



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

April 19, 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 Applicant:

As you know from being copied on the correspondence, any water rights having a point of diversion (POD) owned by an irrigation district must have the permission of the irrigation district before being accepted to the Water Supply Bank. Wood River Valley Irrigation District #45 (WRVID #45) owns the POD for your water rights. WRVID #45 has failed to give its consent and the Department must return your lease applications. I apologize for the delay in processing but it was unavoidable due to the extended discussions with WRVID #45.

Please note that a water right is not protected from forfeiture unless it 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 also consider filing an Application for Extension of Time to Avoid Forfeiture of a Water Right.

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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