



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

August 7, 2012

JERRY TURCO
525 RIVERSIDE AVE
LYNDHURST NJ 07071

**RE: APPLICATION TO LEASE WATER RIGHT NOS. 37-363D AND 37-20348 TO THE
WATER SUPPLY BANK**

Dear Lessor:

On May 9, 2012, the Department received approval from Wood River Valley Irrigation District #45 for your rights to be leased to the Bank. The lease for these rights is considered reinstated in accordance with the attached lease acceptance. If you do not agree with the conditions of the Lease Acceptance and would like to withdraw your water right 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, 2013**, 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.

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."

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

Sincerely,

Monica Van Bussum
Sr. Water Resource Agent

c: Kevin Lakey – Watermaster, Water District 37
Timothy Tyree – Hawley Troxell Ennis & Hawley LLP
Allen Merritt – IDWR Southern Regional Office
Steve Wilson, Jim Super and Sarah Gardner – Wood River Valley Irrigation District #45;
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