



WA
State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

RECEIVED

NOV 08 2010

DEPARTMENT OF
WATER RESOURCES

October 28, 2010

ALAN D YORKIN
250 N DELFERN
LOS ANGELES CA 90077

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK

Dear Mr. Yorkin,

On January 21, 2009, the Department received your Application to Rent Water from the Water Supply Bank. Water Supply Bank Rule 30.01 (also known as IDAPA 37.02.03.030.01), states:

The Director will evaluate applications...as to whether there will be injury to other water rights, whether the proposal would constitute an enlargement of the water rights, whether the water will be put to beneficial use, whether the water supply available from applicable rights in the Board's water supply bank is sufficient for the use intended, and whether the proposal is in the local public interest.

I am returning your application for rental because the criteria for a rental agreement in Rule 30.01 cannot be satisfied. The State of Idaho has determined surface water and ground water in the Big Wood River Basin are hydraulically connected and, in granting your application, there would be significant risk of injury to other rights and the possibility of an enlargement. Additionally, and most importantly, there are no rights leased to the Water Supply Bank that would fulfill your rental application.

If you have any questions, please contact me at (208) 287-4907.

Sincerely,

Monica Van Bussum
Sr. Water Resource Agent

C: Jim Speck – Speck & Aanestad