

State of Idaho
Department of Water Resources
Application for Amendment

(For Licensing Purposes)
Water Right No. 13-7853

RECEIVED

OCT 02 2023

Department of Water Resources
Eastern Region

Priority: June 02, 2012

Maximum Diversion Rate: 48.00 CFS
Maximum Diversion Volume: 26,787.2 AF

The owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 13-7853

CONSOLIDATED IRRIGATION CO 33 S 1ST E PRESTON ID 83263-1301

requests the permit be changed as follows:

Source : CUB RIVER
Source : MINK CREEK

Tributary: BEAR RIVER
Tributary: BEAR RIVER

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>	<u>Annual Volume</u>
POWER	01/01 to 12/31	48.00 CFS	26,787.2 AF

Location of Point(s) of Diversion

CUB RIVER NW¼ NE¼ NW¼, Sec. 8, Twp 15S, Rge 41E, B.M. FRANKLIN County
MINK CREEK SW¼ NE¼ SE¼, Sec. 28, Twp 13S, Rge 41E, B.M. FRANKLIN County
CUB RIVER SW¼ SE¼ NW¼, Sec. 10, Twp 15S, Rge 40E, B.M. FRANKLIN County (Injection)
MINK CREEK SW¼ SE¼ NW¼, Sec. 10, Twp 15S, Rge 40E, B.M. FRANKLIN County (Injection)

Place of Use: POWER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15S	40E	10							X			X							

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed this 29 day of SEPTEMBER, 2023.


(Signature)

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FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$100 Received by JB # E049516 Date 10/2/2023

ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources hereby approves the above Application for Amendment for Permit No. 13-7853 with the following:

Conditions of Approval

1. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 13A.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
3. The term of this water right license shall run concurrently with energy sales agreement 33405 approved by the Idaho Public Utilities Commission, which expires on 10/27/2035. Prior to the expiration of the term, the Director may issue an order canceling all or any part of the use authorized herein, may establish a new term, or may revise, delete, or add conditions under which the water right license may be exercised. The order shall take effect on the date the current term expires. If the Director does not issue such an order, the term shall automatically extend to a length equal to the prior term and any prior conditions on the water right license shall remain in effect.
4. This right does not authorize the diversion of water to be used solely for power generation purposes. Water used to generate power under this right must be diverted and beneficially used under separate, existing water rights.
5. The diversion and use of water from Mink Creek described under this right is limited to a season of use from 04/20 to 09/30.
6. The rights for the use of water confirmed in this license shall be junior and subordinate to all rights for the use of water other than hydropower, within the State of Idaho that are initiated later in time than the priority of this right and shall not give rise to any right or claim against any future rights for the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this right.
7. This right does not constitute Idaho Public Utilities Commission approval that may be required.
8. Use of water under this right shall be non-consumptive.
9. This right does not grant any right-of-way or easement across the land of another.

This amendment is issued pursuant to the provisions of Idaho Code § 42-211.

Signed this 2nd day of October, 2023.



JAMES CEFALO
Eastern Regional Manager

State of Idaho
Department of Water Resources
Water Right
13-7853



0 0.035 0.07 0.14 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters





IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

September 27, 2023

CONSOLIDATED IRRIGATION CO
33 S 1ST E
PRESTON ID 83263-1301

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Department of Water Resources
Eastern Region

RE: Water Right Permit No. 13-7853

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit(s) referenced above prior to issuing water right license(s). By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit.

The examiner who verified your water use reported that certain elements of the permit(s) have been developed differently than described on your permit(s). Changes that do not increase the authorized use of water under the permit(s) can be requested and approved in accordance with Idaho Code § 42-211. Before license(s) can be issued, your permit(s) must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit(s):

☐ Point(s) of Diversion

☒ Place(s) of Use

☐ Other

The enclosed Application for Amendment form(s) depicts the elements of the water right(s) as they will appear on the license(s) when issued. Please review the amendment form(s) carefully. If you agree with the information presented, please sign and return the form(s) with the filing fee of \$100.00 within fourteen (14) days.

If you have any questions, please call me at (208) 497-3777.

Sincerely,



Blake Jordan

Enclosure(s): Application for Amendment

cc: