



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

December 27, 2007

C. L. "BUICH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

WILLIAM AND BETTY BECKER
75-6164 ALII DR
KAILUA KONA HI 96740

RE: WATER SUPPLY BANK LEASE WATER RIGHT NO. 36-16458 AND 36-16460

Dear Mr. Becker:

Idaho Department of Water Resources (department) acknowledges receipt of your letter received December 3, 2007, clarifying your intent for water right nos. 36-16458 and 36-16460 to remain in the water supply bank (bank) for an indefinite term. Department records show that portions of water right no. 36-2627 and 36-7443 were originally accepted into the bank on January 23, 2007, for an indefinite term. Following are the portions of water right nos. 36-16458 and 36-16460 that are currently in the bank:

<u>Water Right No.</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limits</u>	<u>Total Acres</u>
36-16458	1.05 cfs	275.1 ac ft	N/A	68.7 ac
36-16460	.54 cfs	140.4 ac ft	N/A	35.1 ac
Combined Limits:	1.01 cfs			

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, please contact me at (208) 287-4943.

Sincerely,

Aaron Marshall
Water Allocation Bureau