

10/07

FEE \$100.00

RECEIVED
FEB 02 2012
WATER RESOURCES
WESTERN REGION

Water Right No. 63-10403

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEPARTMENT OF
WATER RESOURCES

APPLICATION FOR EXTENSION OF TIME TO AVOID
FORFEITURE OF A WATER RIGHT

Section 42-222, Idaho Code, provides that a water right shall be lost and forfeited and the water right 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.

- Name of water right holder FRISCH FARMS
- Mailing address 204166 S. CAN-ADA RD. MELBA IDA. 83641 Email _____
- The right was obtained or is evidenced by:
 - Decree to IRRIGATE in Case of SRBA
 - vs. _____, Dated FEB. 16 2007 in SRBA
(Name of Court)
 - Court, _____ County _____ of TWIN FALLS Fully _____ describe _____ decree
PARTIAL DECREE - SEE ATTACHMENT
- License No. 7 c. Claim No. _____
- SRBA No. 63-10403
- Source of water Ground Water tributary to _____
(Name of stream or source)
- Date of priority of right 12-7-1970
- Description of Right:

amount 1.22 cfs for Irrigation purposes from 3-15 to 11-15
(cfs/ac-ft)

amount 310 AFY for _____ purposes from _____ to _____
(cfs/ac-ft)
- Point of Diversion SE 1/4 NW 1/4 of Sec. 18 Twp. 15 Rge. 1W County Ada

8. Lands irrigated or Place(s) of Use:

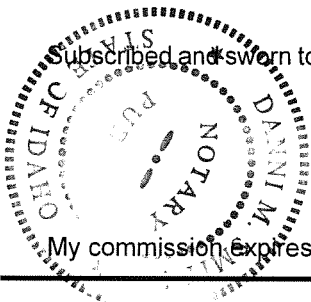
TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>01S</u>	<u>01W</u>	<u>18</u>			<u>35</u>				<u>29</u>	<u>33</u>						<u>29</u>			<u>62</u>

Total Acres 62

9. Give the last date when water was put to beneficial use Spring 2007
Length of extension of time requested 5 years, or until _____ (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 WELL NOT PRODUCING AS ORIGINALLY, HAD HOWELS REPAIRED & PERFORATIONS CLEANED AT TWO DIFFERENT TIMES STILL NOT PRODUCING AS WISHED, NEED MORE TIME TO MAKE MORE IMPROVEMENTS TO REACH DESIRED PRODUCTION OF WATER

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

Frish Farms by Gary Frisch
(Signature of Applicant)



Subscribed and sworn to before me this 1st day of February, 20 12.

Dan M. Smith
(Notary Public)

My commission expires 12/12/2012 Residing at Boise ID ADH COUNTY IDAHO

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:

Signed this _____ day of _____, 20 _____.

Chief, Water Allocation Bureau

FOR DEPARTMENT USE ONLY

Date Received 2/1/2012 FEE Received by SR7 Date 2-1-2012 Receipt # 6094619
Preliminary T by kw Publication prepared by 82 Pub. approved by 82 Date 4/12/12
Published in _____ Dates Published _____
Protests filed by _____
Copies of protests forwarded by _____ Hearing held by _____ Date _____
Recommended for - APPROVAL / DENIAL By _____

Page _____ of _____

EXTENSION/FORFEITURE APPL.

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

Current Water Right No.: 63-10403

Current Owner: FRISCH FARMS

Priority Date: 12/7/1970

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.22 CFS	310 AF
	<u>Total Diversion</u>	1.22 CFS	310 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4NW1/4

Sec. 18, Twp 01S, Rge 01W B.M.

ADA County

Place of Use

IRRIGATION Within ADA County

T01S R01W S18	SE1/4	29.00	T01S R01W S18	NE1/4	33.00
Total Acres: 62					

Conditions of Approval:

1. 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.
2. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Decreed Date: 2/16/2007