

TC-37-68

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 03 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION

TEMPORARY CHANGE APPLICATION

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

Name of Applicant C. Emolyneux Pros P+C Phone 208-539-4102Mailing Address 801aid law Park Road Carey Idaho Email @andkullolyneux@hotmail
83320

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 Change POU on 105 of 330
total acres to water alfalfa hay after fish creek water (deeded
and shares) runs out.

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
37.2740	7.11.66	1.29	IRR	4.01 to 11.01
				to
				to
				to

2. Total amount of water being transferred 1.29 cubic feet per second and/or 367.5 acre-feet per annum.

3. Source of water ground water tributary to _____

4. Point(s) of Diversion:

Ident No.	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NW	NW	SW	16	1S	22E	Blaine	Big well A0004608
		SE	NE	SW	4	1S	22E	Blaine	Little well A0004609

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1S	22E	17				37													37
		16														34	34		68

Total Acres 105

6. General Information:

- a. Who owns the water right to be changed? applicant
- b. Describe the arrangement allowing use of the right applicant is leasing lands on which water will be transferred.
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
land will not be irrigated
- d. Has the water right sought to be transferred been used this year? YES If yes, explain. used to irrigate barley which will be finished this week.
- e. Absent the changes, how would the right be used for the remainder of the year? would not be used
- f. Describe other water rights used for the same purpose.
Fish Creek Res Shares ~~and decided to~~
- g. Remarks: This right is in a PPU - the 330 acres actively irrigated are all within Secs 15, 16 & 17.

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.

@TC9m

(Signature of applicant)

FOR DEPARTMENT USE ONLY

Received by cy Date 7.3.13 Fee \$50-

Received cy # S033360 Recommend: ☒ approve ☐ deny

Watermaster recommendation OK - wells are metered and reported cy.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

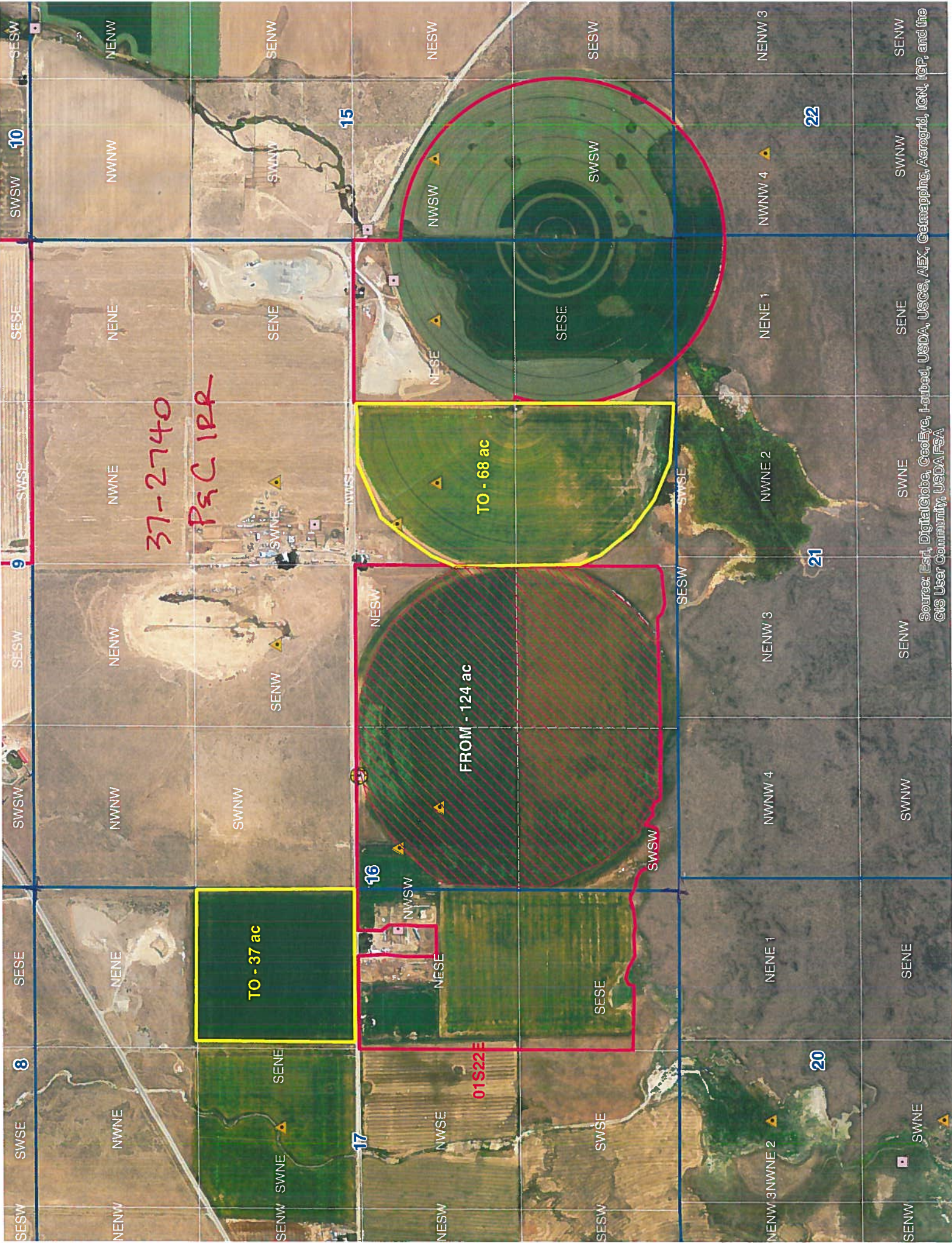
This is to certify that I have examined Temporary Change Application No. TC-37-68

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

See Attached Order dated 7/3/13.

Witness my hand this 3rd day of July, 2013

AS Martin
For the Director



Source: Esri, DigitalGlobe, GeoEye, Earthstar (Earthstar), IGN, Intermap, Inc., Swire Hong Kong, USDA, USGS, AeroGRID, IGN, IGP, and the GIS User Community, USDA FSA.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2740

WATER RIGHT NUMBER: 37-2740

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	SPECK & AANESTAD C/O JAMES P SPECK PO BOX 987 KETCHUM, ID 83340 (208)726-4421
Current Owner	P & C IRRIGATION ASSN INC C/O JAMES P SPECK HOGUE SPECK & AANESTAD PO BOX 987 KETCHUM, ID 83340 (208)726-4421

Priority Date: 07/11/1966

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> _____ <u>To</u> _____	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	4.060 CFS	1,155.00 AF
	<u>Total Diversion:</u>	4.060 CFS	1,155.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4SW1/4	Sec. 16, Twp 01S, Rge 22E, B.M.
BLAINE County		
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 4, Twp 01S, 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	32									10.0				26.0	17.0	35.0	38.0	126.0
01N	22E	33									6.0	16.0	40.0	34.0			17.0	8.0	121.0
01S	22E	3										24.0	34.0						58.0
01S	22E	4									33.0	43.0	33.0	38.0	43.0	35.0	30.0	37.0	292.0

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2740

01S 22E 5					43.0	43.0	33.0	33.0		152.0
					L 1	L 2				
01S 22E 9							38.5	39.0		77.5
01S 22E 15					37.0	1.0				38.0
01S 22E 16					39.0	39.0	30.5	37.0	39.0	223.0
01S 22E 17							31.5		25.0	56.5
01S 22E 21		8.5								8.5
		L 1								
01S 22E 22				3.5						3.5
				L 4						

Total Acres: 1156

Conditions of Approval:

1. S07 USE OF THIS RIGHT IS COMBINED WITH WATER FROM CAREY VALLEY RESERVOIR CO.
2. PURSUANT TO APPROVED TRANSFER NO. 4213:
 1. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE FOR THE LANDS ABOVE.
 2. THE RIGHT HOLDER SHALL INSTALL A TOTALIZING MEASURING DEVICE ACCEPTABLE TO THE DEPARTMENT AT ALL AUTHORIZED POINTS OF DIVERSION WHICH WILL ALLOW DETERMINATION OF THE TOTAL RATE OF DIVERSION AND TOTAL DIVERSION VOLUME.
3. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 330 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2740

Dates and Other Information:

Licensed Date:
Decreed Date: 5/9/2003
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number: 130
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank: