

12/05/2006

NOTICE OF ERROR

REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 13, 2006

Water right number: 67-7485

SCHWENKFELDER RANCHES INC
3381 SCHWENKFELDER RD
CAMBRIDGE ID 83610
Telephone Number: (208)257-3591

ROYCE A SCHWENKFELDER
3381 SCHWENKFELDER RD
CAMBRIDGE ID 83610
Telephone Number: (208)257-3591

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12/14/06

SIGNATURE: Royce A. Schwenkfelder

Please print your name: ROYCE A. SCHWENKFELDER

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

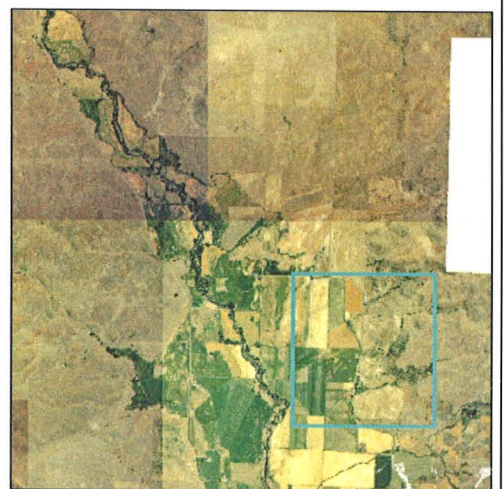
SCANNED

DEC 18 2006

67-7485



SCANNED
DEC 18 2006



12/04/2006

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

RIGHT NUMBER: 67-7485

NAME AND ADDRESS: SCHWENKFELDER RANCHES INC
3381 SCHWENDFELDER RD
CAMBRIDGE ID 83610

ROYCE A SCHWENKFELDER
3381 SCHWENKFELDER RD
CAMBRIDGE ID 83610

SOURCE: LITTLE WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 1.700 CFS

This right when combined with 67-478 shall provide no more than .02 cfs
per acre.

Right Nos. 67-478 and 67-7485 are limited to a total combined diversion rate
of 1.78 cfs.

PRIORITY DATE: 03/04/1980

POINT OF DIVERSION:

T14N R02W S1 SENESW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.700 CFS 340.00 AFY

PLACE OF USE: IRRIGATION in WASHINGTON County

T14N R02W S15	SWNE	1.50	T14N R02W S15	SENE	19.50
T14N R02W S15	SWNW	4.00	T14N R02W S15	SENW	0.50
T14N R02W S15	NESW	18.00	T14N R02W S15	NWSW	37.00
T14N R02W S15	NESE	4.50			

85 ACRES TOTAL

total Right Nos. 67-478 and 67-7485 are limited to the irrigation of a combined
of 89 acres 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: BASIS OF CLAIM - License



Idaho Department of Water Resources

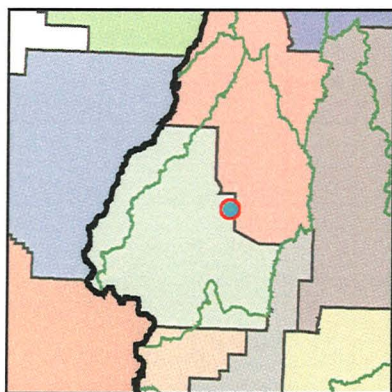
SRBA Recommendation:

67-7485

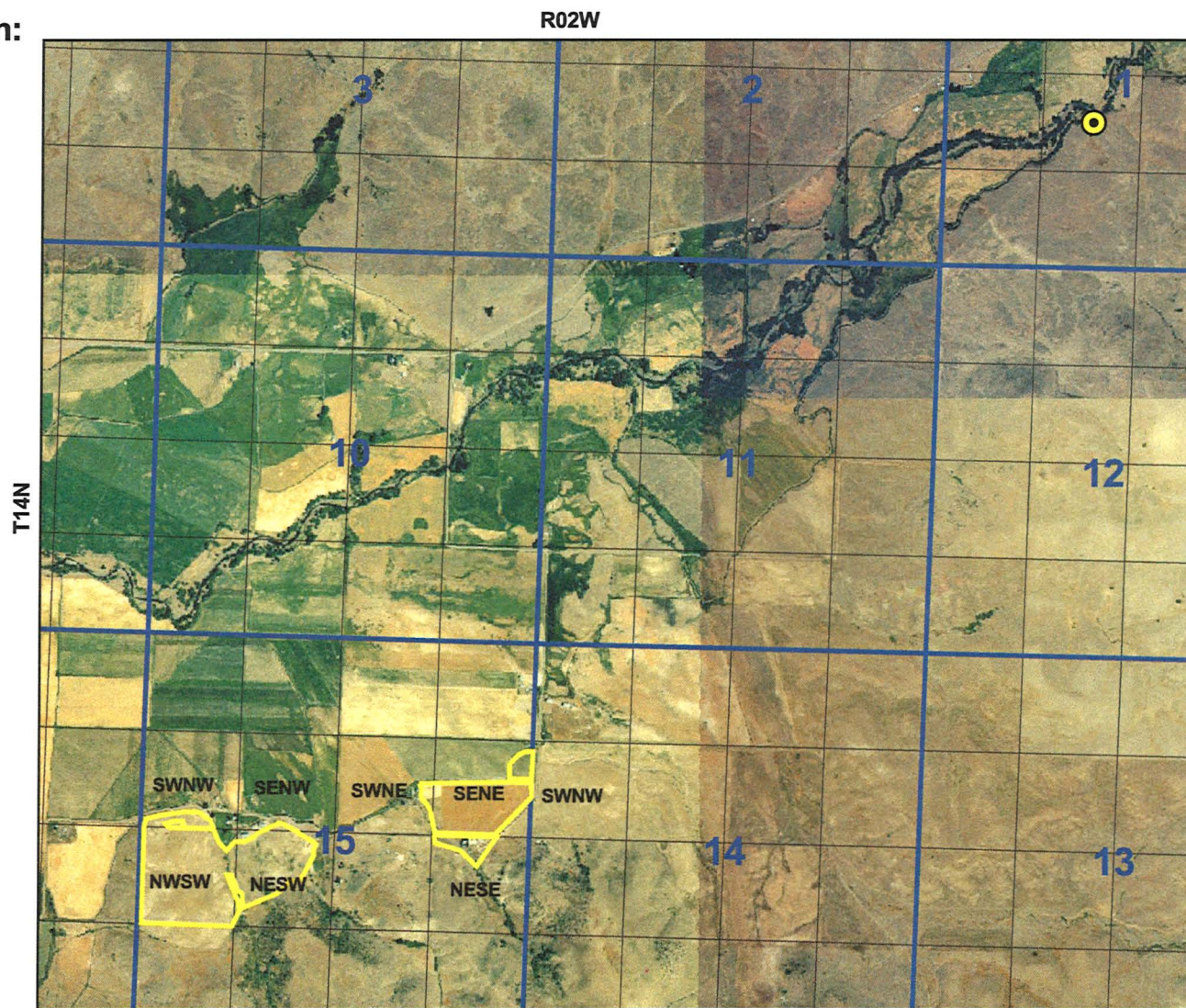
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



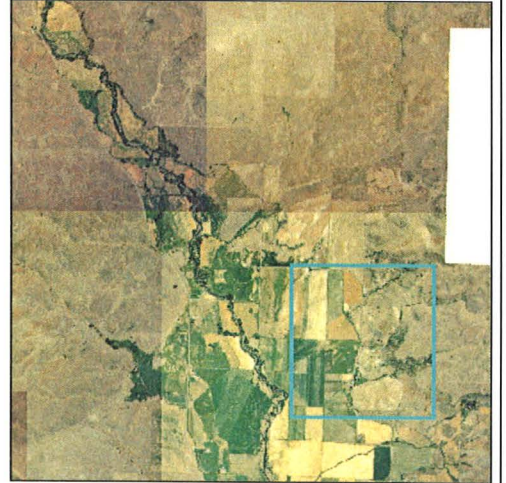
Washington County
IDWR Basin 67



0 1 2 Miles

Prepared by IDWR State Office
On Monday, December 4, 2006
1987/88 Aerial Photography

67-7485



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7485 V1

WATER RIGHT NUMBER: 67-7485 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SCHWENKFELDER RANCHES INC 3381 SCHWENKFELDER RD CAMBRIDGE, ID 83610 (208)257-3591
Original Owner	JOHN SCHWENKFELDER 3381 SCHWENKFELDER RD CAMBRIDGE, ID 83610
Current Owner	ROYCE A SCHWENKFELDER 3381 SCHWENKFELDER RD CAMBRIDGE, ID 83610 (208)257-3591
Original Owner	ROBERTA SCHWENKFELDER 3381 SCHWENKFELDER RD CAMBRIDGE, ID 83610

Priority Date: 03/04/1980

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WEISER RIVER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.700 CFS	340.00 AF
<u>Total Diversion:</u>		1.700 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER	SE1/4NE1/4SW1/4	Sec. 1, Twp 14N, Rge 02W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	02W	15			1.5	19.5			4.0	.5	18.0	37.0			4.5				85.0

Total Acres: 85

Conditions of Approval:

1. E55 Right Nos. 67-478 and 67-7485 are limited to the irrigation of a combined total of 89 acres in a single irrigation season.
2. E62 This right when combined with 67-478 shall provide no more than .02 cfs per acre.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7485 V1

3. E51 Right Nos. 67-478 and 67-7485 are limited to a total combined diversion rate of 1.78 cfs.
4. C18 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.

Remarks:Comments:

1. mcase 7/30/2004 POD
Comment: Updated shape
2. mcase 7/30/2004 POU
Comment: Updated Shape
3. mcase 7/30/2004 POU
Comment: Licensed for 85 acres. Claimed 89 acres. Shape as digitized is 91 acres.
4. mcase 7/30/2004 Period of Use
Comment: CLaimed Period of use shorter than licensed Period of Use. Licensed Period of Use longer than current Standard Season of Use.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: AND
 Water District Number: 67A
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		89
Combined Water Rights: 67-7485 , 67-478		

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	7/30/2004 12:48:20 PM	mcase			Active
POD	7/30/2004 12:52:11 PM	mcase			Active
Source	7/30/2004 12:52:18 PM	mcase			Active
POU	7/30/2004 1:17:36 PM	mcase			Active
Use	7/30/2004 1:18:32 PM	mcase			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7485 V1

Season	7/30/2004 1:19:01 PM	mcase	Active
Quantity	7/30/2004 1:24:44 PM	mcase	Active
Contacts	12/4/2006 1:55:28 PM	mvanbussum	Active
Priority Date	12/4/2006 1:55:54 PM	mvanbussum	Active
POD	12/4/2006 1:56:06 PM	mvanbussum	Active
Source	12/4/2006 1:56:58 PM	mvanbussum	Active
POU	12/4/2006 1:57:10 PM	mvanbussum	Active
Use	12/4/2006 2:15:53 PM	mvanbussum	Active
Season	12/4/2006 2:16:15 PM	mvanbussum	Active
Quantity	12/4/2006 2:16:47 PM	mvanbussum	Active
Summary	12/04/2006	mvanbussum	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	7/30/2004 12:52:11 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?
Source	7/30/2004 12:52:18 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
Priority Date	7/30/2004 12:48:21 PM	mcase	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POU	7/30/2004 12:56:16 PM	mcase	Created polygon from PLS
POU	7/30/2004 1:17:36 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (No) 6. Can the claimed POU be verified using the water right file?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7485 V1

Quantity	7/30/2004 1:24:44 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? Description for Question 10 - Licensed for 340 AF.
Use	7/30/2004 1:18:33 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
Season	7/30/2004 1:19:01 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (No) 5. Can the claimed Period of Use be verified using the water right file? (No) 6. Is there evidence that there has been a change in the Period of Use?
Summary	12/4/2006 2:27:54 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	12/4/2006 2:03:44 PM	csaxton	Correlated PODID 624579 from SpatialDataID 373016 to SpatialDataID 342735
Contacts	12/4/2006 1:55:19 PM	mvanbussum	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop review.
General	12/4/2006 1:55:45 PM	mvanbussum	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7485 V1

POD	12/4/2006 1:55:57 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	12/4/2006 1:56:49 PM	mvanbussum	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	12/4/2006 1:57:01 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	12/4/2006 1:58:54 PM	mvanbussum	Updated shape for Active POU
POU	12/4/2006 1:59:01 PM	mvanbussum	Updated PLS for Active POU
POD	12/4/2006 2:03:48 PM	csaxton	Correlated PODID 624579 from SpatialDataID 373016 to SpatialDataID 342735
POD	12/4/2006 2:03:52 PM	csaxton	Correlated PODID 624579 from SpatialDataID 373016 to SpatialDataID 342735
POD	12/4/2006 2:03:56 PM	csaxton	Correlated PODID 624579 from SpatialDataID 373016 to SpatialDataID 342735
POU	12/4/2006 2:06:11 PM	mvanbussum	Updated shape for Active POU
POU	12/4/2006 2:06:22 PM	mvanbussum	Updated PLS for Active POU
POU	12/4/2006 2:08:03 PM	mvanbussum	Updated shape for Active POU
POU	12/4/2006 2:08:09 PM	mvanbussum	Updated PLS for Active POU
POU	12/4/2006 2:14:11 PM	mvanbussum	Updated shape for Active POU
Use	12/4/2006 2:15:43 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a Purpose of Use? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7485 V1

Season	12/4/2006 2:16:05 PM	mvanbussum	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	12/4/2006 2:16:37 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Recommended as licensed.
POU	12/4/2006 2:14:21 PM	mvanbussum	Updated PLS for Active POU

Water Supply Bank:

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 67-7485
Date Received: 10/19/1989
Receipt No: W006449
Received By:

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

1. Name of Claimant(s)

SCHWENKFELDER RANCHES INC Phone: (208)257-3591

3381 SCHWENDFELDER RD
CAMBRIDGE ID USA 83610

ROYCE A SCHWENKFELDER Phone: (208)257-3591

3381 SCHWENKFELDER RD
CAMBRIDGE ID USA 83610

2. Date of Priority: 03/04/1980

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
14N	02W	1	NE SW	WASHINGTON	

5. Description of diverting works:

DIVERSION DAM W/GRAVITY DITCH TO PUMP & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.7	340

7. Total Quantity Appropriated is:
1.7 C.F.S. and/or 340 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	02W	15	SW	NE	IRRIGATION	1.5
			SE	NE	IRRIGATION	19.5
			SW	NW	IRRIGATION	4
			SE	NW	IRRIGATION	0.5
			NE	SW	IRRIGATION	18
			NW	SW	IRRIGATION	37
			NE	SE	IRRIGATION	4.5
					Section Acres	85
					Total Acres	85

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

Use of water under this right is subject to control by the watermaster of State Water District No. 67A.

A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

Claim amended per approval of license (csaxton 2-14-06).

The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

This water right is appurtenant to the described place of use.

This right is subject to all prior water rights and may be forfeited by five years of non-use.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

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.

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: A67-07485
Date Received: 10/19/1989
Receipt No: W006449
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: ROYCE A SCHWENKFELDER 208-257-3591
Address: 3381 SCHWENDFELDER RD
CAMBRIDGE ID 83610

AND/OR

Name: SCHWENKFELDER RANCHES INC 208-257-3591
Address: 3381 SCHWENDFELDER RD
CAMBRIDGE ID 83610

2. Date of Priority: MAR 4, 1980

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	02W	1	SE	NE	SW		WASHINGTON

5. Description of diverting works:
DIVERSION DAM W/GRAVITY DITCH TO PUMP & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/15	1.700		

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

8. Total consumptive use is 264.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

SCANNED
APR 14 2004

MICROFILMED
AUG 05 1994

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
14N	02W	15	SW		NE		IRR	1.0
			SE		NE		IRR	20.0
			SW		NW		IRR	4.0
			SE		NW		IRR	1.0
			NE		SW		IRR	21.0
			NW		SW		IRR	37.0
			NE		SE		IRR	5.0

Section Acres 89.0

Total Acres 89.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-00478.

14. Remarks:
NO WATER SHALL BE DIVERTED UNDER THIS PERMIT AFTER JUNE 15 OF
EACH YEAR UNLESS THE PRIOR APPROVAL OF THE WATERMASTER IS
OBTAINED.

15. Basis of Claim: PERMIT

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAH),
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: A67-07485
Date Received: 10/02/1989
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SCHWENKFELDER RANCHES INC. 208-257-3591
Address: 3381 SCHWENDFELDER RD
CAMBRIDGE, ID 83610

AND/OR

Name: ROYCE A. SCHWENKFELDER 208-257-3591
Address: 3381 SCHWENDFELDER RD.
CAMBRIDGE, ID 83610

2. Date of Priority: MAR 04, 1980

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	02W	1	SE	NE	SW		WASHINGTON

5. Description of diverting works:
DIVERSION DAM W/GRAVITY DITCH TO PUMP & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/15	1.700		

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

8. Total consumptive use is 264.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
14N	02W	15	SW		NE		IRR	1.0
			SE		NE		IRR	20.0
			SW		NW		IRR	4.0
			SE		NW		IRR	1.0
			NE		SW		IRR	21.0
			NW		SW		IRR	37.0
			NE		SE		IRR	5.0

Section Acres 89.0

Total Acres 89.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-00478.

14. Remarks:
NO WATER SHALL BE DIVERTED UNDER THIS PERMIT AFTER JUNE 15 OF
EACH YEAR UNLESS THE PRIOR APPROVAL OF THE WATERMASTER IS
OBTAINED.

15. Basis of Claim: PERMIT

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): Ryan A. Schuffel Date: 10/2/89

Date: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of _____ Title _____, that I have signed the foregoing _____ Organization document in the space below as _____ of _____ Title _____ and that the statements contained in the _____ Organization foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of Evans) SS.

Subscribed and sworn (or affirmed) before me this 2 day
of Oct 19 89

John Dal Carter
Notary Public

Seal

Residing at Bain ID

My Commission Expires 6/2/94
Date: 10/02/89

A67-07485

Page

3

MICROFILMED
AUG 05 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 67-07485

Priority: March 4, 1980

Maximum Diversion Rate: 1.70 CFS
Maximum Diversion Volume:¹ 340.0 AF

This is to certify, that JOHN SCHWENKFELDER
ROBERTA SCHWENKFELDER

3381 SCHWENKFELDER RD.
CAMBRIDGE, ID 83610

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 4, 1980; and has submitted Proof of Beneficial Use on May 30, 1985. An examination indicates that the works have a diversion capacity of 1.700 cfs of water from:

LITTLE WEISER RIVER tributary to WEISER RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	1.70 CFS	340.0 AF

LOCATION OF POINT(S) OF DIVERSION: NESW, Sec. 1, Township 14N, Range 02W
ADAMS County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14N 02W 15	SWNE 1.5	SENE 19.5	SWNW 4	
	SENW 0.5	NESW 18	NWSW 37	
	NESE 4.5			85

Total number of acres irrigated: 85

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.

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SEP 19 1990

State of Idaho
Department of Water Resources

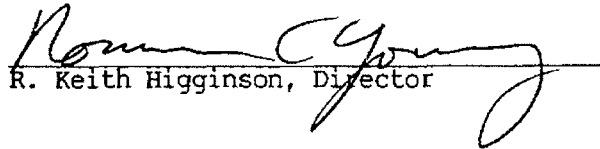
WATER RIGHT LICENSE
WATER RIGHT NO. 67-07485

CONDITIONS/REMARKS:

4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
6. Use of water under this water right is subject to control by the watermaster of State Water District No. 67A
7. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 24TH day of August, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

SEP 19 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 13 1990

A. GENERAL INFORMATION

Permit No. 67-7485

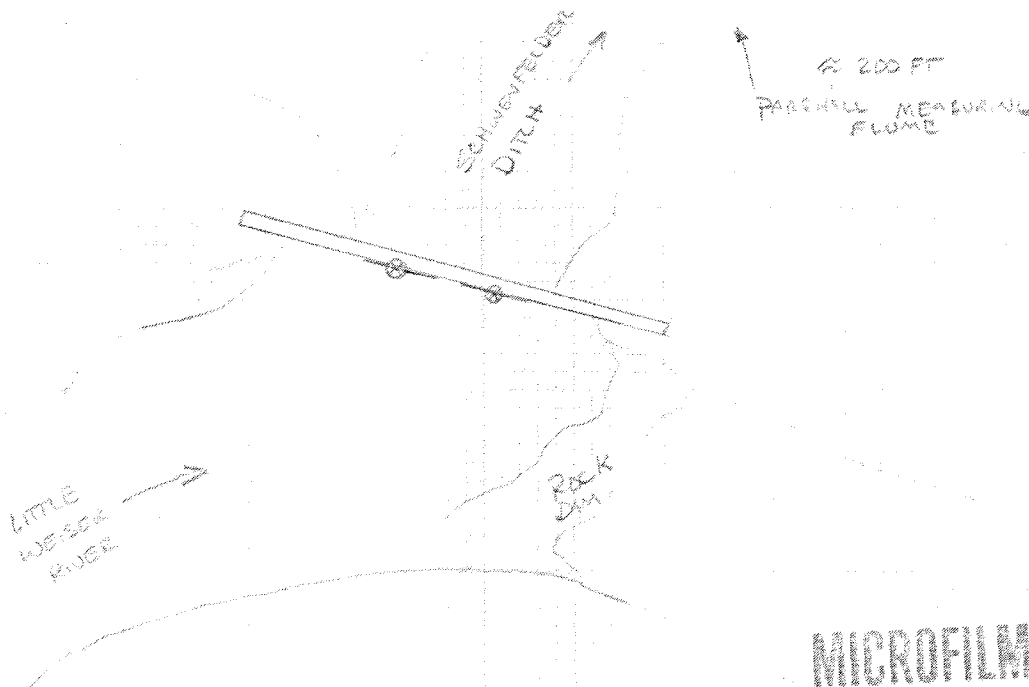
1. Owner: JOHN AND/OR ROBERTA SCHWENFELDER Phone No. 257-3511
Current Address: H.C. 68 BOX 2102, CAMBRIDGE ID. 83610
2. Accompanied by: ROYCE SCHWENFELDER EXAM. DATE: 7/28/88
Address: H.C. 68 BOX 2130 CAMBRIDGE Phone No. 257-3591
Relationship to Permit Holder: SON OF PERMIT HOLDER
3. Source: LITTLE WEISER RIVER tributary to WEISER RIVER

B. OVERLAP REVIEW

1. Other water rights with same place of use: WEISER RIVER IN THE SAME V.A.'S.
BUT ALL ARE FOR LAND BELOW THE DITCH ☐ Copies Attached THIS PERMIT IS FOR LAND ABOVE THE DITCH.
2. Other water rights with same point of diversion: POINT OF DIVERSION
IS THE SAME AS SCHWENFELDER DITCH WHICH THEIR ☐ Copies Attached ☐ Copies of Field Exam's Attached
ARE NUMEROUS RIGHTS FROM.

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



MICROFILMED

SEP 10 1990

Scale: 1" = No Scale

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).
- ☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: QUENTIN NELSON

Date: 7/28/88

Owner: ROBERT SCHWENKELDER

Permit No. 67-7485

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

MEASURED INSIDE PIPE DIAMETER IN INCHES (ID)

CIR = Pipe Circumference in inches = _____

T = Pipe Thickness in inches = _____

ID = $2 [(0.1592 \times CIR) - T]$ = 6"

ANNUBAR DESCRIPTION & CONSTANT (C)

Size Used in Test 6"

State ID No. 20403

Select C based on size from Table below.

Nominal Pipe Size	C
4"	4.23
6"	3.75
8"	3.87
10"	3.94
12"	3.99
14" - 16"	4.01
18" - 24"	4.02
30" or larger	4.03

C selected 3.75

DIFFERENTIAL PRESSURE READING IN INCHES OF H₂O (H)

High Reading = 96

Low Reading = 16

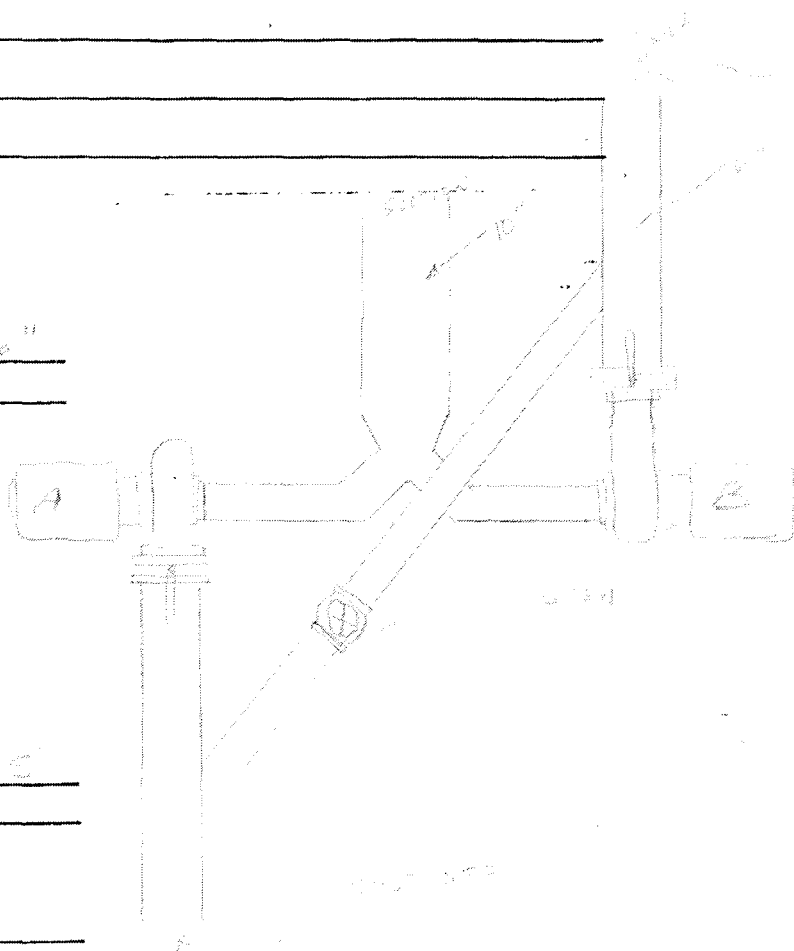
High - Low = H = 80

CALCULATION OF DISCHARGE IN CFS (Q)

$$Q = \frac{(ID)^2 \cdot (\sqrt{H}) \cdot (C)}{448.3}$$

$$Q = \frac{(6)^2 \cdot (\sqrt{80}) \cdot (3.75)}{448.3} = 1.65 \text{ cfs}$$

SKETCH (If not shown on Field Report)



SEP 19 1990

7/87

42

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR COX/HALL MEASUREMENT

Measured by: W. F. W. A. N. T.

Date 7/28/88

Owner: John Lowmeyer

Permit No. 7748

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

[illegible]

MEASURED INSIDE PIPE RADIUS IN INCHES (IR)

CIR = Pipe Circumference in Inches =

T = Pipe Thickness in Inches =

$$IR = [(0.1592 \times CIE) - Y] = \dots\dots\dots 2$$

DIFFERENTIAL PRESSURE READING IN INCHES OF H2O (H)

High Reading = 106 lbs

Low Reading = 265

High - Low = H = ... 70

COX/HALL DESCRIPTION & FACTOR DETERMINATION (H#)

State ID No. 120281

Size of tip used 4/11

Number of holes in meter taped or blocked

To determine Cox/Hall Factor (H#) use table to the right.
Using the Differential Pressure Reading (H) find appropriate
Row and Column to determine (H#).
(example: H = 12.4 then H# = 17.0)

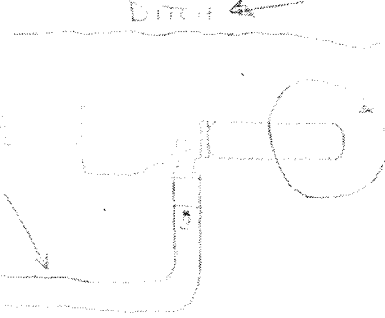
Determine (H#) and enter here: 21

CALCULATION OF DISCHARGE IN CFS (Q)

$$Q = \frac{(3.1416) (IR)^2 (HF)}{(448.8)}$$

$$Q = \frac{(3.1416) (Z)^2 (\dots)}{(448.8)} = 161 \text{ CFS}$$

SKETCH (If not shown on Field Report)

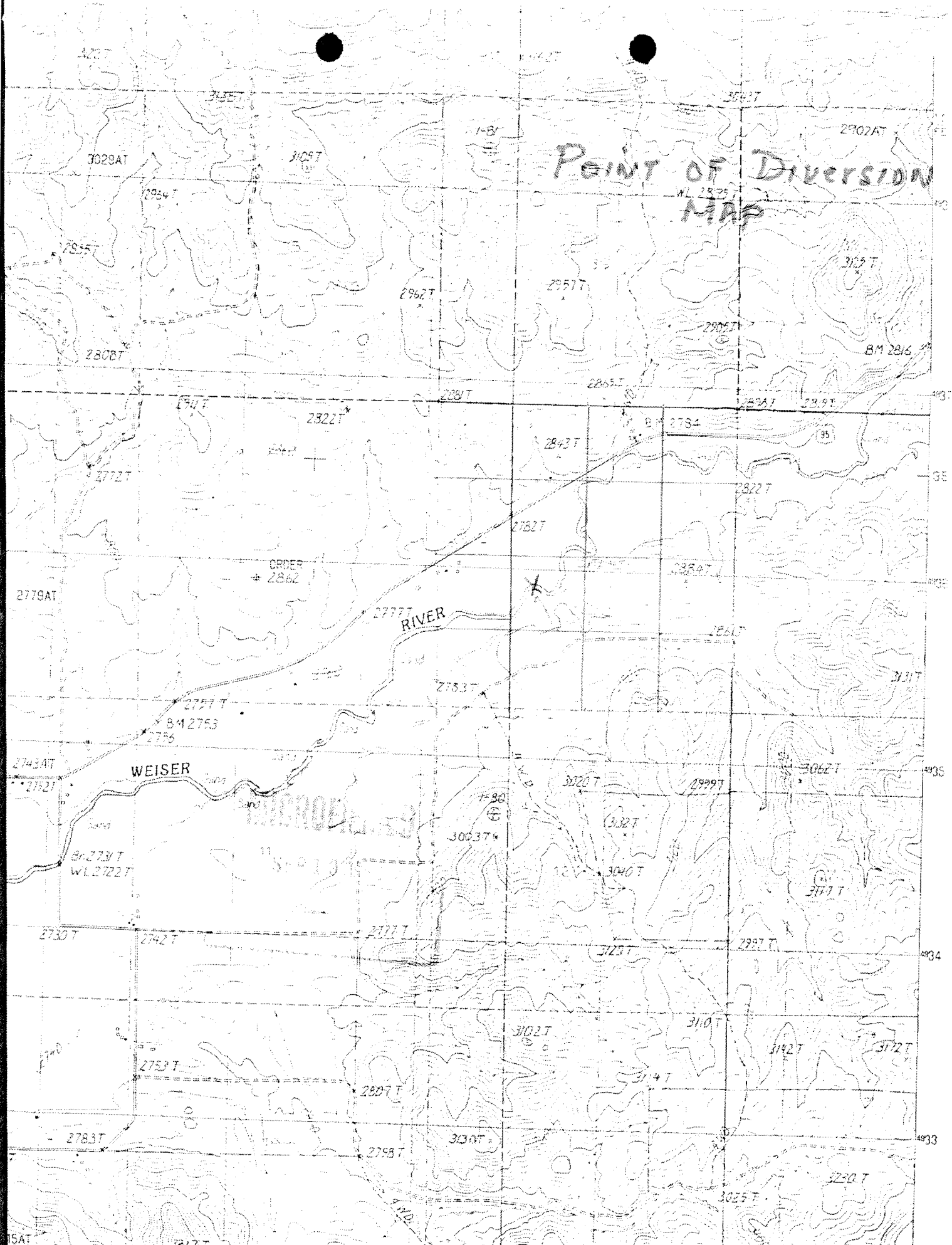


WZL 1215

17

[illegible]

	.1	.2	.3	.4	.5	.6	.7	.8	.9
0	0.0	0.8	1.3	1.8	2.2	2.5	2.9	3.3	4.0
1	4.3	4.5	4.8	5.0	5.2	5.4	5.6	5.8	6.2
2	6.3	6.3	6.7	6.9	7.0	7.2	7.3	7.5	7.7
3	7.9	8.0	8.2	8.3	8.5	8.6	8.7	8.8	9.1
4	9.3	9.4	9.5	9.6	9.7	9.8	10.0	10.1	10.3
5	10.4	10.5	10.6	10.7	10.9	11.0	11.1	11.2	11.3
6	11.5	11.6	11.7	11.8	11.9	12.0	12.1	12.2	12.4
7	12.5	12.6	12.7	12.8	12.9	13.0	13.1	13.2	13.3
8	13.5	13.5	13.6	13.7	13.8	13.9	14.0	14.0	14.1
9	14.3	14.4	14.5	14.5	14.6	14.6	14.7	14.9	15.0
10	15.1	15.2	15.3	15.4	15.5	15.5	15.6	15.7	15.8
11	15.9	16.0	16.1	16.2	16.3	16.3	16.4	16.5	16.6
12	16.7	16.7	16.8	16.9	17.0	17.0	17.1	17.2	17.3
13	17.4	17.5	17.5	17.6	17.7	17.8	17.8	17.9	18.0
14	18.1	18.2	18.3	18.3	18.4	18.5	18.5	18.6	18.7
15	18.8	18.9	18.9	19.0	19.1	19.1	19.2	19.3	19.4
16	19.5	19.5	19.6	19.6	19.7	19.7	19.8	19.9	20.0
17	20.1	20.1	20.2	20.2	20.3	20.4	20.4	20.5	20.6
18	20.7	20.7	20.8	20.9	20.9	21.0	21.0	21.1	21.2
19	21.3	21.3	21.4	21.4	21.5	21.6	21.6	21.7	21.8
20	21.9	21.9	22.0	22.0	22.1	22.2	22.2	22.3	22.4
21	22.4	22.5	22.5	22.6	22.6	22.7	22.7	22.8	22.9
22	23.0	23.0	23.1	23.1	23.2	23.2	23.3	23.4	23.5
23	23.5	23.6	23.6	23.7	23.7	23.8	23.8	23.9	24.0
24	24.0	24.1	24.2	24.2	24.3	24.3	24.4	24.4	24.5
25	24.6	24.6	24.7	24.7	24.8	24.8	24.9	24.9	25.0
26	25.1	25.1	25.2	25.2	25.3	25.3	25.4	25.4	25.5
27	25.6	25.6	25.7	25.7	25.8	25.8	25.9	25.9	26.0
28	26.1	26.1	26.2	26.2	26.3	26.3	26.4	26.4	26.5
29	26.6	26.6	26.7	26.7	26.8	26.8	26.9	26.9	27.0
30	27.0	27.1	27.1	27.2	27.2	27.3	27.3	27.4	27.5
31	27.5	27.5	27.6	27.6	27.7	27.7	27.8	27.8	27.9
32	28.0	28.0	28.0	28.1	28.1	28.2	28.2	28.3	28.4
33	28.4	28.5	28.5	28.5	28.6	28.6	28.7	28.8	28.8
34	28.9	28.9	29.0	29.0	29.0	29.1	29.1	29.1	29.2
35	29.3	29.3	29.3	29.4	29.4	29.5	29.5	29.5	29.6
36	29.7	29.7	29.8	29.8	29.9	29.9	30.0	30.0	30.1
37	30.1	30.2	30.2	30.3	30.3	30.4	30.4	30.5	30.5
38	30.6	30.6	30.7	30.7	30.8	30.8	30.8	30.9	31.0
39	31.0	31.0	31.1	31.1	31.2	31.2	31.2	31.3	31.4
40	31.4	31.5	31.5	31.5	31.6	31.6	31.7	31.7	31.8
41	31.8	31.9	31.9	31.9	32.0	32.0	32.1	32.1	32.2
42	32.2	32.3	32.3	32.3	32.4	32.4	32.4	32.5	32.5
43	32.6	32.6	32.7	32.7	32.7	32.8	32.8	32.9	32.9
44	33.0	33.0	33.1	33.1	33.2	33.2	33.2	33.3	33.4
45	33.4	33.5	33.5	33.5	33.6	33.6	33.7	33.7	33.8
46	33.8	33.9	33.9	33.9	34.0	34.0	34.0	34.1	34.1
47	34.2	34.2	34.2	34.3	34.3	34.4	34.4	34.4	34.5
48	34.6	34.6	34.6	34.7	34.7	34.8	34.8	34.8	34.9



POINT OF DIVERSION MAP

WEISER

RIVER

ORDER
+ 2862

BM 2753

BM 2731 T
WL 2722 T

30037

3020 T

302 T

3040 T

3062 T

311 T

310 T

3142 T

3172 T

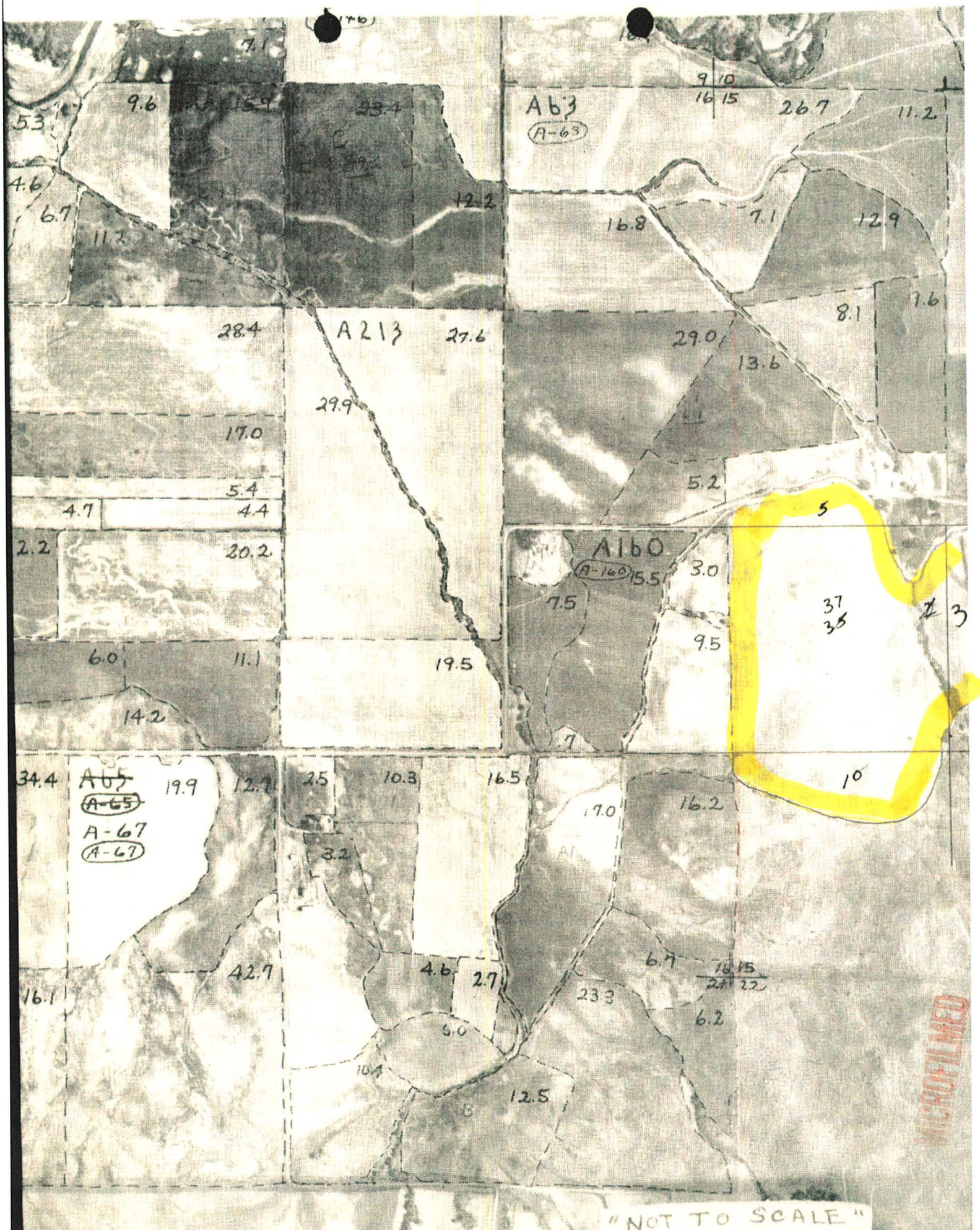
3130 T

3025 T

3230 T

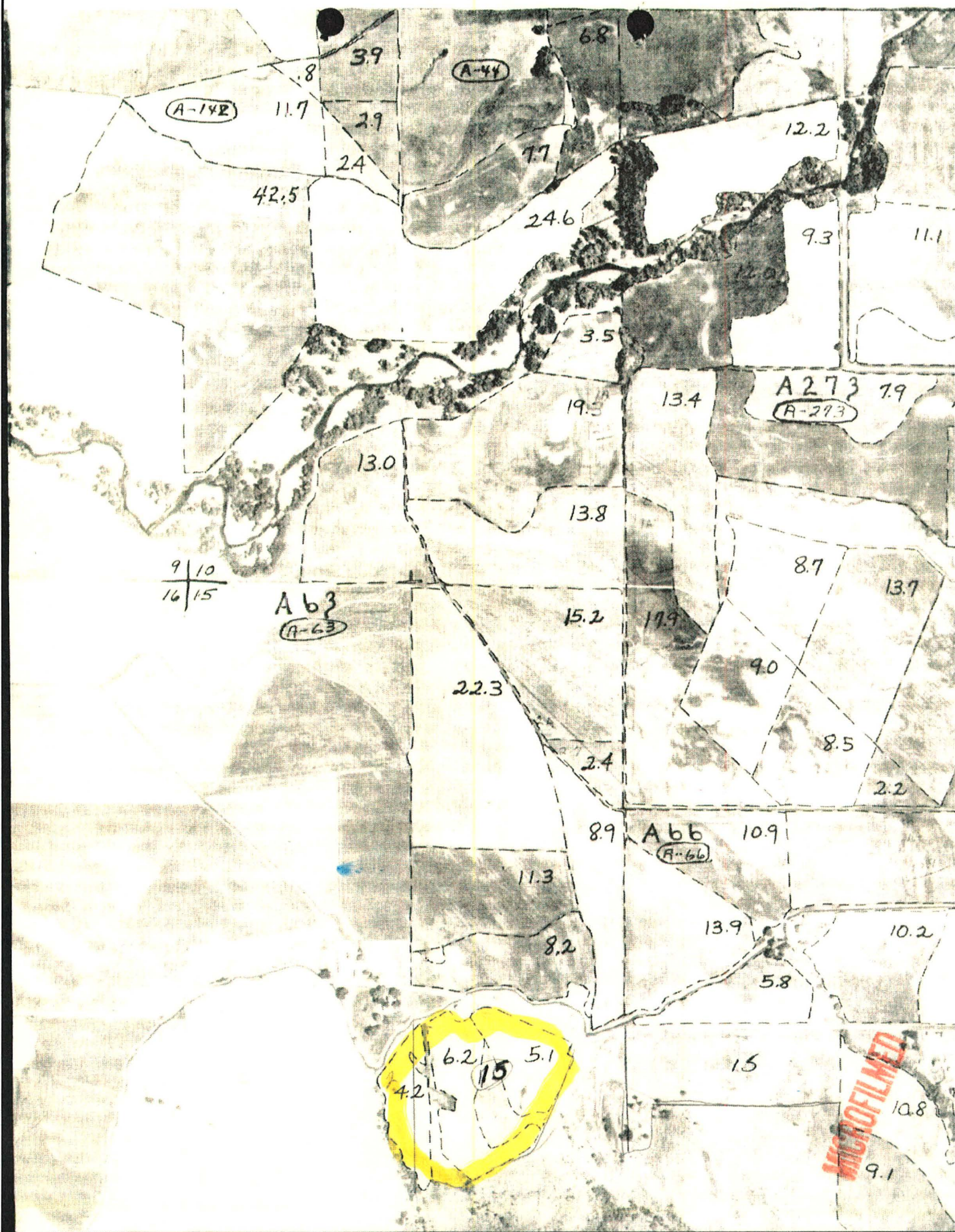
2717 T

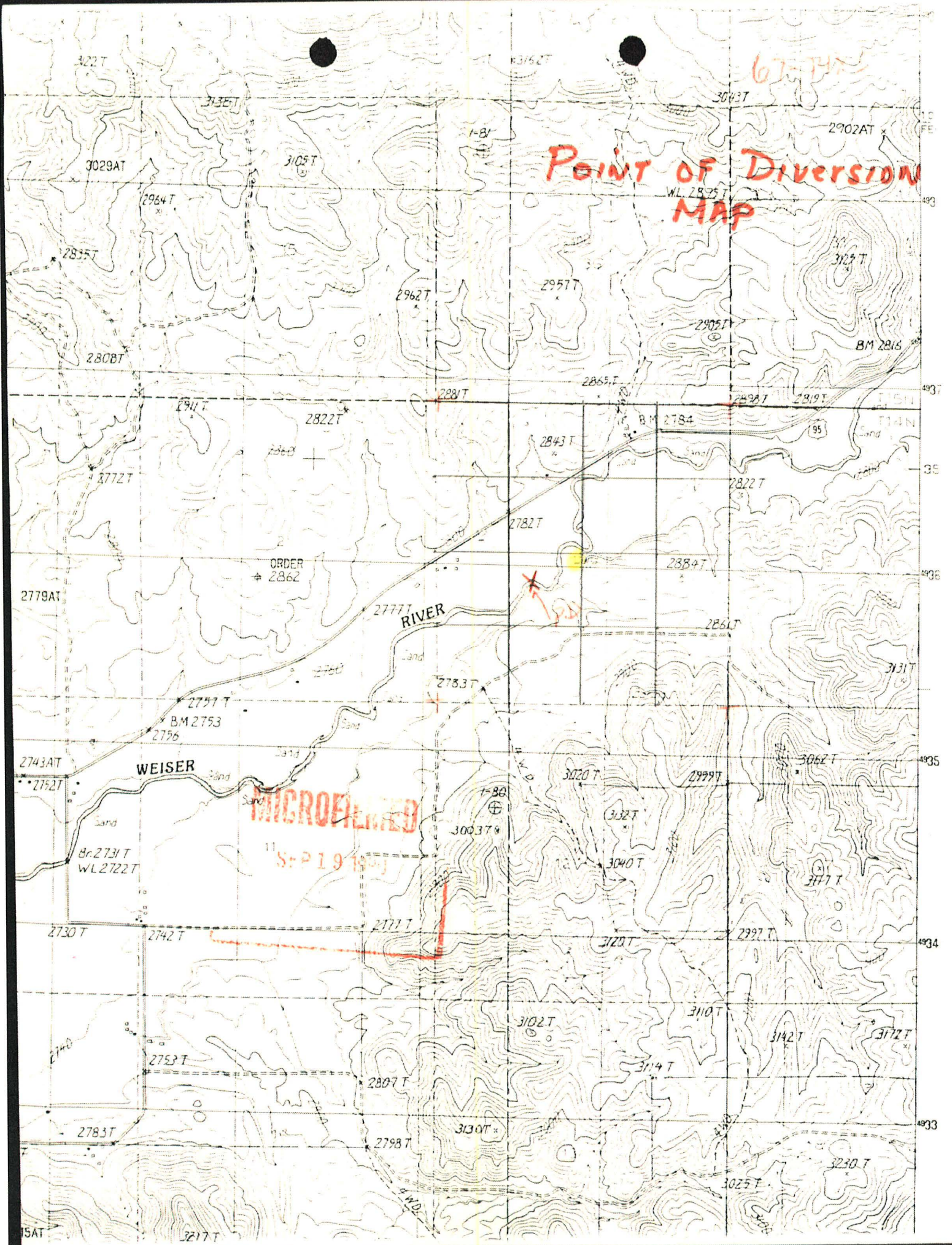
15AT



"NOT TO SCALE"

ORIGINAL





67-747

POINT OF DIVERSION
MAP

MICROFILMED

SEP 19 1954

WEISER

RIVER

ORDER
2862

B.M. 2753
2756

B.M. 2784

B.M. 2816

B.M. 2731 T
WL 2722 T

2779AT

3029AT

2964T

3135T

3105T

2962T

2957T

2905T

2902AT

3043T

3162T

322T

1-81

2783T

2782T

2843T

2836T

2819T

2822T

2884T

2861T

3020T

2999T

3062T

3132T

3040T

3120T

2997T

3142T

3172T

3230T

3025T

3130T

2807T

2798T

2753T

2783T

2730T

2742T

15AT

3217T

10
FE

493

4937

35

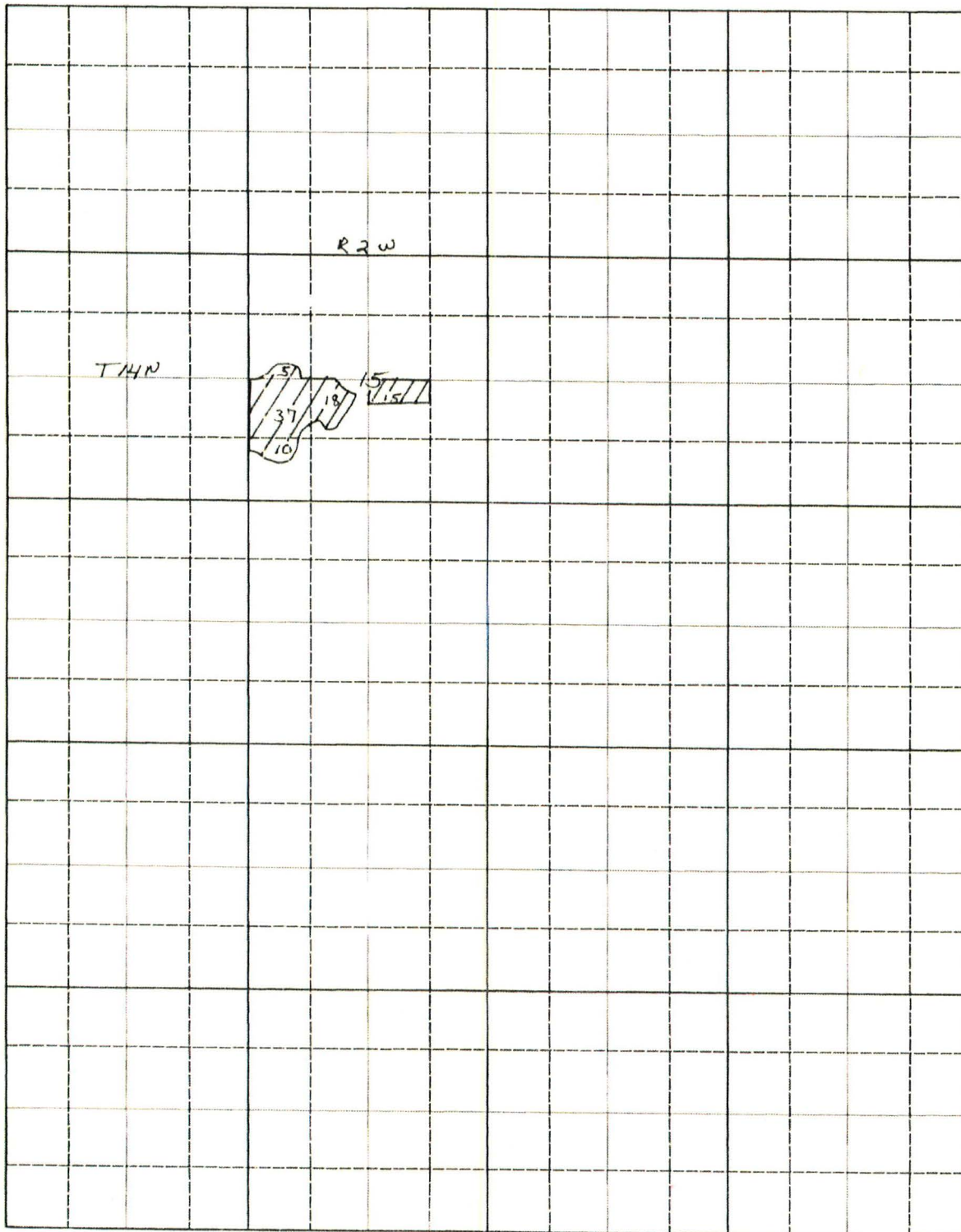
4936

4935

4934

4933

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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.

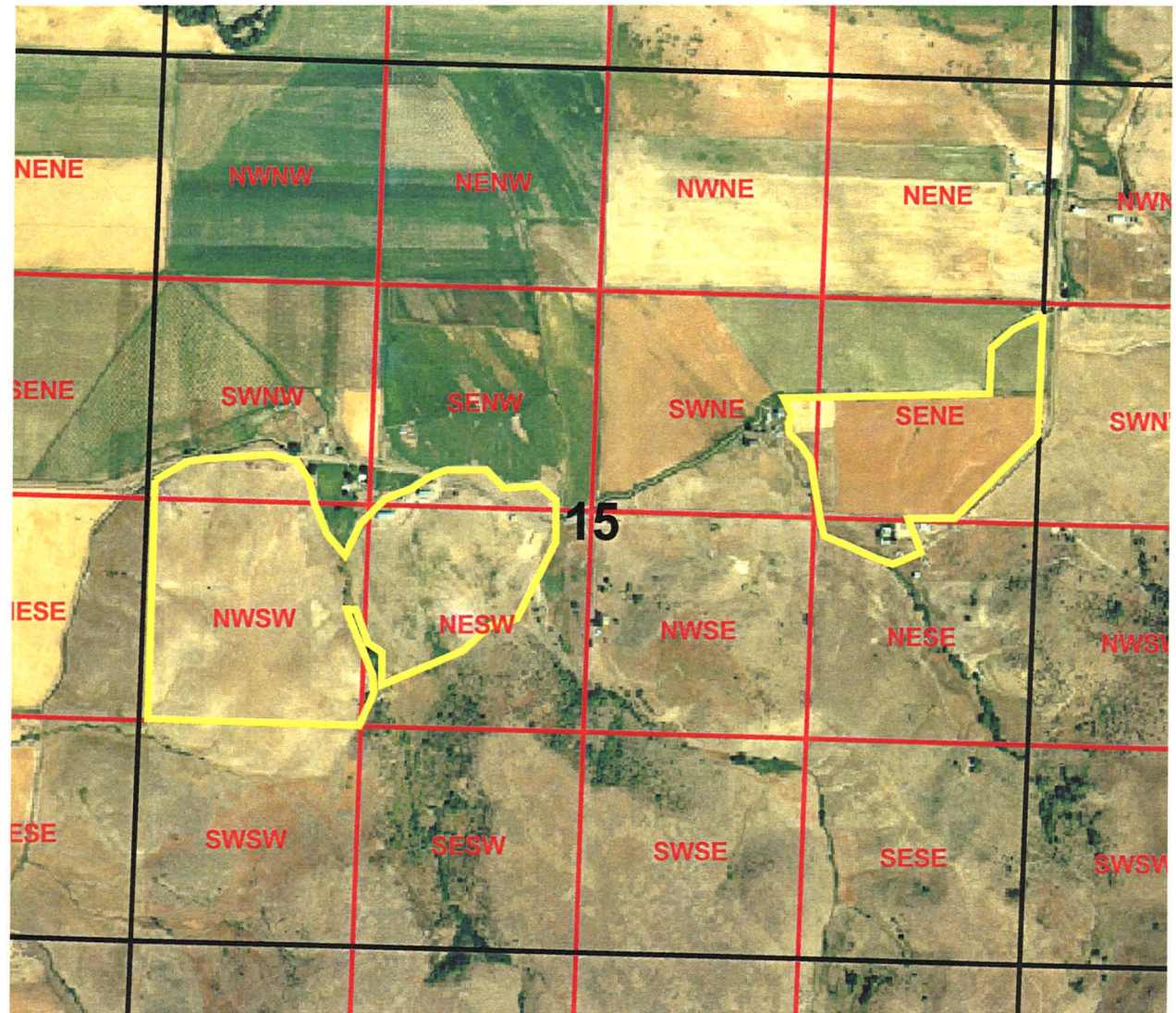
John W. Schenck
(Applicant)

Idaho Department of Water Resources

T14N, R02W 15
Water Right No: 67-7485

Legend

-  Point of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



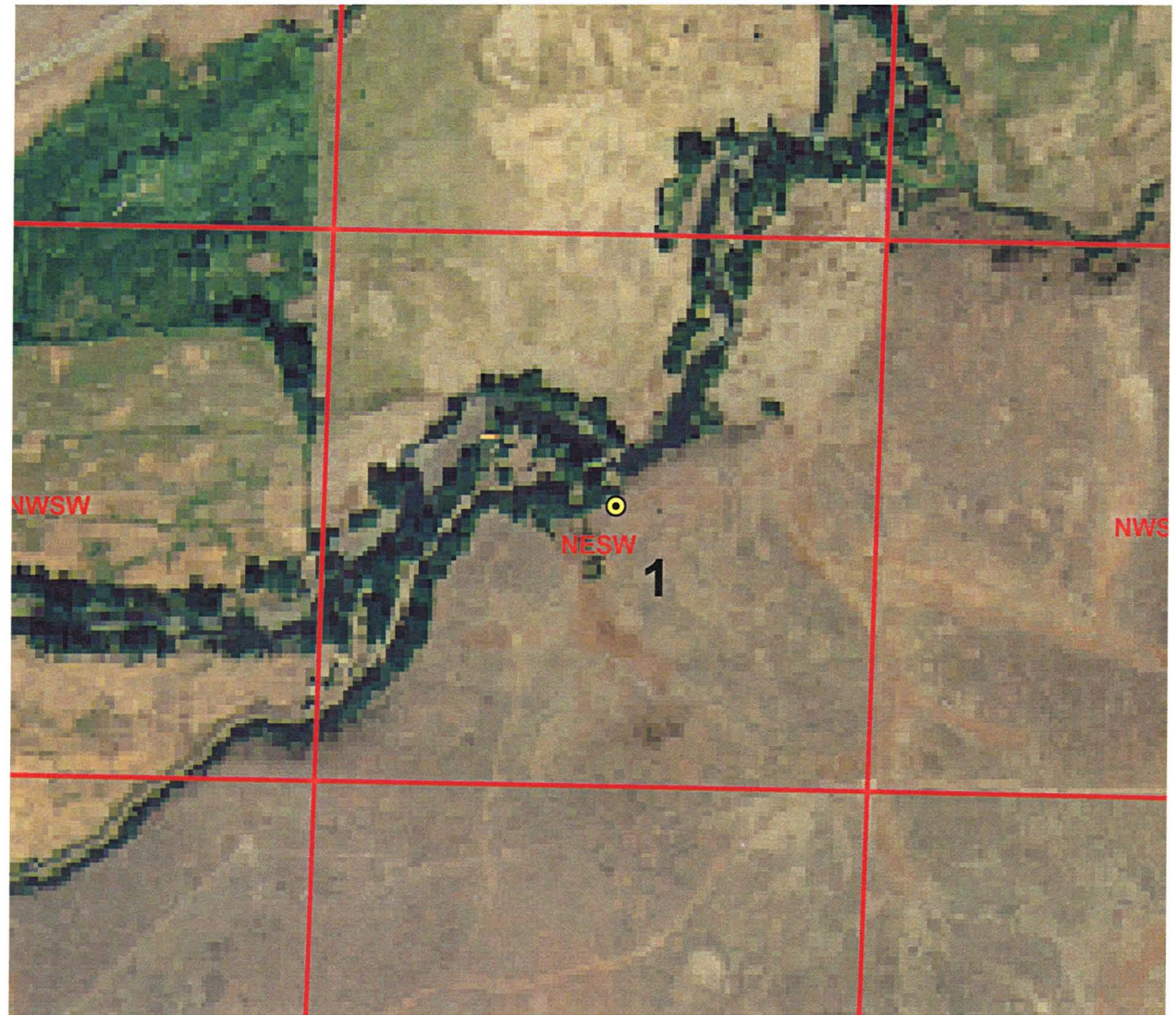
0.1 0 0.1 0.2 0.3 0.4 0.5 0.6 0.7 0.8 0.9 1.0 Miles

Idaho Department of Water Resources

T14N, R02W 1
Water Right No: 67-7485

Legend

-  Point of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



0.1 0 0.1 0.2 0.3 Miles

Prepared by Morgan Case
July 30, 2004
1987 True Color

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7485 V1

WATER RIGHT NUMBER: 67-7485 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SCHWENKFELDER RANCHES INC 3381 SCHWENKFELDER RD CAMBRIDGE, ID 83610 (208)257-3591
Original Owner	JOHN SCHWENKFELDER 3381 SCHWENKFELDER RD CAMBRIDGE, ID 83610
Current Owner	ROYCE A SCHWENKFELDER 3381 SCHWENKFELDER RD CAMBRIDGE, ID 83610 (208)257-3591
Original Owner	ROBERTA SCHWENKFELDER 3381 SCHWENKFELDER RD CAMBRIDGE, ID 83610

Priority Date: 03/04/1980

Basis: License

Status:

<u>Source</u>	<u>Tributary</u>
LITTLE WEISER RIVER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01	to 11/15	1.700 CFS	340.00 AF
<u>Total Diversion:</u>			1.700 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER SE1/4NE1/4SW1/4 Sec. 1, Twp 14N, Rge 02W, B.M.
WASHINGTON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
14N	02W	15	1.0	4.0	21.0	5.0	89.0

Total Acres: 89

Conditions of Approval:

Remarks:

DRAFT

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7485 V1

Comments:

1. mcase 7/30/2004 POD
Comment: Updated shape
2. mcase 7/30/2004 POU
Comment: Updated Shape
3. mcase 7/30/2004 POU
Comment: Licensed for 85 acres. Claimed 89 acres. Shape as digitized is 91 acres.
4. mcase 7/30/2004 Period of Use
Comment: Claimed Period of use shorter than licensed Period of Use. Licensed Period of Use longer than current Standard Season of Use.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND
Water District Number: 67A
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	7/30/2004 12:48:20 PM	mcase			
POD	7/30/2004 12:52:11 PM	mcase			
Source	7/30/2004 12:52:18 PM	mcase			
POU	7/30/2004 1:17:36 PM	mcase			
Use	7/30/2004 1:18:32 PM	mcase			
Season	7/30/2004 1:19:01 PM	mcase			
Quantity	7/30/2004 1:24:44 PM	mcase			

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	7/30/2004 12:52:11 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7485 V1

Source	7/30/2004 12:52:18 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
Priority Date	7/30/2004 12:48:21 PM	mcase	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POU	7/30/2004 12:56:16 PM	mcase	Created polygon from PLS
POU	7/30/2004 1:17:36 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (No) 6. Can the claimed POU be verified using the water right file?
Quantity	7/30/2004 1:24:44 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? Description for Question 10 - Licensed for 340 AF.
Use	7/30/2004 1:18:33 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
Season	7/30/2004 1:19:01 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (No) 5. Can the claimed Period of Use be verified using the water right file? (No) 6. Is there evidence that there has been a change in the Period of Use?