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2004

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APR 21 2004

Department of Water Resources
Eastern Region

TEMPORARY CHANGE IN IRRIGATION

(To change point of diversion, place of use or purpose of use)

Name of Applicant MERIDITH J. DOTZENROD Phone 588-2957
Post Office address 3776 W 3700 N, DURLINGTON ID 83281

A. PURPOSE OF TRANSFER

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

☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes change place of use in order to put water to a more beneficial use due to drought.

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
34-00228A	6/1/1884	.8 cfs	irrigation	5/1 to 10/15
34-00856G	4/30/1884	.8 cfs	irrigation	5/1 to 10/15
34-3600	6/1/1884	.8 cfs	irrigation	5/1 to 10/15
34-229	6/1/1877	1.60	irrigation	5/1 to 10/15

2. Total amount of water being transferred 2.52 ^{4.12} cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Big Lost River tributary to sinks

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	SW	SW	NE	33	7N	24E	Custer	DURLINGTON DITCH

5. Lands irrigated or place of use:

3. Lands irrigated or place of use.																			
Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	2SE	35					38	38	40	40	37								193
										</									

Total Acres 193

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Eastern Region

6. General Information:

- a. Who owns the water right to be changed? MERIDITH J. DOTEN, (RO)
- b. Describe the arrangement allowing use of the right partners
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
none. The land has been pasture only for some time
- d. Has the water right sought to be transferred been used this year? no If yes, explain, _____
- e. Absent the changes, how would the right be used for the remainder of the year? it would not be beneficially used as ground it goes on is dried out pasture
- f. Describe other water rights used for the same purpose.
34-001944 34-008724, 34-10729
- g. Remarks: Due to drought for several years this water has been transferred in the way described in this application as the water is put to a more beneficial use by the transfer from pasture to irrigated alfalfa hay ground

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.

M. J. Doten
(Signature of applicant)

FOR DEPARTMENT USE ONLY

Received by Kaw Date 4/26/04 Fee 50⁰⁰

Receipted Kaw 5/7/04 # E029805 Recommend: _____ approve _____ deny _____

Watermaster recommendation _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. TC-34-35

And said application is hereby APPROVED subject to the following limitations and conditions:

Witness my hand this 10th day of May 2004

Ronald D. Clark
For the Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR TEMPORARY CHANGE OF A)
WATER RIGHT 34-228A/8566)
34-360C/229 Dotzen Rod)

ORDER AUTHORIZING
TEMPORARY CHANGE TC-34-35

WHEREAS, a drought emergency has been declared for Custer
County to allow administrative actions to lessen the severe impacts of the drought
conditions in the counties; and

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a
drought emergency, the director of the Department of Water Resources ("Department")
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; and

WHEREAS, on 4/21/04, Meridith Dotzen Rod submitted the attached
Temporary Change Application TC-34-35 to the Department; and

WHEREAS, the Department has reviewed the application and has determined
the application can be approved with certain conditions;

ORDER

IT IS HEREBY ORDERED that the application is **APPROVED** subject to the
following conditions:

- 34-228A/8566
1. Diversion and use of right no(s). 34366 C 34-229 is authorized only
at the point of diversion and place of use described on the application.
 2. This temporary change approval does not authorize construction of a new
well as a new point of diversion.
 3. 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.
 4. This temporary change approval may only be used to provide a

ORDER AUTHORIZING
TEMPORARY CHANGE

TC-34-35

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.

34-228A/856G

5. Right(s) 34-360C/229 are limited to the irrigation of a total of 139 acres in a single irrigation season.
6. 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 written consent of such corporation or irrigation district.
7. 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.
8. 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.
9. The applicant shall measure the amount of water diverted and shall report the amount of water diverted under this approval.
10. The watermaster of Water District No. 34 is authorized to administer the temporary change approval.
11. This temporary change approval expires on 12/31/04 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 10th day of May, 2004.



RONALD D. CARLSON
EASTERN REGION MANAGER

State of Idaho
Department of Water Resources
Transfer of Water Rights

RECOMMENDATION OF WATERMASTER

Transfer Application No:

Water Right No(s): 34-00228A / 34-008566

Transfer Applicant's Name: Mike Dotzenrod
Watermaster's Recommendation:

- a) X I do not oppose approval of this application.
- b) I do not oppose approval of this application if it is conditioned as follows:
- c) I oppose approval of this application for the following reasons:
- d) Additional Comment:

Dated this 11th, day of May, 2004

Water District No: 34


Watermaster's Signature

2 Keith Wilson
IDWR - by 208.525.7177

4/22/04

TC-34-35

from: MADHAVI BRADFORD
588.2957.

Dear Keith,

Here is The 2nd page of The Temporary water transfer
from Meredith Dotenwood pertaining to water rights
340228A, 3400229, 3400360C, 34-008566.

I spoke to Bob Duke about submitting a water
master's report on This requested transfer. He said he
usually does them all ~~all~~ together after your office
has looked at them. I think that's what he said.
If you would like him to do something different
than that would you contact him at 588.3137?

I'll mail The original of This 2nd page to you
also.

Thanks for your help.

Sincerely,

Madhavi Bradford

2 pages total

Received
original
4/26/04

Idaho Department of Water Resources Receipt

Receipt ID E029805

Payment Amount Date Received Region Status

Payment Type Check Number

Payer

Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$50.00	TRANSFERS	0229	21	63105	1155


Signature Line (Dept. Representative)