

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 06 2016

WATER RESOURCES
WESTERN REGION

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. 65-07206B (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 Christopher J. Owen and Anthony E. Owen Phone 323-377-3644
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 204 N. Cobblestone Lane City Eagle
State ID Zip code 83616 Email discountpiano@yahoo.com
5. Give the last date water was beneficially used August 1, 2013
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.
Lease holder of greenhouse where water right was used did not renew lease and no other substitute tenant has been found. Reason for seeking extension is to give water right holder time to either find a substitute tenant for the greenhouse or another use for the water right such that a transfer application can be filed.

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

Christopher J. Owen
Signature of applicant or authorized agent

Christopher J. Owen
Print name (and title, if applicable)

9-02-16
Date

Anthony E. Owen
Signature of applicant or authorized agent

Anthony E. Owen
Print name (and title, if applicable)

9-02-16
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 _____ said application, subject to the following conditions or reasons:

The right holder shall resume beneficial use of water on or before _____

Signed this _____ day of _____, 20____.

Title: _____

Stamped received ☒ Fee received by RN Date 9/6/2016 Receipt # WG44594

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 65-072068

NAME AND ADDRESS: CHRISTOPHER JOHN OWEN
2152 W WASHINGTON BLVD
LOS ANGELES, CA 90018

ANTHONY EDWARD OWEN
ZANE LEWIS WOLFF
C/O CHRISTOPHER J OWEN
2152 W WASHINGTON BLVD
LOS ANGELES, CA 90018

SOURCE: WARM SPRINGS TRIBUTARY: PAYETTE RIVER, SOUTH FORK
QUANTITY: 0.13 CFS

USE OF THIS RIGHT WITH RIGHT NO. 65-07206A IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF .13 CFS.

PRIORITY DATE: 05/26/1971

POINT OF DIVERSION: T08N R05E S11 NENW Within Boise County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Commercial	01-01 TO 12-31	0.13 CFS

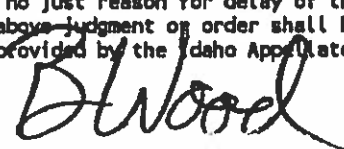
PLACE OF USE: Commercial Within Boise County
T08N R05E S11 NWNE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

QUITCLAIM DEED

Instrument # 205684
IDAHO CITY, BOISE COUNTY, IDAHO
2005-11-22 11:51:15 No. of Pages: 2
Recorded for: CHRIS OWEN
RORA A. CAROBY
Ex-Officio Recorder Deputy *[Signature]*
Index to: DEEDS Fee: 5.00

FOR VALUE RECEIVED.

ZANE Wolff

GRANTOR, DOES HEREBY GRANT, BARGAIN, SELL AND CONVEY
UNTO:

Anthony Edward Owen & Christopher John Owen

GRANTEE, WHOSE CURRENT MAILING ADDRESS IS:

PDB 304 Garden Valley, ID. 83622

THE FOLLOWING DESCRIBED REAL PROPERTY LOCATED IN BOISE
COUNTY, STATE OF IDAHO, MORE PARTICULARLY DESCRIBED AS
FOLLOWS:

*T8N R5E Payette River Hot Springs
Parcel A Sec 11 RPO520100000A0 A*

TOGETHER WITH THEIR APPURTENANCES,

[Signature]
SIGNATURE

0425,05
DATE

SIGNATURE

DATE

STATE OF IDAHO)
COUNTY OF BOISE)

On this 25 day of October in the year 2005, before me a notary public in and
for said State, the province of British Columbia

Personally appeared Zane Wolff
Known or identified to me to be the person whose name is subscribed to the
within instrument, and acknowledged to me that he executed the same.

[Signature]
Notary Public of Idaho

(Seal)

Residing at _____
My Commission expires _____
KIM MUSHYNSKY
PO Box 68, Massot, B.C. V0R 1A0
Notary Public in and for the
Province of British Columbia



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 29, 2016

CHRISTOPHER J OWEN
ANTHONY E OWEN
204 N COBBLESTONE LN
EAGLE ID 83616

Application for Extension of Time to Avoid Forfeiture of a Water Right No. 65-07206B

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the IDAHO WORLD on 10/5/2016 and 10/12/2016. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Rachel Neely
Administrative Assistant

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, September 29, 2016 12:00 PM
To: 'EDITOR@IDAHOWORLD.COM'
Subject: Boise Legal Ads
Attachments: Boise Cover Letter.docx; Boise Legal Ad.docx

Good Afternoon Legal Clerk,

Please see the attached ads for publication on 10/5/2016 & 10/12/2016.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

September 29, 2016

LEGAL NOTICE DEPARTMENT
IDAHO WORLD
PO BOX 50248
BOISE, ID 83705

RE: Application for Permit No. 65-23656
 Application for Permit No. 65-23639
 Application for Permit No. 65-23640
 Application for Permit No. 65-23641
 Application for Permit No. 65-23642
 Application for Permit No. 65-23646
 Application for Permit No. 65-23647
 Application for Permit No. 65-23648
 Application for Permit No. 65-23649
 Application for Permit No. 65-23650
 Application for Permit No. 65-23651
 Application for Permit No. 65-23652
 Application for Permit No. 65-23671
 Application for Extension of Time to Avoid Forfeiture of Water Right No. 65-07206B

Dear Legal Notice Department:

Please publish the enclosed legal notices on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notices on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 10/24/2016. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

The following applications have been filed to appropriate the public waters of the State of Idaho:

65-23656

CHRISTY A WOLSLEBEN

PO BOX 595

HORSESHOE BEND, ID 83629

Point of Diversion NWSWSW S27 T08N R02E BOISE County Source SPRING Tributary BROWNLEE CREEK

Use: STOCKWATER 01/01 to 12/31 0.03 CFS

Total Diversion: 0.03 CFS

Date Filed: 5/25/2016

Place of Use: STOCKWATER

T08N R02E S27 SWSW

65-23639

STEVE LOOMIS

SUSAN HOLLAND

7154 W STATE ST #187

BOISE, ID 83714

Point of Diversion SWNE S8 T06N R02E BOISE County Source UNNAMED STREAM Tributary ROBBS CREEK

Use: AESTHETIC STORAGE 01/01 to 12/31 4.5 AF

Use: STOCKWATER FROM STORAGE 01/01 to 12/31 3 AF

Use: STOCKWATER STORAGE 01/01 to 12/31 7.5 AF

Total Diversion: 7.5 AF

Date Filed: 4/8/2016

Places of Use: STOCKWATER STORAGE, AESTHETIC STORAGE

T06N R02E S8 SWNE SENW

Place of Use: STOCKWATER FROM STORAGE

T06N R02E S8 SWNE

65-23640

SANDS LLC

C/O STEVE LOOMIS

7154 W STATE ST #187

BOISE, ID 83714

Point of Diversion NWSESW S8 T06N R02E BOISE County Source SPRING Tributary HOME LAKE

Use: DOMESTIC 01/01 to 12/31 0.06 CFS

Use: STOCKWATER 01/01 to 12/31 0.04 CFS

Total Diversion: 0.1 CFS

Date Filed: 4/8/2016

Place of Use: DOMESTIC

T06N R02E S8 SENW NESW

Place of Use: STOCKWATER

T06N R02E S8 SESW

65-23641

JESSE LLC

C/O STEVE LOOMIS

7154 W STATE ST #187

BOISE, ID 83714

Point of Diversion SWSE S16 T06N R02E BOISE County Source COTTONWOOD CREEK Tributary SHAFER CREEK

Use: AESTHETIC STORAGE 01/01 to 12/31 7.6 AF

Use: STOCKWATER FROM STORAGE 01/01 to 12/31 5.4 AF

Use: STOCKWATER STORAGE 01/01 to 12/31 13 AF

Total Diversion: 13 AF

Date Filed: 4/8/2016

Places of Use: AESTHETIC STORAGE, STOCKWATER STORAGE, STOCKWATER FROM STORAGE

T06N R02E S16 SWSE

65-23642

JESSE LLC

C/O STEVE LOOMIS

7154 W STATE ST #187

BOISE, ID 83714

Point of Diversion SWNE S16 T06N R02E BOISE County Source COTTONWOOD CREEK Tributary SHAFER CREEK

Use: AESTHETIC STORAGE 01/01 to 12/31 6.4 AF

Use: STOCKWATER FROM STORAGE 01/01 to 12/31 4.2 AF

Use: STOCKWATER STORAGE 01/01 to 12/31 10.6 AF

Total Diversion: 10.6 AF

Date Filed: 4/8/2016

Places of Use: AESTHETIC STORAGE, STOCKWATER STORAGE, STOCKWATER FROM STORAGE

T06N R02E S16 SWNE

65-23646

SANDS LLC

C/O STEVE LOOMIS

7154 W STATE ST #187

BOISE, ID 83714

Point of Diversion SESESW S17 T06N R02E BOISE County Source SPRING Tributary COTTONWOOD CREEK

Use: STOCKWATER 01/01 to 12/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 4/29/2016

Place of Use: STOCKWATER

T06N R02E S17 SESW

65-23647

SANDS LLC

C/O STEVE LOOMIS

7154 W STATE ST #187

BOISE, ID 83714

Point of Diversion SESWSW S17 T06N R02E BOISE County Source SPRING Tributary SINKS

Use: STOCKWATER 01/01 to 12/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 4/29/2016

Place of Use: STOCKWATER

T06N R02E S17 SWSW

65-23648

SANDS LLC

C/O STEVE LOOMIS

7154 W STATE ST #187

BOISE, ID 83714

Point of Diversion NENWNE S20 T06N R02E BOISE County Source SPRING Tributary COTTONWOOD CREEK

Use: STOCKWATER 01/01 to 12/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 4/29/2016

Place of Use: STOCKWATER

T06N R02E S20 NWNE

65-23649

SANDS LLC

C/O STEVE LOOMIS

7154 W STATE ST #187

BOISE, ID 83714

Point of Diversion NWSESW S17 T06N R02E BOISE County Source SPRING Tributary COTTONWOOD CREEK

Use: STOCKWATER 01/01 to 12/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 4/29/2016

Place of Use: STOCKWATER

T06N R02E S17 SESW

65-23650

SANDS LLC

C/O STEVE LOOMIS

7154 W STATE ST #187

BOISE, ID 83714

Point of Diversion NWNWNE S20 T06N R02E BOISE County Source SPRING Tributary SINKS

Use: STOCKWATER STORAGE 01/01 to 12/31 2 AF

Total Diversion: 2 AF

Date Filed: 4/29/2016

Place of Use: STOCKWATER STORAGE

T06N R02E S20 NWNE

65-23651

SANDS LLC

C/O STEVE LOOMIS

7154 W STATE ST #187

BOISE, ID 83714

Point of Diversion NESW S17 T06N R02E BOISE County Source UNNAMED STREAM Tributary COTTONWOOD CREEK

Use: STOCKWATER FROM STORAGE 01/01 to 12/31 1 AF

Use: STOCKWATER STORAGE 01/01 to 12/31 3.1 AF

Total Diversion: 3.1 AF
Date Filed: 4/29/2016
Places of Use: STOCKWATER FROM STORAGE, STOCKWATER STORAGE
T06N R02E S17 NESW

65-23652

SANDS LLC
C/O STEVE LOOMIS
7154 W STATE ST #187
BOISE, ID 83714

Point of Diversion NWNE S20 T06N R02E BOISE County Source UNNAMED STREAM Tributary COTTONWOOD CREEK

Use: STOCKWATER FROM STORAGE 01/01 to 12/31 1 AF

Use: STOCKWATER STORAGE 01/01 to 12/31 3.1 AF

Total Diversion: 3.1 AF

Date Filed: 4/29/2016

Places of Use: STOCKWATER FROM STORAGE, STOCKWATER STORAGE
T06N R02E S20 NWNE

65-23671

STEVE SWEENEY
ROSEMARY SWEENEY
2512 E ASHBROOK CT
EAGLE, ID 83616

Point of Diversion L1(SESE) S27 T09N R04E BOISE County Source SOUTH FORK PAYETTE RIVER Tributary PAYETTE RIVER

Use: IRRIGATION 03/15 to 10/31 0.78 CFS

Total Diversion: 0.78 CFS

Date Filed: 9/12/2016

Place of Use: IRRIGATION
T09N R04E S27 L1(SESE)

Total Acres: 40

EXTENSION OF TIME TO AVOID FORFEITURE OF WATER RIGHT

Christopher J Owen and Anthony E Owen of 204 N Cobblestone Ln, Eagle ID 83616 filed an application on September 6, 2016 proposing an Extension of Time to Avoid Forfeiture of 5 years for Water Right No. 65-7206B with a 1971 priority from Warm Springs totaling 0.13 cfs. The right holder proposes nonuse of the right due to time needed to allocate a lessor for the greenhouse. The Commercial use was last used in 2013. The right serves property located East of Banks Lowman Rd on S Fork Rd and Riverview Way.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s) or proposed extension(s) please see

www.idwr.idaho.gov/WaterManagement/WaterRights. Protests may be submitted based on the criteria of Idaho Code §§ 42-203A and 42-222. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 10/24/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/5/2016 and 10/12/2016

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, September 29, 2016 12:20 PM
To: Clark, Cynthia (Bridge)
Subject: Applications for Permit Nos. 78-7305 & 65-23671 and Application for Extension 65-07206B
Attachments: Agency Recommendation Form.docx; Application for Permit 78-7305 .pdf; Application for Permit 65-23671.pdf; Application for Extension of Time to Avoid Forfeiture of a Water Right 65-07206B.pdf

September 29, 2016

IDAHO DEPARTMENT OF WATER RESOURCES
WATER PROJECTS SECTION MANAGER
ATTN: CYNTHIA (BRIDGE) CLARK
322 E FRONT ST
PO BOX 83720
BOISE ID 83720-0098

RE: Applications for Permit Nos. 78-7305 & 65-23671
Application for Extension of Time to Avoid Forfeiture of Water Right No. 65-07206B

Dear Ms. Clark:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendation(s) from your agency regarding the above referenced water right application(s). Copy(s) of the application(s) are enclosed with this email for your reference. Please review the application(s), complete the enclosed recommendation form, and submit your reply, if any, to this office by the protest deadline of October 24, 2016.

If your agency desires to formally protest approval of this application, you may do so by filing a written protest along with a \$25.00 filing fee for each protested application by the protest deadline.

IDWR will assume your agency does not object to this application if a timely response is not received. Please contact me if you have any questions regarding the application. Thank you for your help.

Sincerely,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, September 29, 2016 12:16 PM
To: 'wd65@srvinet.com'
Subject: Applications for Permits, Application for Extension, & Application for Transfer
Attachments: Watermaster Recommendation For1.docx; Application for Permit 65-23656.pdf; Application for Permit 65-23639.pdf; Application for Permit 65-23640.pdf; Application for Permit 65-23641.pdf; Application for Permit 65-23642.pdf; Application for Permit 65-23646.pdf; Application for Permit 65-23647.pdf; Application for Permit 65-23650.pdf; Application for Permit 65-23651.pdf; Application for Permit 65-23652.pdf; Application for Permit 65-23648.pdf; Application for Permit 65-23649.pdf; Application for Permit 65-23671.pdf; Application for Permit 65-23638.pdf; Application for Extension of Time to Avoid Forfeiture of a Water Right 65-07206B.pdf; Application for Transfer 80875.pdf

September 29, 2016

RON SHURTLEFF
WATER DISTRICT #65
102 N MAIN
PAYETTE, ID 83661

RE: Applications for Permit Nos. 65-23656, 65-23639, 65-23640, 65-23641, 65-23642, 65-23646, 65-23647, 65-23648, 65-23649, 65-23650, 65-23651, 65-23652, 65-23671, & 65-23638
Application for Extension of Time to Avoid Forfeiture of Water Right No. 65-07206B
Application for Transfer No. 80875

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right applications. Copies of the applications are enclosed with this email for your reference. Please review the applications, complete a recommendation form, and submit your reply, if any, to this office by October 24, 2016.

IDWR will assume you do not object to this application if a timely response is not received. Please contact me if you have any questions in this matter. Thank you for your help.

Sincerely,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov