

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

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DEPARTMENT OF  
WATER RESOURCES

**APPLICATION FOR EXTENSION OF TIME TO AVOID  
FORFEITURE OF A WATER RIGHT**

Section 42-222(4), Idaho Code, provides that a water right holder may apply to protect a valid water right from forfeiture. Upon a showing of reasonable cause, the Director may grant one (1) extension of five (5) years in which to resume use.

1. Water Right No. 63-12470 (one right per application)  
☒ Attach a copy of the water right record, available at <http://www.idwr.idaho.gov>, *Water Right Transfers, Step 1*, or by contacting any Department office.
2. Applicant City of Boise Phone 208-384-3920
3. Are you the current water right holder of record? Yes ☒ No ☐  
☐ If no, provide documentation of your authority to sign on behalf of the right holder -- OR -- attach a *Notice of Change in Water Right Ownership* form along with the required documentation and fee.
4. Mailing address ☒ Same as water right record -- OR -- complete the following information:  
Address \_\_\_\_\_ City \_\_\_\_\_  
State \_\_\_\_\_ Zip code \_\_\_\_\_ Email \_\_\_\_\_
5. Give the last date water was beneficially used Acres have been protected since 2015
6. Explain your reasons for non-use of the water right and your reasons for requesting an extension of time.  
Attach additional documentation if needed.  
See attached explanation/summary

The information contained in this application is true to the best of my knowledge.

  
Signature of applicant or authorized agent

Stephan Burger Public Works Director  
Print name (and title, if applicable)

12/12/19  
Date

\_\_\_\_\_  
Signature of applicant or authorized agent

\_\_\_\_\_  
Print name (and title, if applicable)


\_\_\_\_\_  
Date

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined this application for extension of time within which to resume the use of a water right and I hereby APPROVE said application, subject to the following conditions or reasons:

The right holder shall resume beneficial use of water on or before JULY 1, 2025

Signed this 24<sup>th</sup> day of AUGUST, 2020

  
Title: WATER RIGHTS SECTION MANAGER

Stamped received ☒ Fee receipted by KM

Date 12-30-19

Receipt # C108174

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State of Idaho

**DEPARTMENT OF WATER RESOURCES**

322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700

Website: [idwr.idaho.gov](http://idwr.idaho.gov) • Email: [idwrinfo@idwr.idaho.gov](mailto:idwrinfo@idwr.idaho.gov)

BRAD LITTLE  
Governor

GARY SPACKMAN  
Director

August 25, 2020

CITY OF BOISE  
PUBLIC WORKS DEPT  
150 N CAPITOL BLVD  
BOISE ID 83701-0500

**RE: Extension of Time to Avoid Forfeiture Water Right: 63-12470**

Dear Water Right Holder:

Enclosed is a copy of the approved Application of Extension of Time to Avoid Forfeiture for water right **63-12470**. Please note that resumption of beneficial use of water for this right shall occur on or before July 1, 2025.

Please notify the Department as soon as you resume use of the water. If you have not notified the Department sixty (60) days prior to the resumption deadline, the Department will send you a Resumption of Use Notice by certified mail.

Please be advised that Idaho Code § 42-248 requires you or the owner of this water right maintain current ownership and address records on file with the Department. Please contact any office of the Department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner. These forms are also available by accessing the Department's website at: [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

Please contact this office if you have any questions regarding this matter at 287-4826.

Sincerely,

David Betts  
Sr. Water Rights Agent

Enclosure

# Idaho Statesman

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## AFFIDAVIT OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Depth
321081	0004598179	NOTICE OF APPLICATION FOR EXTENSION OF	Extension of Time Legal Notice_63-12	\$94.10	1	5.00 In

**Attention:** Jean Hersley

IDAHO DEPT OF WATER RESOURCES - STATE OFFICE  
PO BOX 83720  
BOISE, ID 837200098

**NOTICE OF APPLICATION FOR  
EXTENSION OF TIME TO AVOID  
FORFEITURE**

CITY OF BOISE, PUBLIC WORKS DEPT., PO BOX 500, BOISE ID 83701, has filed an Extension of Time to Avoid Forfeiture for water right 63-12470, with a priority date of 09/09/1998 from groundwater in the amount of 7.32 cfs, 1647 af, and 366 acres of irrigation. The right was decreed on 01/31/2011. The extension is requested to avoid the loss of 51 acres that the present diverting works are unable to irrigate. The right serves a portion of Twenty Mile Farm near the intersection of Cloverdale Rd and Nicholson Rd in Kuna, ID.

For additional information concerning the property location, contact the State office at (208) 287-4800; or for a full description of the right, please see <http://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of the proposed application must be filed with the director, Dept. Water Resources, State Office, 322 E Front St, PO Box 83720, Boise, ID, 83720 together with a protest fee of \$25.00 for each application on or before 4/6/2020. The protestant must also send a copy of the protest to the applicant.

Gary Spackman, Director  
Published 3/19/2020 and  
3/26/2020

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DEPARTMENT OF  
WATER RESOURCES



VICTORIA RODELA, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

Beginning issue of: 03/19/2020

Ending issue of: 03/26/2020

*VRodela*

(Legals Clerk)

On this 26th day of March in the year of 2020 before me, a Notary Public, personally appeared before me Victoria Rodela known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

*[Signature]*  
Notary Public in and for the state of  
Texas, residing in Dallas County

Extra charge for lost or duplicate affidavits.  
Legal document please do not destroy!