



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
Interim Director

February 28, 2012

HELEN S PERCY
STEPHEN H PERCY
PO BOX 248
MOUNTAIN HOME ID 83647-0248

RE: WATER SUPPLY BANK LEASE FOR RIGHT NO. 61-10841; OTHER RIGHT NOS. 61-269, 61-270B, 61-275, AND 61-7069E

Dear Lessor:

This letter is to update you on the status of your water right 61-10841 for irrigation in Elmore County. This water right has been leased to the Bank in its entirety since March 28, 2003.

Your water right is considered leased into the Bank, and should remain unused, until you release it from the Bank.

Additionally, Right No. 61-10841 is a ground water right for irrigation. The other right numbers mentioned above are for surface water on the same place of use as 61-10841. These water rights are not, and have not been, leased to the Bank. Those overlapping surface water rights appear to have not been used for many years and are not considered protected from forfeiture. You should review your current irrigation practices and plans and, if necessary, take steps to protect those rights from forfeiture. You can find a list of exceptions or defenses to forfeiture in Section 42-223, Idaho Code. Please contact me at (208) 287-4907 if you have any further questions.

Sincerely,

Monica Van Bussum
Sr. Water Resource Agent

C: John Westra – IDWR Western Region
Tim Luke – IDWR Water Compliance Bureau