

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

AMENDED

IN THE MATTER OF APPLICATION)
FOR TEMPORARY CHANGE _____)
WATER RIGHT NO: 1-10504 _____)

**ORDER AUTHORIZING
TEMPORARY CHANGE
TC-01-094**

WHEREAS a drought emergency has been declared for Jefferson County to allow administrative actions to lessen the severe impacts of the drought conditions in the county; and

WHEREAS Section 42-222A, Idaho Code, provides that upon declaration of a drought emergency, the Department of Water Resources ("Department") is authorized to allow temporary changes in the point of diversion, the place of use, and the purposes of use for valid existing water rights or temporary exchanges of water authorized under water rights when the director determines that such changes can be accomplished in accordance with the provisions of section 42-222A, Idaho Code; and

WHEREAS on September 10, 2026, Farmers Friend Irrigation Co. and Harrison Canal & Irrigation Co. submitted the attached temporary change application to the Department; and

WHEREAS the Department has reviewed the application and has determined the application can be approved with certain conditions;

ORDER

IT IS HEREBY ORDERED that the application is **APPROVED** subject to the following conditions:

1. Diversion and use of the transferred portion of right 1-10504 is authorized only at the point of diversion and place of use described on the application.
2. This temporary change approval does not authorize construction of a new well as a point of diversion.
3. The applicant assumes all risk of curtailment or mitigation should the diversion and use of water under the temporary change approval cause injury to other water rights, constitute an enlargement in use of the original right, be inconsistent with the conservation of water resources within the state of Idaho, or not be in the local public interest.
4. This temporary change approval may only be used to provide a replacement water supply to lands or other uses which normally have a full water supply, except for the drought condition. This temporary change approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.

Order Authorizing Temporary Change

AMENDED

5. **This temporary change shall only become effective after Harrison Canal has fully exhausted its available supply of storage water.**
6. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the consent of such corporation or irrigation district.
7. The applicant agrees to hold the Director and the State of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.
8. This temporary change approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.
9. The watermaster of Water District No. 1 is authorized to administer the temporary change approval.
10. This temporary change approval becomes effective on the date of signature and expires on October 31, 2026 unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary change approval.

DATED this 11th day of September, 2026.



James Cefalo
Eastern Region Manager

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OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION)
FOR TEMPORARY CHANGE _____)
WATER RIGHT NO: 1-10504 _____)

**ORDER AUTHORIZING
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Order Authorizing Temporary Change

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DATED this 11th day of September, 2026.

A handwritten signature in dark ink, appearing to read 'J. Cefalo', written over a horizontal line.

James Cefalo
Eastern Region Manager

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 10 2026

DEPT. OF WATER RESOURCES
EASTERN REGION

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use, or purpose of use of a water right upon declaration of a drought emergency in accordance with Section 42-222A, Idaho Code.)

Name of Applicant Farmers Friend & Harrison Canals Phone 801.597.8225
Mailing Address 2184 Channing Way #439 Idaho Falls, ID 83404 Email jake@mountainmatt.com

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 explain the reason(s) they are needed. Move 6.5 cfs of Farmer's Friend into the Harrison Canal. The Harrison is lowering their gate to 70 cfs on 9/12/26. At that point Jake Burtenshaw will not be able to finish his crops without the water being moved.

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

1. Right Number 1-10504 Priority 1/18/88 ^{*} Amount 6.5 cfs Nature of Use water crops Period of Use 9/14/26 to 10/31/26

2. Total amount of water being transferred 6.5 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Snake River ~~Farmers Friend~~ tributary to Harrison Canal ~~COLUMBIA RIVER~~ *

4. Point(s) of diversion: * CORRECTED FOR APPROVAL ON 9/10/26 BY MH.

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag number
04N	40E	27			NW	SW	Jefferson	Snake River	Harrison Canal

5. Lands irrigated or place of use: Bonneville County

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	38E	3			3.5	3.5									25	25			57
03N	38E	9	17	16	37.1	21.1													91.5

Total Acres 148.5

6. General Information:

- a. Who owns the water right to be changed? Farmers Friend / Jake Bortenshaw
- b. Describe the arrangement allowing use of the right. Instead of Progressive Canal carrying the water, Harrison Canal will to Jake Bortenshaw's fields.
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application: Jake Bortenshaw will not be able to water his fields that sit on Willow Creek.
- d. Has the water right sought to be transferred been used this year? ☒ Yes ☐ No If yes, explain. It's watered been watering barley in 2026.
- e. Absent the changes, how would the right be used for the remainder of the year? It wouldn't. The water will be wasted.
- f. Describe other water rights used for the same purpose. Water is pumped through a pivot.
- g. Remarks: Jake Bortenshaw will not be able to make his Tiff crop without the water moved. Jake Bortenshaw pays the fees to his Farmers Friend Water and Harrison Water.

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.

Mark Brown F.F. BOARD of
Signature of Applicant Larry Ruse Harrison Directors

9/10/26
Date 9/10/26

Jake Bortenshaw
9/10/26 (owner)

FOR DEPARTMENT USE ONLY

Received by _____ Date 9-10-26 \$50 fee received by m. fether Receipt No. E051904
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. _____, and said application is hereby _____, subject to the following limitations and conditions:

See attached Order Authorizing Temporary Change TC-01-094

Temporary Change Expiration Date _____

Signed this _____ day of _____

For the Director

9/10/26

To Whom It May Concern,

According to water right 1-10504 the Progressive Canal system is to carry Farmers Friend Canal water to Willow Creek on their behalf. Jake Burtenshaw owns or controls 329.5" of said water.

The Progressive Canal board is happy to allow 6.5 CFS (325") of water to be taken out of the Progressive Canal system so that Jake Burtenshaw can use that water as he sees fit to help his crops from now until 10/31/26.

We have explained and expect Jake Burtenshaw not use his pivots on Willow Creek because his water will no longer be in Willow Creek. Jake Burtenshaw understands and agrees to those terms.

Jane Schuch
Chairman

Progressive Irrigation Dist.





WATER RIGHT NO. 1-10504

As Modified by Transfer No. 88852

In accordance with the approval of Transfer No. 88852, Water Right No. 1-10504 is now described as follows:

Right Holder: FARMERS FRIEND IRRIGATION CO LTD
PO BOX 394
RIRIE, ID 83443-0394

Priority Date: 1/18/1888

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE
IRRIGATION

From
04/01

To
to 10/31

Diversion Rate
14.900 cfs
14.900 cfs

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER
SNAKE RIVER

SESW
L7 (SWSW)

Sec 5 Twp 03N Rge 41E BONNEVILLE County
Sec 31 Twp 04N Rge 41E JEFFERSON County

CONDITIONS OF APPROVAL

1. 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.
2. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. Place of use is within the area served by Farmers Friend Irrigation Company.
4. Water is delivered through Anderson Canal and Eagle Rock Canal.
5. This right is a split from former right 1-61.
6. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Transfer No. 88852

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECOMMENDATION OF WATERMASTER

Application No: TC-01-094

Applicant's Name: FARMERS FRIEND + HARRISON CANAL

Watermaster's Recommendation:

a) ☐ I do not oppose approval of this application.

b) ☒ I do not oppose approval of this application if it is conditioned as

follows: TC-01-094 shall only become effective
after Farmers Friend and Harrison have
fully exhausted their available supply
of storage water.

c) ☐ I oppose approval of this application for the following reasons:

d) ☐ Additional Comment: _____

Dated this _____ day of _____, _____.

Water District No: 01

Craig Chandler
Watermaster's Signature

Use reverse side of page if you need more space.