



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER

Governor

GARY SPACKMAN

Director

December 5, 2012

THE RALPH R AND BETH POCOCK FAMILY LTD PARTNERSHIP
RAY R POCOCK C/O BETH POCOCK
2964 N 5000 E
SUGAR CITY ID 83448

RE: APPLICATION TO LEASE WATER RIGHT NO(S). 22-2195A, 22-13278, AND 22-13280 TO THE WATER SUPPLY BANK

Dear Applicant:

The Department of Water Resources ("Department") has completed its review of your application(s) to lease water right(s) to the Water Supply Bank ("Bank"). Based on that review, the Department cannot accept the above-mentioned water rights. The reasons are described below.

The Water Supply Bank Rules provide criteria to be considered when determining whether to accept a water right into the Bank. One of the requirements for a Bank application is whether enlargement of the water right(s) will occur. Your application sought to place 16.35 acres of irrigation into the Water Supply Bank. The map submitted was a 2010 FSA map and 2012 satellite imagery indicates your irrigation practices were different in 2012 than in 2010, meaning some of the acreage identified as idled in 2012 was actually irrigated per the 2012 satellite imagery. A review of the 2012 satellite imagery indicates some ground outside of your water right may be irrigated. This may be a good time to review your irrigation practices and file a transfer if necessary. The factors noted above increase the risk for enlargement of the water right, particularly since your lease is to satisfy a Notice of Violation, so the applications must be denied.

If you have any questions, please contact me at (208) 287-4907.

Sincerely,

Monica Van Bussum
Sr. Water Resource Agent

c: James Cefalo – IDWR Eastern Regional Office
Robert H. Wood – Rigby, Andrus & Rigby