



State of Idaho

DEPARTMENT OF WATER RESOURCES

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SOUTHERN REGION

May 9, 2007

Frank Erwin
2628 S 975 E
Hagerman, ID 83332

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
~~Interim~~ Director

RE: App For Transfer 73561, Hagerman Wings Farm; Apparent Illegal Irrigation

Dear Frank;

While reviewing this application, I viewed 2004 and 2006 aerial photos showing that the applicant is irrigating more land than allowed under their water rights. Rights 36-98 and 36-15467 allow 91 acres to be irrigated, but about 134 acres are being watered under 3 pivot sprinklers. The south pivot is on land covered by the irrigation rights of the Big Bend Canal Co., it does not appear that water from their system could actually reach this land. Please investigate and let me know if we need to issue a cease-and-desist order.

Regards,

James E. Stanton
Sr. Water Resource Agent

Cc: Allen Merritt, IDWR