

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK LEASE ACCEPTANCE

This is to certify that: RODNEY JENTZSCH
SHIRLEY JENTZSCH
20106 5TH ST
RUPERT ID 83350
(208) 532-4119

has requested to lease the water right(s) listed below to 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") the acquisition of water rights for the Board's Bank, agrees to lease the water right to the Bank as follows:

Summary of Water Rights or Portions Leased to the Bank

Water <u>Right</u>	Lease <u>Rate</u>	Lease <u>Volume</u>	Acre <u>Limit</u>	Total Leased <u>Acres</u>
36-8624	0.21 CFS	42.4 AF	10.6 AC	160 AC
36-16553	0.24 CFS	48 AF	12 AC	160 AC
COMBINED LEASE TOTALS:	0.24 CFS	90.4 AF	22.6 AC	160 AC

TERM OF LEASE: Lease Begin Date: October 18, 2010
Expiration Date: December 31, 2015

RENTAL AVAILABILITY: Season of Use: April 1 to October 31

MINIMUM PAYMENT ACCEPTABLE: Current Rental Rate

Detailed Lease Acceptance attached.

Dated this 11th day of February, 2011


for GARY SPACKMAN, Interim Director
Department of Water Resources

**WATER RIGHT NO. 36-8624
WATER SUPPLY BANK LEASE ACCEPTANCE**

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

Lessor: RODNEY JENTZSCH
SHIRLEY JENTZSCH
20106 5TH ST
RUPERT ID 83350
(208) 532-4119

Priority Date: 12/10/1991

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	10/31	0.21 CFS	42.4 AF
	Total: 0.21 CFS			42.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW¼NE¼SE¼ Sec. 2	Twp 07S	Rge 24E	MINIDOKA County
GROUND WATER SW¼NE¼SW¼ Sec. 2	Twp 07S	Rge 24E	MINIDOKA 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	
07S	24E	2									40	40	40	40					160

Total Acres: 160

Acre Limit within Place of Use described: 10.6 AC

COMBINED LIMITS OF LEASED RIGHT:

<u>Combined Rights</u>	<u>Rate</u>
36-8624 and 36-16553	0.24 CFS

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.
5. While a water right is in the bank, forfeiture provisions are stayed.
6. Use of rights 36-8624, 36-16552 and 36-16553 are limited when combined to one or more of the following in accordance with the conditions of approval on the water rights: a total combined diversion rate of 2.42 cfs, a annual diversion volume of 640 AF at the field headgate, and the total irrigation of 160 acres.

**WATER RIGHT NO. 36-8624
WATER SUPPLY BANK LEASE ACCEPTANCE**

CONDITIONS OF ACCEPTANCE

7. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
8. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
9. 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 other department application process.
10. 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.
11. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.
12. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
13. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
14. Rights 36-8624 and 36-16553 when combined shall not exceed a total diversion rate of 0.48 cfs.

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.

Dated this 11th day of February, 2011


for GARY SPACKMAN, Interim Director
Department of Water Resources

**WATER RIGHT NO. 36-16553
WATER SUPPLY BANK LEASE ACCEPTANCE**

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

Lessor: RODNEY JENTZSCH
SHIRLEY JENTZSCH
20106 5TH ST
RUPERT ID 83350
(208) 532-4119

Priority Date: 03/21/1989

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	10/31	0.24 CFS	48.0 AF
	Total: 0.24 CFS			48.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW¼NE¼SE¼ Sec. 2	Twp 07S	Rge 24E	MINIDOKA County
GROUND WATER SW¼NE¼SW¼ Sec. 2	Twp 07S	Rge 24E	MINIDOKA 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	
07S	24E	2									40	40	40	40					160

Total Acres: 160

Acre Limit within Place of Use described: 12 AC

COMBINED LIMITS OF LEASED RIGHT:

<u>Combined Rights</u>	<u>Rate</u>
36-8624 and 36-16553	0.24 CFS

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.
5. While a water right is in the bank, forfeiture provisions are stayed.
6. Use of rights 36-8624, 36-16552 and 36-16553 are limited when combined to one or more of the following in accordance with the conditions of approval on the water rights: a total combined diversion rate of 2.42 cfs, a annual diversion volume of 640 AF at the field headgate, and the total irrigation of 160 acres.

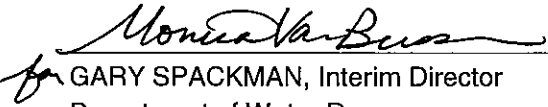
**WATER RIGHT NO. 36-16553
WATER SUPPLY BANK LEASE ACCEPTANCE**

CONDITIONS OF ACCEPTANCE

7. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
8. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
9. 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 other department application process.
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14. Right numbers 36-8624 and 36-16553 when combined shall not exceed a total diversion rate of 0.48 cfs.

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.

Dated this 11th day of February, 20 11


for GARY SPACKMAN, Interim Director
Department of Water Resources