



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 10, 2013

JEFFERSON COUNTY
210 COURTHOUSE WAY STE 130
RIGBY ID 83442

RE: Temporary Permit No. TP-25-12

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned this number, TP-25-12.

Please be advised that the permit is subject to the effective dates and conditions stated on the back of the application.

Please feel free to contact the department if you have questions.

Sincerely,

A handwritten signature in cursive script that reads "Darla Block".

Darla Block
Technical Records Specialist

Enclosure(s)

APR 1 2013

ID No. TP-25-12DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION**

(For a use not intended to become an established water right, not to exceed a total diverted volume of five (5) acre-feet, and not to exceed one (1) year duration in accordance with Section 42-202A, Idaho Code.)

Name of applicant: Jefferson CountyPhone: 208-745-0868Address: 210 Courthouse Way Suite 130, Rigby, ID 83442Email: ekramer@co.jefferson.id.us1. Source of water: Ground Water tributary to _____

2. Location of point(s) of diversion:

TWN	RGE	SEC	1/4, 1/4, 1/4	County	Source
T04N	R39E	Sec. 5	NWSWSW	Jefferson County	Ground Water
T04N	R39E	Sec. 7	NENENE	Jefferson County	Ground Water
T04N	R39E	Sec. 8	NENWNW	Jefferson County	Ground Water

3. Location of place of use:

TWN	RGE	SEC		
T04N	R39E	Sec. 5	SWSW (32.5), SESW (1.3):	TOTAL: 33.8
T04N	R39E	Sec. 6	SESE (8.2)	TOTAL: 8.2
T04N	R39E	Sec. 7	NENE (10.1)	TOTAL: 10.1
T04N	R39E	Sec. 8	NWNW (16.1)	TOTAL: 16.1

4. Describe proposed use of water Irrigation of 2.5 acres within 68.2 acre permissible POU described above

5. Amount of water:

Maximum rate of diversion 0.04 cfs or --- gpm.Maximum daily volume --- AF; total volume 5 AF.6. Duration of diversion: from April 1 to October 31
Day-month Day-month7. Describe proposed diverting works: existing wells owned by Applicant8. a. Who owns the property at the requested point of diversion? Applicantb. Who owns the land to be irrigated or place of use? Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement allowing access to the water:

9. Additional remarks:

I hereby acknowledge that I assume all risk if the diversion and use of the water under this approval injures other water rights. I certify this is a temporary use and that I am not seeking a continuing right to use water.

Quail Raymond
Signature of applicant4/9/13
DateReceived by [Signature] Date 4-9-13 Time 4:50 pm
\$50.00 fee received by [Signature] # 10916912 Date 4/9/13
Watermaster Comments received? _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that the department has examined this application for temporary approval to use water under the provisions of Section 42-202A, Idaho Code, and has determined that:

- _____ A. The application for temporary approval should be denied.
- _____ B. The application for temporary approval should be approved, since
1. The temporary approval can be properly administered.
 2. Other water sources are not readily available.
 3. The approval is in the public interest.
 4. The approval will not injure known public values associated with the water source or any known water rights.

This application is therefore hereby:

- _____ A. DENIED
- ☒ B. APPROVED, subject to the following conditions:
1. Diversion and use of water under this approval is subject to all valid existing water rights.
 2. The applicant assumes all risk the use of the water under this approval may injure other water rights.
 3. This approval authorizes a maximum diversion of 5.0 AF and a maximum rate of diversion of 0.04 cfs.
 4. This approval does not grant a right-of-way across the land of another, does not create a continuing right to use the water and may not be used in connection with a use which requires a continuing water supply.
 5. The department may cancel this approval at any time if the department identifies injury to other water rights.
 6. This approval does not create a continuing right to use water.
 7. The holder of this temporary permit shall not divert at a rate or in a manner that will significantly reduce the flow in the water source or otherwise adversely affect fish, wildlife or other public values.
 8. Other: When combined with right 25-14382, this approval shall not exceed 0.04 cfs, 10 af, or 2.5 acres.
Subject to all other conditions of right 25-14382, including measuring devices.
 9. This approval expires on October 31, 2013.

Signed this 10th day of April, 20 13

Shelley W. Keen
For the Director

GIVENS PURSLEY LLP

LAW OFFICES

601 W. Bannock Street
PO Box 2720, Boise, Idaho 83701
TELEPHONE: 208 388-1200
FACSIMILE: 208 388-1300
WEBSITE: www.givenspursley.com

MICHAEL P. LAWRENCE

DIRECT DIAL: 208-388-1294
EMAIL: mpl@givenspursley.com

Gary G. Allen
Peter G. Barton
Christopher J. Beeson
Clint R. Bolinder
Erik J. Bolinder
Preston N. Carter
Jeremy C. Chou
William C. Cole
Michael C. Creamer
Amber N. Dina
Elizabeth M. Donick
Thomas E. Dvorak
Jeffrey C. Fereday
Martin C. Hendrickson

Steven J. Hippler
Donald E. Knickrehm
Deborah K. Kristensen
Anne C. Kunkel
Michael P. Lawrence
Franklin G. Lee
David R. Lombardi
Emily L. McClure
Kenneth R. McClure
Kelly Greene McConnell
Alex P. McLaughlin
Christopher H. Meyer
L. Edward Miller
Patrick J. Miller

Judson B. Montgomery
Deborah E. Nelson
W. Hugh O'Riordan, LL.M.
Angela M. Reed
Mark Scoville
Robert B. White

Retired
Kenneth L. Pursley
James A. McClure (1924-2011)
Raymond D. Givens (1917-2008)

Via Hand Delivery

April 9, 2013

Shelley Keen
Idaho Dept. of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

Re: Application for Temporary Approval of Water Appropriation
Our file: 6131-70

Dear Shelley:

As we discussed on the phone today, enclosed with this letter is an Application for Temporary Approval of Water Appropriation I am filing on behalf of Idaho Water Company LLC for Applicant Jefferson County, together with the \$50 filing fee.

Please feel free to contact me if you have any questions.

Sincerely,



Michael P. Lawrence

Enclosure

MPL:lkf
1747567_1

Keen, Shelley

From: Keen, Shelley
Sent: Wednesday, April 10, 2013 5:01 PM
To: Cefalo, James
Subject: FW: Temporary Water Use Permit TP-25-12
Attachments: Temporary Permit TP-25-12 for Jefferson County.pdf

James,

I forged ahead in your absence and approved the attached temporary permit. The purpose is to allow Jefferson County to irrigate until the Houghland rental of the appurtenant water right, 25-14382, is replaced with a different rental, which has been drafted and sent to Houghland. Houghland's reply is due next week, and we expect it to work out.

Call if you have questions.

Shelley

From: Keen, Shelley
Sent: Wednesday, April 10, 2013 4:49 PM
To: 'mpl@givenspursley.com'
Cc: 'ekramer@co.jefferson.id.us'
Subject: Temporary Water Use Permit TP-25-12

Mike,

I've attached the approval of the temporary water use you requested for Jefferson County. Please be sure to check the conditions on page 2.

Please call or email if you have questions.

Sincerely,

Shelley Keen
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098
(208) 287-4947
shelley.keen@idwr.idaho.gov