

MEMORANDUM

TO: File

FROM: Steve Lester 

DATE: March 24, 2010

RE: **Right 77-4075, Extension to Avoid Forfeiture**

Karen Forrey filed an extension application to protect this right within 5 years from the date decreed. The application is timely. The right remains valid.

She can act on behalf of the owner of record (her mother, now deceased) as already noted in the contact information in the IDWR record of this right. Her explanation of the need for the extension is reasonable and consistent with fire problems experienced in that area in recent years.

She and her husband visited the office to amend the application and discuss the overall situation. They provided the following information:

- Access road was closed due to Forest Service management decisions. Owners have to pack in over 5 miles to the site, significantly slowing down the pace of repairing the water system.
- They intend to file a transfer to correct the record: POD actually SENW, POU actually NWNE and SWNE.
- They probably will file an application for permit seeking more water from Fritser Creek to irrigate more acres in the POU. The irrigation will probably be to reforest the burned portion of their property and perhaps replace and expand the 100-year old orchard that was burned – so includes short-term and long-term irrigation. They might seek water for fire prevention purposes – something along the lines of recreation or aesthetic use to occasionally wet down the natural vegetation (that practice is not considered an irrigation or fire protection beneficial use but can be allowed under some other term).

The extension application should be processed and, if not protested, should be approved for the maximum 5 year period.