

RECEIVED

MAR 30 2011

Department of Water Resources
Eastern Region

Transfer No. 77118

Receipt No. E036520

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

1. Applicant Information ISLAND IRRIGATION CO
 C/O RICHARD SHEPPARD
 3837 E 850 N
 RIGBY ID 83442
 (208)745-6114

Will this transfer result in an ownership change? _____ Yes X No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
1-4005	WR/Beneficial Use	18.00			3,166.0	SNAKE RIVER
1-81C	WR/Decreed	14.56			3,166.0	SNAKE RIVER
1-82C	WR/Decreed	29.10			3,166.0	SNAKE RIVER
1-83X	WR/Decreed	125.26			3,166.0	SNAKE RIVER
1-117F	WR/Decreed	28.76			3,166.0	SNAKE RIVER
1-118F	WR/Decreed	19.16			3,166.0	SNAKE RIVER

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
1-4005	NO	NO	YES	YES	NO	NO
1-81C	NO	NO	YES	YES	NO	NO
1-82C	NO	NO	YES	YES	NO	NO
1-83X	NO	NO	YES	YES	NO	NO
1-117F	NO	NO	YES	YES	NO	NO
1-118F	NO	NO	YES	YES	NO	NO

Describe the reason for the proposed changes

This transfer proposes adding the Ellis Ditch as a point of diversion for all of the Island Irrigation Company water rights and expanding the Island Irrigation service area to include the Ellis Ditch place of use. The Ellis Ditch already has a full water supply. A corresponding transfer application will add the Island Irrigation headgate as a point of diversion for the Ellis Ditch. The transfers will allow the two diversions to be treated as a combined diversion for accounting purposes and will allow the Ellis Ditch to divert at a higher rate for shorter periods of time during the irrigation season. The Ellis Ditch will be limited to a maximum diversion rate of 13.00 cfs.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed Change

N/A

B. Describe the effects on other water uses resulting from the proposed change

N/A

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
1-4005	18.00 cfs		3,166.0	
1-81C	14.56 cfs		3,166.0	
1-82C	29.10 cfs		3,166.0	
1-83X	125.26 cfs		3,166.0	
1-117F	28.76 cfs		3,166.0	
1-118F	19.16 cfs		3,166.0	
TOTAL	234.84 cfs		3,166.0	

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

I hereby 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.

Ted Hanson 3-30-11
Ted Hanson Date

Richard Sheppard 3-30-11
President Island Irrigation Co. Date

Transfer No. 77118

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 1-4005

Priority Date: March 13, 1969

Origin: Water Right

Basis: Decreed

Status: Active

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	18.00 CFS		
	Total Diversion	18.00 CFS		

Source and Point(s) of Diversion:

SNAKE RIVER	SWNESE	Sec. 10 Twp 04N Rge 39E	JEFFERSON County
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Conditions/Remarks:

1. 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.
2. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
3. Place of use is within the area served by Island Irrigation Company.
4. Water is delivered from the Dry Bed.
5. Water is delivered through Island Canal.

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Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Transfer proposes to adjust the service area of Island Irrigation Company. New place of use described will be covered by existing Island Irrigation shares.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 1-81C

Priority Date: June 01, 1886

Origin: Water Right

Basis: Decreed

Status: Active

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	14.56 CFS		
	Total Diversion	14.56 CFS		

Source and Point(s) of Diversion:

SNAKE RIVER	SWNESE	Sec. 10 Twp 04N	Rge 39E	JEFFERSON County
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Conditions/Remarks:

1. 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.
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Documentation of Ownership of the Current Place of Use

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NO

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To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 1-82C

Priority Date: June 01, 1887

Origin: Water Right

Basis: Decreed

Status: Active

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	29.10 CFS		
	Total Diversion	29.10 CFS		

Source and Point(s) of Diversion:

SNAKE RIVER	SWNESE	Sec. 10 Twp 04N	Rge 39E	JEFFERSON County
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Conditions/Remarks:

1. 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.
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5. Water is delivered through Island Canal.

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Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Transfer proposes to adjust the service area of Island Irrigation Company. New place of use described will be covered by existing Island Irrigation shares.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 1-83X

Priority Date: June 01, 1891

Origin: Water Right

Basis: Decreed

Status: Active

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	125.26 CFS		
STOCKWATER	01/01 12/31	50.00 CFS		
	Total Diversion	125.26 CFS		

Source and Point(s) of Diversion:

SNAKE RIVER SWNESE Sec. 10 Twp 04N Rge 39E JEFFERSON
County

Conditions/Remarks:

1. 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.
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3. Place of use is within the area served by Island Irrigation Company.
4. Water is delivered from the Dry Bed.
5. Water is delivered through Island Canal.
6. Diversion of this right is restricted to exclude 150 consecutive days during the period from November 1 through April 30 pursuant to United States Contract No. 14-06-W-29 between the United States and Island Irrigation Company or as such contract may be amended, unless the United States agrees in writing not to enforce the winter water savings provision of the contract for a given period of time.

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Transfer proposes to adjust the service area of Island Irrigation Company. New place of use described will be covered by existing Island Irrigation shares.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Transfer No. 77118

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 1-117F

Priority Date: June 01, 1888

Origin: Water Right

Basis: Decreed

Status: Active

Source: SNAKE RIVER**Tributary:** COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	28.76 CFS		
	Total Diversion	28.76 CFS		

Source and Point(s) of Diversion:

SNAKE RIVER	SWNESE	Sec. 10 Twp 04N Rge 39E	JEFFERSON County
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Conditions/Remarks:

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3. Place of use is within the area served by Island Irrigation Company.
4. Water is delivered from the Dry Bed.
5. Water is delivered through Island Canal.

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Transfer proposes to adjust the service area of Island Irrigation Company. New place of use described will be covered by existing Island Irrigation shares.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Transfer No. 77118

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 1-118F

Priority Date: June 01, 1889

Origin: Water Right

Basis: Decreed

Status: Active

Source: SNAKE RIVER**Tributary:** COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	19.16 CFS		
	Total Diversion	19.16 CFS		

Source and Point(s) of Diversion:

SNAKE RIVER	SWNESE	Sec. 10 Twp 04N	Rge 39E	JEFFERSON County
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Conditions/Remarks:

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Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Transfer proposes to adjust the service area of Island Irrigation Company. New place of use described will be covered by existing Island Irrigation shares.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 1-4005

Priority Date: March 13, 1969

Origin: Water Right

Basis: Decreed

Status: Active

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	18.00 CFS		
	Total Diversion	18.00 CFS		

Source and Point(s) of Diversion:

SNAKE RIVER	NWSE	Sec. 1	Twp 04N	Rge 38E	JEFFERSON County
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SNAKE RIVER	SWNESE	Sec. 10	Twp 04N	Rge 39E	JEFFERSON County
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Describe the proposed diversion system

Water will be diverted at the Island Canal and the Ellis Ditch. Diversion at the Ellis Ditch will be limited to 13.00 cfs.

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**IDAHO DEPARTMENT OF WATER RESOURCES
 APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 3A**

Proposed Water Right No. 1-81C

Priority Date: June 01, 1886
 Origin: Water Right
 Basis: Decreed
 Status: Active

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	14.56 CFS		
	Total Diversion	14.56 CFS		

Source and Point(s) of Diversion:

SNAKE RIVER	NWSE	Sec. 1 Twp 04N Rge 38E	JEFFERSON County
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SNAKE RIVER	SWNESE	Sec. 10 Twp 04N Rge 39E	JEFFERSON County
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Describe the proposed diversion system

Water will be diverted at the Island Canal and the Ellis Ditch. Diversion at the Ellis Ditch will be limited to 13.00 cfs.

Transfer No. 77118
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**IDAHO DEPARTMENT OF WATER RESOURCES
 APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 3A**

Proposed Water Right No. 1-82C

Priority Date: June 01, 1887
 Origin: Water Right
 Basis: Decreed
 Status: Active

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	29.10 CFS		
	Total Diversion	29.10 CFS		

Source and Point(s) of Diversion:

SNAKE RIVER	NWSE	Sec. 1 Twp 04N Rge 38E	JEFFERSON County
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SNAKE RIVER	SWNESE	Sec. 10 Twp 04N Rge 39E	JEFFERSON County
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Describe the proposed diversion system

Water will be diverted at the Island Canal and the Ellis Ditch. Diversion at the Ellis Ditch will be limited to 13.00 cfs.

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 1-83X

Priority Date: June 01, 1891

Origin: Water Right

Basis: Decreed

Status: Active

Source: SNAKE RIVER**Tributary:** COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	125.26 CFS		
STOCKWATER	01/01 12/31	50.00 CFS		
	Total Diversion	125.26 CFS		

Source and Point(s) of Diversion:

SNAKE RIVER	NWSE	Sec. 1 Twp 04N Rge 38E	JEFFERSON County
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SNAKE RIVER	SWNESE	Sec. 10 Twp 04N Rge 39E	JEFFERSON County
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Describe the proposed diversion system

Water will be diverted at the Island Canal and the Ellis Ditch. Diversion at the Ellis Ditch will be limited to 13.00 cfs.

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**IDAHO DEPARTMENT OF WATER RESOURCES
 APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 3A**

Proposed Water Right No. 1-117F

Priority Date: June 01, 1888
 Origin: Water Right
 Basis: Decreed
 Status: Active

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	28.76 CFS		
	Total Diversion	28.76 CFS		

Source and Point(s) of Diversion:

SNAKE RIVER	NWSE	Sec. 1 Twp 04N Rge 38E	JEFFERSON County
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SNAKE RIVER	SWNESE	Sec. 10 Twp 04N Rge 39E	JEFFERSON County
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Describe the proposed diversion system

Water will be diverted at the Island Canal and the Ellis Ditch. Diversion at the Ellis Ditch will be limited to 13.00 cfs.

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**IDAHO DEPARTMENT OF WATER RESOURCES
 APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 3A**

Proposed Water Right No. 1-118F

Priority Date: June 01, 1889
 Origin: Water Right
 Basis: Decreed
 Status: Active

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	19.16 CFS		
	Total Diversion	19.16 CFS		

Source and Point(s) of Diversion:

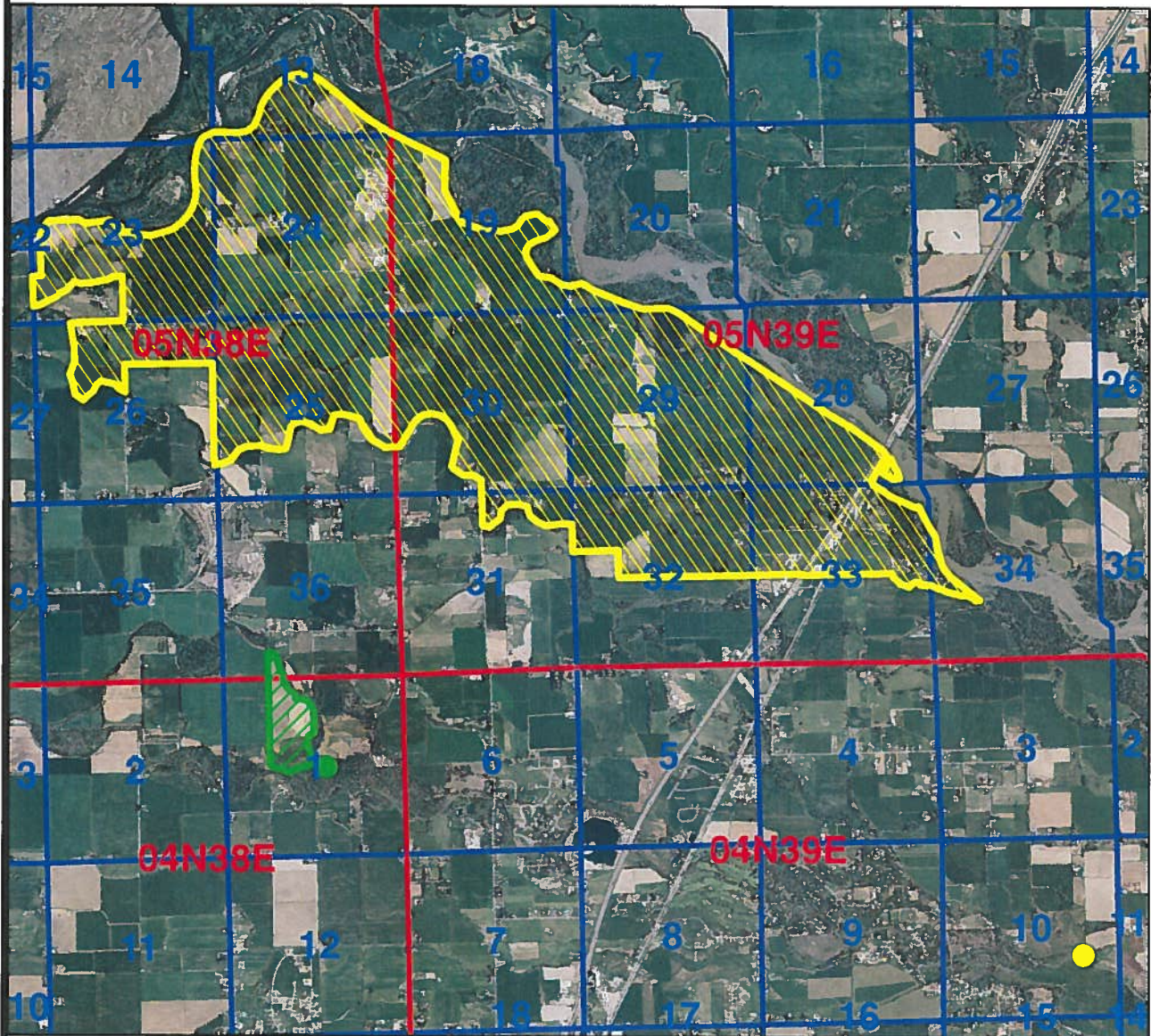
SNAKE RIVER	NWSE	Sec. 1 Twp 04N Rge 38E	JEFFERSON County
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SNAKE RIVER	SWNESE	Sec. 10 Twp 04N Rge 39E	JEFFERSON County
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Describe the proposed diversion system

Water will be diverted at the Island Canal and the Ellis Ditch. Diversion at the Ellis Ditch will be limited to 13.00 cfs.

Transfer 77118 (Island Irrigation Co.)



Legend

- Island Irrig. POD
- Ellis Ditch POD
- Island Irrig. Service Area
- Ellis Ditch Place of Use
- Township/Range
- Sections

0 0.5 1 2 Miles



2009 Aerial Photography

Map prepared on March 23, 2011