



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098  
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

*270211* *File - Ralph Wheatley -*  
*Water Rights* *ROB*

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

May 23, 2003

**MAY 29 2003**

RALPH O WHEATLEY  
DBA MEADOWBROOK RANCH  
10053 S MARSH CREEK RD  
MCCAMMON ID 83250

**RE: APPLICATION TO LEASE WATER RIGHT NOS. 1-28D, 1-169F, 27-2124, 27-4008, 27-4009, 27-4010, ~~27-7494~~ AND SRBA CLAIM ~~27-11314~~ TO THE WATER SUPPLY BANK**

Dear Mr. Wheatley:

The Department of Water Resources ("department") has completed its review of the Applications to Sell or Lease Water Rights to the Water Supply Bank ("bank") that you submitted to this office. Please consider that the offered water rights referenced above are accepted into the bank with the exception of water right permit no. 27-7494 and Snake River Basin Adjudication ("SRBA") claim 24-11314. Permit no. 27-7494 cannot be accepted to the bank at this time as proof of beneficial use has not been submitted and the extent of development has not been verified. Similarly, SRBA claim 27-11314 is based on a beneficial use and has not yet been reviewed by adjudication staff. It cannot be accepted into the bank until further evidence of development is available.

Several items to keep in mind in connection with lease of a water right to the bank are as follows:

1. There is no rental payment to the owner of the water right if the right or a part thereof is not rented from the bank.
2. While a right is in the bank, the owner of the right may not use the right even if the right is not rented.
3. A right accepted into the bank stays in the bank until the Board releases it or until the lease term expires.
4. While a water right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.