



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

April 21, 2014

DOUBLE A DAIRY
350 S COUNTY LINE RD
JEROME ID 83338

**RE: RELEASED DATE OF LEASED WATER RIGHT NO. 37-7533A FROM THE
WATER SUPPLY BANK**

Dear Lessors:

This letter is to update you on the status of Water Right **37-7533A**. The lease for Water Right **37-7533A** was released from the bank on **May 1, 2012** (due to non-response of the letter sent to you on **April 23, 2012**). The term of lease has been closed in our database and water right file.

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.

Contact me at 208-287-4944 if you have questions.

Sincerely,

Cherie Palmer
Senior Water Resource Agent
WSB Process Point of Contact

c: Gary Funderburg

MEMO

TO: 37-7553A, 37-22612, and 37-22613

FROM: Cherie Palmer

DATE: April 17, 2014

RE: WSB Lease Release from the Bank by IDWR

On April 4, 2014, I received a phone call from Gary Funderburg who represents Double A Dairy. He wanted to know the status of the WSB lease in connection with 37-7533A. I told him that 37-7533A has been split by ownership and a transfer awhile back and is now known as 37-22612, 37-22613, and 37-22614. After the split, no new lease records were created for the new children water rights so it appears that the children rights have never been leased.

I reviewed the water supply bank lease for 37-7553A and found that IDWR sent all the right holders a letter on April 23, 2012 regarding the status of the lease.

The letter states that if no response is received, the lease will be released from the bank. To date, a letter hasn't been received in response to our letter. I told Mr. Funderburg that the water rights are not leased to the bank and can be used pursuant to the water right. He will let his client know of the lease status. In addition, IDWR will send a letter to Double A Dairy advising them of the release of right 37-7533A from the bank.