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JUN 05 1998

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant Idaho Water Resource Board Phone (208) 327-7900  
Mailing address 1301 N. Orchard St., Boise, ID 83706

2. Source of water supply Snake River which is a tributary of Columbia River

3. Location of point of diversion is Township 04N Range 40E Sec. 29 in the 1/4  
NE 1/4, NW 1/4, Govt Lot \_\_\_\_\_, B.M., Jefferson County;

additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

- Amount 110.0 cfs for Recharge <sup>Groundwater</sup> purposes from 01/01 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)
- Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
- Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
- Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
- Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
- Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 110.0 and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source Headworks of the Rudy Canal

b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir capacity \_\_\_\_\_ acre-feet

c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet

d. Is ground water with a temperature of greater than 85°F being sought? \_\_\_\_\_

e. If well is already drilled, when? \_\_\_\_\_; Drilling firm \_\_\_\_\_  
Well was drilled for (well owner) \_\_\_\_\_; Drilling Permit No. \_\_\_\_\_

7. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. \_\_\_\_\_
- b. Stockwatering; list number and kind of livestock. \_\_\_\_\_
- c. Municipal; show name of municipality. \_\_\_\_\_
- d. Domestic; show number of households. \_\_\_\_\_
- e. Other; describe fully. Groundwater Recharge using canal systems

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols. SEE ATTACHED RECHARGE PLAN

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS	
			NE	NW	SW	SE														

Total number of acres to be irrigated \_\_\_\_\_

10. Describe any other water rights used for the same purposes as described above. \_\_\_\_\_

11. a. Who owns the property at the point of diversion? Rudy Irrigation Canal Company LTD

b. Who owns the land to be irrigated or place of use? Rudy Irrigation Canal Company LTD

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: There is an agreement signed by the canal and the Board

12. Remarks: \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

*Clarence Pass*

Signature of Applicant (and title, if applicable)

Received by MA Date 3-20-98 Time 3:30 P Preliminary check by \_\_\_\_\_  
 Fee \$ N/A Received by \_\_\_\_\_ # \_\_\_\_\_ Date \_\_\_\_\_  
 Publication prepared by \_\_\_\_\_ Date \_\_\_\_\_ Published in \_\_\_\_\_  
 Publication approved \_\_\_\_\_ Date \_\_\_\_\_

AN AGREEMENT TO CONVEY RECHARGE WATERS  
BETWEEN THE IDAHO WATER RESOURCE BOARD  
AND  
RUDY IRRIGATION CANAL CO., LTD

This Agreement is entered into by and between the Idaho Water Resource Board (hereinafter "IWRB") and the Rudy Irrigation Canal Co., Ltd. (hereinafter "Company" or "District"). The purpose of this Agreement is to secure permission for the IWRB to convey waters through the water delivery system of the Company or District to the place of recharge.

NOW THEREFORE, IN CONSIDERATION OF THE PROMISES STATED  
HEREIN:

1. The Company or District hereby agrees to allow recharge waters to be diverted into its canal system for recharge and conveyance purposes at times when water is available to IWRB for recharge purposes and unused capacity is available in the canal system to carry the recharge waters. The legal description of the point of diversion to the canal system is as follows: T4N R40E Sec 29 NENW, Jefferson County.

2. The Company or District further agrees to allow the recharge waters to be conveyed unimpeded through its canals and ditches to the place of recharge described as follows:

\_\_\_\_ [see appended ATTACHMENT for legal description of recharge site]

3. The parties jointly acknowledge and accept as consideration for this Agreement the water supply benefits expected to be derived from the managed recharge of the state's ground water basins. Subject to the availability of funds, IWRB agrees to pay and the Company or District agrees to accept as additional consideration for this Agreement a per acre-foot conveyance fee, as determined by IWRB, to be paid for the water diverted into and conveyed through the Company's or District's canal system for recharge purposes.

4. IWRB agrees to indemnify and hold harmless the Company or District from all liability and expense on account of claims, suits and costs growing out of or connected with willful or negligent acts, errors, or omissions by its employees or agents, provided, however, that the Company or District shall not be relieved hereby from liability for its own willful or negligent acts, errors, or omissions, and those of their employees or agents.

5. This Agreement shall remain in effect for one year from the date of execution and shall renew annually unless terminated by either party after 90 days written notice.

*for Hugh for Bruce Grover*  
Title: *President*  
Representing: *Rudy Canal Co.*  
Date: *6/12/98*

*Clarence Pearson*  
Chairman  
Idaho Water Resource Board  
Date: \_\_\_\_\_

# AQUIFER RECHARGE PLAN

## EASTERN SNAKE PLAIN AQUIFER

**1. NAME AND ADDRESS OF THE PARTICIPATING ORGANIZATION:**

NAME Rudy Canal Co.  
 ADDRESS Regby Idaho  
 CONTACT PERSON Leo Avery Water Manager  
 PHONE <sup>208</sup> 529-3045 or 521-1124  
 ADDRESS 12221 N 75th east  
Idaho Falls Idaho 83401

**2. PROPOSED BEGINNING AND ENDING DATES OF RECHARGE:**

ANTICIPATED STARTING DATE: October 7th 1996 / NOV 96  
 ANTICIPATED ENDING DATE: December 15th 1996

**3. AMOUNT OF WATER REQUESTED:** 12600 ac.ft Acre-feet.

**4. MAP OF RECHARGE AREA**

Attach a map of the recharge area paying specific attention to location of features directly related to the recharge effort. This would include such things as measuring devices, seepage pits, injection wells etc. These features should be indicated on the map and then identified and described below.

- |          |    |  |    |   |
|----------|----|--|----|---|
| N Branch | A. | <u>Head out of Feeds Canal</u>                 | B. | <u>division of N Rudy out of Mary</u>               |
|          | C. | <u><del>Beck</del> Beck Rd. (clark church)</u> |    | <u>End of N Branch 1/2 mile W. of east 1/2 mile</u> |
|          | E. | _____  | F. | _____   |
| main     | G. | <u>Shelton Rd</u>                              | H. | <u>Beck Rd (clark church)</u>                       |
|          | I. | <u>Mils Rd.</u>                                | J. | <u>Lona Rd.</u>                                     |
|          | K. | <u>end of Canal at Harrison</u>                | L. | _____   |

5. MEASUREMENT FREQUENCY FOR EACH MEASURING DEVICE IDENTIFIED IN 4.

- |          |          |
|----------|----------|
| A. _____ | B. _____ |
| C. _____ | D. _____ |
| E. _____ | F. _____ |
| G. _____ | H. _____ |
| I. _____ | J. _____ |
| K. _____ | L. _____ |

6. WRITTEN SUMMARY OF PROPOSED RECHARGE PLAN

This summary should include such things as time limited elements of the plan, the measuring devices and procedures that will be used to identify water that is diverted but not recharged.

The water drawn at the head is measured by a sabbite at a measuring wire. We have 9 miles of main +  $4\frac{1}{2}$  miles of N Branch no water is being used other than sinking into the ground of Canal system. My losses this summer was from 40% to 60%. This is due to the fact we

6. CONTINUED

have not repaired any sink holes in  
the past 2 seasons -

We Ceased Irrigation the 1st part of  
Oct - something we have not done  
in the past -

so my things I'm doing that has not  
been done in the past is -

early Ceasing of irrigation  
& not repairing sink holes

so by running the water for 13.5 miles its gone

SUBMITTED BY

Leo Avery

DATE

Oct 7 - 1996

WATERMASTER REVIEW

DATE

DIRECTOR'S REVIEW

DATE

WATERBOARD APPROVAL

DATE