

08/19/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 25-2122F

NAME AND ADDRESS: RUSSELL SCHWENDIMAN
PO BOX 608
RIRIE ID 83443-0608

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.070 CFS
284.800 AFY

USE OF THIS RIGHT WITH RIGHT NO. 25-14109 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.07 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 396 AF.

PRIORITY DATE: 04/27/1956

POINT OF DIVERSION:

T03N R40E S5 SENESW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	1.070 CFS 284.40 AFY

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T03N R40E S07	NESE	27.0	T03N R40E S07	NWSE	2.0
T03N R40E S07	SWSE	16.0	T03N R40E S07	SESE	40.0
T03N R40E S18	NENE	14.0			

99 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 25-14109 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 99 ACRES IN A SINGLE IRRIGATION
SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 72 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

RIGHT NO. 25-14109 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO
SECTION 42-1426, IDAHO CODE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM FARMERS FRIEND
CANAL CO.



State of Idaho

Department of Water Resources

Eastern Region

Water Right(s): 25-2122f; 25-14109



1320 0 1320 2640 3960 5280 Feet

- Point of Diversion
- Place of Use
- Sections
- QQ

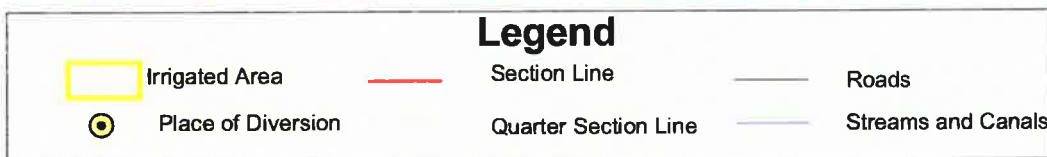
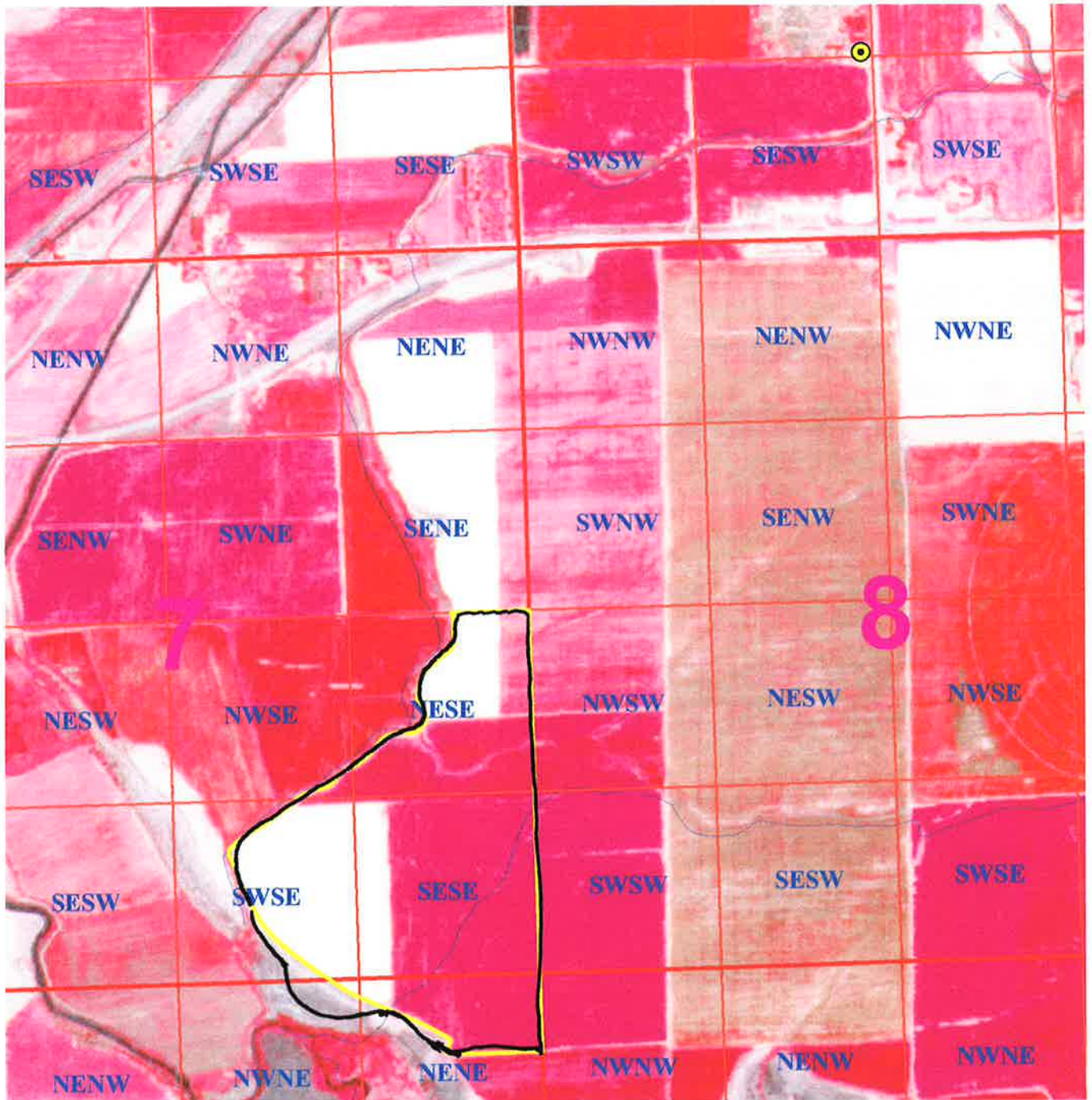
PROFILED



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: August 2004

Water Right Claim Number 25-02122F
Township , 3N40E

11/30/2000

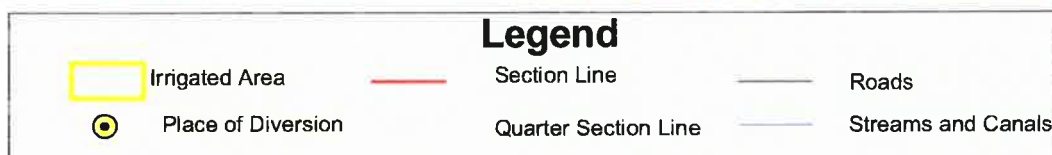
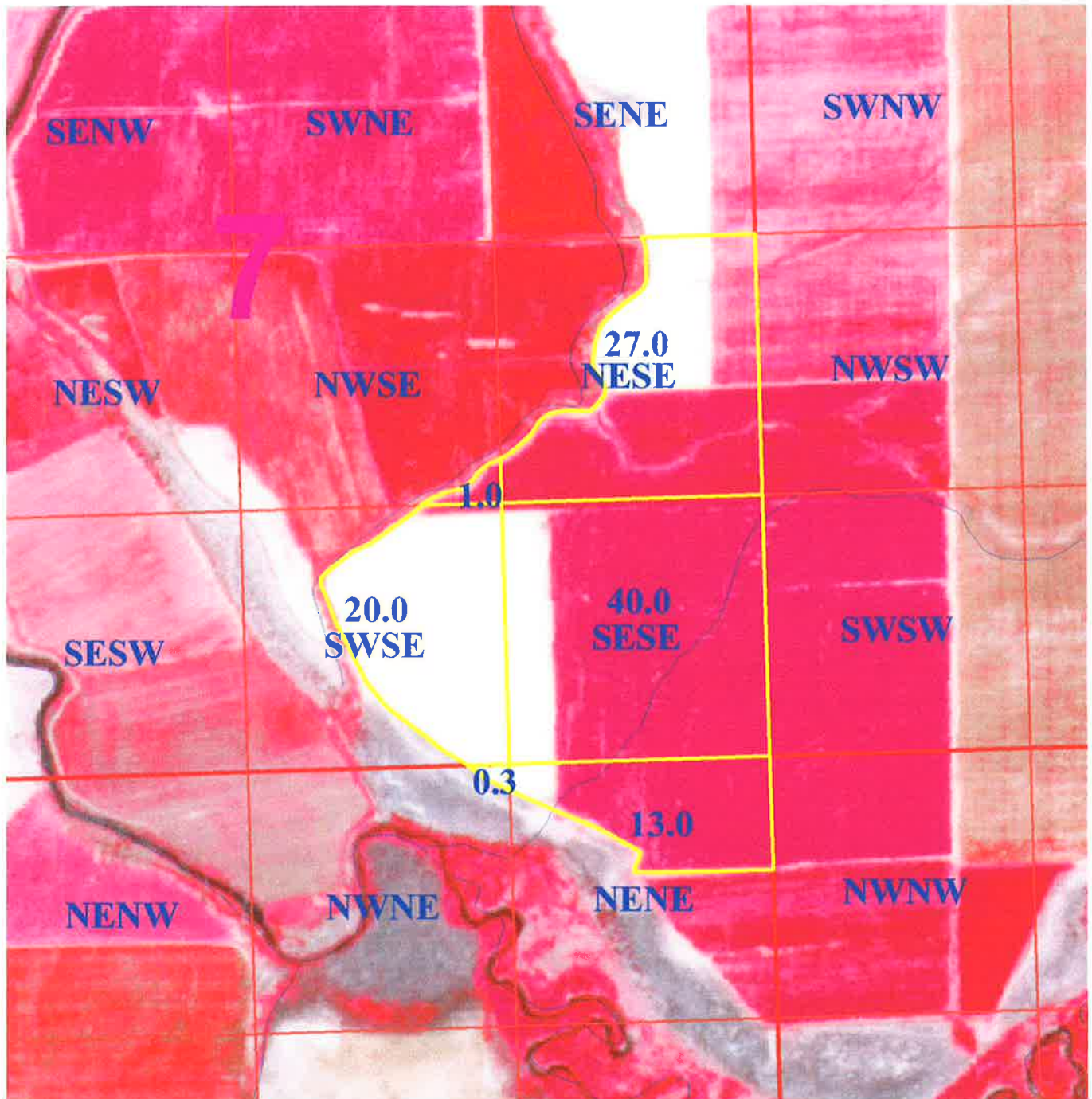


Spatial
DYNAMICS



Water Right Claim Number 25-02122F
Township , 3N40E

11/30/2000



 SPATIAL
DYNAMICS



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
25-2122 F					

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

4. New Owner/Claimant(s)

Russell Schwandiman
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

PO Box 1608

City, State and ZIP Code

Ririe ID 83443

New Telephone Number

(208) 538-7493

5. Date you acquired the property

May 4, 1999

SCANNED

AUG 20 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**INSTRUCTIONS FOR FILING
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter the number(s) at **Item 1**. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner/claimant(s) of the water right(s) at **Item 3**.
4. The name, mailing address, and telephone numbers of the new owner/claimant(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector "and", "or", or "and/or." If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign; however, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may have purchased only a portion of the water right(s) held by the seller. If this change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at **Item 6**. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). If the water right(s) will not be split, skip **Item 6** and go to **Item 7**.
7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. If an "and" connector is used at **Item 4**, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

WARRANTY DEED

DOYLE CROMWELL and BONNIE CROMWELL a/k/a BONNIE BARNES CROMWELL a/k/a BONNIE K. CROMWELL f/k/a BONNIE BROWN f/k/a BONNIE KAY BARNES, husband and wife, as GRANTOR,
for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto
RUSSELL SCHWENDIMAN and MALISSA SCHWENDIMAN, husband and wife, as GRANTEE,
whose address is P. O. Box 206, Newdale Id 83436, and Grantee's successors and assigns, all of the following described real property, to-wit:

TRACT 1:

Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho.

**Section 9: SE1/4 NE1/4;
E1/2 SE1/4.**

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTIES:

- a. That certain property conveyed to Bonneville County for roadway purposes by that certain Quitclaim Deed recorded as Instrument No. 404926 on March 5, 1970, at 8:59 a.m., records of Bonneville County, Idaho.
- b. That certain property conveyed to Bonneville County for roadway purposes by that certain Quitclaim Deed recorded as Instrument No. 404928 on March 5, 1970, at 9:01 a.m., records of Bonneville County, Idaho.

ALSO EXCEPTING and RESERVING unto the Grantors one-half of any and all oil, gas and mineral rights.

TRACT 2:

Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho.

**Section 16: NW1/4 SE1/4 lying North and East of the Easterly rim of Willow Creek;
S1/2 SW1/4 NE1/4.**

TRACT 3:

Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho.

**Section 18: SE1/4 NW1/4;
The South 550.0 feet of the West 1200.0 feet of the NE1/4 NW1/4;
SW1/4 NE1/4.**

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

- a. That portion lying East of the rim of Willow Creek Canyon.

TRACT 4:

Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho.

**Section 7: Government Lot 4, lying South and West of Willow Creek;
SE1/4 SW1/4, lying South and West of Willow Creek.**

**Section 18: Government Lots 1, 2 and 3;
NE1/4 SW1/4.**

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

- a. Beginning at a point 200 feet West of the Southeast Corner of Government Lot 4, Section 7, Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho; running thence North to Willow Creek; thence up the stream in a Southeasterly direction to a point intersecting the Section line between Sections 7 and 18; thence West to the point of beginning.
- b. That certain property conveyed to Bingham County for roadway purposes by that certain Warranty Deed and recorded in Book S at Page 174 of Deed Records, records of Bonneville County, Idaho.

TRACT 5:

Bonneville Land & Title Co.

2122

12 cfs

797 cfs

or - .015 cfs/acre

B 2.26
2.26
1991 amendment
- (3.24?)
302 acres
→ 3.5 cfs

150 acres
= .015 cfs/acre

A 6.5 cfs

132 acres = .015 cfs/acre

E 3.8 / 25 acres = .015 cfs/acre

D 1.88 / 125 acres = .015 cfs/acre

G 2.35 / 203 acres
67% of right B"

F 1.15 cfs / 99 acres
33% of right B"

over claim in parts
B, F, G

A + B
8.76 cfs

B should be 3.24
+ 216 acres

Should be 1.07 for "F" 71.25
2.17 for "G" 144.72
- established transfer

Acron 7: E1/2 NE1/4 lying East of the ditch and South of the Highway.

TRACT 6:

Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho.

Section 17: The West 1000 feet of the NW1/4 NW1/4.

AND ALSO: Beginning at the Southeast Corner of Section 7, Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho; running thence North 2640 feet to the East Quarter Corner of said Section 7; thence West 500 feet; thence S8°31'W 202.2 feet; thence S57°51'W 206.7 feet; thence S25°21'W 210.2 feet; thence S2°58'W 290.5 feet; thence N85°43'W 200.0 feet; thence S43°09'W 219.4 feet; thence S57°59'W 1179.2 feet; thence S13°53'E 1313.4 feet; thence S79°26'E 900.3 feet; thence S29°40'E 896.0 feet; thence S49°03'E 701.7 feet; thence North along the Section line 1575.0 feet to the point of beginning.

TRACT 7:

Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho.

Section 8: The West 1000 feet of the West 1/2.

SUBJECT TO the 1999 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

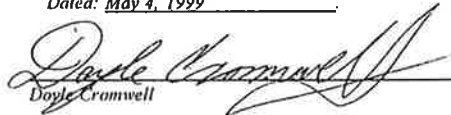
TOGETHER WITH all the rights, title and interest in the Water System which services the property and the Water System Agreement associated therewith (said agreement to be recorded subsequent to this conveyance).

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for himself and his successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: May 4, 1999


Doyle Cromwell


Bonnie Cromwell

STATE OF IDAHO

COUNTY OF Bonneville

On May 4, 1999, before me, the undersigned, personally appeared
Doyle Cromwell and Bonnie Cromwell a/k/a Bonnie Barnes Cromwell a/k/a
Bonnie K. Cromwell f/k/a Bonnie Brown f/k/a Bonnie Kay Barnes

known or identified to me to be the person(s) whose name(s) is/are subscribed to
the within instrument, and acknowledged to me that he/she/they executed the same.

Notary Public for the State of Idaho
Commission Expiration Date: 1/28/2003

Bonneville Land & Title Co.

Water Resources Field Services

1571 N. 1100 E.
Terreton, ID 83450
208-663-4667

August 18, 2003

Russell and Malissa Schwendiman
PO Box 206
Newday, ID 83426

Re: Water Right Adjudication Claim(s) A25-02122F, A25-02122G

Dear Water User:

Idaho Department of Water Resources (IDWR) is reviewing claims to water rights in the Snake River Basin Adjudication in your area. Water Resources Field Services has been retained to do field inspections to aid the Department in making correct recommendations to the court. In the next weeks and months I will be contacting you to make an appointment to look at your diversion works and uses of water.

The main purpose of this visit is to locate and photograph the headgate(s), ditches, and irrigated lands. It is also important to establish the current ownership of this water right. Please forward this letter as appropriate.

I look forward to helping make sure your water right recommendation is correct. Please contact me if there is a particular time that would be convenient for you. You may call in the evening, or leave a message on the answering machine.

Sincerely,



Bryce A. Contor



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 28, 2003

Dear Claimant in the Snake River Basin Adjudication (SRBA):

About 13 years ago you or your predecessor filed with the Idaho Department of Water Resources a claim to water right in the Snake River Basin. The investigation phase of this process is now focused on your area, Basin 25.

You are invited to attend a **public meeting to be held on March 10 at 7:00 p.m. in the West Coast/Red Lion Hotel, 475 River Parkway, Idaho Falls, Targhee and Bonneville Rooms.** The purpose of this meeting is for (1) the Department to update you on how the adjudication process works, and (2) for you, the claimant, to express concerns or discuss problems relating to water delivery in your area. This will help us to understand from an historical perspective the use and delivery of your water right.

Throughout this summer our adjudication staff, primarily from our Eastern Regional Office but also at times from Boise, will be contacting various water users in Basin 25. We ask for your cooperation in this process – the better we understand your water rights the better chance of you receiving an accurate decree from the SRBA Court that fully describes your water rights.

This investigation effort is being conducted by an experienced and successful staff. During recent years, this staff has accurately investigated and reported water rights in neighboring basins including the Big Lost River, the Little Lost River, Birch Creek, Camas Creek and the Portneuf River.

Please contact the Idaho Falls Office with any questions.

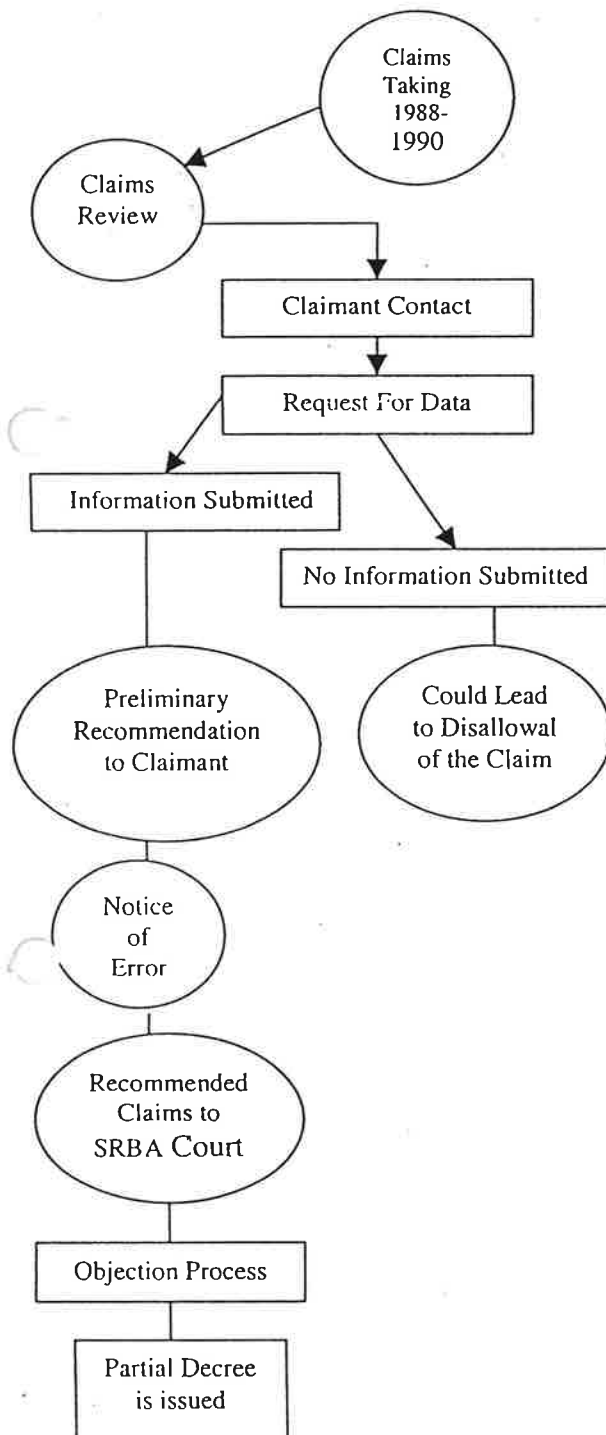
Sincerely,

A handwritten signature in cursive script that reads "Ernest Carlsen".

Ernest Carlsen
Adjudication Supervisor, Eastern Region

Enclosure: Information Brochure





Questions and Answers:

Q: Why now? I adjudicated my water rights in 1989.

A. You filed your claims in 1989. Now we are investigating those claims to make accurate recommendations to the Fifth District Court.

Q: If I furnish more information will you take away my water right?

A. The State does not want your water right. We ask for additional information so that we may make accurate recommendations of Beneficial Uses of the water rights. Our schedule is very tight – we need the info ASAP.

Q: How much more money do you want?

A. You paid for your claim in 1989, or so. There might be additional fees only in extenuating circumstances, such as additional acres or new claims.

Q: How come you want me to file another claim?

A. If we suggest you file additional claims it means we have found

additional uses of water to which you may be entitled, or we have identified additional acres.

Q: What about my Domestic well and Stockwater?

A. There is no statutory requirement to file either; but IDWR accepts your Domestic and/or Stockwater claims.

The Tools We Use:

In the evaluation of water right claims and preparation of recommendations the adjudication staff utilize:

- State-of-the-art computer technology.
- High resolution 1987 NAPP photography to identify the place of use.
- Global Positioning System (GPS) used to pin-point points of diversion or detail significant features.
- Prior decrees, licenses and transfers.
- Water measurements for claims based on beneficial use.
- Watermaster records
- Historical records
- Claimant input and participation

August 18, 2003

Russell and Malissa Schwendiman
PO Box 206
Newday, ID 83426

Re: Water Right Adjudication Claim(s) A25-02122F, A25-02122G

Dear Water User:

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I look forward to helping make sure your water right recommendation is correct. Please contact me if there is a particular time that would be convenient for you. You may call in the evenings, or leave a message on the answering machine.

Sincerely,

Bryce A. Contor

SCANNED

JUL 2 2001

Log for claim 25-02122F

Spatial Dynamics CAT

11/30/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03n40e	7	NESE	27	27	
03n40e	7	NWSE	2	1	
03n40e	7	SWSE	16	20	
03n40e	7	SESE	40	40	
03n40e	18	NENE	14	13	
Totals:			99	101	

Also Co Mingles with Farmers Friend Canal
water information on claim A2502122 G

A2502122 C
A2502122 H

well has other water rights

CPS. 0679521
026 1887

photo on claim
A2502122 H.

H2502122 F
350 HP
CE SN# 08J.213006

Tag # A0009513

AJ5809NP
No. A25-02122F

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/24/00
PAGE: 76

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DOYLE CROMWELL PO BOX 117 RIRIE ID 834430117 (208) 538-7716	04/27/1956	IRRIGATION	04-01 11-01	1.150 CFS	
TOTAL DIVERSION:					1.150 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T03N R40E S05

SENESEW

BONNEVILLE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
03N	40E	7	:					:						:											:	85.0
03N	40E	18	:	14				:						:											:	14.0
																							TOTAL ACRES		99.0	

POU County: BONNEVILLE

Other Rights: FARMER'S FRIEND/ENTERPRISE CANAL CO.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A25-02122A A25-02122G

Other Water Rights Listing Overlapping Place(s) of Use:
A01-00061 A01-00248 A01-10200 A01-10201 A01-10202 A01-10203 A25-02122B

Remarks: GEN THIS CLAIM IS FOR 18.8% OF LIC. 25-02122.

CLAIM AMENDED TO 40% OF RIGHT AND LAND BASED ON QUITCLAIM DEED.
SPLIT PORTION OF ACREAGE IS FOR 280 ACRES. CANAL WATER IS ALSO
USED AND CO-MINGLED WITH WELL WATERS.

THIS LEG OF THE ORIGINAL CLAIM IS OVERCLAIMED IN CFS, ACREAGE
INCLUDES CANAL WATERS AS COMINGLED PPU. PAID UNDER REC.#E010835.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 06/07/99 ARUBERRY



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

June 11, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DOYLE & BONNIE CROMWELL
PO BOX 117
RIRIE ID 83443

RE: CHANGE IN OWNERSHIP FOR A25-02122B

Dear Mr. and Mrs. Cromwell:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

A25-02122F, 1.15 cfs on 99 acres, Cromwell
A25-02122G, 2.35 cfs on 203 acres, Schwendiman

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

A handwritten signature in cursive script that reads "Jennifer Hoagland".

Jennifer Hoagland
Technical Records Specialist

Enclosure

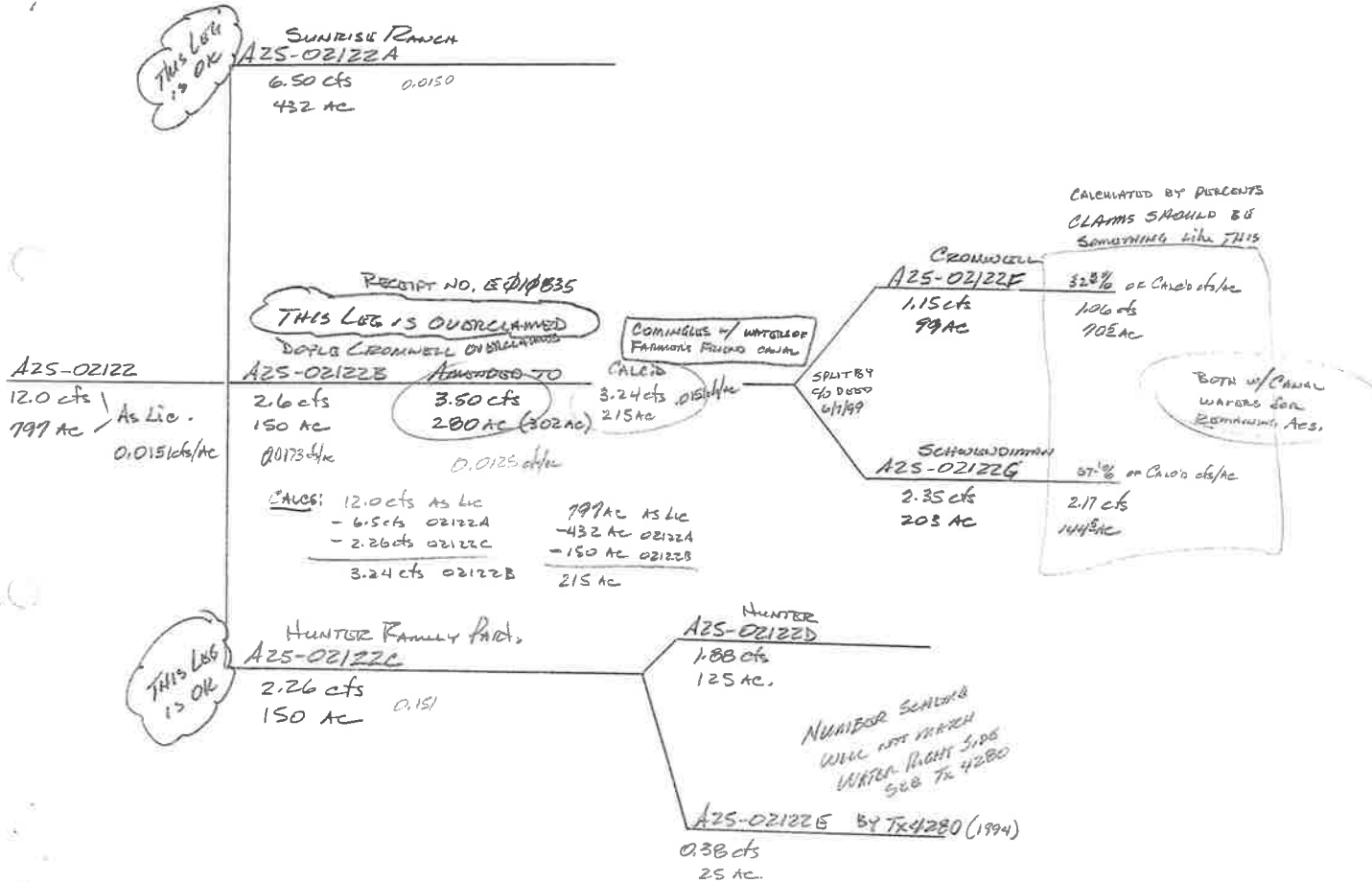
DELOG AR 5/17/99

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) _____ **RECEIVED**
Adjudication Claim Number(s) A25-02122B and A25-07018 **MAY 10 1999**
2. The following **REQUIRED** information must be submitted with this form. Department of Water Resources
Eastern Region
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Doyle Cromwell and Bonnie Cromwell
P. O. Box 117
Ririe, Idaho 83443
4. New Owner/Claimant(s) Russell Schwendiman and Malissa Schwendiman
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address P. O. Box 206
City, State and ZIP Code Newdale, Idaho 83436
New Telephone Number (208) 458- - 4934
5. Date you acquired the property 05/04/99
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres actually irrigated _____ Number and type of stock _____
- Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Russell Schwendiman Date 5-4-99
Malissa Schwendiman Date 5-4-99
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

To Part F



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 25-2122F
Date Received: 9/27/1989
Receipt No: X999999
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

RUSSELL SCHWENDIMAN Phone: (208)538-7493
PO BOX 608
RIRIE ID USA 83443-0608

2. Date of Priority: 04/27/1956

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	40E	5	SE NE SW	BONNEVILLE	

5. Description of diverting works:

WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.15	

7. Total Quantity Appropriated is:
1.15 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
03N	40E	7	NE SE	IRRIGATION	27
			SE SE	IRRIGATION	40
			NW SE	IRRIGATION	2
			SW SE	IRRIGATION	16

03N	40E	18	NE	NE	Section Acres	85
					IRRIGATION	14
					Section Acres	14
					Total Acres	99

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS FOR 18.8% OF LIC. 25-02122.

*** CLAIM AMENDED TO 40% OF RIGHT AND LAND BASED ON QUITCLAIM DEED. SPLIT PORTION OF ACREAGE IS FOR 280 ACRES. CANAL WATER IS ALSO USED AND CO-MINGLED WITH WELL WATERS.

*** THIS LEG OF THE ORIGINAL CLAIM IS OVERCLAIMED IN CFS, ACREAGE INCLUDES CANAL WATERS AS COMINGLED PPU. PAID UNDER REC.#E010835.

New owner added on 8/17/04

15. Basis of Claim: License

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): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this
of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

SCANNED

JUL 27 2001

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: A25-02122F
Date Received: 9/27/1989
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: DOYLE CROMWELL
Address: PO BOX 117
RIRIE ID

208-538-7716

83443-0117

A2502122F



2. Date of Priority: APR 27, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	40E	5	SE	NE	SW		BONNEVILLE

5. Description of diverting works:
WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.150		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	40E	7	NE	SE		IRR	27.0
			NW	SE		IRR	2.0
			SW	SE		IRR	16.0
			SE	SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	85.0
		18	NE	NE	IRR	14.0
					Section Acres	14.0
					Total Acres	99.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
FARMER'S FRIEND/ENTERPRISE CANAL CO.

14. Remarks:

THIS CLAIM IS FOR 18.8% OF LIC. 25-02122.

CLAIM AMENDED TO 40% OF RIGHT AND LAND BASED ON QUITCLAIM DEED.
SPLIT PORTION OF ACREAGE IS FOR 280 ACRES. CANAL WATER IS ALSO
USED AND CO-MINGLED WITH WELL WATERS.

THIS LEG OF THE ORIGINAL CLAIM IS OVERCLAIMED IN CFS, ACREAGE
INCLUDES CANAL WATERS AS COMINGLED PPU. PAID UNDER REC.#E010835.

15. Basis of Claim: LICENSE