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DEPARTMENT OF
WATER RESOURCES

Idaho Water Company LLC
Attn: Del Kohtz
1135 Valley Rd. So.
Eden, ID 83325

February 7, 2011

Idaho Department of Water Resources
Attn: Monica Van Bussum
322 E. Front Street
PO Box 83720
Boise, Idaho 83720-0098

RE: Withdraw 35-14070 (35-14032 [35-2241A]) from the Water Supply Bank Lease Agreement.

Dear Sir:

On September 14, 2010, transfer 76655 split 3.3 acres from 35-2241A creating 35-14032 and 35-14033 (renumbered to 27-12215).

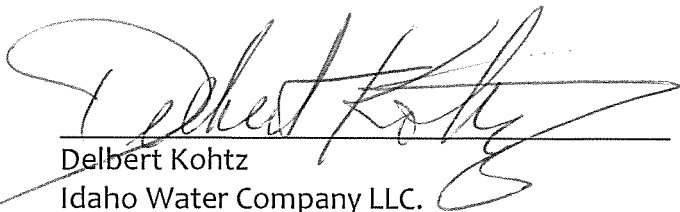
Transfer 76296 was filed on water right 35-14032 (remainder of 35-2241A) and split off 5.8 acres creating rights 35-14069 and 35-14070. In the process transfer 76296 changes the point of diversion, place of use, and the nature of use of the 5.8 acres that created 35-14070. In changing the nature of use resulted in 2.3 acres of the right being used to compensate for the evaporative losses associated with the recreational pond and leaving 3.5 acres for irrigation.

While transfer 76296 was being processed (and protested) water right 35-14032 (from parent right 35-2241A) was placed into the water bank since a previous extension of time to avoid forfeiture of water right 35-2241A was set to expire October 31, 2010. Since 35-14032 was in the Water Supply Bank at the time of approval of transfer 76296 the resulting water rights 35-14069 and 35-14070 are still in the water bank. Both 35-14069 and 35-14070 will remain in the Water Supply Bank until December 31, 2015 unless released by the Water Resource Board or upon request of the lessor.

This is a formal request to withdraw the 5.8 acres used to create 35-14070 from the Water Supply Bank as soon as possible. A copy of the original place of use of the 5.8 acres is attached.

Your cooperation in this matter will be greatly appreciated.

Sincerely,

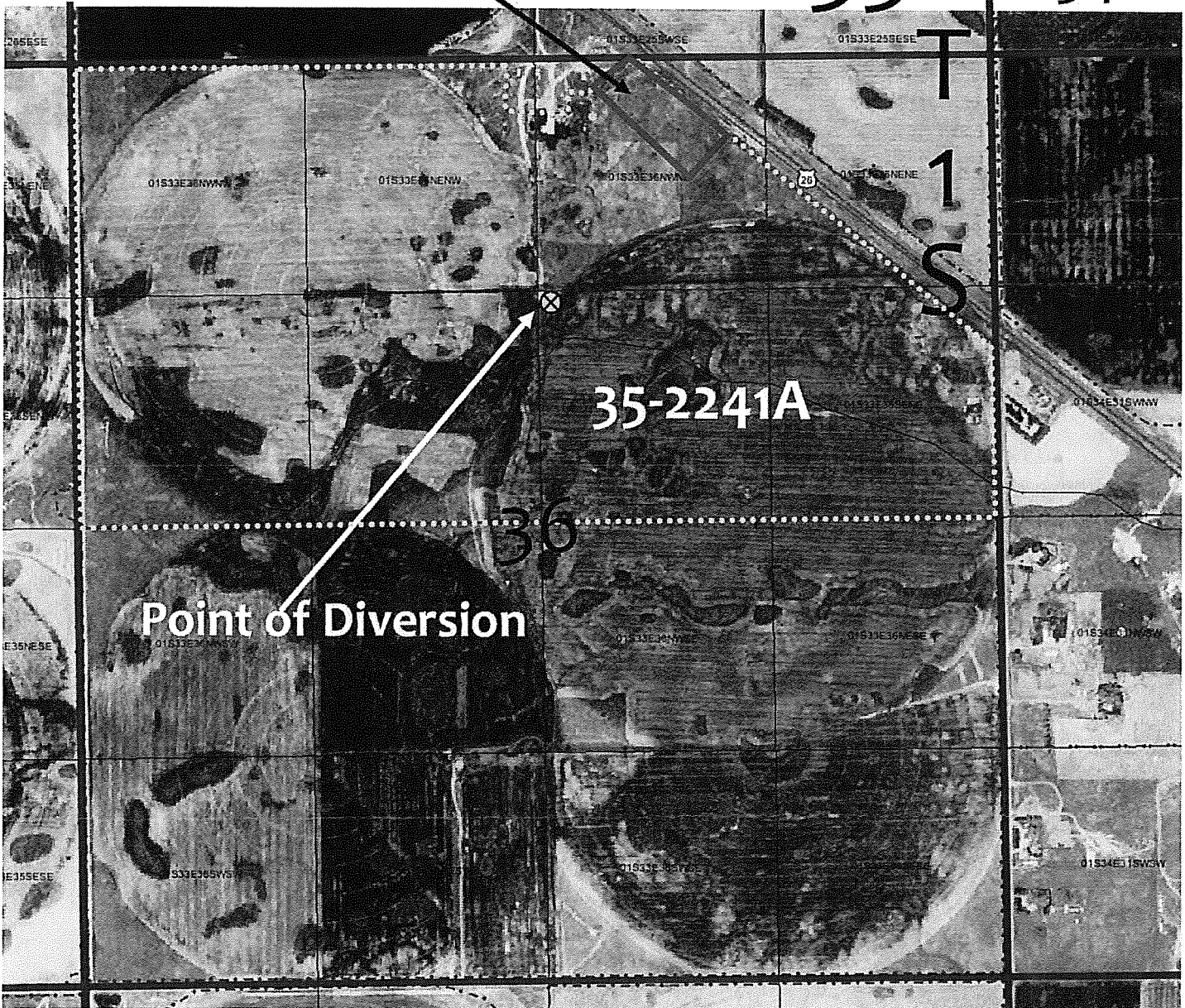


Delbert Kohtz
Idaho Water Company LLC.

35-14070

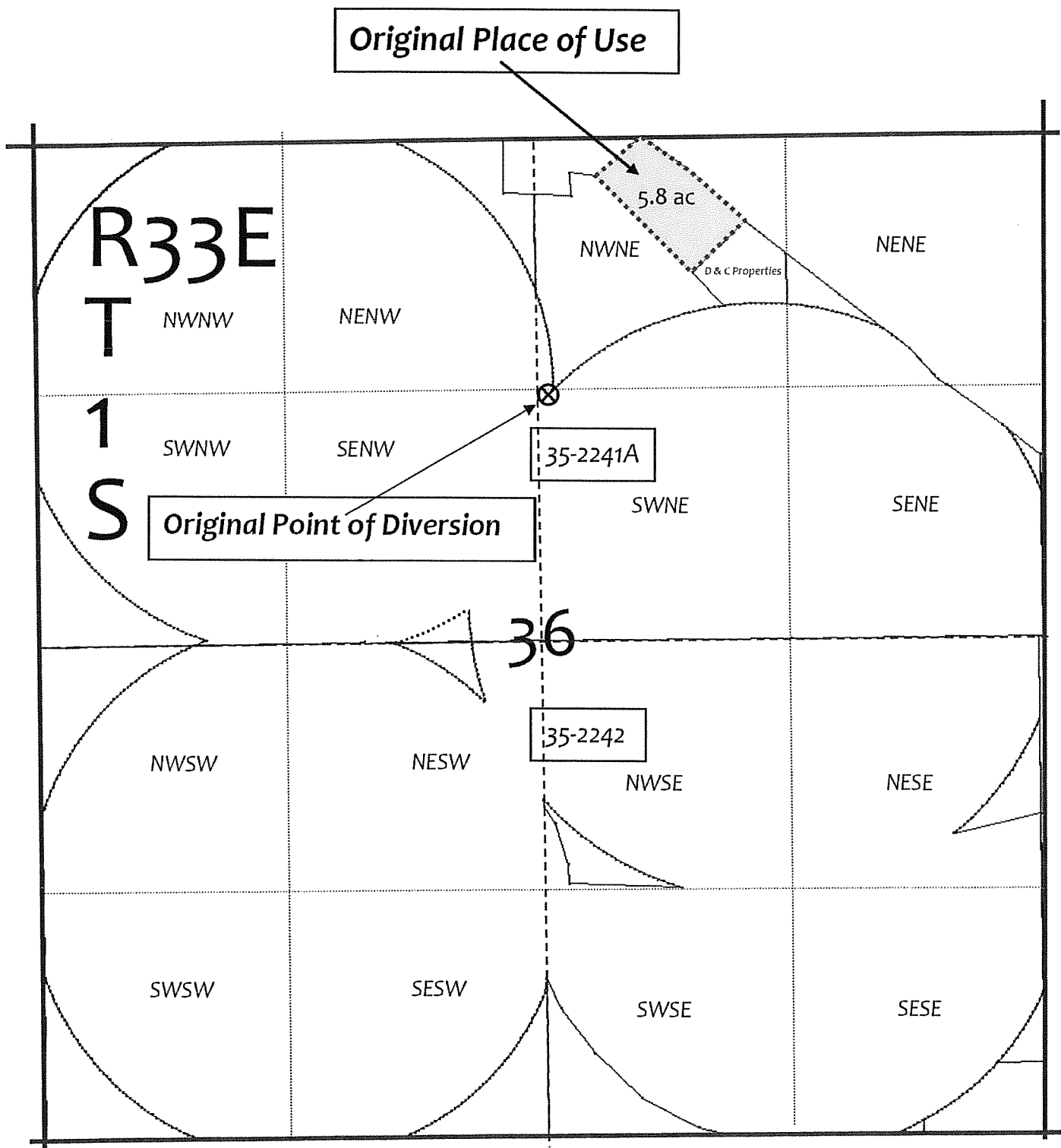
Original Place of Use
5.8 ac

R33E | R34E



Original Place of Use Aerial

35-14070



Original Place of Use Map