



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

January 8, 2015

RAY MONTIERTH
825 HEARTLAND DR
NAMPA ID 83686

RE: **LEASED WATER RIGHT NO(S). 61-12264 AND 61-12266 WILL REMAIN IN THE
WATER SUPPLY BANK**

Dear Lessor:

On January 2, 2015, the Department of Water Resources (Department) received your request to cancel the existing Water Supply Bank (Bank) Lease Contract executed on September 9, 2011 to release water right(s) 61-12264 and 61-12266 from the Bank. **The leased water right(s) are fully rented from the Bank until December 31, 2016 and cannot be released from the Bank until the end of the rental term.**

You may request the release of the leased right(s) again at the end of the rental term, or the right(s) will automatically be released at the end of the term of lease identified on the Lease Contract, December 31, 2016.

If you have any questions regarding this matter, please contact me at (208) 287-4910.

Sincerely,

for Clay Webster
Water Resource Agent
WSB Process Point of Contact



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RECEIVED

JAN 02 2015

STATE OF IDAHO
WATER RESOURCE BOARD

DEPARTMENT OF
WATER RESOURCES

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

ONE FORM PER WATER RIGHT

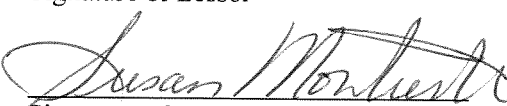
All water rights leased into the Water Supply Bank shall remain unused by the water right holder for the duration of the Lease Contract. The water right will not be released from the Water Supply Bank until the conclusion of the Lease Contract unless otherwise authorized by the Idaho Water Resource Board. 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: 61-12266
Name(s) of Lessor(s): Roy Montierth and Susan Montierth
Mailing Address: 8251 Hamstead Dr
City: Wampa State: ID Zip: 83686
Telephone No: 208-989-8310 Email Address: toragmaster2@msn.com

Lease Contract Expiration Date: _____
Requested Release Date: as early as possible

Reason for Early Release:
Working on sale of oppr property and
want earliest possible return of our
water rights to accomodate sale.

	<u>Roy Montierth-Owner</u>	<u>1/2/15</u>
Signature of Lessor	Printed Name and Title*	Date
	<u>Susan Montierth Owner</u>	<u>1/2/15</u>
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

MEMORANDUM

To: Water Right File 61-12264 and 61-12266

From: Sandra Thiel

Subject: Water Supply Bank Lease

Date: January 5, 2015

On Friday, January 2, 2015, Ray Monteirh came by the office with forms requesting to release water rights 61-12264 and 61-12266 from the water supply bank. There is no record of a lease in the files for either of these two water rights. In 2011 water right owners Peter Nielsen and William Van Handel filed a transfer. The original water right numbers were 61-12229 (split to become 61-12266 and 61-12267) and 61-12231 (61-12264 and 61-12265). In the documentation for the two parent rights there is a letter dated February 16, 2011 to Peter Nielsen. According to this letter parent rights 61-12229 and 61-12231 have been leased into the bank, in their entirety, since September 22, 2005.

Rights 61-12265 and 61-12265 currently belong to William Van Handel and Peter Nielsen. They are commercial rights. These water rights are not leased into the bank.