

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXCHANGE OF WATER

Under the provisions of Section 42-240, *Idaho Code*, any person holding a surface water right may apply to exchange such water for the use of water from the same source or a different surface water source. Surface water right holders may also apply to exchange for the use of water authorized for diversion under one or more other valid water rights from the same source or a different surface water source.

1. INFORMATION ABOUT THE APPLICANT

Applicant GAIL D. ANDREWS Telephone No: (208) 756-2743
(Name of Applicant)
37 17-MILE ROAD; SAUMEN, IDAHO; 83467 Email: N/A
(Mailing Address) (Zip Code)

Applicant's Water Right(s) to be exchanged 74-15235
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

2. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion if the applicant proposes to exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for the applicant's right. If more space is needed, please attach another sheet containing information about each co-applicant.

Co-applicant N/A Telephone No: _____
(Name of Co-applicant)

(Mailing Address) (Zip Code) Email: _____

Co-applicant's Water Right(s) to be exchanged N/A
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

3. EXCHANGE AGREEMENT -- Attach a copy of the written agreement between the applicant and the co-applicant(s). N/A

4. EXCHANGE INFORMATION -- Complete Part A or Part B to explain how the proposed exchange will operate.

Part A -- For an exchange involving two or more water right holders. N/A

The applicant proposes to divert N/A cfs and/or _____ acre feet per year of water authorized to be diverted under the co-applicant's water right(s) listed above at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional points of diversion, if any: _____
In exchange for authorization to divert water as described above, _____ cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (complete 1 or 2 below):

1. made available to the co-applicant for diversion at N/A $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.
Additional points of diversion, if any: _____

OR

2. released from storage by the co-applicant into N/A at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Part B-- For an exchange involving only the applicant's water right(s).

The applicant proposes to divert 0.140 cfs and/or _____ acre feet per year of water at NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____ Sec. 31 Township 20N Range 24E B.M., LEMHI County. Additional points of diversion, if any: _____

In exchange for authorization to divert water as described above, 0.140 cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (complete 1 or 2 below):

1. diverted from _____ at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County and injected into _____ at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

OR

2. released from storage by the applicant into KENNEY Ck at SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____ Sec. 29 Township 20N Range 24E B.M., LEMHI County.

Additional Explanation -- Attach additional sheets if necessary.

Please see attached letter.

If this exchange is not intended to be a permanent arrangement, please describe the circumstances under which the proposed exchange will terminate. Please see attached letter

5. MAPS -- Attach two maps, one showing the water right(s) as it is (they are) now used, and another showing how the water right(s) will be used under the proposed exchange. Each map should be on an 8 $\frac{1}{2}$ "x11" sheet and should clearly identify the locations of the point(s) of diversion, injection, and re-diversion of water and the place(s) of use by 40-acre subdivisions, section, township and range of the public land survey. Photocopies of USGS 7 $\frac{1}{2}$ -minute topographic quadrangles are preferred as base maps.

SIGNATURE

Applicant hereby asserts that no one will be injured by such exchange of water and acknowledges that the applicant and/or the co-applicant will be responsible for all actions taken pursuant to this exchange. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Gail D. Andrews
Applicant's Signature (and title if application is for an organization)

Jan 27 2012
Date

FOR DEPARTMENT USE ONLY

This exchange application contains 5 pages, including attachments.
Received by SRA Date 3/1/2012 Fee \$200
Received by SRA Date _____ Receipt No. 0074773
Preliminary review by NLD
Published in _____
Publication dates _____
Protests filed by _____
Copies of protests forwarded by _____
Watermaster recommendation requested on _____
Watermaster recommendation received on _____
Hearing held by _____ Date _____
Recommended for Approval _____ Denial _____ By _____

January 23, 2012

Nick Van Dyke
Idaho Department of Water Resources
322 East Front Street
PO Box 83720
Boise, Idaho 83720-0098

Dear Mr. Van Dyke,

Reg; Water Right 74-15235

In order to conserve water and improve flow and connectivity of Kenney Creek, I (Gail Andrews) am seeking authorization to exchange my current point of diversion (POD) located at Kenney Creek KC-02 to a POD located on a waste water ditch that carries excess water flow from lands being irrigated by Kenney Creek (Kenney Creek Ranch) and by Lemhi River diversion L-27 (several water users).

I propose the following conditions apply;

- In the event future irrigation practices associated with Kenney Creek and L-27 result in insufficient waste-water to irrigate the current "area of use" under water right 74-15235 (approximately 7 acres), I retain the right to revert back to the existing Kenney Creek KC-02 POD so long as written notice is provided to Idaho Department of Water Resources (IDWR) of such intent.
- In the event I do revert to the existing KC-02 POD, the existing priority date of 07/19/1893 shall remain in full force and effect.
- IDWR understands that I am making a substantial investment in irrigation infrastructure (pump and wheel-line). Therefore, in the event future irrigation practices associated with Kenney Creek and L-27 result in inconsistent flows at the proposed waste-water POD, I will be allowed, with written notice provided to IDWR, to exchange PODs seasonally between both PODs to take advantage of such infrastructure.
- In no event shall water be diverted from the proposed POD located on the waste water ditch if the water would not otherwise be available at the existing POD at Kenney Creek KC-02, nor shall water be diverted out of either POD outside the current irrigation season associated with such water right (3/15 to 11/15).

Attached to this letter of application I have included site plans and design plans for your review.

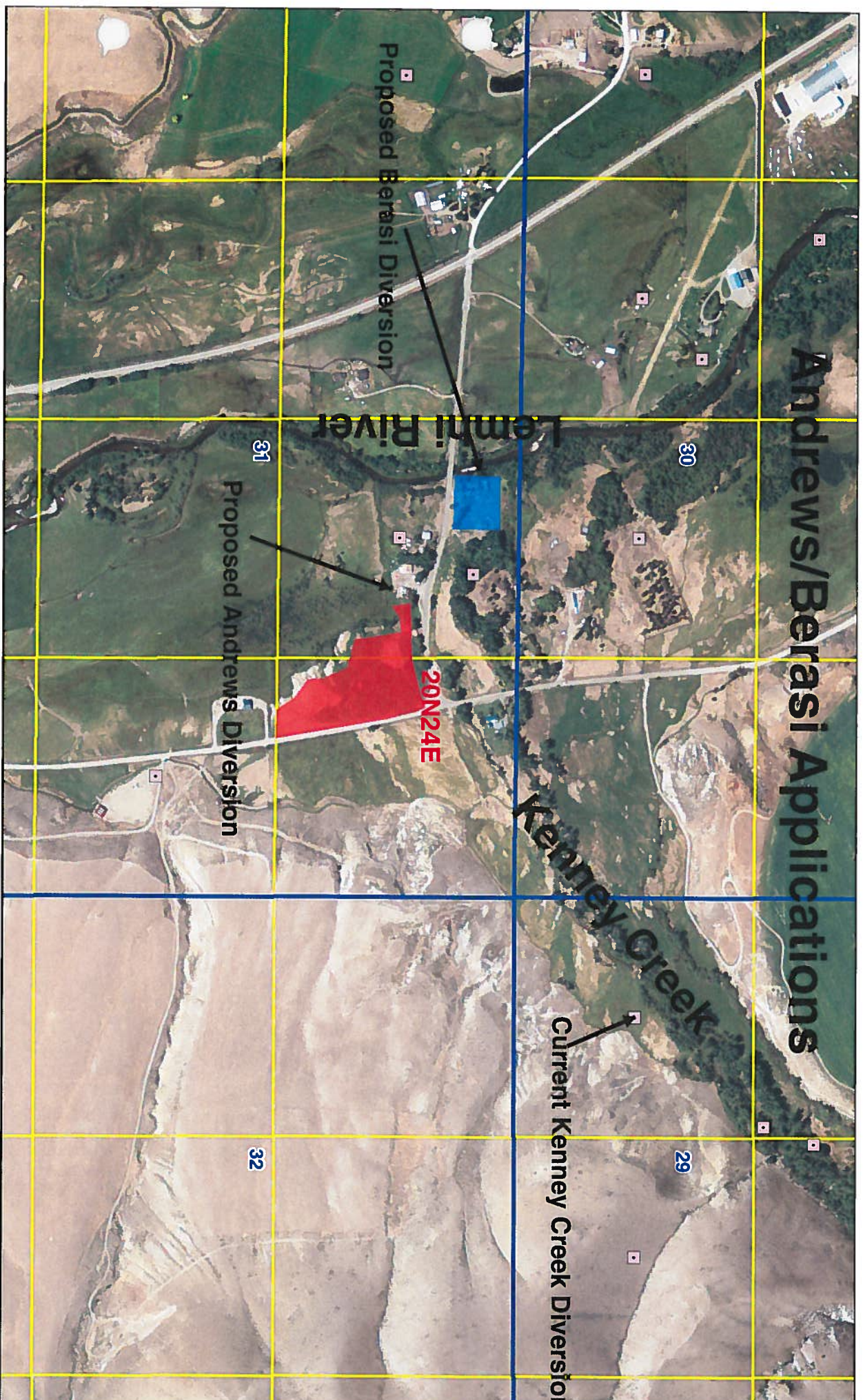
Thank you for your consideration of this application and I look forward to your response.

Sincerely,

Mr. Gail Andrews

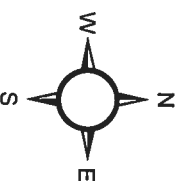
Gail D. Andrews

*water user
comment*



Legend

- Andrews_property
- Berasi_property
- Water Right POD
- Township/Range
- Sections
- QQ



0 0.125 0.25 0.5 Miles

2011 Aerial Imagery

Map Created By:
Nick Van Dyke/DWR
February 16, 2012

Kenney Creek Flow Enhancement Project (Diversion LKC 02)

