



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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December 26, 2007

C. L. "BUICH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

SCOTT A STEVENSON
TAMARA LYNN STEVENSON
949 W 900 N
PAUL ID 83347

RE: WATER SUPPLY BANK LEASE
WATER RIGHT NO(S) 36-16459 AND 36-16461

Dear Mr. and Mrs. Stevenson:

The Department of Water Resources ("Department") requests clarification of your intent to maintain the lease of the split portion of water right no(s) 36-16459 and 36-16461 to the Water Supply Bank ("Bank"). A portion of water right nos. 36-2627 and 36-7443 were originally accepted into the Bank on February 26, 2007 in the name of William and Betty Becker for an "indefinite" lease period. Transfer no. 73199, approved on October 12, 2007, split these rights into water right nos. 36-16458, 36-16459, 36-164560, and 36-16461.

Our records show that you now own water right nos. 36-16459 and 36-16461. The Department requests that you clarify either in writing or using the attached form whether you intend to continue to lease all or a portion of water right nos. 36-16459 and 36-16461 to the Bank. If you would like all or a portion of the rights to remain leased to the Bank, please specify the date to which you want the lease term extended. You may also request the rights remain leased to the Bank for an "indefinite" period. In this case, the rights will remain in the Bank indefinitely unless released earlier by the Water Resource Board or until the lessor submits a request to the Department in writing to release of the rights from the Bank. If you would like all or a portion of the rights released from the Bank, please specify the release date on the enclosed form.

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