



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

October 13, 2015

JERRY ISAAC
28283 SHOO FLY CUT OFF RD
BRUNEAU ID 83604

RE: Water Supply Bank Inquiry

Dear Mr. Issac:

Thank you for your phone call today. From what I understand, you are seeking water to irrigate some acres on your property.

You may submit an application to rent water from the Water Supply Bank (Bank). The Bank is not a long term solution but may provide a short term solution. The acceptability of your rental application is based on other water rights diverting from the same aquifer from your proposed point of diversion be leased in the Bank.

As of today, there are some water rights in Basin 51 that may serve your needs. I encourage you to submit an application as soon as possible to ensure your application gets evaluated for the 2016 season. I enclosed a rental application for your use.

Lastly, water rights ~~51-13071~~ and 51-13073 are appurtenant to your land. However, according to a May 14, 2011 letter from the Department, a well on your property could not take the place of the existing point of diversion because of the historical use of those water rights being geothermal in nature. If those water rights cannot be transferred and don't get diverted for a period greater than 5 years, those rights can become subject to forfeiture. To avoid forfeiture water rights can be leased into the Bank to protect them for up to 5 years. A lease application is enclosed for your use. Alternatively, you may seek other exceptions pursuant to Idaho Code §42-223.

Please let me know if you have any questions. You may contact me at (208) 287-4944.

Sincerely,

Cherie Palmer
Water Rights Supervisor
Water Allocation Bureau

Enclosures