



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 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 2, 2016

MOUNTAIN VIEW LAND LP
695 N 700 E
RUPERT ID 83350

RE: LEASED WATER RIGHT NO(S). 36-16736 RELEASED FROM THE WATER SUPPLY BANK

Dear Lessor:

On April 29, 2016, the Department of Water Resources (Department) received your request to cancel the existing Water Supply Bank (Bank) Lease Contract executed on July 2, 2007 release water right(s) 36-16736 from the Bank. **At this time the Department acknowledges that the Bank Lease Contract for 49 acres of water right(s) 36-16736 has been canceled releasing the right(s) 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) 287-4910.

Sincerely,

Clay Webster
Water Resource Agent
WSB Process Point of Contact

c: Greg Sullivan – Brockway Engineering PLLC

STATE OF IDAHO
WATER RESOURCE BOARD

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

ONE FORM PER WATER RIGHT

RECEIVED
MAR 25 2016
DEPARTMENT OF
WATER RESOURCES

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: 36-16736

Name(s) of Lessor(s): Mountain View Land LP

Mailing Address: 695 N 700 E

City: Rupert

State: Idaho

Zip: 83350

Telephone No: 208-431-5104

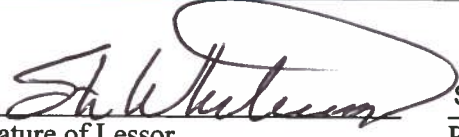
Email Address: sw.whitesides@gmail.com

Lease Contract Expiration Date: 12/31/2020

Requested Release Date: 3/24/2016

Reason for Early Release:

The water that is in the water bank is now protected under our water district mitigation plan. I need the water for my own farms mitigation plan!! The protection of the water is why it was in the water bank. Now I need the water released. If I allow other farms to lease my water I will have to set out extra ground on their behalf.. This is a problem that the water district did not plan for.


Signature of Lessor _____ Steven Whitesides Manager _____ 3/24/2016
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