



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

November 30, 2012

DIAMOND/SOLDIER PROPERTIES LLC

C/O GREGORY VIK

PO BOX 1607

BELLEVUE WA 98009

RE: APPLICATION TO LEASE WATER RIGHT NOs. 37-368A, 37-409A, 37-410, 37-411, 37-2076A, 37-2157, AND 37-2455 TO THE WATER SUPPLY BANK

Dear Lessor:

The Department of Water Resources is issuing amended approvals of your Water Supply Bank leases for the above-mentioned water rights. The condition commonly known as the "separate source" condition was not in the database and therefore did not get copied into the lease acceptances. The data is now fixed and we are issuing the attached amended lease acceptances. The offered water rights are accepted into the Bank in accordance with the attached Water Supply Bank Lease Acceptance. If you do not agree with the conditions of the Lease Acceptance and would like to withdraw your water rights from the Bank, you must contact the Department within thirty (30) days of receipt of this notification.

The rights 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) 287-4907 if you have any questions.

Sincerely,

Monica Van Bussum
Sr. Water Resource Agent

Enclosure(s)

c: Allen Merritt – IDWR Southern Regional Office
Kevin Lakey – Watermaster, Water District 37
Jim Speck – Speck & Aanestad