

RCES

2005

ATION

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

Name of Applicant Island Canal Co. Phone (208) 745-6482

Post Office Address 3810 E. 850 N. Rigby, Id. 83442

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) thereof Long Island needs additional storage. Island would get less benefit out of their remaining storage than would Long Island. The Island on the other hand cannot continue irrigating w/ remaining rights being filled

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

1. Right Number 00113C Priority 6/1/1884 Amount (cfs/ac-ft) 58.96 Nature of Use irrigation Period of Use July 25
01-00114C to Oct 1
to
to
to
2. Total amount of water being transferred 58.96 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water SNAKE RIVER tributary to ESPA
4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total Acres 3770

6. General Information:

TC-01-67

- a. Who owns the water right to be changed? Long Island Canal Co.
- b. Describe the arrangement allowing use of the right Agreement where by Island stored water is made available to Long Island
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
1000 acres of land within Long Island system will no longer receive Long Island water after approval
- d. Has the water right sought to be transferred been used this year? Yes If yes, explain. The Snake River watermaster distributes all water rights in Priority
- e. Absent the changes, how would the right be used for the remainder of the year? Diverted through the Long Island system
- f. Describe other water rights used for the same purpose.
West Labelle & Long Island Comingle 15 other rights
- g. Remarks: This transfer will allow some pump diversions in Long Island to be provided storage while saving production w/in Island system. Temporary change of 1500af from Island to Long Island

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.

Fred Hansen Pres. Island Canal
Elyde R Beck Long Island
(Signature of applicant)

FOR DEPARTMENT USE ONLY

Received by Kaw Date 7/26/05 Fee \$ 50.00

Receipted Kaw # E031091 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-01-67

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

This temporary transfer shall be effective starting July 26
water right 01-00113C-58.96cfs will be transferred
to the Island for the remainder of the 2005 season.
in exchange 1500 AF of Island storage will be available to

Witness my hand this 26th day of July 2005 Long Island.

Ronald P. 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 01-113C)
_____)
_____)

**ORDER AUTHORIZING
TEMPORARY CHANGE**

TC-01-67

WHEREAS, 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; 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 or temporary exchanges of water authorized under 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 July 26, 2005, Island Canal Co submitted the attached Temporary Change Application TC-01-67 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:

1. Diversion and use of right no(s). 01-113C 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 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.

ORDER AUTHORIZING
TEMPORARY CHANGE

TC-01-67

5. Right(s) 01-113 C are limited to the irrigation of a total of 3760 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 applicants agree 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 is subject to all conditions and limitations listed on the application under the section titled "ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES"
10. The applicant shall measure the amount of water diverted and shall report the amount of water diverted under this approval.
11. The Water master of Water District No. 01 is authorized to administer the temporary change approval.
12. This Temporary change approval expires on OCTOBER 1, 2005 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 26th day of July, 2005


Ronald D. Carlson
Eastern Regional Manager

IDAHO DEPARTMENT OF WATER RESOURCES

Current Owner ISLAND IRRIGATION CO,
 3829 E MENAN LORENZO HWY
 RIGBY, ID 83442
 (208)745-7549

TC-01-56

Place of Use IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 38E 13											30.0					30.0	60.0
05N 38E 23	20.0			22.0			14.0		40.0	34.0	32.0	40.0	40.0	40.0	40.0	37.0	359.0
05N 38E 24	40.0	40.0	40.0	35.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0	36.0	40.0	38.0	619.0
05N 38E 25	20.0	40.0	40.0	40.0	35.0	40.0	40.0	40.0	33.0	35.0	3.0		25.0	14.0			405.0
05N 38E 26	36.0	34.0			40.0		4.0	18.0									132.0
05N 39E 19				10.0	6.0	30.0	40.0	10.0	40.0	40.0	30.0	40.0	40.0	40.0	40.0	40.0	406.0
05N 39E 20											15.0						15.0
05N 39E 28						10.0			20.0	30.0	40.0	32.0		5.0	20.0	5.0	162.0
05N 39E 29	12.0	20.0	40.0	40.0	40.0	38.0	38.0	40.0	40.0	35.0	36.0	40.0	40.0	40.0	40.0	35.0	574.0
05N 39E 30	40.0	35.0	40.0	40.0	40.0	35.0	40.0	40.0	30.0	20.0		15.0	40.0	40.0	35.0	38.0	528.0
05N 39E 31	27.0	19.0															46.0
05N 39E 32	40.0	37.0	40.0	35.0	35.0	40.0		10.0									237.0
05N 39E 33	5.0	10.0	32.0	15.0	30.0	40.0	40.0	25.0					10.0				207.0
05N 39E 34						5.0				5.0							10.0

Total Acres: 3760

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-81C

WATER RIGHT NUMBER: 1-81C

TC-01-56

Owner TypeName and Address

Current Owner

ISLAND IRRIGATION CO, 3829 E MENAN LORENZO HWY, RIGBY, ID 83442
(208)745-7549

Priority Date: 06/01/1886

Basis: Decreed

Status: Active

SourceTributary

DRY BED

SNAKE RIVER

Beneficial UseFrom ToDiversion RateAnnual Volume

IRRIGATION

4/01 to 11/01

14.560 CFS

Total Diversion: 14.560 CFSLocation of Point(s) of Diversion

DRY BED SW1/4NE1/4SE1/4

Sec. 10, Twp 04N, Rge 39E, B.M.

JEFFERSON County

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 38E 13											30.0				30.0		60.0
05N 38E 23	20.0			22.0			14.0		40.0	34.0	32.0	40.0	40.0	40.0	40.0	37.0	359.0
05N 38E 24	40.0	40.0	40.0	35.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0	36.0	40.0	38.0	619.0
05N 38E 25	20.0	40.0	40.0	40.0	35.0	40.0	40.0	40.0	33.0	35.0	3.0		25.0	14.0			405.0
05N 38E 26	36.0	34.0			40.0		4.0	18.0									132.0
05N 39E 19				10.0	6.0	30.0	40.0	10.0	40.0	40.0	30.0	40.0	40.0	40.0	40.0	40.0	406.0
05N 39E 20											15.0						15.0
05N 39E 28						10.0			20.0	30.0	40.0	32.0		5.0	20.0	5.0	162.0
05N 39E 29	12.0	20.0	40.0	40.0	40.0	38.0	38.0	40.0	40.0	35.0	36.0	40.0	40.0	40.0	40.0	35.0	574.0
05N 39E 30	40.0	35.0	40.0	40.0	40.0	35.0	40.0	40.0	30.0	20.0		15.0	40.0	40.0	35.0	38.0	528.0
05N 39E 31	27.0	19.0															46.0
05N 39E 32	40.0	37.0	40.0	35.0	35.0	40.0		10.0									237.0
05N 39E 33	5.0	10.0	32.0	15.0	30.0	40.0	40.0	25.0					10.0				207.0
05N 39E 34						5.0				5.0							10.0

Total Acres: 3760

Conditions of Approval:Remarks:

1. General TRANSFER P/D #137, 420, 611. CANAL ORIGINALLY WAS DIVERTED DIRECTLY FROM THE SNAKE RIVER IN SEC 34 OF T5N, R39E. IN 1929 A RIGHT-OF-WAY WAS ACQUIRED AND A POINT OF DIVERSION WAS ESTABLISHED ON THE GREAT FEEDER ALMOST DUE SOUTH OF THE ORIGINAL HEAD ON THE SNAKE RIVER. THIS IS THE PRESENT LOCATION. AT THE HEAD, THERE IS AN INCOMING CHANNEL FROM THE GREAT FEEDER WITH THREE GATES, SIDE BY SIDE, EACH 6' WIDE, WITH A CHECK AND SPILLWAY BELOW. OTHER WATER RIGHTS: DONNEL WEBER FARM; 61 ACRES IN SEC 23 OF T5N R38E, NESW, SWSW, AND SESW. WATER RIGHT ON HY POOLE SLOUGH. CANAL WATER TO DUMP IN SLOUGH. DIVERTED FROM HY POOLE SLOUGH. JERRY HALL FARM; #A25-04095, 56.8 ACRES IN NE OF SEC 25, T5N, R38E. WATER RIGHT ON SPRING, TRIBUTARY TO HY POOLE SLOUGH. DIVERTED FROM HY POOLE SLOUGH. GARTH HALL FARM; NESE AND SENE OF SEC 25, T5N, R38E. 37 ACRES IRRIGATED WITH LONG ISLAND WATER OR ISLAND IRRIGATION CO. WATER.

Dates and Other Information:

Claim Received Date: 11/30/1988

State or Federal: S

Water District Number: 01

DIVERSION# NAME

Priority	CFS	Cumulative CFS	Water Right Number	Comments
13038225 West Labelle & Long Island (includes diversions 13038340, 13038372, & 13038373)				
1880-06-11	38.520	38.520	01-00109G	Long Island Irrigation
1881-06-01	58.970	97.490	01-00110E	Long Island Irrigation
1882-06-01	58.960	156.450	01-00111E	Long Island Irrigation
1883-06-01	58.980	215.430	01-00112E	Long Island Irrigation
1884-06-01	29.200	244.630	01-00080C	Independent Irrigation
1884-06-01	58.970	303.600	01-00113C	Long Island Irrigation
1884-06-01	5.000	308.600	25-00251B	Long Island Irrigation
1884-06-01	0.600	309.200	25-00252A	Long Island Irrigation
1884-06-01	2.600	311.800	25-00252B	Long Island Irrigation
1884-06-01	5.000	316.800	25-00253	Long Island Irrigation
1884-06-01	2.400	319.200	25-00254	Long Island Irrigation
1884-06-01	1.200	320.400	25-00255	Long Island Irrigation
1885-06-01	58.970	379.370	01-00114C	Long Island Irrigation
1885-06-01	109.325	488.695	01-00195G	West Labelle Irrigation
1886-06-01	39.358	528.053	01-00115U	Long Island Irrigation
1916-01-22	28.000	556.053	01-00239	West Labelle Irrigation
1916-01-22	10.000	566.053	01-00246	Long Island Irrigation
1939-04-01	35.000	601.053	01-00317	Long Island Irrigation
1939-04-01	35.000	636.053	01-00331	West Labelle Irrigation

13038305 Parks & Lewisville Canal

1883-06-01	19.857	19.857	01-00143A
1884-06-01	19.848	39.705	01-00142A
1885-06-01	99.257	138.962	01-00144A
1888-06-01	209.558	348.520	01-00145C
1916-01-22	84.000	432.520	01-00240

13038315 North Rigby Canal

1883-06-10	50.000	50.000	01-00138
1916-01-22	30.000	80.000	01-00238

13038360 Bramwell Canal

1888-06-01	8.800	8.800	01-00362	Combined with Ellis Canal 13038362.
1888-06-01	4.800	13.600	01-00363	Combined with Ellis Canal 13038362.
1909-02-20	15.600	29.200	01-00293	Combined with Ellis Canal 13038362.
1916-01-22	2.000	31.200	01-00257	Combined with Ellis Canal 13038362.
1939-04-01	4.000	35.200	01-00300	Combined with Ellis Canal 13038362.

13038365 Fresh Pac Pump

1888-06-01	2.000	2.000	01-00286A
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13038387 Nelson Pump

1900-04-30	0.180	0.180	01-00125A
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TC-01-56

Adjudication Claim Report 1-113C

Name and Address

LONG ISLAND IRRIGATION CO

Status: Active

Tributary

SNAKE RIVER

Annual Volume

Total Diversion: 58.970 CFS

JEFFERSON County

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	37E	1	40.8 L 1	37.0 L 2	33.0	31.0	30.0 L 3	40.7 L 4	20.0	1.0	18.0	17.0	20.0	4.0	2.0	27.0	4.0	325.5	
04N	37E	2	40.7 L 1	40.7 L 2	40.0	40.0	40.6 L 3	40.5 L 4	40.0	40.0	40.0	40.0	40.0	35.0	39.0	36.0	4.0 32.0	588.5	
04N	37E	3													39.0	7.0	34.0 40.0	120.0	
04N	37E	11					18.0	24.0										42.0	
04N	38E	2					5.0	30.0										35.0	
04N	38E	3	30.0 L 1	39.0 L 2	37.0		38.0 L 3	30.0 L 4		25.0		4.0			3.0			206.0	
04N	38E	4	25.0 L 1	39.0 L 2	37.0		40.5 L 3	40.5 L 4	40.0	40.0	21.0	17.0	3.0	15.0		3.0		321.0	
04N	38E	5	40.7 L 1	40.7 L 2	28.0	40.0	9.0 L 3	4.0 L 4		5.0					15.0			182.4	
04N	38E	6	12.0 L 1	36.0 L 2			27.0 L 3	31.0 L 4		10.0								116.0	
04N	39E	4						13.0 L 4										13.0	
05N	37E	13									38.0	16.0	40.0	40.0	40.0	40.0	40.0	294.0	
05N	37E	14											20.0 L 5		18.0 L 7	19.0	40.0 L 6 40.0	137.0	
05N	37E	22											6.0				24.0 L 5 9.0 L 6	39.0	
05N	37E	23	40.0	40.0	40.0	40.0									40.0	40.0	40.0 40.0	320.0	
05N	37E	24	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0 40.0	640.0	
05N	37E	25	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0 40.0	640.0	
05N	37E	26	40.0	40.0	40.0	40.0	40.0	40.0	13.0 L 1	37.0 L 2	22.0 L 5			9.0 L 8	40.0 L 3	40.0 L 4	40.0 40.0	481.0	
05N	37E	27	40.0	40.0	40.0	40.0	28.0 L 2	5.0 L 3	5.0 L 4	40.0	40.0 L 5	40.0	10.0	29.0 L 5	40.0 L 20	40.0 L 6	30.0 L 16 17.0 L 17	484.0	
05N	37E	28	10.0 L 5		20.0 L 13										12.0 L 14			42.0	
05N	37E	35	40.0	40.0	40.0	40.0	32.0 L 1	6.0 L 2	2.0 L 2	30.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	550.0	
05N	37E	36	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0	
05N	38E	7										30.0 L 10						30.0	
05N	38E	17										8.0 L 9						8.0	
05N	38E	18			10.0 L 17	10.0 L 17	22.0 L 7	40.0 L 8	40.0 L 9	34.0 L 10	40.0 L 13	40.0 L 5	40.0 L 6	40.0 L 4	27.0 L 11	40.0 L 12	40.0 L 14 40.0 L 15	463.0	
05N	38E	19	40.0	40.0	40.0	40.0	40.0	38.8 L 1	38.9 L 2	40.0	40.0	38.8 L 3	38.9 L 4	40.0	40.0	40.0	40.0	635.4	
05N	38E	20	9.0	13.0	40.0	40.0	13.0	32.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	547.0	
05N	38E	21			13.0	32.0		3.0	37.0	27.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	432.0	
05N	38E	22							22.0	6.0	40.0	40.0	40.0	40.0				188.0	
05N	38E	25									15.0	5.0	38.0	40.0	12.0	24.0	40.0 40.0	214.0	
05N	38E	26	33.0		4.0	40.0		38.0	34.0	20.0	40.0	40.0	40.0	40.0	40.0	38.0	40.0 40.0	487.0	
05N	38E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0 40.0	640.0	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-113C

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 38E 28	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
05N 38E 29	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
05N 38E 30	40.0	40.0	40.0	40.0	40.0	39.0	39.1	40.0	40.0	39.3	39.3	40.0	40.0	40.0	40.0	40.0	636.7
						L 1	L 2				L 3	L 4					
05N 38E 31	40.0	40.0	40.0	40.0	40.0	39.4	39.3	40.0	40.0	39.3	39.3	40.0	40.0	40.0	40.0	29.0	626.3
						L 1	L 2				L 3	L 4					
05N 38E 32	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	10.0	39.0	40.0	40.0	40.0	40.0	609.0
05N 38E 33	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
05N 38E 34	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
05N 38E 35	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		28.0	588.0
05N 38E 36	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	36.0	5.0		10.0	40.0			451.0
05N 39E 30									10.0	23.0	36.8	20.0					89.8
										L 3	L 4						
05N 39E 31	10.0	22.0	37.0	17.0	40.0	36.7	36.5	40.0									239.2
05N 39E 32						3.0	8.0		25.0	20.0			40.0	40.0	40.0	40.0	216.0
05N 39E 33									40.0	40.0	40.0	25.0					145.0

Total Acres: 16021.8

Conditions of Approval:

1. THIS CLAIM WAS ORIGINALLY FILED AS A PORTION OF 01-113E.
2. SEE NOTICE OF CLAIM A01-00109G FOR MAP OF SERVICE AREA.
THE LONG ISLAND IRRIGATION CO. HAS THE AUTHORITY TO CLAIM THIS WATER THROUGH THE OWNERSHIP OF LANDS BY THE STOCKHOLDERS OF THE COMPANY.
LANDS SERVICED BY INDEPENDENT CANAL CO., BEAR TRAP CANAL AND DEER PARKS CANAL ALSO RECEIVE WATER THROUGH THE LONG ISLAND IRRIGATION CANAL AND THEREFORE, ARE INCLUDED IN THE ABOVE LAND LIST.

Remarks:Comments:Dates and Other Information:

Claim Received Date: 3/17/2004

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Water Supply Bank: