

Water Right No. 65-23017

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 14 2010

WATER RESOURCES
WESTERN REGION

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 DONALD J. WISS JR.
2. Mailing address 77 WINDY RIVER RD. GARDEN VALLEY, ID. Email B3622
3. The right was obtained or is evidenced by:
 - a. Decree to See above Water Right No. in Case of _____
vs. _____, Dated _____ in _____
(Name of Court)
Court, County of _____ Fully describe decree
 - b. License No. _____
 - c. Claim No. _____
 - d. SRBA No. _____
4. Source of water MIDDLE FORK PAYETTE RIVER tributary to PAYETTE RIVER
(Name of stream or source)
5. Date of priority of right 1/27/1967
6. Description of Right:
amount 0.090 CFS for IRRIGATION purposes from 04/01 to 11/01
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
7. Point of Diversion SW 1/4 SE 1/4 of Sec. 10 Twp. 09N Rge. 04E, B.M. County Boise
SW 1/4 NE 1/4 of Sec. 15 Twp. 09N Rge. 04E, B.M. County Boise
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	
09N	04E	15	6.6																6.6

Total Acres 6.6

9. Give the last date when water was put to beneficial use SEPTEMBER 30, 2005
Length of extension of time requested FIVE 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 ECONOMIC HARDSHIP. WE CURRENTLY DO NOT HAVE MONEY IN OUR BUDGET TO GROW, FUEL AND SERVICE MACHINERY, HARVEST AND DISTRIBUTE ANY TYPE OF AGRICULTURE BOUNTY AT THIS TIME. WE FULLY EXPECT TO RESUME THE BENEFICIAL USE OF OUR PROPERTY IN THE FUTURE.

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

(Signature of Applicant)



Subscribed and sworn to before me this

11

day of

June

, 20 10

(Notary Public)

My commission expires

1-19-2016

Residing at

Horseshoe Bend

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 6-14-10 FEE Received by DB Date 6-14-2010 Receipt # W038465

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

Published in IDAHO WORLD Dates Published JANUARY 5 & 12, 2011

Protests filed by _____

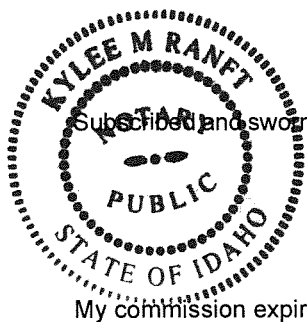
Copies of protests forwarded by _____ Hearing held by _____ Date _____

Recommended for - APPROVAL / DENIAL By _____

9. Give the last date when water was put to beneficial use SEPTEMBER 30, 2005
Length of extension of time requested FIVE 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 ECONOMIC HARDSHIP. WE CURRENTLY DO NOT HAVE MONEY IN OUR BUDGET TO GROW, FUEL AND SERVICE MACHINERY, HARVEST AND DISTRIBUTE ANY TYPE OF AGRICULTURE BOUNTY AT THIS TIME. WE FULLY EXPECT TO RESUME THE BENEFICIAL USE OF OUR PROPERTY IN THE FUTURE.

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

(Signature of Applicant)



Subscribed and sworn to before me this 11 day of June, 20 10.

(Notary Public)

My commission expires 1-19-2016

Residing at Horseshoe Bend

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:

Resumption of use shall occur by July 1, 2016.

Signed this 22nd day of February, 20 11.

for John F. Westra, Manager Water Region
Chief, Water Allocation Bureau

FOR DEPARTMENT USE ONLY

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Preliminary T by fw Publication prepared by DB Pub. approved by DB Date 2-14-2011
Published in IDAHO WORLD Dates Published JANUARY 5 & 12, 2011
Protests filed by 0
Copies of protests forwarded by _____ Hearing held by _____ Date _____
Recommended for - APPROVAL / DENIAL By John Westra, Manager

SCANNED

DEC 30 2010