State of Idaho
DEPARTMENT OF WATER RESOURCES
Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718
Phone: (208) 525-7161 • Fax: (208) 525-7177
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BRAD LITTLE   GARY SPACKMAN
Governor   Director

August 24, 2020

Nedrow Farms Inc.
PO Box 845
Rexburg, ID 83440

RE: Application for Permit 22-7724

Dear Applicant:

On July 29, 1991, you filed Application 22-7724, seeking a permit to divert ground water for the irrigation of 2,280 acres in Sections 25, 26 and 36, T06N, R36E, Section 30, T06N, R42E and Section 35, T06N, R41E. The application states that you own the property at the proposed place of use. As I was recently reviewing pending application files, I discovered that you no longer own any of the land at the proposed place of use. Pursuant to Rule 40.05(e) of the Department's Water Appropriation Rules (IDAPA 37.03.08), an applicant can be required to submit copies of "deeds, leases, easements or applications for rights-of way" showing "a possessory interest in the lands necessary for all project facilities and the place of use."

An applicant has an ongoing duty to ensure that a pending application remains complete and viable. Part of that duty includes maintaining an ownership interest in the place of use described in the application.

It appears that you have sold the property described in Application 22-7724 and likely have no further interest in pursuing the application. This letter is intended to be a formal request for you to provide documents showing an ongoing possessory interest in the proposed place of use. Please provide these documents, if any exist, on or before September 30, 2020. If no documents are provided, the Department will take steps to void Application 22-7724. You can also simply withdraw the application. This can be done by stating your intent to withdraw the application in a letter to the Department. Please feel free to call me with any questions.

Sincerely,

James Cefalo
(208) 525-7161
james.cefalo@idwr.idaho.gov