

**Fairview Acres Lateral Water Users Association, Inc.
Withdrawal Request**

Parcel Number: _____

Parcel Address: _____

PLEASE NOTE THE FOLLOWING BEFORE SUBMITTING THIS REQUEST:

Fairview Acres Lateral is subject to Idaho State Law 42-1312.

A Property cannot be approved for withdrawal if there is a ditch or pipe running through it or if there is a ditch or pipe on an adjacent property. A property cannot be approved for withdrawal just because you choose not to use the irrigation water or have no use for it. A property cannot be approved for withdrawal just because there is no access due to actions taken by you, an HOA, a developer, or a previous owner.

After reviewing the above paragraph if you feel your property qualifies for withdrawal, please submit your request with a \$40 fee.

Properties will retain their water rights and will be subject to assessments in the future if water becomes available.

Property Owner Signature 1

Property Owner Signature 2

Date: _____

Date: _____

BOARD DECISION

Comments: _____

We, the Board of Directors, have evaluated this property and determined: (mark one)

___ This property is not eligible for withdrawal per State of Idaho 42-1312

___ This property cannot be served by our irrigation system at this time; therefore, withdrawal is granted until such a time as access is available.

Board Member Signature

Board Member Signature

Date of Review

Fairview Acres Lateral Water Users Association, Inc. Withdrawal Guidelines

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The board can approve a temporary withdrawal if the property is two or more properties away from an irrigation source and has no pre-existing ditch, canal or pipe. If further investigation finds a pre-existing ditch, canal or pipe, or water becomes available within an adjacent property then fees will be reinstated for the next year and a notice will be sent to the property owner.

All properties will maintain their water rights and will be subject to future assessments if water becomes available.

REQUESTING AND GRANTING WITHDRAWAL

1. The property owner will request a withdrawal form. Their request will be acknowledged, and a form will be sent to them, via mail or email.
2. When the form is returned with a \$40.00 fee, the Planning Committee will be notified.
3. The property will then be inspected and the nearest irrigation source along with any ditches, canals or pipes located on or near the property will be noted in a report.
4. The completed report will be presented to the entire Board for consideration and a vote will be taken.
5. A signed copy of the form will be returned to the property owner. If approved, future fees will not be assessed. If not approved, a short explanation will be provided.