



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

August 6, 2013

JAMES AND MARIA A SLEGER REVOCABLE LIVING TRUST
4601 W KUNA CAVE RD
KUNA ID 83634

RE: LEASED WATER RIGHT NO. 63-7427E RELEASED FROM WATER SUPPLY BANK

Dear Lessor:

On August 2, 2013, the Department of Water Resources (Department) received your request to cancel the existing Water Supply Bank (Bank) Lease Contract executed on May 22, 2013 in order to release a portion of the 22.3 leased acres under right 63-7427E from the Bank. The Bank Lease Contract is a legal instrument that cannot simply be modified. The original contract must be canceled, and a new contract issued. **At this time, the Department acknowledges that the Bank Lease Contract for 22.3 acres of water right 63-7427E has been canceled releasing the right from the Bank.**

In order to lease a reduced number of acres under this right to the Bank as noted in your letter, a new Lease Contract must be issued specifically defining the acres and related elements as currently represented after the approved changes to the right under Transfer 78545. Please complete the enclosed Application to Sell or Lease a Water Right To the Water Supply Bank form and submit it to the Department with the applicable fee. I have enclosed an updated proof report and map for your reference and use completing the new lease application.

The Department will review your new lease proposal with the updated information you provide, and prepare a new Lease Contract for your review and signature. When the Lease Contract is executed by the Department, database records will also be updated to reflect the new lease amounts available for rental from the Bank. If the application(s) is not processed prior to the end of the proposed lease period, it will be returned. The Department regrets any inconvenience caused by the delay.

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. If you have any questions regarding this matter, please contact me at (208) 287-4951.

Sincerely,

Pamela S. Skaggs
Water Rights Supervisor

Enclosures: Application, Proof Report & map

c: John Westra - IDWR Western Regional Office
Lori Graves, SPF Water Engineering

8/5/2013

Original Owner RICHARD A YORK JR
ID

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

Source and Point(s) of Diversion

Place Of Use

IRRIGATION within ADA County

[illegible]

Right Acre Limit: 99.3

POU Total Acres: 399.0

Conditions of Approval:

- | | | |
|----|-----|--|
| 1. | X27 | This right is limited to the irrigation of 99.3 acres within the authorized place of use in a single irrigation season. |
| 2. | R65 | This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use. |
| 3. | X35 | Rights 63-7427D, 63-7427E, 63-7427F, 63-7753A and 63-33309 when combined shall not exceed the irrigation of 328.3 acres. |
| 4. | X61 | The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to |

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 63-7427E

8/5/2013

- all water rights having no subordinated early or late irrigation use and a priority date earlier than April 3, 2009.
5. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
 6. F06 The following rights are diverted through points of diversion described above: 63-7427D, 63-7427E, 63-7427F, 63-7753A and 63-33309.
 7. This right is appurtenant to land designated as DLE No. I-3377.
 8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
 9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 10. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates and Other Information

Decreed Date: 4/3/2009

State or Federal: S

Mitigation Plan: False

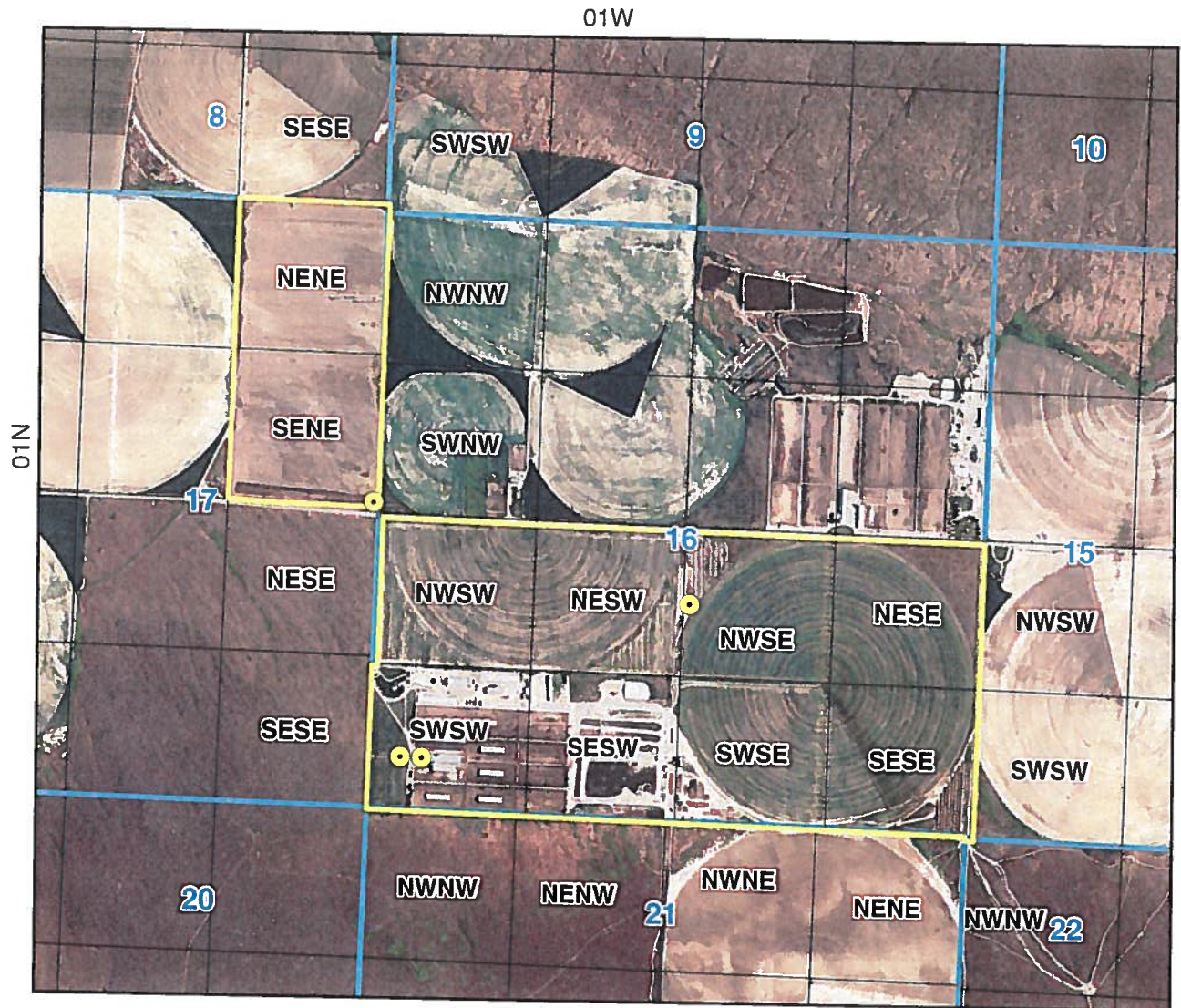
Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		328.3
63-7753A ,63-7427D ,63-7427E ,63-7427F ,63-33309		

State of Idaho
Department of Water Resources

Water Right

63-7427E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.175 0.35 0.7 Miles

