



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

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C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

December 17, 2010

VIC CONRAD  
J R SIMPLOT CO  
PO BOX 27  
BOISE ID 83707-0027

**RE: APPLICATION TO LEASE PART OF WATER RIGHT NO. 63-31639 TO THE WATER SUPPLY BANK**

Dear Lessor:

The Department of Water Resources (Department) has completed its review of your applications to lease water rights to the Water Supply Bank (Bank). Based on that review, the Department cannot accept the water rights into the Bank. The reasons are described below.

The Water Supply Bank Rules (also known as IDAPA 37.02.03) provide criteria to be considered when determining whether to accept a water right into the Bank. One of the criteria for consideration whether lease and subsequent rental of the rights will result in enlargement. Enlargement is based on extent of development and beneficial use. Because 63-31639 is a permit and has not had a field examination conducted, the extent of use can not be determined and the right can not be accepted into the Bank.

If you have questions regarding this matter, feel free to contact me at (208) 287-4907.

Sincerely,

Monica Van Bussum  
Sr. Water Resource Agent

c: John Westra – IDWR Western Regional Office