



## State of Idaho

### DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 4, 2004

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

MARK DE KRUYF  
303 W 300 S  
JEROME ID 83338

**RE: APPLICATION TO LEASE WATER RIGHT NO(S). 36-2474B and 36-10082B TO THE WATER SUPPLY BANK**

Dear Lessor:

The Department of Water Resources ("department") has completed its review of the Application to Sell or Lease Water Right(s) to the Water Supply Bank ("bank"). Please consider that the offered water right(s) are accepted into the bank.

Several items to keep in mind in connection with the lease of a water right to the bank are as follows:

**WATER SUPPLY BANK LEASE CONDITIONS OF ACCEPTANCE**

1. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
2. While a right is in the bank, the owner of the right may not use the right even if the right is not rented from the bank.
3. A right accepted into the bank stays in the bank until the Board releases it, the lease term expires, or upon request from the lessor to change the term of the lease.
4. While a water right is in the bank, forfeiture provisions are stayed.
5. The water rights referenced above will be rented from the bank at the current rental rate.
6. Rental of rights 36-2474B and 36-10082B are limited to a total combined diversion rate of 0.59 cfs.
7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.

UNOFFICIAL

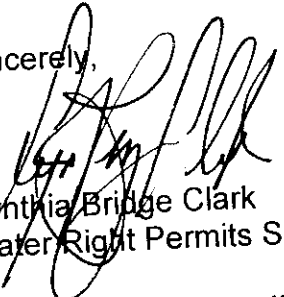
FILE # 36-2474B

8. Upon acceptance of a water right into the Board's water supply bank, the owner of the right may withdraw the right within thirty (30) days of acceptance into the bank if the owner does not agree with the conditions of acceptance.

The right(s) will automatically be released from the bank on January 1, 2005 unless the right(s) are released earlier by the Board, or upon request by the lessor. To change the term of the lease or to release the right(s) from the bank, the lessor must submit a request in writing to the department prior to the release date.

If you have questions, please feel free to contact the department.

Sincerely,



Cynthia Bridge Clark  
Water Right Permits Section

c: Allen Merritt – IDWR Southern Regional Office