application to the representative and not to the Designated Applicant.

OR

☒ Send original correspondence to the Designated Applicant and copies to the representative.

2. DESCRIPTION OF WATER RIGHT OFFERED TO THE BANK

Water Right Number 29-2255C ☐ The full water right is being offered to the Bank.

OR

☒ A part of the water right is being offered to the Bank.
(If a portion of a water right is being offered, complete Attachment 2)

3. GENERAL INFORMATION

- A. Please provide a description of the current water diversion system.

PUMP IN WELL, WITH PIPELINE

- B. Describe any other water rights used for the same purpose at the same place of use as the water right being offered to the Bank.

C. Will the present place of use continue to receive water from any other source? Yes ☒ No ☐

If yes, describe. REST OF WATER RIGHT WILL REMAIN ON SITE

D. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☒

If yes, describe and attach Watermaster records or other evidence to demonstrate that the water right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code. _____

E. Is this water right involved in any other IDWR process such as an application for transfer or a mitigation plan? Yes ☐ No ☒

If yes, describe. _____

4. SALE/LEASE AGREEMENT

A. Is the water right, or portion thereof, offered to the Idaho Water Resource Board (IWRB) for sale ☐ or lease ☒?

If lease, for a period from 7/25/2014 to 12/31/2015 (maximum lease period 5 years).
(Month / Day / Year) (Month / Day / Year)

B. Show the minimum payment acceptable to the seller/lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than the current rental rate.

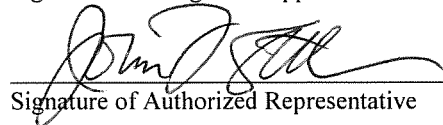
CURRENT RENTAL RATE

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this water right for sale or lease to the Idaho Water Resource Board.

The Designated Applicant acknowledges the following:

1. Payment to the Designated Applicant is contingent upon the sale or rental of the water right from the Bank.
2. While a water right is in the Bank, the seller/lessor of the water right may not use the water right even if the water right is not rented from the Bank.
3. A water right accepted into the Bank stays in the Bank until the Designated Applicant receives written confirmation from the Board or Water Supply Bank that the water right has been released from the Bank.
4. While a water right is in the Bank, forfeiture provisions are stayed.
5. Acceptance of a water right into the ank does not, in itself, confirm the validity of the water right or any elements of the water right.

Signature of Designated Applicant



Printed Name

John F. Stillman
Printed Name

Date

2/4/2015
Date

Signature of Authorized Representative

Mail to:

Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

**STATE OF IDAHO
WATER RESOURCE BOARD**

ATTACHMENT 2

DESCRIPTION OF A WATER RIGHT PORTION OFFERED TO THE WATER SUPPLY BANK

1. <u>Water Right Number</u>	<u>Amount (cfs/ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>
<u>29-2255C</u>	<u>0.08 CFS/7.9 AF</u>	<u>INDUSTRIAL</u>	<u>1/1</u> to <u>12/31</u>
			to
			to
			to
			to
			to
Total Amount: _____			

2. Source of water GROUNDWATER tributary to _____

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
6S	33E	13			NW	NW	POWER

4. Lands 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	
6S	33E	12																	
		13																	
		14																	
		24																	
	34E	7																	
		18																	

If the water right is for irrigation, show total number of acres offered to the Bank. **Total Acres** _____

Water Right
29-2255C

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.





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 25, 2015

FMC IDAHO LLC
1735 MARKET ST
PHILADELPHIA PA 19103

RE: WATER SUPPLY BANK LEASE CONTRACT FOR RIGHT # 29-2255C

Dear Lessor:

Water Rights **#29-2255C** was leased into the Water Supply Bank on February 5, 2015 in accordance with the executed original Lease Contract enclosed. **Your water rights as described on the Lease Contract are considered leased into the Bank and should remain unused until they are formally released from the Bank.**

The rights will automatically be released from the Bank on **December 31, 2019**, unless the rights are released earlier by the Board, or upon your request. **Please note your rights may not be available for immediate release if they have been rented.** To release the right from the Bank prior to the release date, submit a written request on the *Request to Release a Water Right from the Bank* form. This form is available from our public website at www.idwr.idaho.gov.

Please review the conditions of acceptance listed on the Lease Contract, including #3 which says:

"While a right is in the bank, **the lessor may not use the right** without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B."

If you have questions regarding this matter, please contact me at 287-4933.

Sincerely,

for Lana S. Hedley

Patrick Kelly
Water Resource Agent

Enclosure: Executed Lease Contract

c: Paul Arrington – Barker Rosholt & Simpson LLP
James Cefalo – IDWR Eastern Region & Water District 120



FMC Corporation
1735 Market Street
Philadelphia, PA 19103
USA

215.299.6000
fmc.com

March 23, 2015

Patrick Kelly
Water Resource Agent
State of Idaho
Department of Water Resources
322 E Front Street
Boise, ID 83720-0098

RECEIVED
MAR 24 2015
DEPARTMENT OF
WATER RESOURCES

Re: Water Supply Bank Lease Contract

Dear Mr. Kelly,

Per your letter dated March 16, 2015, I have enclosed the two signed Water Supply Bank Lease Contracts for execution.

Sincerely,

A handwritten signature in black ink, appearing to read "John F. Stillmun", with a long, sweeping horizontal line extending to the right.

John F. Stillmun
Assistant General Counsel



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 16, 2015

FMC IDAHO LLC
1735 MARKET ST
PHILADELPHIA, PA 19103

RE: APPLICATION(S) TO LEASE WATER RIGHT 29-2255C TO THE WATER SUPPLY BANK

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

Dear Applicant:

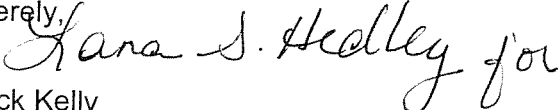
The Department of Water Resources has completed its review of your application to lease the above-mentioned water right to the Water Supply Bank. **I have enclosed two original Water Supply Bank Lease Contracts for your review and signature. Please sign and return BOTH Lease Contracts within 14 days.** Upon signature and return of the contracts, the Department will also sign the original contracts and return an executed copy to you. The Lease Contract is not considered final until you and the Department have both signed.

The rights will automatically be released from the Bank on **December 31, 2015**, unless the rights are released earlier by the Board, or upon your request. To release the right from the Bank prior to the release date, submit a written request on the Request to Release a Water Right from the Bank form. To propose a new lease period, submit a new Application to Sell or Lease a Water Right to the Water Supply Bank form along with applicable fees to the Department. These forms are available from any IDWR office or from our public website at <http://www.idwr.idaho.gov>. Please note your rights may not be available for immediate release if they have been rented.

Please review the conditions of acceptance listed on the Lease Contract, including #3 which says:

"While a right is in the bank, **the lessor may not use the right** without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B."

If you have questions regarding this matter, please contact me at 287-4933.

Sincerely,


Patrick Kelly
Water Resource Agent

Enclosure: Proposed Lease Contracts
Receipt # C099893

c: Paul Arrington – Barker Rosholt & Simpson LLP

MEMORANDUM

To: Water Right No(s): 29-2255C
From: Patrick Kelly
Date: 3/13//2015
Re: Review of Application to Lease Water Right to the State Water Supply Bank

PURPOSE/NARRATIVE: 29-2255C was leased into the Water Supply Bank in 2007 on an indefinite timeline. A request to release a water right from the bank form was submitted on April 18, 2014. However, a portion of the right (0.08 cfs 7.9 af) was rented to Kevin Loveland on May 27, 2014 through the end of 2015. On February 5, 2015, IDWR received an application to lease the rented rate and volume being rented to Mr Loveland from July of 2014 through December 31, 2015.

This new lease application will serve to supersede their existing lease and will grant the unrented portion of the water right release from the Bank. IDWR received the Request to Release a Water Right from the Bank form on March 12, 2015, so we can move forward with processing.

AUTHORITY TO FILE: John F Stillman signed the lease application. Mr. Stillman is the Assistant Secretary for FMC Idaho LLC, and has the authority to sign granted by the enclosed document.

WATER RIGHT VALIDITY: The water right is currently leased into the WSB. Forfeiture is not a concern.

INJURY TO OTHER WATER RIGHTS: No injury is apparent.

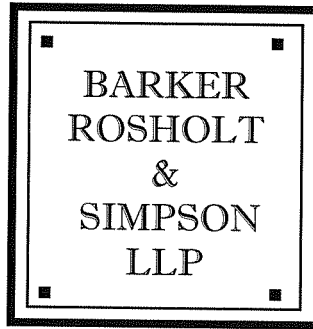
ENLARGEMENT OF USE: No enlargement is evident as long as FMC Idaho LLC limits their water use under WR 29-2255C to 0.56 cfs & 55.1 af for the 2015 season.

LOCAL PUBLIC INTEREST: Review staff has no information to suggest this application is inconsistent with the local public interest.

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

DEPARTMENT STAFF OR WATERMASTER COMMENTS: Because this application is to release the remainder of a right from the Bank, no comment will be requested.

*Albert P. Barker
John A. Rosholt
John K. Simpson
Travis L. Thompson
Shelley M. Davis
Paul L. Arrington
Scott A. Magnuson*



195 River Vista Place, Suite 204
Twin Falls, Idaho 83301-3029
(208) 733-0700 telephone
(208) 735-2444 facsimile

1010 W. Jefferson St., Suite 102
Post Office Box 2139
Boise, Idaho 83701-2139
(208) 336-0700 telephone
(208) 344-6034 facsimile
brs@idahowaters.com

RECEIVED

MAR 12 2015

DEPARTMENT OF
WATER RESOURCES

March 11, 2015

Cherie Palmer
Idaho Dept. of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098

Re: *FMC Idaho, LLC Request to Release a Water Right from the Water Supply Bank*

Dear Ms. Palmer,

Enclosed, please find the signed original *Water Supply Bank Request to Release a Water Right from the Bank*, and *FMC Idaho LLC Secretary Certificate*.

Should you have any questions, please contact Paul L. Arrington at (208) 733-0700.

Thank you,

Jessica Nielsen
Assistant for Paul L. Arrington

Enclosures

PLA/jn



FMC Corporation
1735 Market Street
Philadelphia, PA 19103
USA

215.299.6000
fmc.com

FMC IDAHO LLC
SECRETARY CERTIFICATE

I, Richard P. Pasquier, Secretary of FMC Idaho LLC, a Delaware limited liability company (the "Company"), do hereby certify that John F. Stillmun, Assistant Secretary for FMC Idaho LLC has authority to sign, on behalf of FMC Idaho LLC, Water Supply Bank Request To Release A Water Right From The Bank relating to Water Right No. 29-2255C.

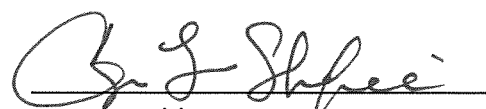
IN WITNESS WHEREOF, I have hereunto set my hand this 4th day of March, 2015.


Richard P. Pasquier
Secretary

State of Pennsylvania
County of Philadelphia ss.

On this, the 4th day of March, 2015, before me a notary public, the undersigned officer, personally appeared Richard P. Pasquier, who acknowledged himself to be the Secretary of FMC Idaho LLC, a limited liability company, and that he as the officer, being authorized to do so, executed the foregoing instrument for the purpose therein contained by signing the name of the corporation by himself as Secretary.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.


Notary Public