

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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MAR 31 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. 37-21701 (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 Judy Cash Phone (208) 788-6523
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 SRBA decree issued March 31, 2010
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

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

<u>Judy Cash</u> Signature of applicant or authorized agent	Judy Cash Print name (and title, if applicable)	<u>3-31-15</u> 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 receipted by B Walker Date 3/31/15 Receipt # 5034656

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Judy Cash

Attachment to Application for Extension of Time to Avoid Forfeiture of a Water Right,
for Water rights 37-21674, 37-21683, 37-21692, 37-21701, and 37-21710.

SRBA decree issued March 31, 2010

#6, Explanation

This water right was historically delivered in a lateral ditch from the District 45 Canal. The applicant's property lies within Bellevue Farms Subdivision, which was developed without provision for continued surface water delivery. The lateral ditch is now in disrepair and the applicant need time to acquire the necessary easements from neighbors, and develop a new delivery system.

Judy Cash

Page _____ of _____

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

Current Water Right No.: 37-21701

Current Owner: JUDY CASH
Priority Date: 6/12/1886
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

0.005 CFS

Annual Volume

Total Diversion

0.005 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 S18 Lot 1 NWNW 5.00

Total Acres: 5

Conditions of Approval:

1. Point of diversion described above is the headgate for District 45 canal.
2. This right is a split from former right 37-666.
3. Property is also known as Lot 4, Blk 2, Bellevue Farms Subdivision.
4. 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.
5. Right Nos. 37-21666, 37-21674, 37-21683, 37-21692, 37-21701 and 37-21710 are limited to the irrigation of a combined total of 5.0 acres in a single irrigation season.

Decreed Date: 3/31/2010

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 37-21701

NAME AND ADDRESS: JUDY CASH
PO BOX 880
BELLEVUE, ID 83313

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.005 CFS

PRIORITY DATE: 06/12/1886

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	0.005 CFS

PLACE OF USE: Irrigation Within Blaine County
T01N R19E S18 LOT 1 (NWNW) 5.0
5.0 Acres Total

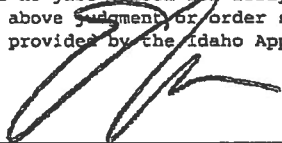
Right Nos. 37-21666, 37-21674, 37-21683, 37-21692, 37-21701 and
37-21710 are limited to the irrigation of a combined total of
5.0 acres in a single irrigation season.

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. Wildman
Presiding Judge of the
Snake River Basin Adjudication