

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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NOV 12 2015

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. 63-3099 (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 Kasper Land & Cattle, LLC Phone 208-573-5534
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 Decree Date: 2/6/2009
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.
Irrigation of currently non-irrigated areas have been delayed as the result of changes associated with pending dairy expansion and the integration of multiple water rights and irrigation systems.

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

Signature of applicant or authorized agent

Print name (and title, if applicable)

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, 2020

Signed this 8th day of January, 2016

Title: MANAGER, IDWR WESTERN REGION

Stamped received ☒ Fee received by ad

Date

11/12/15

Receipt #

W043670

SCANNED

NOV 25 2015



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

January 8, 2016

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

KASPER LAND & CATTLE LLC
3349 HILL RD
MELBA ID 83641

RE: Water Right No. 63-3099

Extension to Avoid Forfeiture of Water Right Approval Letter

Dear Water Right Holders:

Enclosed is a copy of an approved Application for Extension of Time to Avoid Forfeiture for the above referenced water right. Please note that resumption of beneficial use for this right shall occur on or before **JULY 1, 2020**.

Please notify the Department as soon as you resume use of water under this right. 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.

Section 42-248, Idaho Code, requires water right owners to maintain current ownership and address records on file with the Department. Please refer to www.idwr.idaho.gov or contact any office of the Department for the proper form to file a change of ownership of water right and/or a change in address of the owner.

Please contact this office at 208-334-2190 if you have any questions on this matter.

Sincerely,

 Rachel Neely for:

Nick Miller
Manager, IDWR Western Region

Enclosures

CERTIFICATE OF SERVICE

I hereby certify that on January 8th, 2016, I mailed a true and correct copy, postage prepaid, of the foregoing EXTENSION OF TIME TO AVOID FORFEITURE to the persons listed below:

RE: WATER RIGHT NO.

63-3099

KASPER LAND & CATTLE LLC
3349 HILL RD
MELBA ID 83641

A handwritten signature in black ink, appearing to read 'Rachel Neely', is written over a horizontal line.

**Rachel Neely
Administrative Assistant I**

29512 1386533

1 IDAHO DEPT. OF WATER RESOURCES

WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO)

County of Canyon)

Rae Barbosa
of Nampa, Canyon County, Idaho, being
first duly sworn, deposes and says:

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JAN 04 2016

WATER RESOURCES
WESTERN REGION

1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principle Clerk of the Idaho Press-Tribune, a daily newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.
3. That the notice, of which the annexed is a printed copy, was published in said newspaper 2 times(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

That said notice was published the following:

12/03/2015 12/10/2015

Rae Barbosa

STATE OF IDAHO)

County of Canyon)

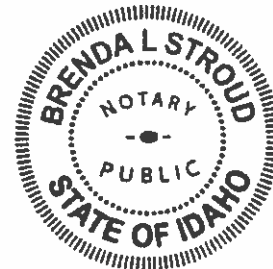
On this 28th day of December in the year of 2015 before me a Notary Public, personally appeared. Rae Barbosa, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledge to me that he/she executed the same.

Brenda L. Stroud

Notary Public for Idaho

Residing at Canyon County

My Commission expires 05/04/2021



LEGAL NOTICE

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

63-34138

JUSTIN CHRISTENSEN
SUNNY CHRISTENSEN
8571 BENNETT RD
NAMPA, ID 83686

Point of Diversion NENW S34 T02N R02W CANYON County
Source GROUND WATER

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

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

Total Diversion: 0.04 CFS

Date Filed: 9/2/2015

Places of Use: DOMESTIC, HEATING

T02N R02W S34 NENW

Water bearing zone to be appropriated is from 154 to 242 feet.

63-34139

DIXIE LAND LLC
22993 HOWE RD
CALDWELL, ID 83607

Point of Diversion L1(NENE) S1 T04N R05W CANYON
County, Source NORTH DRAIN Tributary DIXIE SLOUGH

Use: IRRIGATION 03/01 to 11/15 1.06 CFS

Total Diversion: 1.06 CFS

Date Filed: 9/8/2015

Place of Use: IRRIGATION

T04N R05W S1 L1(NENE) L2(NWNE)

Total Acres: 53

63-34142

SCHOBER & SON LLC
430 AURORA DR
NAMPA, ID 83686

Point of Diversion SWSE S19 T03N R02W CANYON County
Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.94 CFS

Total Diversion: 0.94 CFS

Date Filed: 9/14/2015

Place of Use: IRRIGATION

T03N R02W S19 NWSE SWSE

Total Acres: 47

Water bearing zone to be appropriated is from 100 to 350 feet.

63-34147

MIKE SKOGSBERG
DIAMOND S FARMS LLC
23480 STAFFORD RD
CALDWELL, ID 83607

Point of Diversion SENE S25 T05N R04W CANYON County
Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 3 CFS

Total Diversion: 3 CFS

Date Filed: 9/17/2015

Place of Use: IRRIGATION

T05N R03W S30 L2(SWNW) NESW L3(NWSW)

T05N R04W S25 SWNE SENE SWSW SWSW NESE SESE

Total Acres: 301

Water bearing zone to be appropriated is from 40 to 240 feet.

Applicant proposes irrigating 200 acres.

63-34161

AMELIA RASMUSSEN
TIMOTHY RASMUSSEN
1281 LA REATA WAY
MIDDLETON, ID 83644

Point of Diversion SWSE S2 T05N R03W CANYON County
Source GROUND WATER

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

Use: IRRIGATION 03/01 to 11/15 0.2 CFS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Total Diversion: 0.26 CFS

Date Filed: 11/4/2015

Places of Use: DOMESTIC, IRRIGATION, STOCKWATER

T05N R03W S2 SWSE

Total Acres: 10

Water bearing zone to be appropriated is from 200 to 450 feet.

EXTENSION OF TIME TO AVOID FORFEITURE OF WATER RIGHT

Kasper Land & Cattle LLC of 3349 Hill Rd, Melba 83641 filed an application on November 12, 2015 proposing an Extension of Time to Avoid Forfeiture of 5 years for Water Right No. 63-2712 with a 1950 priority from ground water totaling 1.80 cfs. The right holder proposes nonuse of the right due to a temporary reduction in land irrigated with surface water during integration of multiple water rights and irrigation systems. The right serves property located immediately east of Walters Ferry Bridge and State Hwy 45, north of the Snake River.

EXTENSION OF TIME TO AVOID FORFEITURE OF WATER RIGHT

Kasper Land & Cattle LLC of 3349 Hill Rd, Melba 83641 filed an application on November 12, 2015 proposing an Extension of Time to Avoid Forfeiture of 5 years for Water Right No. 63-2955 with a 1953 priority from ground water totaling 5.00 cfs. The right holder proposes nonuse of the right due to a temporary reduction in land irrigated with surface water during integration of multiple water rights and irrigation systems. The right serves property located immediately east of Walters Ferry Bridge and State Hwy 45, north of the Snake River.

EXTENSION OF TIME TO AVOID FORFEITURE OF WATER RIGHT

Kasper Land & Cattle LLC of 3349 Hill Rd, Melba 83641 filed an application on November 12, 2015 proposing an Extension of Time to Avoid Forfeiture of 5 years for Water Right No. 63-3099 with a 1956 priority from ground water totaling 3.70 cfs. The right holder proposes nonuse of the right due to a temporary reduction in land irrigated with surface water during integration of multiple water rights and irrigation systems. The right serves property located immediately east of Walters Ferry Bridge and State Hwy 45, north of the Snake River.

EXTENSION OF TIME TO AVOID FORFEITURE OF WATER RIGHT

Kasper Land & Cattle LLC of 3349 Hill Rd, Melba 83641 filed an application on November 12, 2015 proposing an Extension of Time to Avoid Forfeiture of 5 years for Water Right No. 2-7109 with a 1973 priority from the Snake River totaling 11.87 cfs. The right holder proposes nonuse of the right due to a temporary reduction in land irrigated with surface water during integration of multiple water rights and irrigation systems. The right serves property located immediately east of Walters Ferry Bridge and State Hwy 45, north of the Snake River.

EXTENSION OF TIME TO AVOID FORFEITURE OF WATER RIGHT

Stephen H and Connie J Farden of 1708 Primrose Drive, Nampa, ID 83686 filed an application on 10-28-15 proposing an Extension of Time to Avoid Forfeiture of 5 years for Water Right No. 63-34150 with a 1963 priority from ground water totaling .08 cfs. The right holder is a new property owner who desires to put the 2009 decreed right to use, but needs time to repair the system. The right serves property located on the corner of Primrose Drive and South Powerline Road in Nampa.

EXTENSION OF TIME TO AVOID FORFEITURE OF WATER RIGHT

John P and Shauna R Mullins of 3423 Portland Ave, Nampa, ID 83686 filed an application on 10-29-15 proposing an Extension of Time to Avoid Forfeiture of 5 years for Water Right No. 63-34151 with a 1963 priority from ground water totaling .07 cfs. The right holder is a new property owner who desires to put the 2009 decreed right to use, but needs time to repair the system. The right serves property located on the corner of Primrose Drive and South Powerline Road in Nampa.

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 12-21-2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

December 03, 10, 2015

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WESTERN REGION