

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME
TO COMPLETE TRANSFER

The holder of the water rights listed below requests an additional period of time in which to accomplish change(s) authorized by approval of Application for Transfer of Water Right(s) No. 65-23441 approved on May 5, 2011.

Water Right No(s). _____

Number of Year(s) Authorized in which to Accomplish Change(s) X (1) _____ (2) _____ (3) _____ (4) _____ (5)

Number of Additional Year(s) Requested in which to Accomplish Change(s) _____ (1) _____ (2) _____ (3) X (4)
(Not to exceed 5 years total from date of the approval.)

Name(s) of Right Holder: DBL Company, Inc.

(If not the right holder of record, submit a Notice of Change of Water Right Ownership, appropriate fee and documentation.)

Mailing Address: 4444 Hillcrest Drive

City Boise State ID Zip 83705

Phone No.: 208 384-1470 Email: _____

Explain why additional time to complete transfer is needed and show a reasonable cause for the delay:

Owner is seeking to sell property and allow new owner to construct a new diversion to meet the new owners needs. Property is still involved in bankruptcy and buyers have not been willing to commit until owner has clear title.

Costing \$ 2,400.00

Blaine L. Lison, President
(Signature) If other than right holder, Power of Attorney must be supplied.

3-30-12
(Date)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Department approved the above referenced Application for Transfer with a condition that it be completed within 4 year(s).

The right holder has notified the Department that the transfer has not yet been accomplished.

The right holder has requested an extension of time for completion of the transfer and has shown reasonable cause for the delay.

IT IS, THEREFORE, HEREBY ORDERED that the right holder of Transfer No. 76982 is granted an extension to April 15, 2016 in which to accomplish the transfer. **IT IS FURTHER HEREBY ORDERED** that this extension does not stay the accumulation of the 5 year period associated with forfeiture of a water right for non-use.

OR _____ Extension is not granted. (See correspondence in water right file.)

Signed this 4th day of April, 2012. John W. Wether
Manager, Western Region.



RECEIVED

APR 03 2012

WATER RESOURCES
WESTERN REGION

March 30, 2012

John Westra, Manager
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83605

RE: Approved Transfer for Water Right 65-23441

Dear John:

Application for Transfer of Water Right 65-23441 to change the point of diversion was approved on May 5, 2011 with a one year time limit to complete the proposed change. The owner, DBL Company, Inc. is actively trying to sell this property and the appurtenant water right but due to an error by the prior owner in the location of a building on adjacent property, the owner cannot get clear title to the property at this time. The owner has successfully sold another adjacent property and appurtenant water right 65-23442 for which clear title had been obtained.

The owner is now seeking additional time to complete the transfer in order to clear the property title since potential buyers are not willing to make serious offers until the title is clear. The requested additional length of time is consistent with the already approved time in which to put the water to beneficial use to avoid forfeiture.

Please let me know if I can provide you with any additional information regarding this request to extend the time to accomplish this transfer. Thank you for your consideration.

Yours truly,

David B Shaw

Denver
1842 Clarkson St.
Denver, CO 80218
303.830.1188

Boise
3314 Grace St.
Boise, ID 83703
208.373.7983

Durango
1065 Main Ave., Ste. 200
Durango, CO 81301
970.422.2136

Western Slope
P.O. Box 932
161 South 2nd St.
Hotchkiss, CO 81419
970.872.3020

cc: DBL Company, Inc.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76982

This is to certify that: DBL CO INC
4444 HILLCREST DR
BOISE ID 83705
208-384-1470

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
65-23441	WR/Decreed	01/04/1897	0.68 cfs	N/A	N/A	34.0	CHIPPS CREEK

Purpose of Transfer (Changes Proposed)

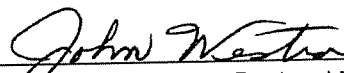
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
65-23441	NO	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
65-23441	65-23441	0.68 cfs	N/A	N/A	34.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.68 cfs	N/A	N/A	34.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 5th day of May, 20 11


John Westra, Western Regional Manager

WATER RIGHT NO. 65-23441
As Modified by Transfer No. 76982

In accordance with the approval of Transfer No. 76982, Water Right No. 65-23441 is now described as follows.

Right Holder: DBL CO INC
 4444 HILLCREST DR
 BOISE ID 83705

Priority Date: January 04, 1897

Source: CHIPPS CREEK

Tributary: CAMP CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/15	0.68 CFS
STOCKWATER	01/01 to	12/31	0.01 CFS
			0.68 CFS

LOCATION OF POINT(S) OF DIVERSION:

CHIPPS CREEK SESE Sec. 6 Twp 11N Rge 04E VALLEY County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
11N	04E	6	32.0	2.0			34.0

Total Acres: 34

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	Totals
11N	04E	6	X	X			

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. Rights 65-3681, 65-23441 and 65-23442 when combined shall not exceed the irrigation of a combined total of 271 acres in a single irrigation season.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.

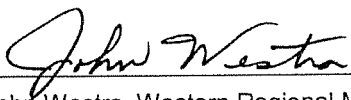
WATER RIGHT NO. 65-23441
As Modified by Transfer No. 76982

CONDITIONS OF APPROVAL

6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
8. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
9. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 5th day of May, 20 11



John Westra, Western Regional Manager

