

RECEIVED
JUL 16 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

TC 37-71

(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 Serry Cenarrusa Phone (208) 731-4666
Mailing Address PO Box 164, Carey, ID 83320 Email (208) 823-4633
NA

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. To irrigate land that is short of water this season.

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

1. Right Number 37-2578 Priority 8/30/1953 Amount 2.74 cfs Nature of Use irrigation Period of Use 7/15 to 10/31

2. Total amount of water being transferred 2.74 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water ground water tributary to _____

4. Point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag number
01N	22E	02			SE	SE	Blaine	Ground water	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	22E	11	5.9																5.9
1N	22E	12						24.6											24.6
1N	22E	1										3.7							3.7
1N	22E	2															24.5		24.5
2N	22E	25		23.6	33.3	4	3.7			8.4	17.7				31	34.2		6	161.9

Total Acres 220.6

6. General Information:

- a. Who owns the water right to be changed? Gary and Barbara Carney
- b. Describe the arrangement allowing use of the right. lease on property
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
Land will not be irrigated unless identified by this application.
- d. Has the water right sought to be transferred been used this year? ☒ Yes ☐ No If yes, explain. Well has been used for a portion of the existing right
- e. Absent the changes, how would the right be used for the remainder of the year? Unknown, temporary transfer moves water to more efficient acres.
- f. Describe other water rights used for the same purpose. reservoir and decree water
- g. Remarks: Last year approved 2012 TC-37-61³⁷⁻⁷⁸¹

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.

Gary Carney
Signature of Applicant

7/15/13
Date

FOR DEPARTMENT USE ONLY

Received by N. Ericksen Date 7/15/13 \$50 fee received by N. Ericksen Receipt No. SO33382
Recommend: ☒ approve ☐ deny Watermaster recommendation APPROVED (would use copy of app)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. TC 37-71, and said application is hereby approved, subject to the following limitations and conditions:

See attached Order dated 7/29/2013

Temporary Change Expiration Date 10/31/13

Signed this 29th day of July, 2013

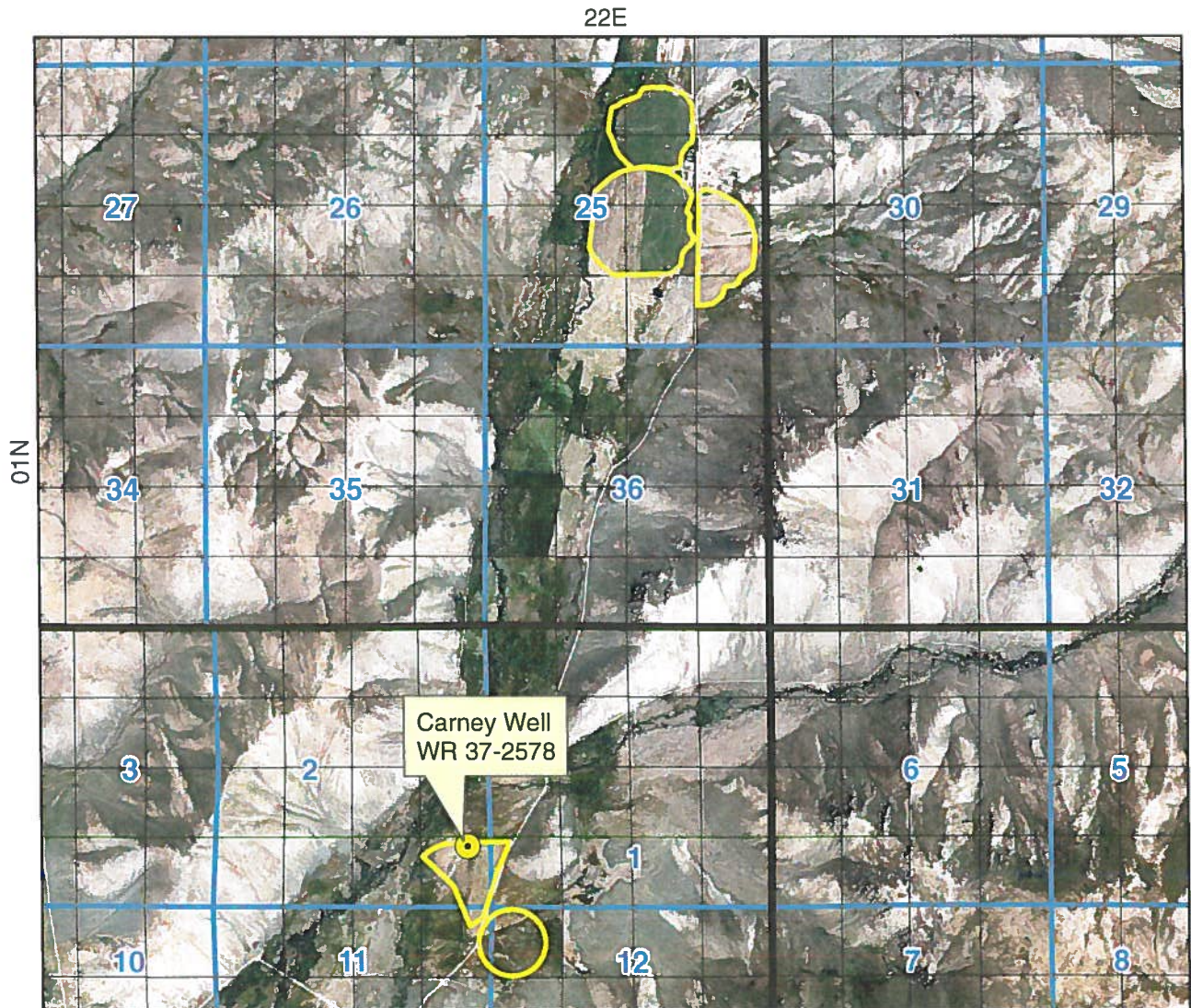
[Signature]
For the Director

State of Idaho
Department of Water Resources

Attachment To Temporary Water Right Change Application

Ground Water right to be used 37-2578 (POD)
Surface Water right is insufficient due to drought (POU)

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.425 0.85 1.7 Miles

-  Point of diversion
-  Place of use
-  Townships
-  PLS Sections
-  Quarter Quarters



IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2578

WATER RIGHT NUMBER: 37-2578

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	VERL W SIMPSON BOX 05 STOCKING RD CAREY, ID 83320 (208)823-4533
Previous Owner	BARBARA J CARNEY 225 N 1250 W PAUL, ID 83347 (208)438-5348
Current Owner	LLOYD RICHINS 2809 E 550 S PAUL, ID 83347 (208) 431-2785
Original Owner	MAXINE SIMPSON BOX 05 STOCKING RD CAREY, ID 83320 (208)823-4533
Previous Owner	GARY CARNEY 225 N 1250 W PAUL, ID 83347 (208)438-5348
Current Owner	POLLY CARNEY 291 S 2800 E PAUL, ID 83347 (208)438-2400
Current Owner	PAUL CARNEY 291 S 2800 E PAUL, ID 83347 (208)438-2400
Current Owner	DEANN RICHINS 2809 E 550 S PAUL, ID 83347 (208) 431-2785
Current Owner	MARK WILLIAMS 622 S 45 LANE W RUPERT, ID 83350
Current Owner	SUSAN WILLIAMS 622 S 45 LANE W RUPERT, ID 83350

Priority Date: 08/30/1955

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	2.740 CFS	850.50 AF
	<u>Total Diversion:</u>	2.740 CFS	850.50 AF

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 37-2578

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4	Sec. 11, Twp 01N, Rge 22E, B.M.
BLAINE County		
GROUND WATER	SE1/4SE1/4	Sec. 2, Twp 01N, Rge 22E, B.M.
BLAINE County		
GROUND WATER	SW1/4SW1/4	Sec. 1, Twp 01N, Rge 22E, B.M.
BLAINE 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	
01N	22E	1											13.0						13.0
01N	22E	2															24.0	40.0	64.0
01N	22E	11	32.0	40.0			26.0			38.0	17.0								153.0
01N	22E	12						13.0											13.0

Total Acres: 243

Conditions of Approval:

1. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
2. 104 If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
3. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. T07 The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
5. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. X35 Rights 37-758, 37-760, 37-761A, 37-763, 37-764, 37-1163, and 37-2578 when combined shall not exceed the irrigation of 270 acres.
7. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 067 The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2578

9. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
10. 214 Prior to the diversion and use of water under Transfer approval 78392, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

Remarks:Comments:

1. amerritt 3/28/2013 12:42:40 PM Transferred Right
Comment: This is now an approved transfer. Transfer Number = 78392
2. wmills 2/22/2013 4:42:33 PM Updated Shape
Comment: Updated PODShape
3. nerickson 5/24/2012 9:53:34 AM POD
Comment: Updated Shape
4. nerickson 5/24/2012 9:54:01 AM POD
Comment: Updated Shape
5. nerickson 5/24/2012 9:58:00 AM POU
Comment: Updated Shape
6. nerickson 6/12/2012 8:38:27 AM POD
Comment: Updated Shape
7. nerickson 6/12/2012 8:39:59 AM POD
Comment: Updated Shape
8. nerickson 6/12/2012 8:43:51 AM POU
Comment: Updated Shape
9. nerickson 6/12/2012 9:05:54 AM POU
Comment: Updated Shape
10. amerritt 7/12/2012 3:32:38 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 77954

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2578

Dates and Other Information:

Licensed Date:

Decreed Date: 5/11/2009

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate Per Acre: 0.02

Generic Max Volume Per Acre: 3.5

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

Erickson, Nathan

From: Paul Carney [carnkend@safelink.net]
Sent: Thursday, July 18, 2013 5:09 PM
To: Erickson, Nathan
Subject: Re: Permission for water rights usage

Nathan, I have gave Jerry Cenerossa permission to use our well on the Fish Creek Ranch this year (2013) to supplement water for his farm elsewhere.
Regards Paul Carney

I tried to email you twice but it got returned as no recipient here's the addresses I used: <nathan.erikson@idwr.idaho.gov>
then I tried this-- nathanerickson@idwr.idaho.gov

I see the problems now, no C and then no dot.

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JUL 18 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION

----- Original Message -----

From: Erickson, Nathan
To: Paul Carney
Sent: Thursday, July 18, 2013 7:54 AM
Subject: Permission for water rights usage

Paul,

Recently Jerry Cenarrusa filed an application for a temporary change of water right from your well above Fish Creek Reservoir under Water Right 37-2578. The Department needs to receive some type of authorization from you (the owner) in order to process the temporary change. Last year a similar change was made and you responded with the attached email. If you could please provide some information if you are authorizing this change it would be appreciated. If you have any questions please call me at 736-3033.

Thank you,

Nathan

Senior Water Resource Agent

IDWR Sothern Region

<<2012 permission.pdf>> <<2013 application.pdf>>