



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 19, 2012

D S & S INC
1500 S 3000 E
SUGAR CITY ID 83448

RE: APPLICATION TO LEASE WATER RIGHT NO. 22-7300 TO THE WATER SUPPLY BANK

Dear Applicant:

The Department of Water Resources (Department) has completed its review of your application to lease a portion of the above-mentioned water right to the Water Supply Bank (Bank). Based on that review, the Department must deny the application. The reasons are described below.

Your application proposes to lease 31.9 acres to the Water Supply Bank. The acreage you offer in NWE, SENE, SWNW and SENW is outside of your allowed water right place of use (POU) and is not eligible to be leased to the Bank. The acreage you offer in NENW and NWNW (8.5 acres total) is within the water right POU. However, a review of Landsat imagery for 2011 indicates you irrigated more than 8.5 acres outside of the authorized POU. Since the acres eligible for the Bank are offset by that being irrigated outside of your authorized POU, the Bank must deny your application. You may wish to consider filing an Application for Transfer to better characterize your irrigation practices.

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

Sincerely,

Monica Van Bussum
Sr. Water Resource Agent

Enclosure – Lease Application (copy)

C: James Cefalo – IDWR Eastern Regional Office
Robert H. Wood – Rigby, Andrus & Rigby
Ralph R Pocock – 2964 N 5000 E; Sugar City ID 83448