



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

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EASTERN REGION

March 20, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

THE BANK OF COMMERCE
C/O WESTERN AGCREDIT
10980 SOUTH JORDAN GATEWAY
PO BOX 95850
SOUTH JORDAN UT 84095-0850

RE: Security Interest in a Water Right 35-2460B, 35-7155 & 35-7156

Dear Bank of Commerce:

The department acknowledges receipt of correspondence adding The Bank of Commerce as a security interest on the above referenced water right(s). The department has modified its records to reflect the security interest and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Bobby Kern
Office Specialist II

Enclosure(s)

cc Thomason Farms Inc