



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

November 14, 2007

C. L. "BUICK" OTTIER
Governor

DAVID R. TUTHILL, JR.
Director

WILLIAM AND BETTY BECKER
75-6164 ALII DRIVE
KAILUA HI 96740

RE: WATER SUPPLY BANK LEASE WATER RIGHT NO(S) 36-16458 AND 36-16460

Dear Lessor:

Idaho Department of Water Resources ("department") records show that a portion of water right nos 36-2627 and 36-7443 were originally accepted into the bank on January 23, 2007 in the names of William and Betty Becker, for an "indefinite" lease period. Transfer no. 73199, approved on October 12, 2007, split water right no 36-2627 into water right nos 36-16458 and 36-16459 and changed the ownership record for 36-16459. This transfer also split water right no 36-7443 into water right nos 36-16460 and 36-16461 and changed the ownership record for 36-16461.

Please complete the enclosed Application(s) to Lease or Sell a Water Right to the Water Supply Bank with the new information, including the portions you would like to continue leasing to the bank, the place of use of the lands being idled, and the term of the lease, and return them to me within thirty (30) days so I can complete the processing. If you would like to remove the entire portion of the right(s) previously leased to the bank, you must submit a request in writing or complete the attached Lease Term Extension and Release Form(s)

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) 287-4954.

Sincerely,

Diana L. Ball
Water Allocation Bureau

Enc: 4

c: Allen Merritt – IDWR Southern Regional Office