

Webster, Clay

From: Webster, Clay
Sent: Tuesday, August 07, 2018 3:20 PM
To: 'MARY Norstebon Horgan'
Cc: Parker, Cody
Subject: RE: Contracted Water Rights 61-12226

Mary,

Thank you for discussing this lease withdrawal request with me. I have requested that the department proceed with processing application for transfer 82043.

Idaho Code 42-222 states in pertinent part. "All rights to the use of water acquired under this chapter or otherwise shall be lost and forfeited by a failure for the term of five (5) years to apply it to the beneficial use for which it was appropriated and when any right to the use of water shall be lost through nonuse or forfeiture."

As we discussed, when you leased your water right into the bank it was determined that you were up against forfeiture of a portion of your rights. Since placing your water right in the bank tolls the forfeiture clock and does not reset it per Idaho Code 42-223 you will need to put the right to full beneficial use to avoid a partial forfeiture upon release from the bank. It would be in your best interest to leave the water right in the bank to avoid a forfeiture issue.

Water right 61-12226 is partially rented through December 31, 2018 and cannot be released from the water supply bank at this time. Water right 61-12226 will remain in the water supply bank until December 31, 2018 as contracted.

Sincerely,
Clay Webster
Water Rights Supervisor
clay.webster@idwr.idaho.gov
208-287-4910
Idaho Department of Water Resources (IDWR)

From: MARY Norstebon Horgan [mailto:m_breezy@msn.com]
Sent: Tuesday, August 07, 2018 11:16 AM
To: Webster, Clay <Clay.Webster@idwr.idaho.gov>
Subject: FW: Contracted Water Rights 61-12226

Mr. Walker,

Please review the following email previously sent to Cody Parker.

Please advise.

Thank you,
Mary Horgan

Sent from [Mail](#) for Windows 10

From: [Parker, Cody](#)
Sent: Tuesday, August 7, 2018 8:05 AM
Subject: RE: Contracted Water Rights 61-12226

Ms. Horgan,

I believe the person to ask about water supply bank issues is Clay Webster. His email address is clay.webster@idwr.idaho.gov.

Best

Cody Parker
Water Resource Agent
IDWR Western Region

From: MARY Norstebon Horgan [mailto:M_BREEZY@msn.com]
Sent: Monday, August 06, 2018 4:15 PM
To: Parker, Cody <Cody.Parker@idwr.idaho.gov>; Western Info <westerninfo@idwr.idaho.gov>
Subject: Contracted Water Rights 61-12226

August 6, 2018

Cody Parker, Water Resource Agent
Idaho Water Resources Western Region
2735 Airport Way
Boise, ID 83705

Dear Cody Parker,

RE: Lease Contract: 93; Contracted Water Rights: 61-12226; Contract Start: 04/17/2014;
Contract End: 12/31/2018

I have recently received correspondence advising of the expiration date for the water rights I have entered into the Water Supply Bank for potential rental/lease purpose.
Additionally, I have a pending request to have one additional point of diversion application on file with required fees already paid in full.

It is necessary for me to end the Water Supply Bank Lease contract in order to allow for the point of diversion application to be approved and completed at which time I am able to start a new rental contract for the same values as currently included with the rental contract.

At this time, it appears the contracted Water Supply Bank Lease irrigation water has not actively been rented during 2018.

I would like to ask if I would be able to start the process of expiring the contracted water rights in order to allow for the point of diversion application to be completed after which I will complete a new Water Right Lease.

Thank you,
Mary Horgan
(208) 796-2184
m_breezy@msn.com

Sent from Mail for Windows 10

RECEIVED

AUG 07 2018

DEPARTMENT OF
WATER RESOURCES

August 6, 2018

Cody Parker, Water Resource Agent
Idaho Water Resources Western Region
2735 Airport Way
Boise, ID 83705

Dear Cody Parker,

RE: Lease Contract: 93; Contracted Water Rights: 61-12226; Contract Start: 04/17/2014;
Contract End: 12/31/2018

I have recently received correspondence advising of the expiration date for the water rights I have entered into the Water Supply Bank for potential rental/lease purposes. Additionally, I have a pending request to have one additional point of diversion application on file with required fees already paid in full.

It is necessary for me to end the Water Supply Bank Lease contract in order to allow for the point of diversion application to be approved and completed at which time I am able to start a new rental contract for the same values as currently included with the rental contract.

At this time, it appears the contracted Water Supply Bank Lease irrigation water has not actively been rented during 2018.

I would like to ask if I would be able to start the process of expiring the contracted water rights in order to allow for the point of diversion application to be completed after which I will complete a new Water Right Lease.

Thank you,
Mary Horgan
(208) 796-2184
m_breezy@msn.com

cody.parker@idwr.idaho.gov
westerninfo@idwr.idaho.gov