

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

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

Name of Applicant Clark-Edwards Canal
% Dale Mortimer Phone 745-7779
Post Office Address 4242 E 400 N, Rigby, ID 83442

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 Putting 1885 water into the
ENTERPRIZE Canal from 8/10 (Midnight) to 8/16 (Midnight) after
which it will revert back to Clark-Edwards Canal

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

1. Right Number 01-42 Priority 2/27/1885 Amount (cfs/ac-ft) 70.00cfs Nature of Use IRRIGATION Period of Use 8/10 to 8/16
to
to
to

2. Total amount of water being transferred 70.00 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:

Ident No.	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
			SW	SE	36	4N	40E	Jefferson	13037985 Enterprize

5. Lands irrigated or place of use: STOCK HOLDERS ENTERPRIZE CANAL

5. Lands irrigated or place of use.																			
STOCK HOLDERS ENTER HERE																			
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	

Total Acres 1735.5 ac

TC-01-68

6. General Information:

- a. Who owns the water right to be changed? Applicant
- b. Describe the arrangement allowing use of the right Agreement between Canals
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
Clark-Edwards will be dried up until August 16, 2005 (Midnight)
If less time is needed WD 01 will be notified 24 hrs in advance.
- d. Has the water right sought to be transferred been used this year? YES If yes, explain. Stockholders land
- e. Absent the changes, how would the right be used for the remainder of the year? would be used on stockholders land
- f. Describe other water rights used for the same purpose.
SEE ENTERPRIZE CANAL RIGHTS
- g. Remarks: SEE ATTACHED AGREEMENT

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.

SEE AGREEMENT
 (Signature of applicant)

FOR DEPARTMENT USE ONLY

Received by KCW Date 7/26/05 Fee 50⁰⁰

Received KCW # ED31094 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. 7C-01-68

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

Witness my hand this 26th day of July, 2005

[Signature]
 For the Director

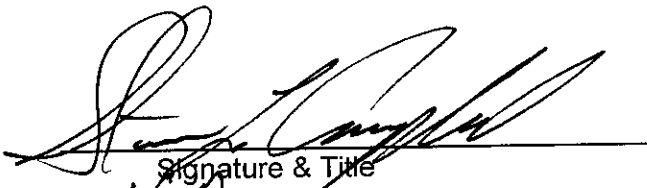
**Temporary Change Application
Drought Emergency**

Identification Number. TC-01-68

The Enterprize Canal Co. accepts the natural flow water right 01-0042 for 70.00 cfs from the Clark & Edwards Canal Co. for the period 8/10 to 8/16, while the Clark & Edwards completes Demossing.

The Enterprize Canal Co. will assign a portion of their storage water rights to the Clark & Edwards Canal Co. in the amount of 70.0 af per day for 70.00 cfs from the natural flow right of 01-0042 that the Enterprize Canal Co. uses during this period of time.

It is the understanding of the Enterprize Canal Co. that if the Clark & Edwards Canal Co. completes the proposed project prior to the ending date of this agreement, the Clark & Edwards Canal Co. will give the Enterprize Canal Co. and Water District 01 a twenty-four hour notice prior to re-diversion of this water right.


Signature & Title

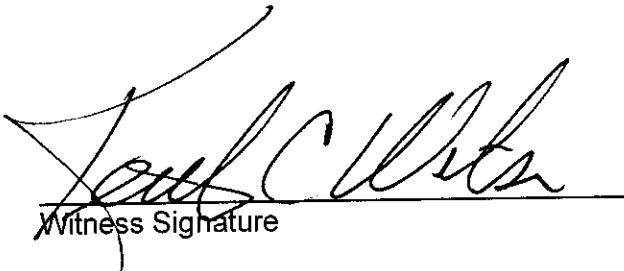
V.P.
Printed name & Title – Enterprize Canal Co.

7-26-05
Date


Signature & Title

Dale Mortimer
Printed Name & Title – Clark & Edwards Canal Co.

7-26-05
Date


Witness Signature

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 1-42

WATER RIGHT NUMBER: 1-42

Owner Type Name and Address
Current Owner CLARK & EDWARDS CANAL CO
 4378 E 300 N
 RIGBY, ID 83442
 (208)745-7567

Priority Date: 02/27/1885

Basis: Decreed

Status: Active

Source Tributary
DRY BED SNAKE RIVER

Beneficial Use From To Diversion Rate Annual Volume
IRRIGATION 4/01 to 11/01 70.000 CFS

Total Diversion: 70.000 CFS

Location of Point(s) of Diversion
DRY BED SW1/4SW1/4 Sec. 20, Twp 04N, Rge 40E, B.M.
JEFFERSON 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	
04N	39E	10									37.0	39.0			23.0	6.0			105.0
04N	39E	13								10.0	39.0	38.0			9.0	23.5			119.5
04N	39E	14					6.0	26.5	20.5	40.0	39.0	34.0	37.0		29.0	35.0	39.0	39.5	345.5
04N	39E	15	36.0	35.5	40.0	39.5	39.5	39.0	39.5	40.0					39.5	40.0	39.5	39.0	467.0
04N	39E	16	39.0	39.5	40.0	39.5													158.0
04N	39E	23	38.5	39.5			3.0												81.0
04N	39E	24	38.5	39.5	39.0	39.0	39.0	38.5	39.0	39.5	9.0	5.5			38.5	39.0			404.0
04N	40E	19					5.0	37.0	13.5										55.5

Total Acres: 1735.5

Conditions of Approval:Remarks:Comments:Dates and Other Information:

Claim Received Date: 11/29/1988
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number: 01
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False