



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 13, 2006

FREMONT-MADISON IRRIGATION DISTRICT
PO BOX 15
ST ANTHONY ID 83445

RE: Splitting of Permit No. 22-7022

Dear Permit Holder:

IDWR has processed the ownership change notice you submitted in connection with Permit 22-7022 and, as you requested, split the permit into two parts. The portions of Permit 22-7022 are now numbered 22-13505 and 22-13506. I have enclosed printouts of the elements of those permits for your records.

In your letter requesting that Permit 22-7022 be split, you did not indicate how much of the original 220,000 AF to assign to the 140 cfs portion (22-13505). If pumped continuously over a standard irrigation season of April 1 to October 31, 140 cfs will yield 59,320 AF. Therefore, Permit 22-13505 is limited to an annual total of 59,320 AF. Over an irrigation season, the remaining 530 cfs could yield more than the permitted 220,000 AF. Rather than limit Permit 22-13506 to the difference between 220,000 AF and 59,320 AF, both of the parts carry a condition limiting them to a combined total of 220,000 AF.

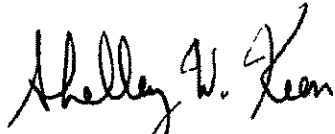
Also, one of the points of diversion you asked to be included in Permit 22-13505 is in T6N, R38E, which is not within the area where Permit 22-7022 authorized water to be diverted. To add a point of diversion in T6N, R38E, you must apply to amend Permit 22-13505. If you intend to submit proof of beneficial use for Permit 22-13505 right away so that it can be licensed and recommended in the SRBA as a license, it will probably be most efficient to wait until after the beneficial use field report to submit your application to amend the permit. That way, the application for amendment can be prepared to conform to the findings of the field examiner.

Finally, you described one of the points of diversion for Permit 22-13505 as being in the **SE**NWSW of Sec. 34, T7N, R39E. However, the quitclaim deed you submitted to support your ownership change notice describes that point of diversion as being within the **S**WSW of Sec. 34, T7N, R39E. The Madison County tax lot data available to IDWR shows the parcel where the point of diversion was developed as being within the SWSW of Sec. 34, T7N, R39E, so that is what is represented on Permit 22-13505.

Fremont-Madison Irrigation District
April 13, 2006
Page 2

If you have any questions or concerns, please call me at 208-287-4947, or email me at shelley.keen@idwr.idaho.gov.

Sincerely,

A handwritten signature in black ink, reading "Shelley W. Keen". The signature is written in a cursive style with a large, stylized 'S' and 'K'.

Shelley W. Keen
Water Rights Supervisor

BOARD MEMBERS
MARK RICKS
GEORGE CRAPO
KEITH ERIKSON

FREMONT-MADISON IRRIGATION DISTRICT

P.O. BOX 15
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RECEIVED**FEB 13 2006**

DEPARTMENT OF
WATER RESOURCES

February 6, 2006

Gary Spackman
Idaho Dept of Water Resources
PO Box 83720
Boise, Idaho 83720-0098

Re: Permit #22-7022

Dear Mr. Spackman:

Fremont-Madison Irrigation District is requesting by way of this letter that the Idaho Dept of Water Resources (IDWR) split well permit #22-7022 into two parts. Part One is for the five wells that have been developed and are in operation. They are described as follows:

Present Owner:	Fremont-Madison Irrigation District	
Original Owner:	United States of America Acting Through Regional Director PN Region Bureau of Reclamation	
Priority Date:	04/23/1969	
Source:	Groundwater	
Beneficial Use:	Irrigation	
Period of Use:	01/01 through 12/31	
Diversion Rate:	140 cubic feet per second	
Points of Diversion:	SE4SE4NE4	Sec. 19, Twp 07N, Rge 40E, B.M. ✓
	SE4NW4SW4	Sec. 34, Twp 07N, Rge 39E, B.M. ✓
	SW4NE4	Sec. 25, Twp 06N, Rge 38E, B.M. ✓
	NE4NE4	Sec. 23, Twp 06N, Rge 39E, B.M. ✓
	NW4NW4SE4	Sec. 16, Twp 07N, Rge 39E, B.M. ✓
Place of Use:	see attached map	

We will ask the SRBA District Court to delay the issuance of a partial decree on Part One until IDWR can conduct the field exam and execute a license. Please inform us if IDWR desires Fremont-Madison to file an amended claim.

Part Two is for the balance of the permit which is the same Present Owner, Original Owner, Priority Date, Source, Beneficial Use, Period of Use, and Place of Use as Part One. The Diversion Rate is the difference between 670 cubic feet per second and what is licensed for Part One. The points of diversion are unknown at this time but would be within the boundaries of Fremont Madison Irrigation District.

Sincerely,



Jeff Raybould, Chairman