



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 6, 2005

Edwin Smith
44 Dry Gulch
Hansen, ID 83334

RE: App For Transfer 71738

Dear Ed;

My initial review of your application indicates that we need additional information regarding the use of your groundwater rights on your land near Filer. Although our conversations to date do describe several years of use, we need to get an idea of the amount of water used each season and exactly what land was being irrigated. Establishing the actual diversion rate may be useful. The Farm Service Agency office north of our office has old aerial records that should show what was irrigated. Was waste water the main irrigation source for this land, or did you mainly use the well?

Even with this data, it is unlikely that you will be allowed to irrigate 9 additional acres on your Rock Creek property. We may be able to allow the 39.5-acre ppu as requested, but you will still be limited to only the number of acres that have historically been irrigated with your Rock Creek rights. You might still be able to drill a well there, but it would have to remain supplemental to your surface rights.

Regards,

James E. Stanton
Sr. Water Resource Agent