

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A22-02193
Date Received: 2/15/1989
Receipt No: E005793
Received By: KCW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEAN SCHWENDIMAN & SONS INC. 208-458-4314
Address: P.O. BOX 57
NEWDALE, ID 83436

2. Date of Priority: DEC 04, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	42E	7	SE	NE			FREMONT
		8	NE	SW			FREMONT
08N	42E	30	NE	NE			FREMONT

5. Description of diverting works:
THREE WELLS PUMPS MAINLINE TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.550		

7. Total Quantity Appropriated is:
1.550 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 574.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	42E	7	SE	NE		IRR	36.0

A2202193



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	42E	7	NE	SE		IRR	36.7
						Section Acres	72.7
		8	NE	SW		IRR	39.3
			NW	SW		IRR	39.3
			NE	SE		IRR	39.0
			NW	SE		IRR	39.3
						Section Acres	156.9
						Total Acres	229.6

11. Place of use in counties: FREMONT

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
22-7020

14. Remarks:
AC. IRR.=229.6.

15. Basis of Claim: LICENSE
Water Right Number: 29140

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Dean Schwendiman Date: Feb. 15, 1989

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 15 day
of Feb 19 89

Gallen Wray
Notary Public

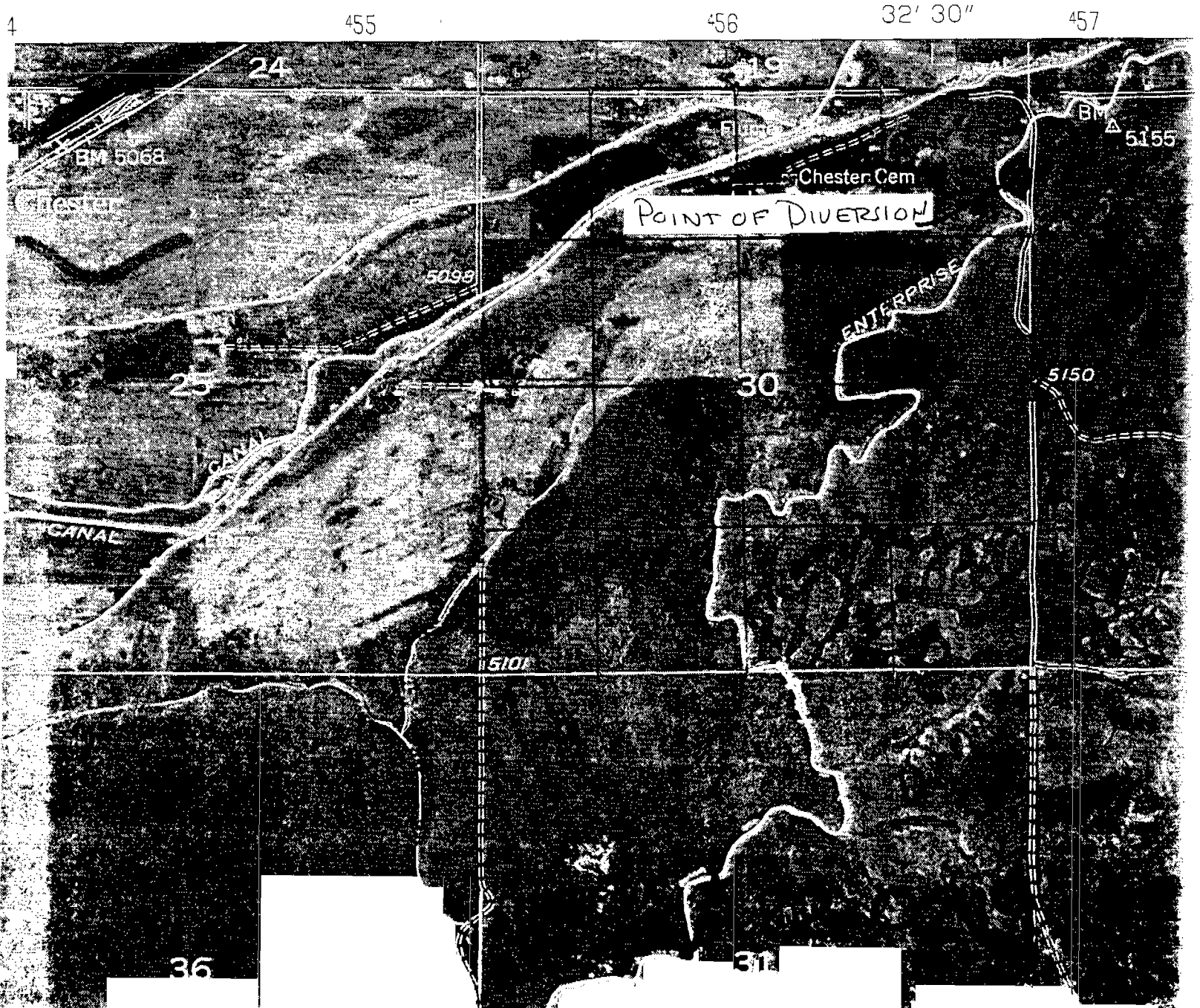
Seal

Residing at Idaho Falls
My Commission Expires 5/29/99

A22-02193

R.41E. R.42E.

R42E T 8
N



A22-02193

R.41E. R.42E.

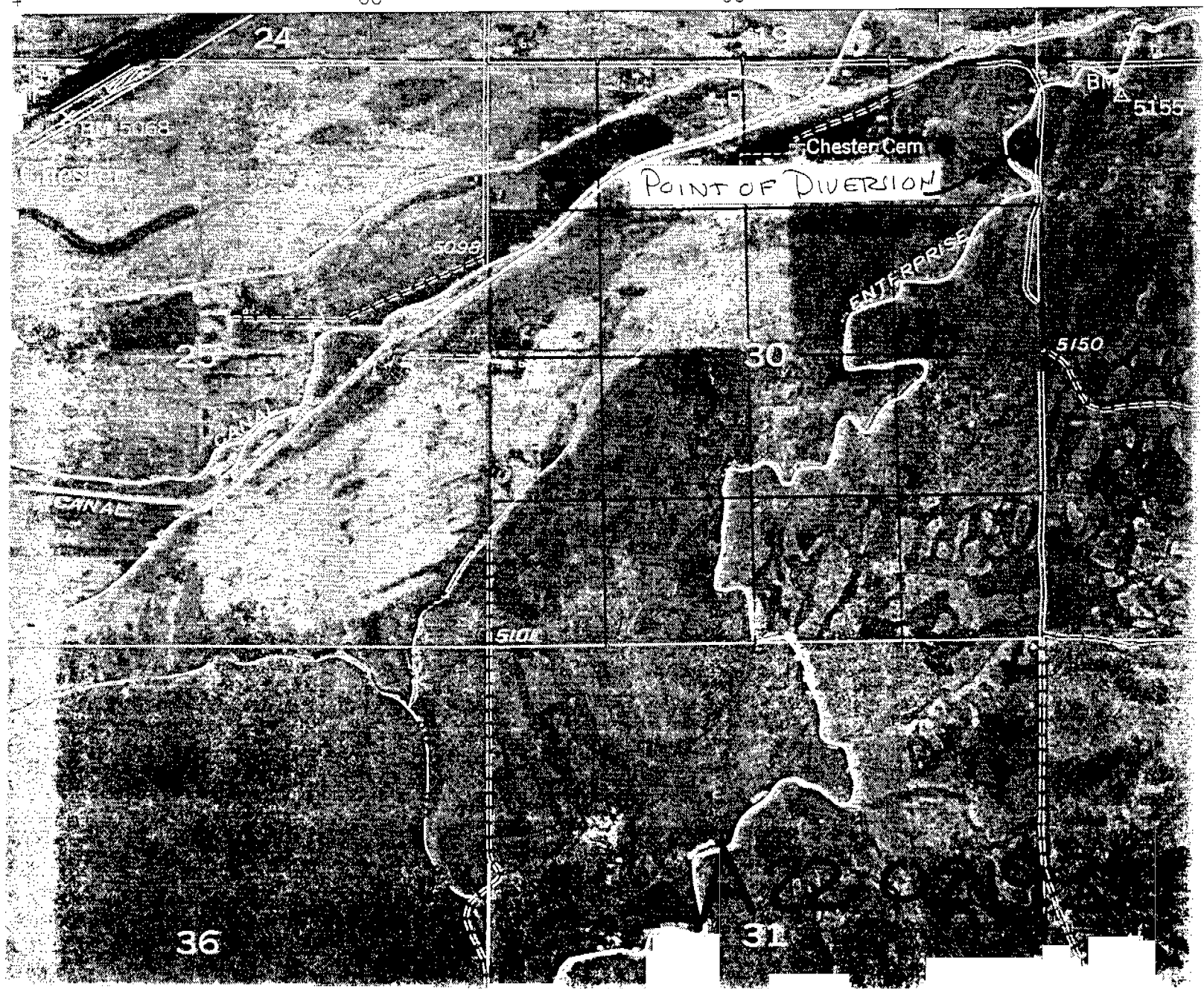
R42E T 8 N

455

456

32' 30"

457



A22-02193

R.41E. R.42E.

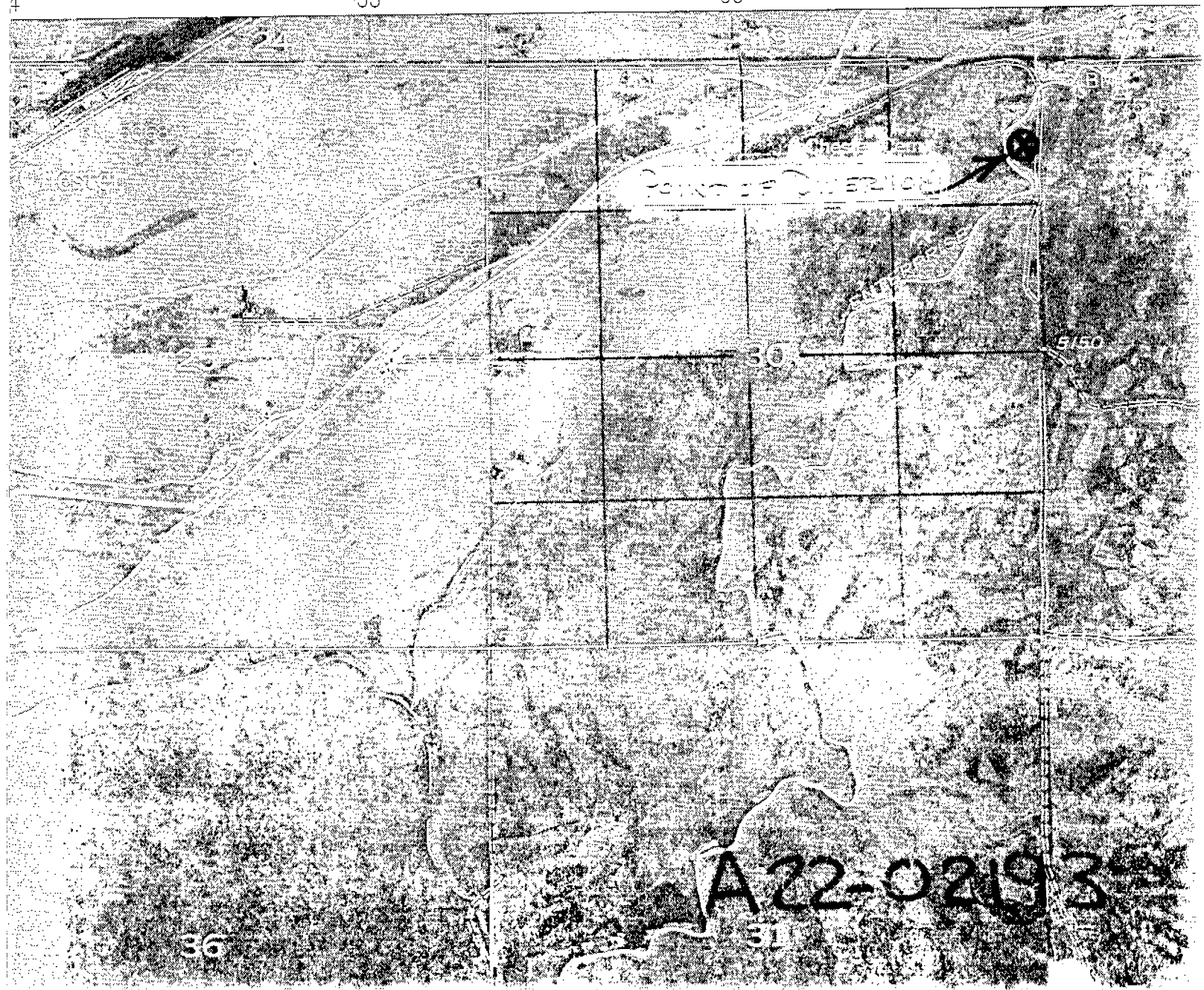
R42E 1.002
2002

455

456

32' 30"

457



T
7
N

R42E

BM 5254

X 5372

A22-02193

PLACE OF USE

POINT OF DIVERSION

18

T
7
N

R42E

BM 5254

PLACE OF USE

POINT OF DIVERSION

1
7
N

RIDGE

BM 5254

PLACE OF USE

POINT OF DIVERSION



Log for claim 22-02193

Spatial Dynamics LTD

6/26/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07n42e	7	SENE	36	40	
07n42e	7	NESE	36.7	36	
07n42e	8	NESW	39.3	39	
07n42e	8	NWSW	39.3	35	
07n42e	8	NESE	39	39	
07n42e	8	NWSE	39.3	39	
Totals:			229.6	228	

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 29140/22-2193 Priority Dec. 4, 1960 Amount 1.55 cfs
(late proof)

THIS IS TO CERTIFY, that DEAN SCHWENDIMAN
of Newdale, Idaho, has complied with the terms and conditions of Permit
No. 29140/22-2193 issued pursuant to Application for Permit dated November 14, 1960
and has submitted proof to the Department of Water Administration on December 11, 1965
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 1.55 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 1.55 cfs for irrigation from April 1 to Nov. 1 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 1.55 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8, Twp. 7 N, Rge. 42 E, B.M.

in the county of Fremont; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 657.9 acre feet per year or
3.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7 N	42 E	7				36									36.7				72.7
		8									39.3	39.3			39	39.3			156.9

Total number of acres irrigated 229.6

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 9 day of

May, 19 72.


Director

22 2193

APPLICATION FOR PERMIT

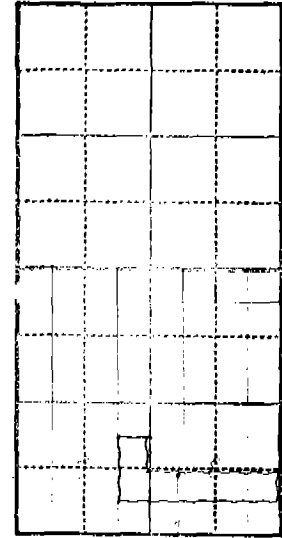
To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37134
Permit No. G- 29140
District No.

Idaho Drilling & Pump Co.,
Box 1134
Idaho Falls, Idaho

22-2193

1. Name of Applicant: Dean Schwendiman
Postoffice address: Newdale County: Fremont State: Idaho
2. Quantity of water claimed: 4.8 cu. ft. per second
(a) Rate of withdrawal in cubic feet per second 4.8 or Idaho
Miners' inches 240 or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean from well
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8
Twp. 7 N , Rge. 42 E , B.M., County of Fremont
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled well
8. Estimated cost of works: \$25,000.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none



(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) 4.8 (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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

s/ Dean Schwendiman Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. November 14, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-- 29140

Recorded in Book 102 Page 29140 Approved November 21, 1960

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before May 21, 1963

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before November 21, 1965

Witness my hand this 21st day of November, 1960 s/ RALPH W. THOMAS DEPUTY STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, W. E. DREVLON, Acting Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 21st day of November, 1960.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

Secretary of State.

By s/ W. E. DREVLON, Acting Governor

12.

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7 N	42 E	7				40									40				80
7 N	42 E	8									40	40			40	40			160
																		TOTAL	240

LICENSE ISSUED FOR 1.55 SEC. FT.
LICENSE PAGE NO. _____

JAN 2 1972

Department of Water Administration

APPROVED

Permit No. 29140/22-2193

Comes now Dean Schwendiman of (address) _____
Newdale, Idaho, and represents to the State Reclamation
 Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 29140/22-2193, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 7 N,
R. 42 E, B.M. Other points of diversion _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

mo. - day mo. - day

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

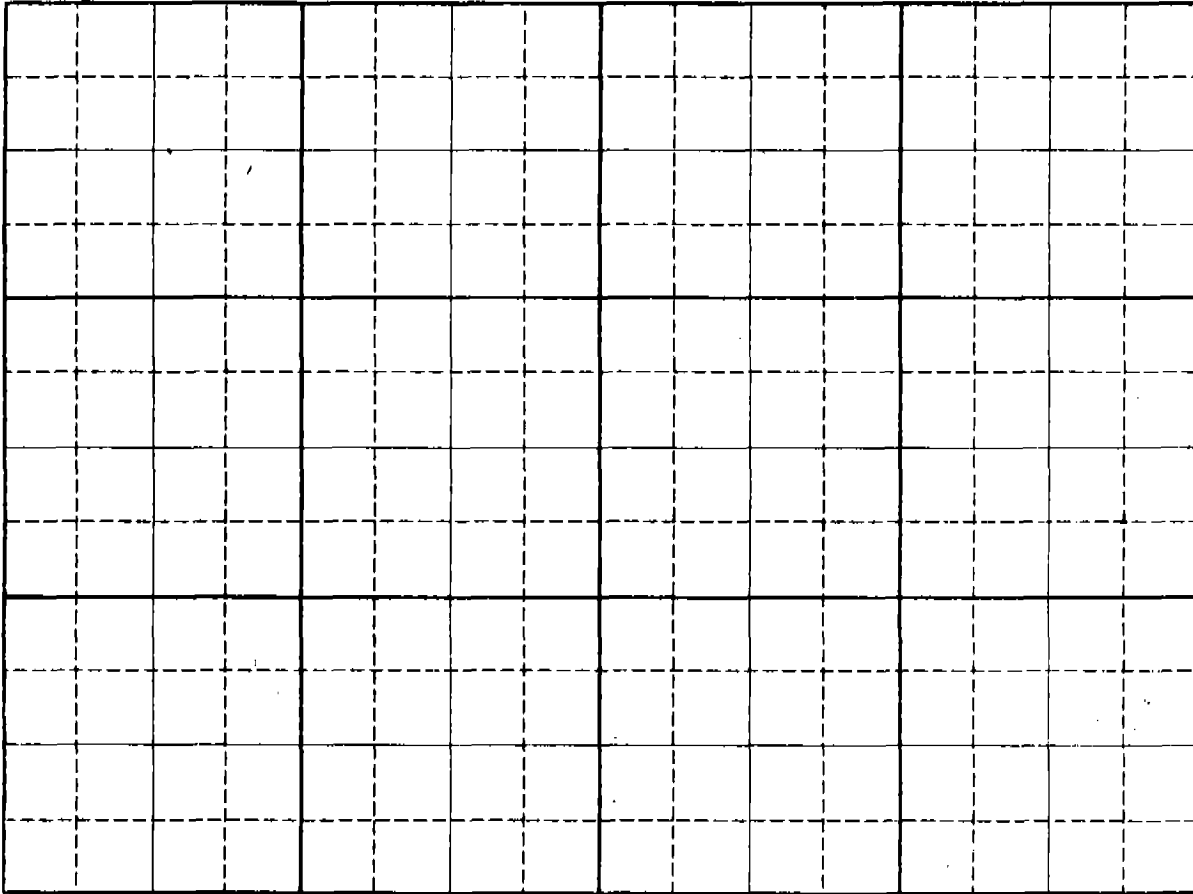
For _____ purposes from _____ to _____ (both dates incl.)

3. Place of use or land to be irrigated:

[illegible]**Total number of acres to be irrigated**

22 2103

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Newdale, this 8th day of April, 19 72

Dean Schuendiman
(signature)

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, Director

Dept. of Water Admin.

~~State Reclamation Engineer~~ of the State of Idaho.

hereby approve the above application for amendment for Permit No. 29140/22-2193.

Witness my hand this 9 day of May, 19 72

R. Keith Higgins
Director

~~State Reclamation Engineer~~

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-29140 / 22-2193

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant: Dean Schwendiman
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the NW 1/4 of Section 8
T. 7 N R. 42 E.B.M. County of Fremont
4. Describe works as they exist, giving dimensions and capacities of same: Pump data on Page Back
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE 1/4, NE 1/4 Sec. 7., NW 1/4, NE 1/4 Sec. 8., Twp. 7 N., Rge. 42 E.B.M.

An amendment is required in the location of the well, it is in the NE 1/4 Sec. 8. The land was planted in potatoes and grain - All water was on the potatoes as the grain was being harvested

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

Five lateral were operating. 33 9/16" heads on each at an average of 55 psi
 $Q = (5)(33)(4.22) / 450 = 1.55 \text{ CFS}$. This was a very efficient sprinkler set up there were no leaks and no waste water.

This examination was made on the 18 day of Aug, 1970

(Signed) James Bowker Examiner.

5 tabs
9/64
at 55 psi
33 ea

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

22 2193

Dean Schwendiman
Newdale, Idaho

Permit No. G-29140/22-2193

Examination for Completion of Works & Beneficial Use

County Fremont

Quantity: 4.8 cfs
22-
Sec. 8 T. 7N R. 42 EBM

Source: Subterranean Well

P.D.: NW 1/4 SW 1/4 of Section 8

Use: Irrigation

Extension:

Protest:

Completion of Works: May 21, 1963

Other Rights: None

Filed: November 14, 1965

Due: November 21, 1965

Made Rec. 11, 1965

Pump Data

General Electric
75 HP Motor
1775 RPM
220/440 Volt
Ser # FAJ519158
Peerless Pump
Ser # 208380
6" discharge
to Booster
US Motors 20 HP
220/440 Volt
3000 RPM
Ser # 3927209
Small Beckley
Centrifugal Pump
through gate
valve to buried
mainline (F&W)

5 miles
9/64
at 55 psi
33 ea

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

22 2193

Dean Schwendiman
Newdale, Idaho

Permit No. G-29140/22-2193

Examination for Completion of Works & Beneficial Use

County Fremont

Sec. 8 T. 7N R. 12E EBM

Quantity: 4.8 cfs

Source: Subterranean Well

P.D.: NW 1/4 SW 1/4 Section 8

Use: Irrigation

Extension:

Protest:

Completion of Works: May 21, 1963

Other Rights: None

Filed: November 14, 1965

Due: November 21, 1965

Made Rec. 11, 1965

Pump Data

General Electric

75 HP Motor

1775 RPM

220/440 Volt

Ser # FAJ51915E

Peerless Pump

Ser # 208380

6" discharge

To Booster

45 Motors 20 HP

220/440 Volt

3000 RPM

Ser # 3927209

Small Bevel

Centrifugal Pump

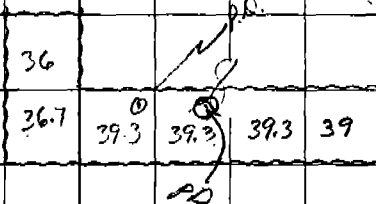
through gate
valves to buried
mainline (E&W)

Rye 42 E.

← to 415 Survey 191 and 192

Twp. 7 N.

7



Q measured 155 CFS
Q recommended 155 CFS
Volume 651 Ac Ft/yr
Acreage
Found 229.6
recommended 229.6
Subdv. 6
Amendments
☐ None
☒ P.D.
☐ Place of use
☐

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-29110/22-2193

REPORT ON PROOF OF Completion of Works & Beneficial Use

22 2193

A-23
4-6

A-106
2-3

A-196
2-3

69.4

161.2

A-551
2-2

out

72.7

A-838
2-3

75.9

A-837
3-7

76.3

78.4

N 2 1/2 W

78.3

A-673
4-7

34.3

92.4

43.8

12.7
13

A-95

64.3

A-682

72.6

30.5

37.0

7.8
18 17

73.8

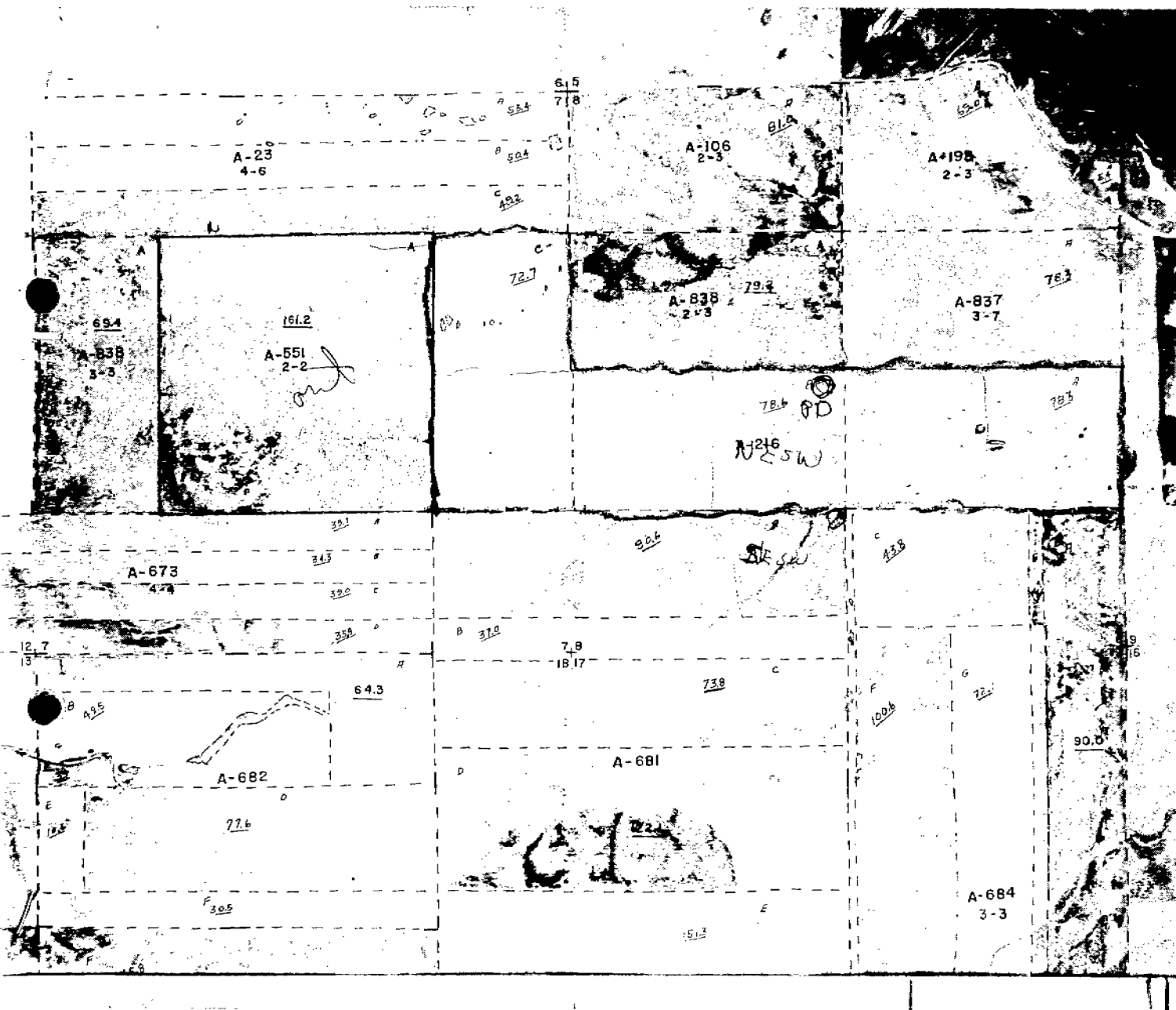
A-681

100.6

A-684
3-3

90.0

22 2103



252