

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
APR 27 2015
DEPT OF WATER RESOURCES
SOUTHERN 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. 37-21890 (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 SHIRLEY BARER Phone (208) 309-0565
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 PO Box 478 City Bellevue
State ID Zip code 83313 Email firstavenuecontemporarygallery@gmail.com
5. Give the last date water was beneficially used SRBA decree issued January 28, 2010, WR in water supply bank in 2012
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.
Applicant owns property within Bellevue Farms Subdivision. There is a ditch on the east side of the property that will be used to access water for irrigation. Applicant needs additional time to install a pump and irrigation system.

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

Shirley Barer
Signature of applicant or authorized agent

Shirley Barer
Print name (and title, if applicable)

4/27/2015
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 _____ 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 ADM Date 4/27/15 Receipt # 5034718

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 37-21890

NAME AND ADDRESS: HSBC BANK USA NA AS TRUSTEE
FOR WFALT 2007-PA03
3476 STATEVIEW BLVD
FORT MILL, SC 29715

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.05 CFS

PRIORITY DATE: 09/18/1885

POINT OF DIVERSION: T02N R18E S36 NESWNW Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	0.05 CFS

PLACE OF USE: Irrigation Within Blaine County
T01N R19E S07 LOT 3 (NWSW) 5.0
5.0 Acres Total

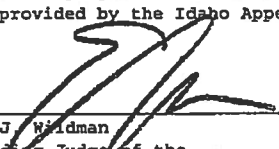
Right Nos. 37-21856, 37-21873, 37-21890, 37-21907 and 37-21924
are limited to the irrigation of a combined total of 5 acres in
a single irrigation season.

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.


Eric J. Waldman
Presiding Judge of the
Snake River Basin Adjudication

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-21890

Current Owner: SHIRLEY BARER
Priority Date: 9/18/1885
Origin: Water Right
Status: Active
Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

0.05 CFS

Annual Volume

Total Diversion

0.05 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

NE1/4SW1/4NW1/4

Sec. 36, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01N R19E S7 Lot 3 NWSW 5.00

Total Acres: 5

Conditions of Approval:

1. Property is also known as Lot 2, Blk 4, Bellevue Farms Subdivision.
2. This right is a split from former right 37-298.
3. C18 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. Section 42-1412(6), Idaho Code.
4. Right Nos. 37-21856, 37-21873, 37-21890, 37-21907 and 37-21924 are limited to the irrigation of a combined total of 5 acres in a single irrigation season.
5. Point of diversion described above is the headgate for District 45 canal.

Decreed Date: 1/28/2010