



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

April 7, 2014

NORTHERN AGRICULTURE II LLC
1803 WOODFIELD DR STE B
SAVOY IL 61874

RE: LEASED WATER RIGHT NO. 35-7788B RELEASED FROM THE WATER SUPPLY BANK

Dear Lessor:

On March 20, 2014, the Department of Water Resources (Department) received your request to cancel the existing Water Supply Bank (Bank) Lease Contract executed on March 8, 2013. **At this time the Department acknowledges that the Bank Lease Contract for 116.0 acres of water right 35-7788B has been canceled from the Bank.**

The five (5) year period of nonuse related to forfeiture of a water right shall begin to accrue upon release of the right from the bank or shall continue to accrue if a period of nonuse occurred prior to the lease date of the right to the bank.

You can reapply to lease the water right(s) in the future by submitting new application form(s) from the Department's website at www.idwr.idaho.gov along with applicable fees.

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

Sincerely,

Cherie Palmer
Senior Water Resource Agent
WSB Process Point of Contact

c: James Cefalo – Watermaster, Water District 120
Greg Sullivan – Brockway Engineering PLLC

STATE OF IDAHO
WATER RESOURCE BOARD

**WATER SUPPLY BANK
REQUEST TO RELEASE OR LEASE TERM EXTENSION FORM**

This form is a statement that the lessor requests a change in the status of a Water Supply Bank ("Bank") lease for the water right identified below. A water right will remain in the Bank for the accepted lease period unless released earlier by the Water Resource Board or until the lessor submits a request in writing to the Department of Water Resources to release the right from the Bank. If a water right is currently rented, the portion of the right being rented must remain in the Bank for the duration of the rental agreement.

Water Right No: 35-7788B Telephone No: _____
Name(s) of Lessor: NORTHERN AGRICULTURE II LLC
Mailing Address: 1803 WOODFIELD DR STE B
City: SAVOY State: IL Zip: 61874
Email: _____

REQUEST TO RELEASE A WATER RIGHT FROM THE BANK:

Requested Release Date: 1/01/2014

Release all or part of the leased portion of the water right: All ☒ Part ☐

NOTE: If releasing only part of the leased portion, please attach a clear description of the portion to remain in the Bank.

The lessor requests that the above water right be released from the Bank on the date referenced above.


Signature of Lessor

Carl Evers Agent
Printed Name and Title*

12/30/13
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

REQUEST TO EXTEND THE TERM OF LEASE:

Current Expiration Date: _____

Requested Expiration Date: _____

Extend lease term for all or part of the leased portion of the water right: All ☐ Part ☐

NOTE: If extending the lease term for only part of the leased portion, please attach a clear description of the portion to remain in the Bank.

The lessor requests that the above water right remain in the Bank through the date referenced above.

Signature of Lessor

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

KNOWN ALL MEN BY THESE PRESENT:

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

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

 Signature

Signature

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

Notary Public
In and for said State and County

11-7-2017

My Commission Expires