



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

February 5, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

SCOTT L. CARPENTER
2196 N 800 E
TERRETON ID 83450

RE: WATER SUPPLY BANK LEASE OF WATER RIGHT NO. 31-7167A

Dear Mr. Carpenter:

The Idaho Department of Water Resources ("Department") recently reviewed satellite imagery to verify that the portion of water right no. 31-7167A leased to the Water Supply Bank ("Bank") was not irrigated during the term of the lease. The Department concluded that the portion of the right leased to the Bank was irrigated during the 2007 irrigation season.

The Department's Water Supply Bank Rule 25 (IDAPA 37.02.03.030) provides administrative rules for the acquisition of water rights for the Bank. Rule 25.08.b. states, "Upon acceptance of a water right into the Board's water supply bank, the owner of the water right is not authorized to continue the diversion and use of the water right while it is in the Board's water supply bank..."

The Department recognizes that the portion of the right leased to the Bank may have been inadvertently misdescribed on the original application. The portion leased to the Bank was 5.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 14, Township 7 North, Range 33 East (see attached maps). However, a 5.0 acre portion of land covered under this water right was not irrigated in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 14, Township 7 North, Range 33 East during the 2006 and 2007 irrigation seasons.

If it was your intention to lease the 5.0 acre portion of water right no. 31-7167A located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 14, Township 7 North, Range 33 East, please provide a written statement requesting an amendment to your original lease application to this effect.

Please mail your lease application amendment request to my attention as soon as possible.

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

Sincerely,

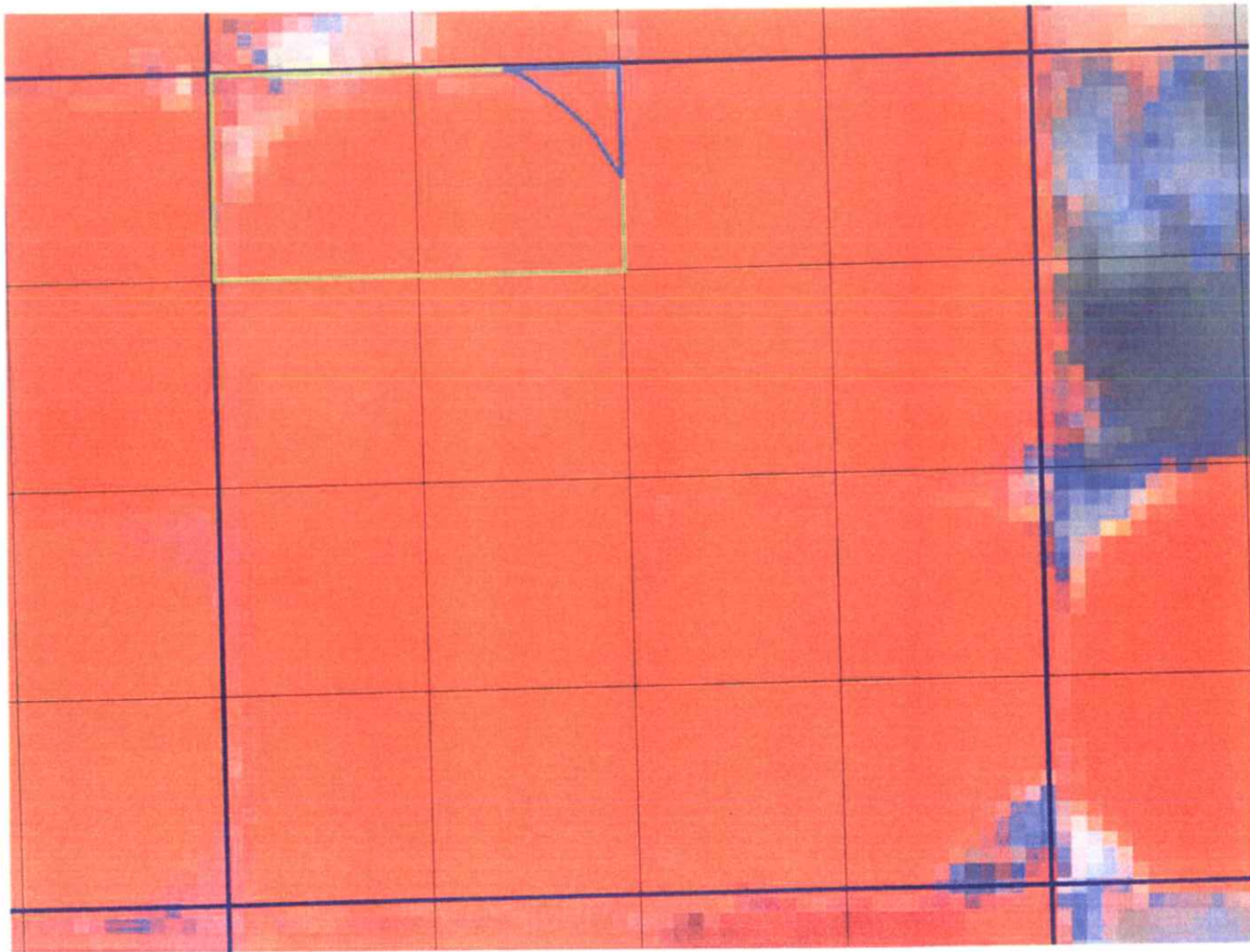
Aaron Marshall
Water Allocation Bureau

Enc: 2

c: Lyle Swank – IDWR Eastern Regional Office
Blake Jordan – Water District 110

T7N R 33E Section 14 NENW

Owner: Scott Carpenter



- Water supply bank lease
- Water Right 31-7167A
- Sections
- Quarter Quarter

0.2 0 0.2 0.4 Miles



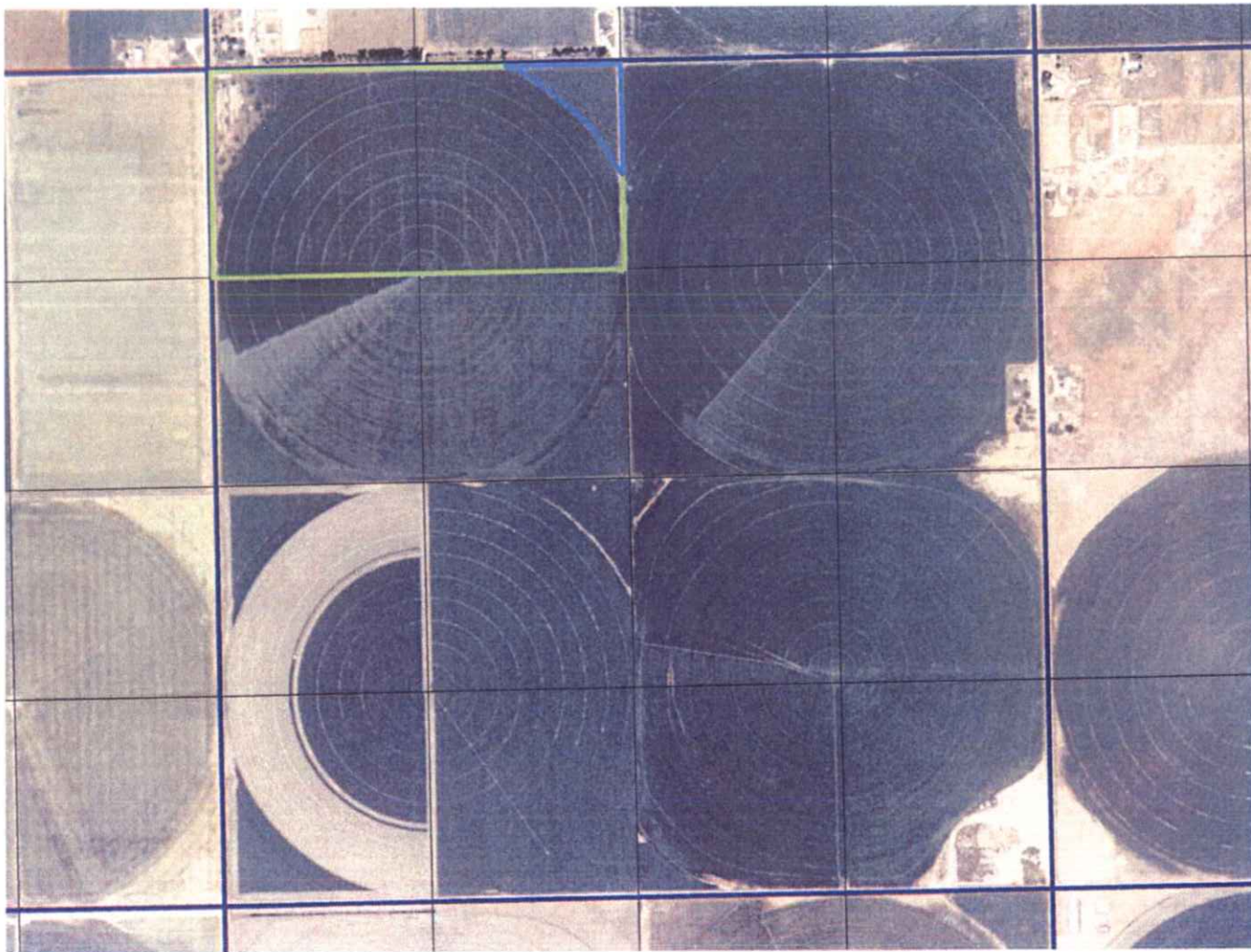
Imagery: Landsat 2007 Mosaic

Map Prepared by Blake Jordan
4, February 2008

Source: Water District 120
Idaho Department of Water Resource

T7N R 33E Section 14 NENW

Owner: Scott Carpenter



- Water supply bank lease
- Water Right 31-7167A
- Sections
- Quarter Quarter

0.2 0 0.2 0.4 Miles



Imagery: NAIP 2006

Map Prepared by Blake Jordan
4, February 2008

Source: Water District 120
Idaho Department of Water Resource