

RECEIVED

JUL 29 2013

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEPARTMENT OF
WATER RESOURCES

TEMPORARY CHANGE APPLICATION

TC-01-84

(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 Burgess Canal & Irrigating Co Phone 243-2516
Mailing Address PO Box 536, Rigby, ID 83442 Email _____

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. _____
Putting 1-138 into Burgess Canal from 12:01 a.m. on July 27 until 12:01 a.m. on August 3 for drought relief. After
this period the water right will revert back to the North Rigby Canal.

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

1. Right Number Priority Amount Nature of Use Period of Use
(cfs/ac-ft)
1-138 6/10/1883 50.00 cfs Irrigation 7/27 to 8/2
_____ to _____
_____ to _____
_____ to _____

2. Total amount of water being transferred 50.00 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Snake River tributary to Columbia River

4. Point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag number
4N	40E	20			SE	SW	Jefferson	Snake River	Burgess Canal

5. Lands irrigated or place of use: WITHIN SERVICE AREA OF BURGESS CANAL + IRR C.

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 1005

6. General Information:

- a. Who owns the water right to be changed? North Rigby Irrigation & Canal Co
- b. Describe the arrangement allowing use of the right. Verbal agreement in which both parties are satisfied with the terms.
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
North Rigby lands will not be irrigated during the transfer period.
- d. Has the water right sought to be transferred been used this year? ☒ Yes ☐ No If yes, explain. Used on shareholders land.
- e. Absent the changes, how would the right be used for the remainder of the year? Used on shareholders land.
- f. Describe other water rights used for the same purpose. 1-29, 1-31, 1-32, 1-33, 1-35P, 1-117P, 1-10093
- 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.

Roger W. Stucky President 7-24-13
Signature of Applicant Date
Robert L. Coyle President NRICC

FOR DEPARTMENT USE ONLY

Received by MH Date 7/24/2013 \$50 fee receipted by JPB Receipt No. E038924
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-01-84, and said application is hereby _____, subject to the following limitations and conditions:

Temporary Change Expiration Date _____

Signed this _____ day of _____, _____.

For the Director