

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATIONS)
FOR TEMPORARY CHANGE OF)
WATER RIGHTS 1-35D, 1-82D, 1-162E)
1-10500, 1-10501, 1-10156, 1-10157)
AND 1-10158)

**ORDER AUTHORIZING
TEMPORARY CHANGES
TC-01-91 AND TC-01-92**

A drought emergency has been declared for Jefferson County to allow administrative actions to lessen the severe impacts of the drought conditions in the county.

Idaho Code § 42-222A provides that upon declaration of a drought emergency, the director of the Department of Water Resources is authorized to allow temporary changes in the point of diversion, the place of use, and the purpose of use for valid existing water rights when the director determines that such changes can be accomplished in accordance with the provisions of section 42-222A, Idaho Code.

On July 28, 2022, Harrison Canal & Irrigation Company ("Harrison") and Rudy Irrigation Canal Company ("Rudy") filed the attached temporary change applications. The applications, in combination, are intended to facilitate the rotation of Snake River water rights between the two companies. Harrison proposes to move 62.75 cfs of its water rights (1-10156, 1-10157, 1-10158) to Rudy when Rudy is in rotation. Rudy proposes to move 97.31 cfs of its water rights (1-35D, 1-82D, 1-162E, 1-10500, 1-10501) to Harrison when Harrison is in rotation.

The Department has reviewed the applications and has determined the applications can be approved with certain conditions.

ORDER

IT IS HEREBY ORDERED that the Harrison and Rudy applications are **APPROVED** subject to the following conditions:

1. **Temporary Changes TC-01-91 and TC-01-92 shall only become effective after Rudy has fully exhausted its available supply of storage water.**
2. **Rudy or Harrison must notify Water District 1 at least two days prior to making any change in water right delivery (moving water rights from one canal to the other).**
3. **The total volume of water diverted by each company under the rotation must be proportional to the water rights offered into the rotation by the companies. Harrison is contributing approximately 40% of the total water rights included in the rotation and, therefore, must divert 40% of the total volume delivered under the rotation. Rudy is contributing approximately**

60% of the total water rights included in the rotation and must divert 60% of the total volume delivered under the rotation. These percentages may change if any of the subject rights are curtailed by the watermaster.

4. **On or before October 31, 2022, Rudy and Harrison shall provide a joint summary of the water delivered under the rotation, describing the daily quantities of water delivered to each canal. Any variance from the proportional rotation described in the preceding condition shall be considered a diversion of storage water and shall be covered through a private lease of storage between the companies.**
5. Water rights 1-10156, 1-10157 and 1-10158 may be diverted at the Rudy points of diversion when Rudy is in rotation.
6. Water rights 1-35D, 1-82D, 1-162E, 1-10500 and 1-10501 may be diverted at the Harrison point of diversion when Harrison is in rotation.
7. This temporary change approval does not authorize construction of a new well or diversion works as a new point of diversion.
8. The applicant assumes all risk of curtailment or mitigation should the diversion and use of water under the temporary change approval cause injury to other water rights, constitute an enlargement in use of the original right, be inconsistent with the conservation of water resources within the state of Idaho, or not be in the local public interest.
9. This temporary change approval may only be used to provide a replacement water supply to lands or other uses which normally have a full water supply, except for the drought condition. This temporary change approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.
10. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the consent of such corporation or irrigation district.
11. The applicant agrees to hold the Director and the State of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.
12. This temporary change approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.
13. The applicant shall measure the amount of water diverted and shall report the amount of water diverted under this approval.

11. The watermaster of Water District No. 01 is authorized to administer the temporary change approval.
12. This temporary change approval expires on October 15, 2022 unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary change approval.

DATED this 29th day of July, 2022.



James Cefalo
Eastern Region Manager

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

RECOMMENDATION OF WATERMASTER

Application No: TC-01-91 AND TC-01-92

Applicant's Name: HARRISON CANAL AND RUDY CANAL

Watermaster's Recommendation:

- a) ☐ I do not oppose approval of this application.
- b) ☒ I do not oppose approval of this application if it is conditioned as follows: IF TRANSFER OF WATER IS NOT DIVERTED DURING ENTIRE PERIOD OF USE DESCRIBED ON APPLICATION, CANALS MUST NOTIFY WATER DISTRICT #1 AT LEAST TWO BUSINESS DAYS IN ADVANCE OF MOVING WATER FROM ONE CANAL TO THE OTHER.
- c) ☐ I oppose approval of this application for the following reasons:

- d) ☐ Additional Comment: _____

Dated this 29 day of JULY, 2022.

Water District No: 01

Tony Olenick
Watermaster's Signature

Use reverse side of page if you need more space.

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Print Form

JUL 28 2022

TC-01-91

TEMPORARY CHANGE APPLICATION

Department of Water Resources

Eastern Region

(To change point of diversion, place of use, or purpose of use of a water right upon declaration of a drought emergency in accordance with Section 42-222A, Idaho Code.)

Name of Applicant Greg Price Harrison CanalPhone 208-709-2132

Mailing Address _____

Email gkprice@icloud.com

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change purpose of use ☐ Other

2. Describe the proposed change(s) and explain the reason(s) they are needed. Change point of Diversion
from Harrison to Rudy for Irrigation

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Tentative
<u>1-10158</u>	<u>June 1 1888</u>	<u>34.11</u>	<u>Irrigation</u>	<u>8/8/22</u> to <u>10-15-22</u>	
<u>1-10157</u>	<u>June 1 1887</u>	<u>9.2</u>	<u>Irrigation</u>	<u>8/8/22</u> to <u>10-15-22</u>	
<u>1-10156</u>	<u>June 10 1885</u>	<u>19.44</u>	<u>Irrigation</u>	<u>8/8/22</u> to <u>10-15-22</u>	

2. Total amount of water being transferred 62.75 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Snake River tributary to _____

4. Point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag number
<u>4N</u>	<u>40E</u>	<u>27</u>			<u>1</u>	<u>NW SW</u>	<u>Jefferson</u>	<u>Snake River</u>	<u>Harrison Canal</u>
<u>4N</u>	<u>40E</u>	<u>29</u>				<u>NE NW</u>	<u>Jefferson</u>	<u>Snake River</u>	<u>Rudy Canal</u>

5. Lands irrigated or place of use:

5. Lands irrigated or place of use.																				
Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

Total Acres _____

6. General Information:

- a. Who owns the water right to be changed? Harrison Canal
- b. Describe the arrangement allowing use of the right. Transferring water to Rudy
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
~~Grant 4023~~ Canal will be Reduced Flow
- d. Has the water right sought to be transferred been used this year? ☐ Yes ☒ No If yes, explain. _____
- e. Absent the changes, how would the right be used for the remainder of the year? Continue to deliver water to Stockholders
- f. Describe other water rights used for the same purpose. Irrigation rights in Rudy Canal
- g. Remarks: _____

I hereby assume all risk in accordance with Section 42-222A, Idaho Code, and assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

[Signature] President Harrison Canal 7-28-22
Signature of Applicant Date

FOR DEPARTMENT USE ONLY

Received by MP Date 7/29/22 \$50 fee receipted by MP Receipt No. E040356
Recommend: ☒ approve ☐ deny Watermaster recommendation Approve with conditions

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. _____, and said application is hereby _____, subject to the following limitations and conditions:

See attached order

Temporary Change Expiration Date _____

Signed this _____ day of _____

For the Director

**IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report**

7/28/2022

Water Right 1-10156

Owner Type
Current Owner

Name and Address
HARRISON CANAL & IRRIGATION CO
JOEL BRIGHTON PRESIDENT 1074 E 129 N
IDAHO FALLS, ID 83401

Priority Date: 6/10/1885

Basis: Decreed

Status: Active

Source
SNAKE RIVER

Tributary
COLUMBIA RIVER

Beneficial Use
IRRIGATION

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
04/01	10/31	19.440 CFS
<u>Total Diversion</u>		19.440 CFS

Volume

Source and Point(s) of Diversion:

SNAKE RIVER NWSW

Sec. 27, Twp 04N, Rge 40E, JEFFERSON County

Place Of Use:

IRRIGATION within BONNEVILLE, JEFFERSON Counties

Large POU not displayed

Total Acres = 12,364.0

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. | C03 | Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code. |
| 3. | 135 | The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary. |
| 4. | C05 | Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code. |
| 5. | P29 | This right is a combination of old Right Nos. 1-35AD, 1-35M, 1-35T, 1-114B, and 1-179. |
| 6. | 129 | Place of use is within the area served by Harrison Canal & Irrigation Company. |
| 7. | E33 | Water is delivered from the Dry Bed. |
| 8. | F01 | Water is delivered through Harrison Canal. |

**IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report**

7/28/2022

Water Right 1-10157

Owner Type
Current Owner

Name and Address
HARRISON CANAL & IRRIGATION CO
JOEL BRIGHTON PRESIDENT 1074 E 129 N
IDAHO FALLS, ID 83401

Priority Date: 6/1/1887

Basis: Decreed

Status: Active

Source
SNAKE RIVER

Tributary
COLUMBIA RIVER

Beneficial Use
IRRIGATION

<u>From</u>	<u>To</u>
04/01	10/31

<u>Diversion Rate</u>
9.200 CFS

<u>Volume</u>

<u>Total Diversion</u>	9.200 CFS
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Source and Point(s) of Diversion:

SNAKE RIVER NWSW

Sec. 27, Twp 04N, Rge 40E, JEFFERSON County

Place Of Use:

IRRIGATION within BONNEVILLE, JEFFERSON Counties

Large POU not displayed

Total Acres = 12,364.0

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. | C03 | Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code. |
| 3. | 135 | The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary. |
| 4. | C05 | Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code. |
| 5. | P29 | This right is a combination of old Right Nos. 1-116AD, 1-116AK, 1-116AR, 1-116B, 1-116R, and 1-116V. |
| 6. | 129 | Place of use is within the area served by Harrison Canal & Irrigation Company. |
| 7. | E33 | Water is delivered from the Dry Bed. |
| 8. | F01 | Water is delivered through Harrison Canal. |

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/28/2022

Water Right 1-10158

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HARRISON CANAL & IRRIGATION CO JOEL BRIGHTON PRESIDENT 1074 E 129 N IDAHO FALLS, ID 83401

Priority Date: 6/1/1888

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	34.110 CFS	
	<u>Total Diversion</u>		34.110 CFS	

Source and Point(s) of Diversion:

SNAKE RIVER NWSW Sec. 27, Twp 04N, Rge 40E, JEFFERSON County

Place Of Use:

IRRIGATION within BONNEVILLE, JEFFERSON Counties

Large POU not displayed

Total Acres = 12,364.0

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. | 135 | The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary. |
| 3. | C03 | Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code. |
| 4. | C05 | Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code. |
| 5. | P29 | This right is a combination of old Right Nos. 1-117AD, 1-117AM, 1-117B, 1-117V, 1-117X, 1-145B, and 1-227. |
| 6. | 129 | Place of use is within the area served by Harrison Canal & Irrigation Company. |
| 7. | E33 | Water is delivered from the Dry Bed. |
| 8. | F01 | Water is delivered through Harrison Canal. |

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Print Form

JUL 28 2022

TC-01-92

TEMPORARY CHANGE APPLICATION

Department of Water Resources
Eastern Region(To change point of diversion, place of use, or purpose of use of a water right upon
declaration of a drought emergency in accordance with Section 42-222A, Idaho Code.)Name of Applicant Justin Price (Rudy Canal) President Phone (208) 339-2353
Mailing Address 20 N 4000 E Rigby ID 82442 Email jprice@rudyinc.org

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change purpose of use ☐ Other

2. Describe the proposed change(s) and explain the reason(s) they are needed. Change Point of
Diversion from Rudy To Harrison for irrigation

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

Tentative

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|------------------|-----------------------|-------------------|----------------------------------|
| <u>1-162E</u> | <u>8-13-1888</u> | <u>90.681</u> | <u>Irrigation</u> | <u>8-1-22</u> to <u>10-15-22</u> |
| <u>1-10501</u> | <u>6-1-1888</u> | <u>2.2</u> | <u>irrigation</u> | <u>11</u> to <u>11</u> |
| <u>1-82D</u> | <u>6-1-1887</u> | <u>.21</u> | <u>irrigation</u> | <u>11</u> to <u>11</u> |
| <u>1-10500</u> | <u>6-1-1886</u> | <u>2.1</u> | <u>11</u> | <u>11</u> to <u>11</u> |
| <u>1-25D</u> | <u>6-1-1885</u> | <u>2.12</u> | <u>11</u> | <u>11</u> to <u>11</u> |
2. Total amount of water being transferred 97.311 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water _____ tributary to _____

4. Point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag number
<u>4N</u>	<u>40E</u>	<u>29</u>		<u>NE</u>	<u>NE</u>	<u>NW</u>	<u>Jefferson</u>	<u>Snake River</u>	<u>Rudy Canal</u>
<u>4N</u>	<u>40E</u>	<u>27</u>			<u>NW</u>	<u>SW</u>	<u>Jefferson</u>	<u>Snake River</u>	<u>Harrison Canal</u>

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

6. General Information:

- a. Who owns the water right to be changed? Rudy Canal
- b. Describe the arrangement allowing use of the right. Trans fer water To Harrison
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
Canal goes dry
- d. Has the water right sought to be transferred been used this year? ☐ Yes ☒ No If yes, explain. _____
- e. Absent the changes, how would the right be used for the remainder of the year? Continue to
Run water
- f. Describe other water rights used for the same purpose. Irrigation rights in Harrison Canal
- g. Remarks: _____

I hereby assume all risk in accordance with Section 42-222A, Idaho Code, and assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Signature of Applicant

Date

FOR DEPARTMENT USE ONLY

Received by M. Feltus Date 7-28-22 \$50 fee receipted by 100.00 Receipt No. E 040356 \$50 for tws app

Recommend: ☒ approve ☐ deny Watermaster recommendation Approve with conditrons

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. _____, and said application is hereby _____, subject to the following limitations and conditions:

see attached order

Temporary Change Expiration Date _____

Signed this _____ day of _____.

For the Director

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/28/2022

Water Right 1-35D

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RUDY IRRIGATION CANAL CO LTD PO BOX 376 RIGBY, ID 83442

Priority Date: 6/1/1885

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	2.120 CFS	
STOCKWATER	04/01	10/31	0.020 CFS	
	<u>Total Diversion</u>		2.120 CFS	

Source and Point(s) of Diversion:

SNAKE RIVER	NENENW	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County
SNAKE RIVER	NENENW	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County

Place of Use:

IRRIGATION within JEFFERSON County

Large POU not displayed

Total Acres = 4,583.0

STOCKWATER Same as IRRIGATION

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. | 135 | The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary. |
| 3. | 129 | Place of use is within the area served by Rudy Irrigation Canal Company. |
| 4. | E33 | Water is delivered from the Dry Bed. |
| 5. | F01 | Water is delivered through Rudy Canal and Rudy (Boomer) Canal. |
| 6. | X02 | Stockwater use is for 200 dairy cattle and 200 range cattle. |

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/28/2022

- | | | |
|----|-----|--|
| 7. | N05 | The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day. |
| 8. | N08 | The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use. |
| 9. | C05 | Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code. |

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/28/2022

Water Right 1-82D

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RUDY IRRIGATION CANAL CO LTD PO BOX 376 RIGBY, ID 83442

Priority Date: 6/1/1887

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.210 CFS	
	<u>Total Diversion</u>		0.210 CFS	

Source and Point(s) of Diversion:

SNAKE RIVER	NENENW	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County
SNAKE RIVER	NENENW	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County

Place of Use:

IRRIGATION within JEFFERSON County

Large POU not displayed

Total Acres = 4,583.0

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. | 135 | The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary. |
| 3. | 129 | Place of use is within the area served by Rudy Irrigation Canal Company. |
| 4. | E33 | Water is delivered from the Dry Bed. |
| 5. | F01 | Water is delivered through Rudy Canal and Rudy (Boomer) Canal. |
| 6. | C05 | Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code. |

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/28/2022

Water Right 1-162E

Owner Type	Name and Address
Current Owner	RUDY IRRIGATION CANAL CO LTD PO BOX 376 RIGBY, ID 83442

Priority Date: 8/13/1888

Basis: Decreed

Status: Active

Source	Tributary
SNAKE RIVER	COLUMBIA RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	90.681 CFS	
	Total Diversion		90.681 CFS	

Source and Point(s) of Diversion:

SNAKE RIVER	NENENW	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County
SNAKE RIVER	NENENW	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County

Place of Use:

IRRIGATION within JEFFERSON County

Large POU not displayed

Total Acres = 4,583.0

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. 135 The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
3. 129 Place of use is within the area served by Rudy Irrigation Canal Company.
4. E33 Water is delivered from the Dry Bed.
5. F01 Water is delivered through Rudy Canal and Rudy (Boomer) Canal.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/28/2022

Water Right 1-10500

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RUDY IRRIGATION CANAL CO LTD PO BOX 376 RIGBY, ID 83442

Priority Date: 6/1/1886

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	2.100 CFS	
	<u>Total Diversion</u>		2.100 CFS	

Source and Point(s) of Diversion:

SNAKE RIVER	NENENW	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County
SNAKE RIVER	NENENW	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County

Place of Use:

IRRIGATION within JEFFERSON County

Large POU not displayed

Total Acres = 4,583.0

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. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. 135 The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
4. 129 Place of use is within the area served by Rudy Irrigation Canal Company.
5. E33 Water is delivered from the Dry Bed.
6. F01 Water is delivered through Rudy Canal and Rudy (Boomer) Canal.
7. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
8. P29 This right is a combination of old Right Nos. 1-81D and 1-159.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/28/2022

Water Right 1-10501

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RUDY IRRIGATION CANAL CO LTD PO BOX 376 RIGBY, ID 83442

Priority Date: 6/1/1888

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversión Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	2.200 CFS	
	<u>Total Diversión</u>		2.200 CFS	

Source and Point(s) of Diversión:

SNAKE RIVER	NENENW	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County
SNAKE RIVER	NENENW	Sec. 29, Twp 04N, Rge 40E, JEFFERSON County

Place of Use:

IRRIGATION within JEFFERSON County

Large POU not displayed

Total Acres = 4,583.0

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. 135 The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
3. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
4. 129 Place of use is within the area served by Rudy Irrigation Canal Company.
5. E33 Water is delivered from the Dry Bed.
6. F01 Water is delivered through Rudy Canal and Rudy (Boomer) Canal.
7. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
8. P29 This right is a combination of old Right Nos. 1-117AT and 1-160.

Cefalo, James

From: Cefalo, James
Sent: Friday, July 29, 2022 2:51 PM
To: gkprice81@icloud.com; jpricefarms@gmail.com
Cc: Water District 1; Olenichak, Tony
Subject: Approval for TC-01-91 and TC-01-92
Attachments: Order Authorizing TC-01-91 and TC-01-92.pdf

Please see the attached Order Authorizing Temporary Changes TC-01-91 and TC-01-92. These temporary changes allow the Harrison Canal and Rudy Canal to exchange water rights under certain conditions. Please pay particular attention to Conditions 1-4 of the approval. These conditions impose specific restrictions and requirements on the rotation of the subject water rights. Feel free to contact me if you have any questions.

James

 IDAHO DEPARTMENT OF
WATER RESOURCES
James Cefalo | Regional Manager
900 N Skyline Drive, Idaho Falls, ID 83402
(208) 525-7161 | www.idwr.idaho.gov