

7/92

Ident. No. TC-21-02**2001**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TEMPORARY CHANGE APPLICATION
(To change point of diversion, place of use or purpose of use)

Name of applicant Loosli Farms c/o Brian Loosli Phone 808-652-3303
Post Office address 3127 E. 1100 N. Ashton, ID 83420

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 the reason(s) therefor We are drying up 200 acres in Sec 17 T8N R43E. Then we will irrigate 180-200 acres in Sec 5 T8N R42E. The new road is a pump (Black Springs pump #46095) that we have that has lost its priority water.

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

1. Right Number	Priority	Amount	Nature	Period of Use
<u>21-7132</u>	<u>7-14-1977</u>	<u>13.00</u>	<u>Irrigation</u>	<u>4-1</u> to <u>10-31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 13.00 cubic feet/second and/or _____ acre-feet per annum.

3. Source of water Ground water tributary to _____

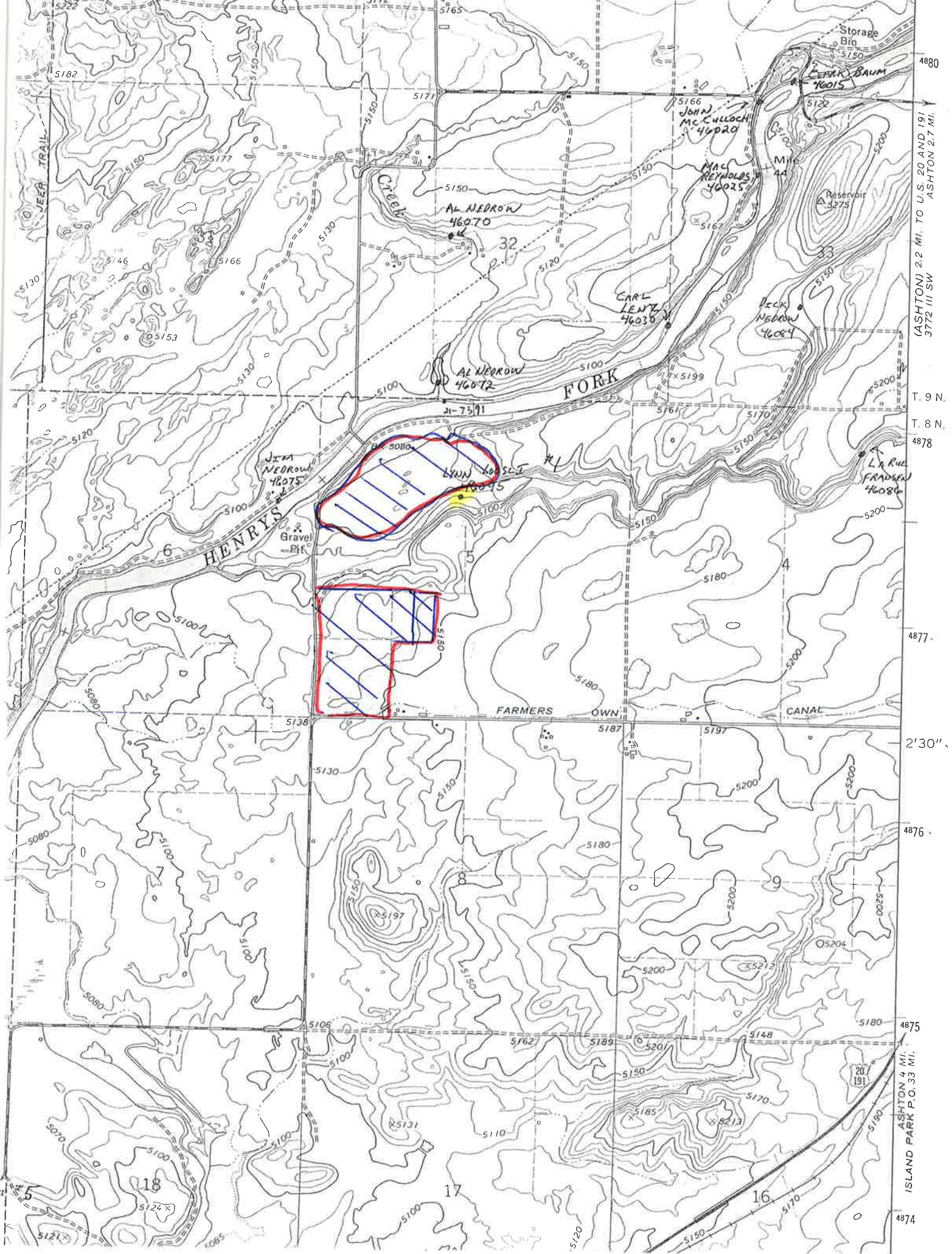
4. Point(s) of Diversion: Additional P.D.

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
<u>NEW</u>			<u>SE</u>	<u>NW</u>	<u>5</u>	<u>8N</u>	<u>42E</u>	<u>Premont</u>	<u>Lynn Loosli pump #46095</u>
<u>original</u>			<u>SW</u>	<u>NE</u>	<u>23</u>	<u>"</u>	<u>"</u>		
<u>"</u>			<u>SE</u>	<u>NW</u>	<u>8</u>	<u>8N</u>	<u>43E</u>		
<u>"</u>			<u>SW</u>	<u>SE</u>	<u>16</u>	<u>"</u>	<u>"</u>		
<u>"</u>			<u>SE</u>	<u>SE</u>	<u>17</u>	<u>"</u>	<u>"</u>		

5. 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	
<u>8N</u>	<u>42E</u>	<u>5</u>					<u>30</u>	<u>30</u>	<u>40</u>	<u>10</u>	<u>10</u>	<u>20</u>	<u>40</u>						<u>180</u> <u>200</u>

Part of 1640 acrs total * Total acres 200/180



BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR TEMPORARY CHANGE OF A)
WATER RIGHT 21-7132 IN THE NAME)
OF)
Lynn Loosli)

ORDER AUTHORIZING
TEMPORARY CHANGE
TC-21-02

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

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a drought emergency, the director of the Department of Water Resources (A 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 or temporary exchanges of water, as provided in section 42-240, Idaho Code, when the director determines that such changes can be accomplished in accordance with the provisions of section 42-222A, Idaho Code; and

WHEREAS, on July 18, 2001, the Applicant submitted the attached Temporary Change Application ("application") to the Department; and

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

WHEREAS, The applicant assumes all risk and is the responsible party if diversion and use of water under the temporary change approval causes injury to other water rights or constitutes an enlargement in use of the original right;

ORDER

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

1. Diversion and use of right no(s). 21-7132 (Part) is authorized only at the point of diversion and place of use described on the application or as otherwise approved in this order.
2. This temporary change approval does not authorize construction of a new well as a new point of diversion.
3. This temporary change approval may only be used to provide a

replacement water supply to lands or other uses that 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.

4. Right(s) 21-7132 (Port) are limited to the irrigation of a total of 180 acres in a single irrigation season.
5. 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.
6. 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.
7. 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.
8. The applicant shall measure the amount of water diverted and shall report the amount of water diverted under this approval. (If this condition or a similar one is used, describe the required frequency of measurement and when and where to report the amount of measured water).
9. The watermaster of Water District No. 01 is authorized to administer the temporary change approval.
10. This temporary change approval expires on 10-31-01 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 18th day of July, 2001.


AUTHORIZED PERSON
IDWR

Identification No. 21-7132
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Lynn Loosli &/or Curtis Loosli &/or Phone 652-3312 (Lynn)
post office address Ashton, Idaho 83420 &/or Leon Martindale
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 8N
Range 42E B.M. Fremont County; additional points of diversion if any: _____
The water will be pumped into the Falls River at a point within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 21, T. 8N, R. 42E and reddiverted at points within SE $\frac{1}{4}$ Sec. 23, 8N, R. 42E, SE $\frac{1}{4}$ Sec. 8, 8N, R. 43E from Falls River; SW $\frac{1}{4}$ SE $\frac{1}{4}$ 16, SESE, 17, T. 8N, R. 43E from Conant Creek.
/ b. If water is not consumed, it will be discharged into _____ at a point in _____
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 13.00 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 13.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, and pipeline

b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet; materials used in storage dam _____
Period of year during which storage will occur _____ to _____ (Mo. Day) inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 40,000.00.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____ or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8N	43E	8			20						40		20	40		40	40		200
		17	40	40	40	40	40		10	30	20				40	30		10	340
		16	40	40	40	40	40	40	40	40	40	40	25	10	15	40	10		500
8N	42E	21			40	40			40	40	40	40			40	40			320
		22													40	40		40	120
		23									40	40	40	40					160

Total number of acres to be irrigated 1,640

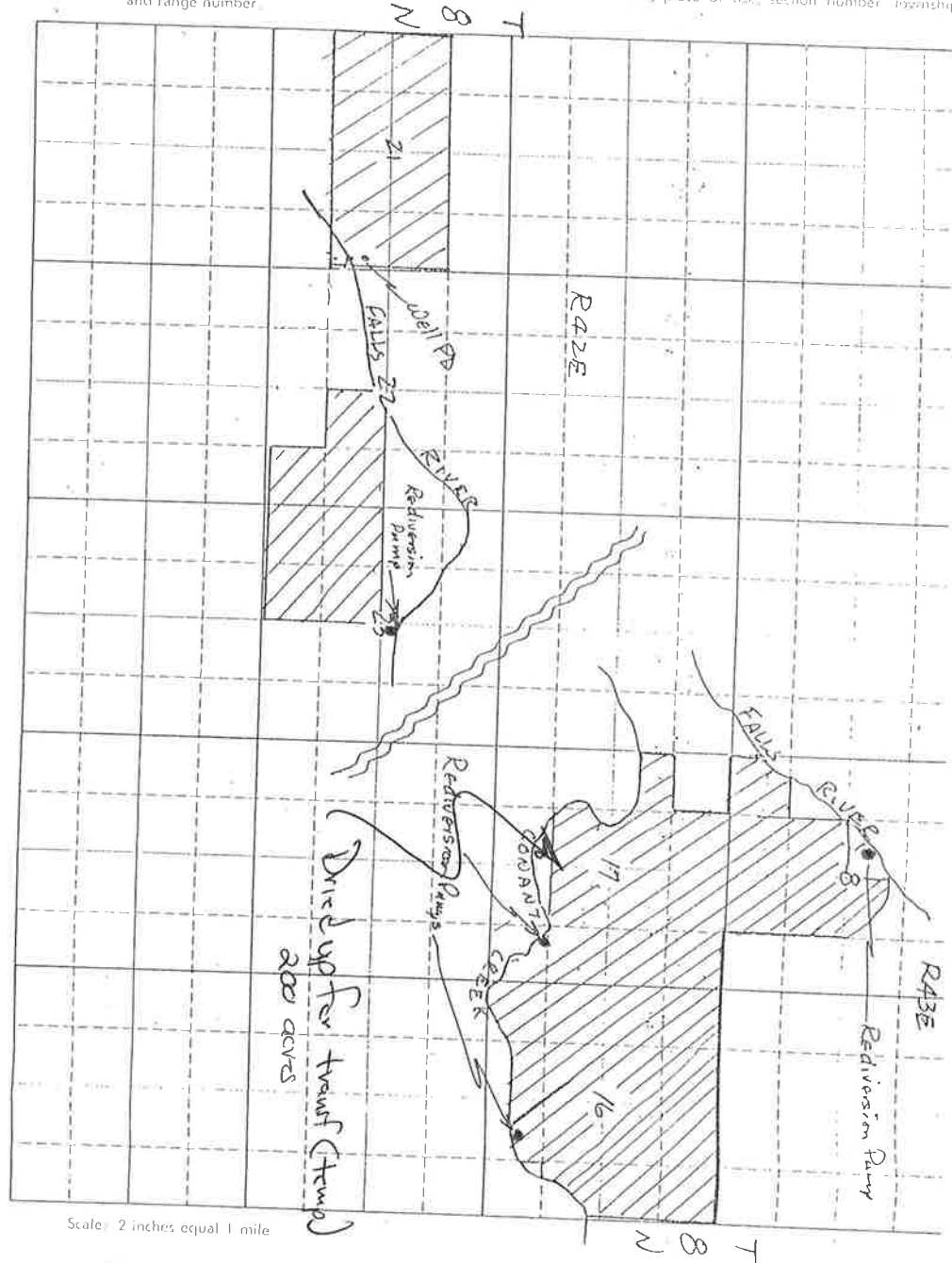
c. Describe any other water rights used for the same purposes as described above.

Application 21-7048, 21-7030, 21-2035

9. a. Who owns the property at the point of diversion Applicants
 b. Who owns the land to be irrigated or place of use Applicants, R. Sturm, M. Mondale & B. Oberhansley
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Long term leases

10. Remarks This application is filed to be supplemental to existing water rights.

1. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

[Signature]
(Applicant)