



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 8, 2013

COUNTY LINE FARMS
C/O MONTY & CAROLENE FUNK
PO BOX 360
AMERICAN FALLS ID 83211

**RE: APPLICATION(S) TO LEASE / RENT WATER RIGHT NO(S). 29-2395
TO THE WATER SUPPLY BANK**

Dear Applicant:

The Idaho Department of Water Resources (Department) acknowledges receipt of the application(s) along with the \$250 lease application fee to lease the above referenced water right(s) to the Idaho Water Resource Board's Water Supply Bank (Bank). The Department will review your application as resources allow. If the application(s) is not processed prior to the end of the proposed lease period, it will be returned to the applicant. The Department regrets any inconvenience caused by the delay.

If the right is determined to be eligible for acceptance into the bank, the right will be entered into the bank as of the date of receipt of the application. The acceptance date may be adjusted if additional information is required. Please note the forfeiture period is not tolled unless a right is accepted into the Bank, or unless an exception or defense to forfeiture applies as described under Idaho Code § 42-223. If forfeiture is a concern, you may consider filing an Application for Extension of Time to Avoid Forfeiture of a Water Right. This and other water right forms are available from the Department's web site, <http://www.idwr.idaho.gov>.

The Application to Sell or Lease a Water Right to the Water Supply Bank (application) identifies County Line Farms as the Lessor and is signed by Monty Funk and Jim Hart. Water right ownership of Right 29-2395 is currently in the name of five (5) individuals: Laurel H Taylor, David J Hart, Robert E Hart, James W Hart, and Harry R Hartwigsen as listed on the 2004 partial decree issued by the SRBA Court. Idaho Secretary of State does not have Hart Company as a registered entity to do business in the state of Idaho, nor is any authorization from the other owners for Jim Hart to act on their behalf regarding this water right submitted with the application. If the ownership of the right has changed, a Notice of Change in Water Right Ownership should be submitted to update the ownership.

Please provide authorization within 14 days from all the right holders or submit a change of ownership with supporting documentation to Jim Hart. Also, provide documentation from the authorized right holders agreeing that County Line Farms should be the sole Lessor and receive all financial benefit as such.

Sincerely,

Christine Field

for Pamela Skaggs
Water Rights Supervisor
(208) 287-4951
Pam.Skaggs@idwr.idaho.gov

Enc: Receipt C096624

c: Jason Helms – JCH Engineering & Consulting