



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 31, 1992

RECEIVED

JAN 06 1993

Department of Water Resources
Southern Region Office

Charles P Johnson
Rt 1 Box 271
Hagerman, ID 83332

Re: Permit No. 36-00123F

Dear Permit Holder:

Enclosed is a copy of your approved extension of time to avoid forfeiture of a water right.

Please note, you must resume beneficial use of the water to the extent authorized by the water right on or before April 1, 1997. Failure to do so may result in a loss of the water right.

The Department will notify you 60 days prior to that date and will ask that you submit a notice of resumption.

If you have any questions or if we can be of any further assistance, please feel free to contact the Department.

Sincerely,

Karen L Gustafson

Karen L. Gustafson
Secretary/Records Manager

Enclosure

36-00123F

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Application for Extension of Time to Avoid Forfeiture
of a Water Right

Section 42-222 of the Idaho Code provides that a water right shall be lost and forfeited and the water revert to the state upon the failure of a water user to apply the water to beneficial use for a period of five (5) years. The Director may allow an additional five (5) year period of non-use without forfeiture upon a showing of reasonable cause.

Complete fully the following application and submit it to the Department of Water Resources, Statehouse, Boise, Idaho, 83720, with the statutory fee of \$30.00 if the application involves 0.2 cfs or 20 acre feet or \$50.00 if in excess of these amounts.

1. Name of water right holder Charles P. Johnson
Post office address Route 1, Box 271, Hagerman, ID 83332
2. The right was obtained or is evidenced by:
a. Decree to Frank, Harvey, Fred, Vernon; Earl, Katie, Mabel & Ethel Vader ^{New Decree 10/16/12} in Case of International Mortgage Bank
(Name)
vs. Idaho Power Company, Dated 3/22/32 in U.S. District Court
(Name of Court)
Court, County of Gooding. Fully describe decree Johnson is entitled to .25 c/f/s for irrigation and .04 c/f/s for domestic uses. The right is part of the 1886 Vader family rights decreed to a total of 3.7 c/f/s. (Claim A36-00123F)
- b. License No. A36-7278 issued by the Department of Water Resources.
- c. Claim No. A36-00123F on file with the Department of Water Resources.
3. Source of water Spring Creek Spring tributary to Billingsley Creek and Snake River
(Name of stream or source)
4. Date of priority of right 4/1/1886
5. Amount of water a. .25 c.f.s. and/or
b. acre feet/annum
6. Water is used for irrigation from 03/01 to 10/01
 from to
 from to
(Purpose) NE NE NW (Month-Day) (Month-Day)
7. Location of point of diversion is 1/4 of Section 31
Township 07S, Range 13E 14E, B.M., in Gooding County;
Additional points of diversion, if any
8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
07S	14E	31						13 X											13
07S	13E	36	D X																

9. Give last date when water was applied to beneficial use 1988
Length of extension of time requested 5 years, until April 1, 1997
(Date)

10. Explain fully your reasons for requesting an extension of time within which to resume the use of your water right and reasons for non-use Bar S Ditch traverses the property and seeps the field adequate for irrigation. Irrigation not required since 1987. Bar S Ditch is proposed to be re-routed from my field within next 2 years. After change I plan to resume irrigation with this right. The .04 c/f/s available under this right for domestic purposes will still be used.

I hereby assert that no one will be injured by such extension. The information contained in this application is true to the best of my knowledge.

Charles P Johnson
(Signature of Applicant)

Subscribed and sworn to before me this 15 day of April, 19 92.

John A. Roscoe LT
(Notary Public)

My commission expires 1993

Residing at Twin Falls

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.

1. The .04 c/f/s for domestic purposes of Claim A36-00123F shall not be affected by this extension.
2. This extension of time applies only to the portion of water right no. 36-00123F determined to be valid in the ongoing Snake River Basin Adjudication.
3. The applicant is required to resume use of the water right on or before April 1, 1997.

Witness my hand this 31st day of December, 19 92.

J. Glen Saxton
for (Director)

For Department Use Only

Received by JF Stanten Date 4-16-92 Time 11:30 AM Preliminary check by MB
Fee \$ 50.00 Receipted by JS Date 4-16-92 5:04 PM Publication prepared by MB
Published in Shoshone County Leader Dates 10/28 + 11/4/92
Publication approved by MB Date 11/16/92 Protests filed by: _____

Copies of protests forwarded by _____ Hearing held by _____ Date _____
Recommended for // Approval // Denial by _____