



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

C.L. "BUTCH" OTTER

Governor

GARY SPACKMAN

Director

May 23, 2013

TMCO INC
PO BOX 1366
NAMPA ID 83653

RE: APPLICATION TO LEASE WATER RIGHT NOS. 63-7019 AND 63-7956 TO THE WATER SUPPLY BANK

Dear Lessor:

The Department of Water Resources has completed its review of your applications to lease the above-mentioned water right number to the Water Supply Bank. **I have enclosed two copies of duplicative Water Supply Bank Lease Contracts for your review and signature.** Please sign and return the original contracts, the Department will also sign the original contracts and return an executed copy to you. The contract is considered finalized once you and the Department have signed both.

The right will automatically be released from the Bank on **December 31, 2017**, unless the rights are released earlier by the Board, or upon request by the lessor. To change the term of the lease or to release the rights from the Bank, you must submit a request in writing, along with all applicable fees, to the Department prior to the release date. Be aware your rights may not be available for immediate release if they have been rented.

Please review the conditions of acceptance listed on the Lease Acceptance, including #3 which says, "While a right is in the bank, **the lessor may not use the right** without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B."

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

Sincerely,

Cherie Palmer
Sr. Water Resource Agent

Enclosure(s)

c: ERO w/enclosures

*Signed & Returned
on 5/28/13*