



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

April 21, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

WYNN DEWSNUP FAMILY REVOCABLE TRUST
PO BOX 168
ALMO ID 83312

RE: WATER SUPPLY BANK LEASED WATER RIGHT NOS. 36-2069 AND 36-15217

To Wynn Dewsnap Family Revocable Trust:

The Department of Water Resources (Department) requests clarification of your intent to maintain the lease of water right nos. 36-2069 and 36-15217 to the Water Supply Bank (Bank). These water rights were originally accepted into the Bank in their entirety on March 14, 2007, in the names of Jean and Gerold Irwin for an "indefinite" lease period. Ownership of the rights was recently changed to Wynn Dewsnap Family Revocable Trust.

This letter is to inform you that the rights will remain in the Bank indefinitely unless released earlier by the Idaho Water Resource Board or until the lessor submits a written request to the Department to release the rights from the Bank. Enclosed is a Release or Lease Term Extension Form for you to complete and submit to the Department should you choose to request a change to the lease term or request release of the rights from the Bank.

Please note, while a right is in the Bank, the owner of the right may not use the right without approval of the Department even if the right is not rented from the Bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Section 42-351, Idaho Code, for illegal diversion and use of water, and may include civil penalties pursuant to Section 42-1701B, Idaho Code. Also consider that the five (5) year period of nonuse related to forfeiture of a water right shall begin to accrue upon release of the right from the Bank or shall continue to accrue if a period of nonuse occurred prior to the lease date of the right to the Bank.

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

Sincerely,

Aaron Marshall
Water Allocation Bureau

c: Allen Merritt – IDWR Southern Regional Office
Gerold and Jean Irwin
Gary L. Funderburg – TSK Enterprises, LLC