

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
DEC 09 2014
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. 37-21698 (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 James D. and Sheila White Phone _____
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 September 24, 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.

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 needs time to acquire the necessary easements from neighbors, and develop a new delivery system.

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

[Signature]
Signature of applicant or authorized agent

James D. White
Print name (and title, if applicable)

12/5/2014
Date

[Signature]
Signature of applicant or authorized agent

Sheila White
Print name (and title, if applicable)

12/5/2014
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 DM Date 12/9/2014 Receipt # S034439

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 37-21698

NAME AND ADDRESS: JAMES D WHITE
SHEILA WHITE
PO BOX 367
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 S07 LOT 3 (NWSW) 2.2 LOT 4 (SWSW) 2.8
5.0 Acres Total

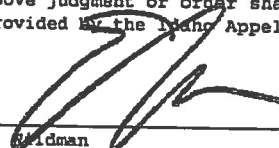
Right Nos. 37-2557F, 37-21671, 37-21680, 37-21689, 37-21698 and
37-21707 are limited to the irrigation of a combined total of 5
acres in a single irrigation season.

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. Widman
Presiding Judge of the
Snake River Basin Adjudication