



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

March 4, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

ELMA WALKER
PAUL WALKER
1638 MOUNTAIN ROSE DR
IDAHO FALLS ID 83402

RE: APPLICATION TO LEASE A PORTION OF WATER RIGHT NO. 31-2380
TO THE WATER SUPPLY BANK

Dear Lessor:

The Department of Water Resources ("IDWR") has completed its review of information submitted in connection with your application to lease a portion of water right 31-2380 to the Water Supply Bank ("Bank"). The information did not lead to acceptance of this portion of the right into the Bank and was returned on February 17, 2009.

The portion of water right 31-2380 offered to the Bank has not been used for more than five consecutive years and was not accepted due to unresolved issues of forfeiture. While the validity of a right will be considered prior to acceptance into the Bank, IDWR will not specifically find forfeiture of a water right upon review of a Water Supply Bank lease application.

If you do not intend to resume use of this right, an alternative method to protect this right from forfeiture may be to submit an Application for Extension of Time to Avoid Forfeiture of a Water Right. This form is available at any IDWR office or from the IDWR web site (http://www.idwr.idaho.gov/water/rights/water_rights_forms.htm).

If you have any questions, please contact me at (208) 287-4943.

Sincerely,

Aaron Marshall
Water Allocation Bureau

c: Keith Wilson – Rocky Mountain Environmental Associates
Idaho AgCredit FLCA