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RECEIVED

DEC 16 2009

Department of Water Resources

December 16, 2009

Christine Field
IDWR
322 E Front St.
PO Box 83720
Boise, Idaho 83720-0098

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

Dear Christine,

I have been retained as a consultant for Mike Telford to follow through on a few items concerning leasing water to and from the Idaho Water Resource Board's Water Supply Bank (Bank).

We are in receipt of your letter dated November 12, 2009, stating that Mike's requests to lease water to the Bank will require an application for extension. The application for extension is attached. Please reply with a receipt of this application and update me concerning the disposition of the extension and protection from forfeiture.

In addition, Mike's attorney, Mr. Rob Harris, sent an application to lease water to the bank from a certain POD and lease water from the Bank from a different POD while maintaining the same POU of the water rights. Please advise me on the disposition of this application. The cover letter from Mr. Harris with the application is also attached.

Thank you for your help in these matters.

Sincerely,

Brian Higgs, P.G.

Cc: Mike Telford w/o att.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 16 2009

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.

1. Name of water right holder Mike Telford, to include Triple T and Telford Lands, LLC
2. Mailing address 1850 N 1450 W, Paul, Idaho Email telfordsunvalleyseed@gmail.com
3. The right was obtained or is evidenced by:
 - a. Decree to see attached in Case of _____
vs. _____, Dated _____ in _____
Court, _____ County of _____ Fully _____ describe _____ decree _____
(Name of Court)
 - b. License No. _____
 - c. Claim No. _____
 - d. SRBA No. _____
4. Source of water groundwater tributary to _____
(Name of stream or source)
5. Date of priority of right see attached
6. Description of Right:
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
7. Point of Diversion _____ 1/4 _____ 1/4 of Sec. _____ Twp. _____ Rge. _____ County _____

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	
see attached																			

Total Acres 314.23

9. Give the last date when water was put to beneficial use _____
Length of extension of time requested _____ 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 _____

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

(Signature of Applicant)

Subscribed and sworn to before me this _____ day of _____, 20 _____.

(Notary Public)

My commission expires _____ Residing at _____

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 _____ FEE Receipted by _____ Date _____ Receipt # _____

Preliminary T by _____ Publication prepared by _____ Pub. approved by _____ Date _____

Published in _____ Dates Published _____

Protests filed by _____

Copies of protests forwarded by _____ Hearing held by _____ Date _____

Recommended for - APPROVAL / DENIAL By _____

Mike Telford

Points of Diversion					Lincoln County		Period of Use
Twn	Rng	Sec	QQQ	QQ	Q		4/1-11/1
6S	21E	21	SW	SE	NW		
6S	21E	21		SE	SW		
6S	21E	22	SE	SW	SW		
6S	21E	28	SW	SE	NW		

Twn	Rng	Sec	QQQ	QQ	Q	Acres Lincoln County	
6S	21E	21	NE	SW	NE	2.5	36-2552 36-8191 36-10024
6S	21E	22	NE	NE	NW	7.78	36-2417 36-7002A 36-15984
6S	21E	28	SE	SE	NW	6.1	36-2416 36-7002B 36-15985
6S	21E	28	SW	SW	NE	6.1	36-2416 36-7002B 36-15985
Total						22.48	

Triple T

Points of Diversion					Lincoln County		Period of Use
Twn	Rng	Sec	QQQ	QQ	Q		4/1-11/1

6S	21E	22	SE	NW	SE		
6S	21E	23	SW	SW	SW		

Twn	Rng	Sec	QQQ	QQ	Q	Acres Lincoln County	
6S	21E	22	NW	NW	SE	1.6	36-7882B 36-15360
6S	21E	22	SW	SW	SE	4.32	36-7882B 36-15360
6S	21E	23	SW	SW	SW	4.95	36-7882B 36-15360
6S	21E	23	SE	SE	SE	4.18	36-7882B 36-15360
Total						15.05	

Telford Lands LLC

Point of Diversion				Butte County		Period of Use	
Twn	Rng	Sec	QQQ	QQ	Q	4/1-11/1	
4N	26E	4	NE	NW	NE		
4N	26E	4	NW	NW	NE		
4N	26E	5	NE	NE	NW		
5N	26E	21	SW	NW	NW		
5N	26E	29	SE	NW	SE		
5N	26E	32	SE	SW	NE		
5N	26E	32	SE	NW	SE		
Water Rights							
Twn	Rng	Sec	QQQ	QQ	Q	Acres	Water Rights
4N	25E	36	NE	NE	NE	8.9	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	NW	NW	NE	7.4	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	SW	SW	NE	7	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	SE	SE	NE	8.4	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	NE	NE	NW	5.7	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	NW	NW	NW	5.5	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	SW	SW	NW	5.2	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	SE	SE	NW	5.5	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	NE	NE	SW	6.2	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	NW	NW	SW	6.2	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	SW	SW	SW	6.9	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	SE	SE	SW	7.3	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	NE	NE	SE	8	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	NW	NW	SE	7.7	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	SW	SW	SE	7.1	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	36	SE	SE	SE	7.4	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	35	NE	NE	NE	8	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	35	NW	NW	NE	7	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	35	SE	SE	SE	7.8	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	35	NE	NE	SE	6.9	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	35	SW	SW	SE	6.4	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
4N	25E	35	SE	SE	SE	7	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
3N	25E	12	NE	NE	NE	6.9	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
3N	25E	12	NW	NW	NE	8.3	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842
3N	25E	12	SW	SW	NE	6.6	34-2330B 34-7077 34-7080B 34-7092 34-7121a 34-7121B 34-7179 34-12376 34-13840 34-13842

Twn	Rng	Sec	Water Rights				Acres	Q	Q	Q	Q
			QQQ	QQ	Q	Q					
3N	25E	12	SE	SE	NE	NE	8.9	34-2330B	34-7077	34-7080B	34-7092
3N	25E	12	NE	NE	NW	NW	6.2	34-2330B	34-7077	34-7080B	34-7092
3N	25E	12	NW	NW	NW	NW	9	34-2330B	34-7077	34-7080B	34-7092
3N	25E	12	SW	SW	NW	NW	8.3	34-2330B	34-7077	34-7080B	34-7092
3N	25E	12	SE	SE	NW	NW	9.7	34-2330B	34-7077	34-7080B	34-7092
3N	25E	12	SE	SE	SW	SW	1.4	34-2330B	34-7077	34-7080B	34-7092
3N	25E	12	NE	NE	SE	SE	6.6	34-2330B	34-7077	34-7080B	34-7092
3N	25E	12	NW	NW	SE	SE	7.4	34-2330B	34-7077	34-7080B	34-7092
3N	25E	12	SW	SW	SE	SE	3.9	34-2330B	34-7077	34-7080B	34-7092
3N	25E	12	SE	SE	SE	SE	3.8	34-2330B	34-7077	34-7080B	34-7092
3N	26E	17	NW	NW	NW	NW	7.8	34-2330B	34-7077	34-7080B	34-7092
3N	26E	17	SW	SW	NW	NW	1.4	34-2330B	34-7077	34-7080B	34-7092
3N	26E	18	NE	NE	NE	NE	1	34-2330B	34-7077	34-7080B	34-7092
3N	26E	18	NW	NW	NE	NE	11.9	34-2330B	34-7077	34-7080B	34-7092
3N	26E	18	SW	SW	NE	NE	4.8	34-2330B	34-7077	34-7080B	34-7092
3N	26E	18	SE	SE	NE	NE	0.4	34-2330B	34-7077	34-7080B	34-7092
3N	26E	18	NE	NE	NW	NW	2.3	34-2330B	34-7077	34-7080B	34-7092
3N	26E	18	SW	SW	NW	NW	0.8	34-2330B	34-7077	34-7080B	34-7092
3N	26E	18	NW	NW	SW	SW	5.1	34-2330B	34-7077	34-7080B	34-7092
3N	26E	18	NE	NW	SW	SW	0.7	34-2330B	34-7077	34-7080B	34-7092
Total							276.7				