



State of Idaho

DEPARTMENT OF WATER RESOURCES

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February 16, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

SPF Water Engineering
Attn: Lori Graves
300 E Mallard DR, Suite 350
Boise, ID 83706

RE: Response to your February 14, 2011 Letter.

COPY

Dear Ms. Graves:

I have received your letter dated February 14, 2011. I reviewed your letter with water bank staff to determine if it can be used to determine the acres being irrigated and not being irrigated. Unfortunately, this letter will not be sufficient to determine the acres allowed to be placed into the water bank. I apologize for not being clear in my earlier email listed below, but we need a map showing lands being irrigated, and lands not being irrigated. We would appreciate that you send the shape files used to create these maps with the maps to be submitted.

Water Supply Bank Rule 25 (also known as IDAPA 37.02.03.025) requires the Department to evaluate whether the applicant is the current owner, title holder, or contract water user of the water right. Additionally, Water Supply Bank Rule 25 requires the Department to determine whether the lease will result in injury to existing water rights, will result in an enlargement in the existing water rights, and will be in local public interest. Without a map, we simply cannot determine if enlargement occurs or not.

I can give you another 14 days to supply the maps and shape files, so please supply the maps by March 3, 2011 or we will need to return the application. If you have any questions, please don't hesitate to contact me.

Respectfully,

Daniel A. Nelson
Staff Hydrologist
Planning Bureau
Idaho Department of Water Resources
Telephone # (208) 287-4856