

RECEIVED

OCT 28 2011

Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT - POINT(S) OF DIVERSION

77617

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for an entire water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right or to report an ownership change for a portion of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

☐ Change diversion point(s)

☒ Add diversion point(s)

☐ Ownership change

1. APPLICANT(S) Dean Schwendiman Phone 208-789-3924
208-458-4314

2. MAILING ADDRESS P.O. Box 57, 125 Lent Ave. City Newdale

State ID Zip 83436 Email _____

☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) required for water right ownership changes; see [fee schedule](#).

☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) A-21-07084

☐ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 6.0 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

5. POINT OF DIVERSION - Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

☒ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

Twsp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
8N	42E	30		NE	NE		Fremont		
8N	42E	32		SW	SW		Fremont		

77617

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

well, pump & water mainline to pivots and/or sprinkler system, measuring device at well.

- b. Who owns the property at the point(s) of diversion? Dean Schwendiman

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe _____

7. **MAP** - ☒ Attach a map of the diversion, measurement, control and distribution system. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. The *Map Tool*, available at <http://maps.idwr.idaho.gov/TransferApplicationLayouts/> provides a satisfactory template for creating the required map.

8. **SIGNATURE** - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Dean Schwendiman
Signature of applicant or authorized agent

Dean Schwendiman
Print name and title if applicable

Oct. 28, 2011
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. **FEE** - ☐ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The [Fee Schedule](#) is available at www.idwr.idaho.gov, *Water Right Transfers*, Step 4 and in the [Application for Transfer Instructions](#).

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by Cody

Date 10/28/2011

Fee paid \$900.00 Date 10/28/2011

Received by Cody

Receipt # 6037084

Preliminary review completed by _____

Date _____

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

11/30/2011

WATER RIGHT NO. 21-7084

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DEAN SCHWENDIMAN & SONS INC PO BOX 57 NEWDALE, ID 83436 (208)458-4314
Original Owner	NORTHWEST FARM CREDIT SERVICES FLCA PO BOX 157 REXBURG, ID 83440-0157 (208)356-4442
Original Owner	KEITH R PARKINSON RT 1 BOX 135-8 ST ANTHONY, ID 83445

Priority Date: 04/14/1976

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	6 CFS	1105 AFA
Total Diversion			6 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NENE	Sec. 30	Township 08N	Range 42E	FREMONT County
--------------	------	---------	--------------	-----------	----------------

77617

IRRIGATION Use:
Acre Limit: 442

Place(s) of use:

Place of Use Legal Description: IRRIGATION FREMONT County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07N	41E	12		NENE	38		NWNE	40		SWNE	40		SENE	40
				SENE	37									
				NESW	40		SESW	39						
				NESE	40		NWSE	40		SWSE	39		SESE	39
	42E	5	1	NENE	38	2	NWNE	39		SWNE	38		SENE	39
			3	NENW	38	4	NWNW	38		SWNW	37		SENE	37
		7		NENE	39		NWNE	40		SWNE	40		SENE	40
				NENW	40	1	NWNW	36	2	SWNW	36		SENE	40
				NESW	40	3	NWSW	37						
				NESE	36		NWSE	40						
		8		SWNE	40		SENE	40						
				NENW	40		NWNW	39		SWNW	40		SENE	40
				NESW	40		NWSW	37						
				NESE	40		NWSE	40						
		9		SWNW	40		SENE	33						
				NESW	40		NWSW	40						
08N	32		SWSW	37		SESW	35							
			SWSE	35		SESE	31							

Total Acres: 1887

Conditions of Approval:

1.	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.
2.	K06	This right is limited to the irrigation of 442 acres within the place of use described above in a single irrigation season.
3.	E56	The rights listed below are limited to the irrigation of a combined total of 1887.0 acres in a single irrigation season. Combined Right Nos.:21-7084, 22-2193, 22-7020, and 22-12543
4.	E61	The rights listed below are limited to a total combined diversion rate of 10.11cfs and to a total combined annual diversion volume of 2849.6 AF. Combined Right Nos.:21-7084, 22-2193, 22-7020, and 22-12543.
5.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Dates:

Licensed Date:

Decreed Date: 03/23/2009

Permit Proof Due Date: 4/1/1981

Permit Proof Made Date: 5/4/1981

Permit Approved Date: 4/19/1976

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 03/12/1976

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 1887

Combined Volume Limit: 2849.6

Combined Rate Limit: 10.11

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

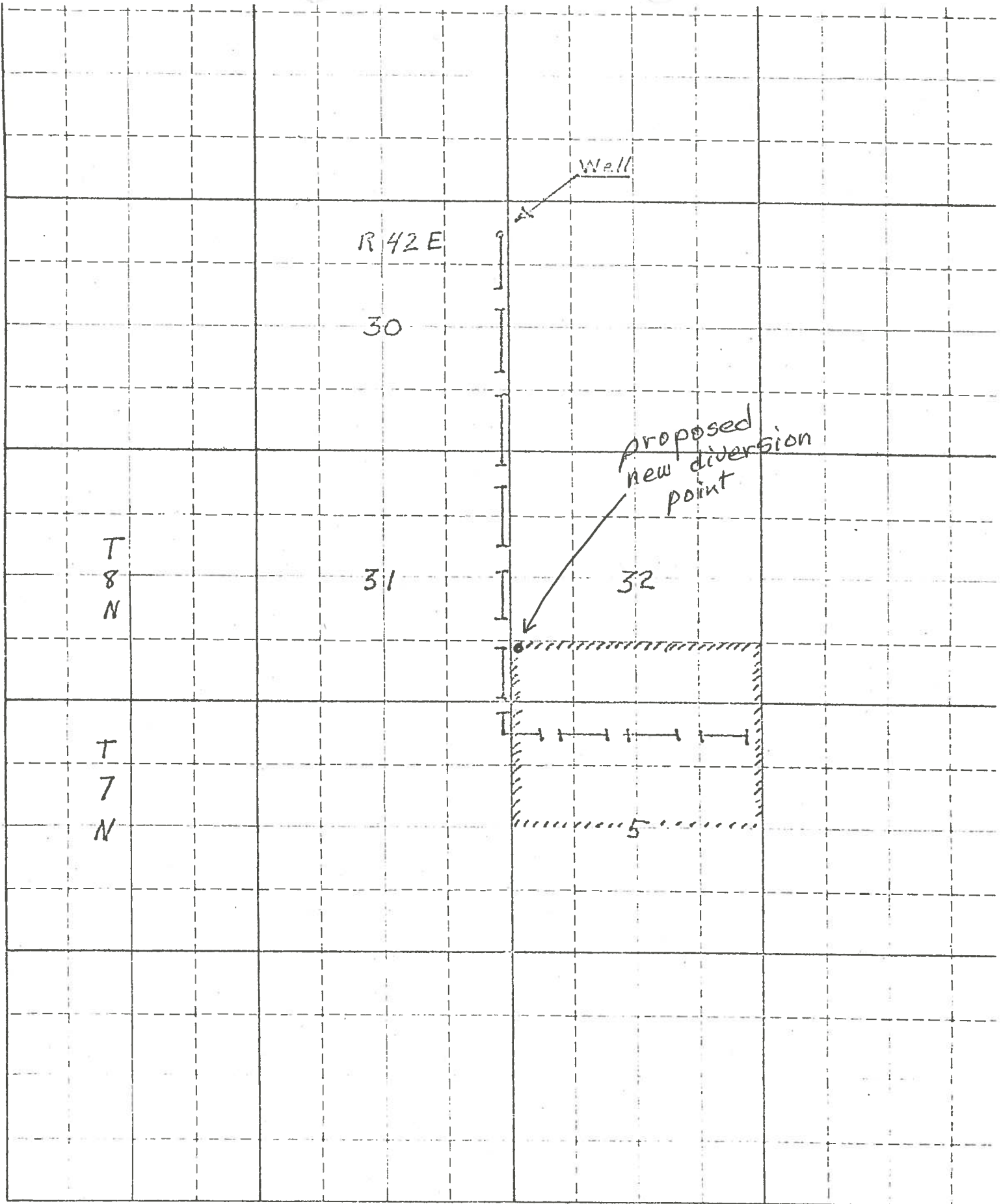
Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

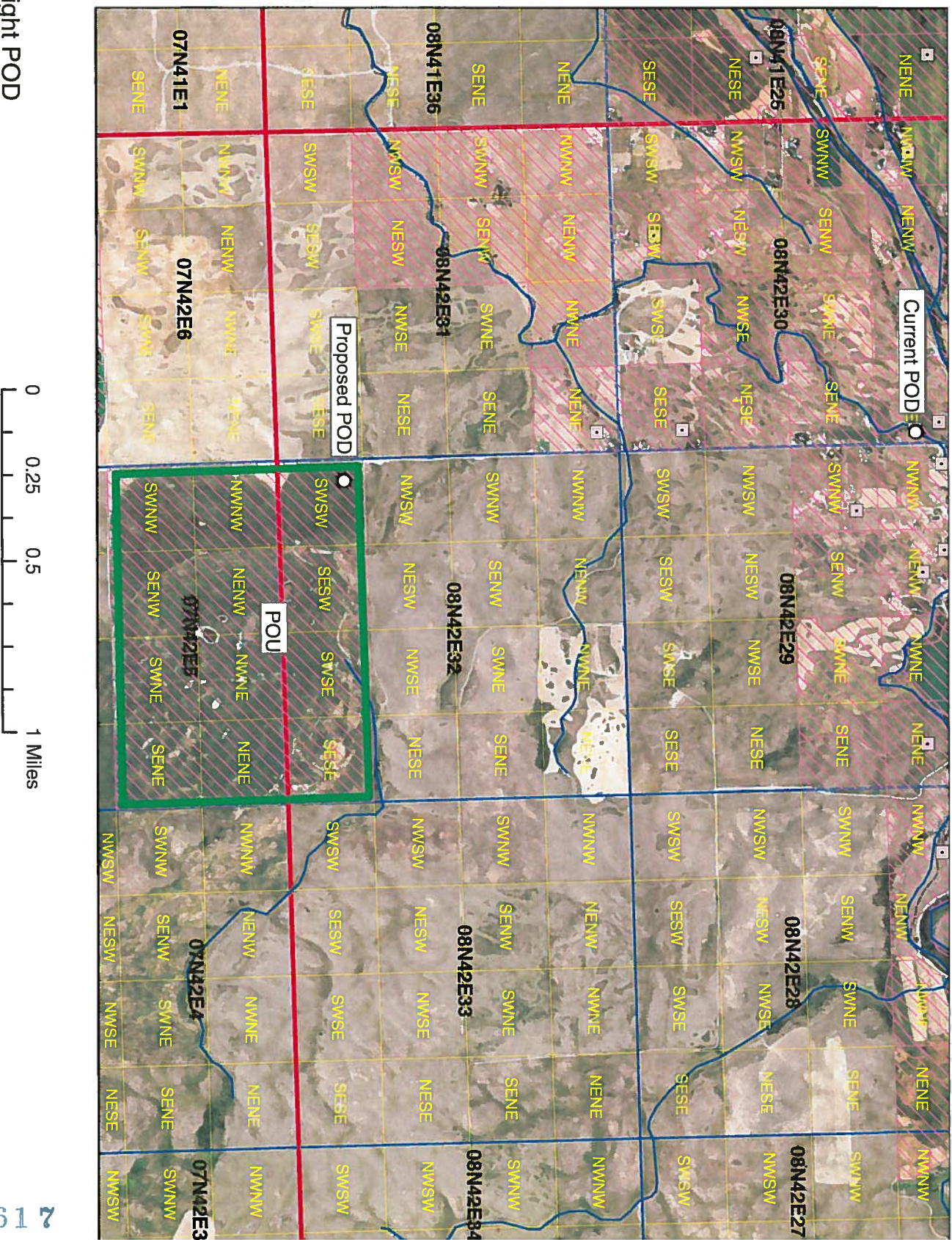
Mitigation Plan: False



Scale: 2 inches equal 1 mile

77617

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public



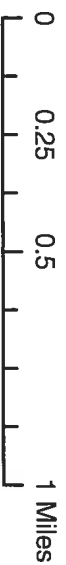
Water Right POD

Water Right POU

Township/Range

Sections

Q Q



ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are
set up for user entries

ENTER STARTING DATE FOR
SIMULATION. THEN PUSH
"UPDATE DATES" BUTTON

YEAR 1976
SEASON SPRING

TRANSFER NO:

TRANSFER NAME

1

2

3

4

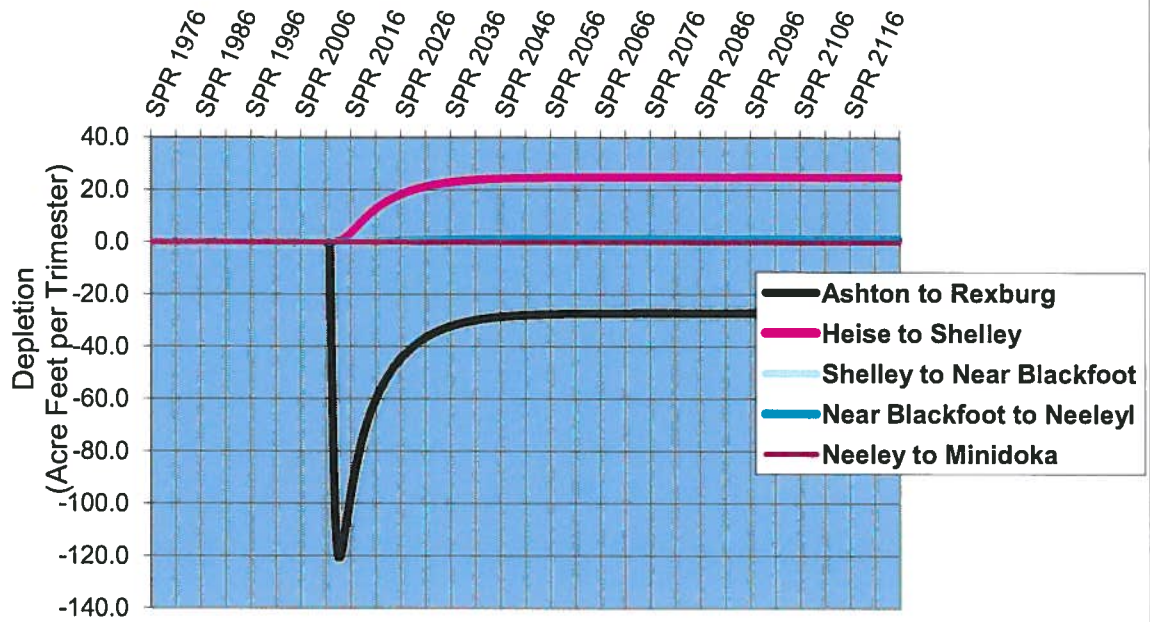
ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	57	55	0	0
COLUMN	199	199	0	0

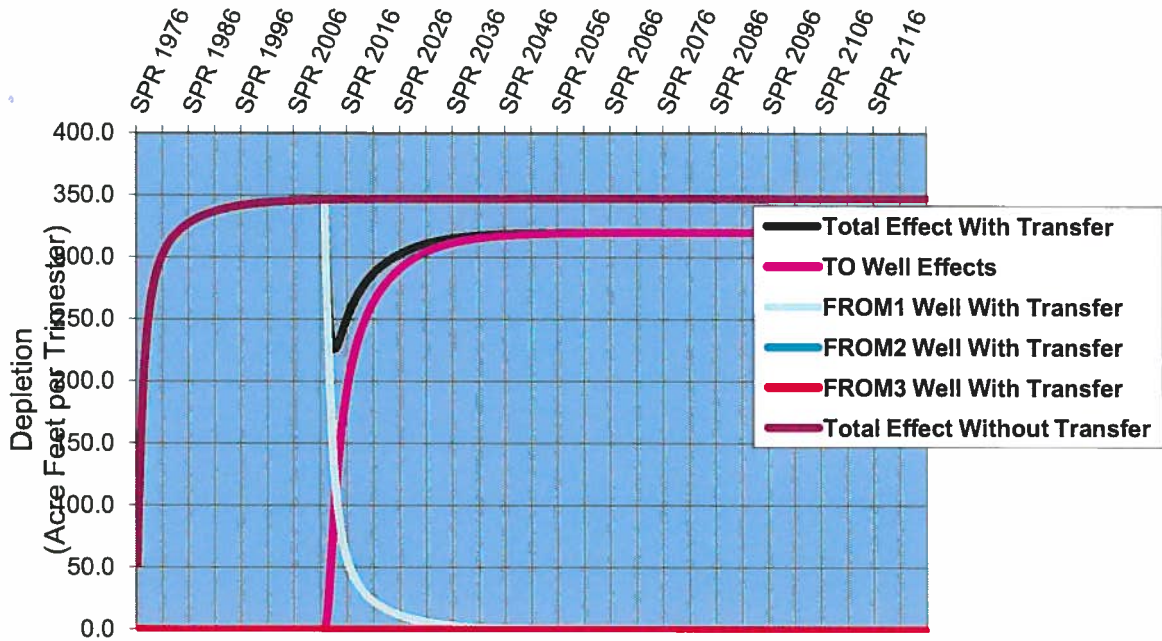
TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 1976	0	368	368	0	0	0	0
SUM 1976	0	368	368	0	0	0	0
WIN 1976	0	368	368	0	0	0	0
SPR 1977	0	368	368	0	0	0	0
SUM 1977	0	368	368	0	0	0	0
WIN 1977	0	368	368	0	0	0	0
SPR 1978	0	368	368	0	0	0	0
SUM 1978	0	368	368	0	0	0	0
WIN 1978	0	368	368	0	0	0	0
SPR 1979	0	368	368	0	0	0	0
SUM 1979	0	368	368	0	0	0	0
WIN 1979	0	368	368	0	0	0	0
SPR 1980	0	368	368	0	0	0	0
SUM 1980	0	368	368	0	0	0	0
WIN 1980	0	368	368	0	0	0	0
SPR 1981	0	368	368	0	0	0	0
SUM 1981	0	368	368	0	0	0	0
WIN 1981	0	368	368	0	0	0	0
SPR 1982	0	368	368	0	0	0	0
SUM 1982	0	368	368	0	0	0	0
WIN 1982	0	368	368	0	0	0	0
SPR 1983	0	368	368	0	0	0	0
SUM 1983	0	368	368	0	0	0	0
WIN 1983	0	368	368	0	0	0	0
SPR 1984	0	368	368	0	0	0	0
SUM 1984	0	368	368	0	0	0	0
WIN 1984	0	368	368	0	0	0	0
SPR 1985	0	368	368	0	0	0	0
SUM 1985	0	368	368	0	0	0	0
WIN 1985	0	368	368	0	0	0	0
SPR 1986	0	368	368	0	0	0	0
SUM 1986	0	368	368	0	0	0	0
WIN 1986	0	368	368	0	0	0	0
SPR 1987	0	368	368	0	0	0	0
SUM 1987	0	368	368	0	0	0	0
WIN 1987	0	368	368	0	0	0	0
SPR 1988	0	368	368	0	0	0	0
SUM 1988	0	368	368	0	0	0	0
WIN 1988	0	368	368	0	0	0	0
SPR 1989	0	368	368	0	0	0	0
SUM 1989	0	368	368	0	0	0	0
WIN 1989	0	368	368	0	0	0	0

SPR 1990	0	368	368	0	0	0	0
SUM 1990	0	368	368	0	0	0	0
WIN 1990	0	368	368	0	0	0	0
SPR 1991	0	368	368	0	0	0	0
SUM 1991	0	368	368	0	0	0	0
WIN 1991	0	368	368	0	0	0	0
SPR 1992	0	368	368	0	0	0	0
SUM 1992	0	368	368	0	0	0	0
WIN 1992	0	368	368	0	0	0	0
SPR 1993	0	368	368	0	0	0	0
SUM 1993	0	368	368	0	0	0	0
WIN 1993	0	368	368	0	0	0	0
SPR 1994	0	368	368	0	0	0	0
SUM 1994	0	368	368	0	0	0	0
WIN 1994	0	368	368	0	0	0	0
SPR 1995	0	368	368	0	0	0	0
SUM 1995	0	368	368	0	0	0	0
WIN 1995	0	368	368	0	0	0	0
SPR 1996	0	368	368	0	0	0	0
SUM 1996	0	368	368	0	0	0	0
WIN 1996	0	368	368	0	0	0	0
SPR 1997	0	368	368	0	0	0	0
SUM 1997	0	368	368	0	0	0	0
WIN 1997	0	368	368	0	0	0	0
SPR 1998	0	368	368	0	0	0	0
SUM 1998	0	368	368	0	0	0	0
WIN 1998	0	368	368	0	0	0	0
SPR 1999	0	368	368	0	0	0	0
SUM 1999	0	368	368	0	0	0	0
WIN 1999	0	368	368	0	0	0	0
SPR 2000	0	368	368	0	0	0	0
SUM 2000	0	368	368	0	0	0	0
WIN 2000	0	368	368	0	0	0	0
SPR 2001	0	368	368	0	0	0	0
SUM 2001	0	368	368	0	0	0	0
WIN 2001	0	368	368	0	0	0	0
SPR 2002	0	368	368	0	0	0	0
SUM 2002	0	368	368	0	0	0	0
WIN 2002	0	368	368	0	0	0	0
SPR 2003	0	368	368	0	0	0	0
SUM 2003	0	368	368	0	0	0	0
WIN 2003	0	368	368	0	0	0	0
SPR 2004	0	368	368	0	0	0	0
SUM 2004	0	368	368	0	0	0	0
WIN 2004	0	368	368	0	0	0	0
SPR 2005	0	368	368	0	0	0	0
SUM 2005	0	368	368	0	0	0	0
WIN 2005	0	368	368	0	0	0	0
SPR 2006	0	368	368	0	0	0	0
SUM 2006	0	368	368	0	0	0	0
WIN 2006	0	368	368	0	0	0	0
SPR 2007	0	368	368	0	0	0	0
SUM 2007	0	368	368	0	0	0	0
WIN 2007	0	368	368	0	0	0	0
SPR 2008	0	368	368	0	0	0	0
SUM 2008	0	368	368	0	0	0	0
WIN 2008	0	368	368	0	0	0	0
SPR 2009	0	368	368	0	0	0	0
SUM 2009	0	368	368	0	0	0	0
WIN 2009	0	368	368	0	0	0	0
SPR 2010	0	368	368	0	0	0	0
SUM 2010	0	368	368	0	0	0	0
WIN 2010	0	368	368	0	0	0	0
SPR 2011	0	368	368	0	0	0	0
SUM 2011	0	368	368	0	0	0	0
WIN 2011	0	368	368	0	0	0	0
SPR 2012	368	0	368	0	0	0	0
SUM 2012	368	0	368	0	0	0	0
WIN 2012	368	0	368	0	0	0	0
SPR 2013	368	0	368	0	0	0	0
SUM 2013	368	0	368	0	0	0	0
WIN 2013	368	0	368	0	0	0	0
SPR 2014	368	0	368	0	0	0	0
SUM 2014	368	0	368	0	0	0	0
WIN 2014	368	0	368	0	0	0	0

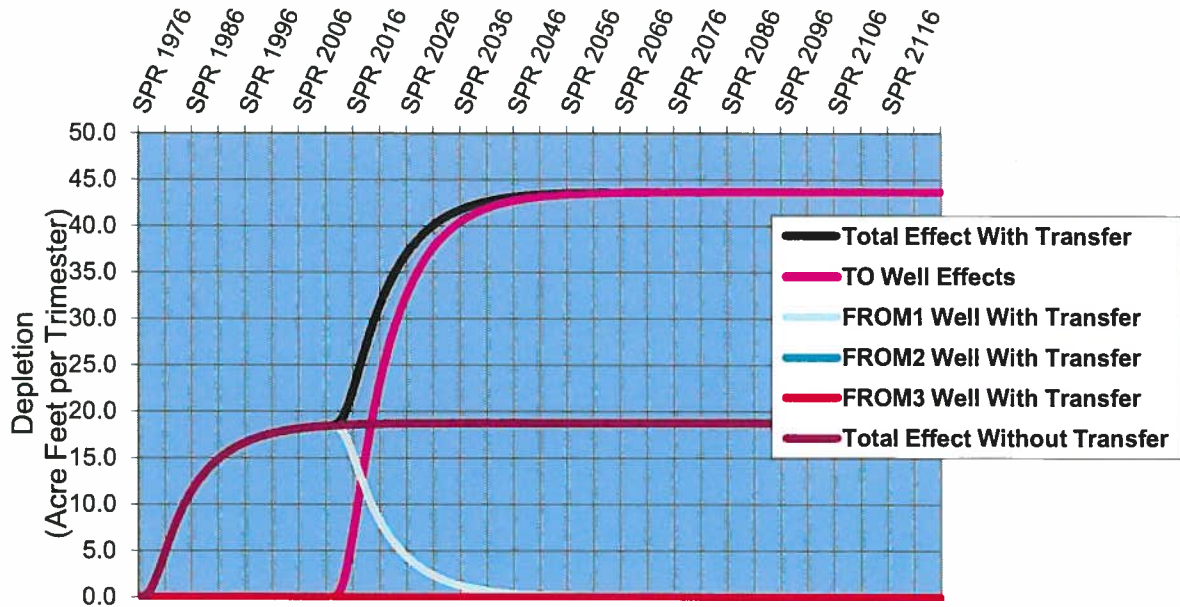
Net Transfer Effect Above Milner **(Total Effect With Transfer - Total Effect Without Transfer)**



Hydrologic Response--Ashton to Rexburg Customer Name: Transfer No:



Hydrologic Response--Heise to Shelley Customer Name: Transfer No:



One-Way Analysis of Independent Transfers

Transfer 1 (Stormcircle to Mainline):

WR No.	Div.	Rate (CFS)	Con. Vol. (AF/A)	No. of Ir. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT	Model Node
Transfer 1: Proposed Steady State Impacts following Transfer								
777	777	275.6	68.9	1/1/1980		8S28E-3	275.6 91.9	SP082075
777	777	275.6	68.9	1/1/1980		8S28E-3	275.6 91.9	SP082075
Transfer 1: Worst Case Transient State Impacts following Transfer								
777	777	275.6	68.9	1/1/1980		8S28E-3	275.6 91.9	SP082075
777	777	275.6	68.9	1/1/1980		8S28E-3	275.6 91.9	SP082075

368.3

Steady State Analysis

Transient State Analysis

Read Me

Impact by Reach (AFT/Trimester)

Ashton to Rexburg	Heise to Shelby	Shelley to N. Bickel	N. Bickel to Neeley	Neeley to Mindoka	Dev. Vol. to Buhl	Buhl to Kspr	Kspr to Kspr	Kspr to Malad	Malad to Malad	Malad to Bancroft
347.44	18.80	0.84	1.13	0.03	0.03	0.01	0.01	0.00	0.01	0.00
320.27	43.71	1.78	2.35	0.06	0.06	0.02	0.01	0.00	0.01	0.00
347.44	18.80	0.84	1.13	0.03	0.03	0.01	0.01	0.00	0.01	0.00
346.65	43.71	1.78	2.35	0.06	0.06	0.02	0.01	0.00	0.01	0.00

Mitigation Check 1 - > 10% of Historical:	-7.8%	132.5%	112.5%	108.5%	107.4%	106.6%	106.7%	106.7%	106.7%	106.5%
Mitigation Check 2: > 2 AFT:	-27.2	24.9	0.9	1.2	0.0	0.0	0.0	0.0	0.0	0.0
Mitigation Check 3 - > 10% of Total:	87.0%	11.9%	0.5%	0.6%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Mitigation Required?:	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO
Mitigation Vol. Req'd (ac-ft):	-27.2	24.9	0.9	1.2	0.0	0.0	0.0	0.0	0.0	0.0

Mitigation Check 1 - > 10% of Historical:	-0.2%	132.5%	112.5%	108.5%	107.4%	106.6%	106.7%	106.7%	106.7%	106.5%
Mitigation Check 2: > 2.01 AFT:	-0.8	24.9	0.9	1.2	0.0	0.0	0.0	0.0	0.0	0.0
Mitigation Required?:	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO
Mitigation Vol. Req'd (ac-ft):	-0.8	24.9	0.9	1.2	0.0	0.0	0.0	0.0	0.0	0.0