



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 21, 2005

SIMMS CREDIT SHELTER TRUST
BARBARA SIMMS TRUSTEE
17816 HWY 30
BLISS ID 83314

RE: Water Right Application No. 37-21486

Dear Applicants:

The Department of Water Resources (IDWR) is processing your application to divert 3.10 cfs from W Canal to irrigate 137.9 acres within the E½NE, NESE, Sec. 34; W½NW, NWSW, Sec. 35; Twp. 6S, Rge. 13E. Your requested diversion rate equates to 0.022 cfs per acre. Pursuant to Idaho Code § 42-202(6), IDWR cannot issue a permit for irrigation purposes in excess of 0.02 cfs per acre unless the applicant demonstrates that the additional rate is necessary due to soil conditions, a limited number of hours to irrigate each day, or other similar reasons.

Please provide a written explanation for the additional diversion rate within 30 days. If IDWR does not receive your response within 30 days, your permit will be limited to 0.02 cfs per acre, or 2.76 cfs in total.

If you have any questions, please call me at 208-287-4953, or email me at kay.walker@idwr.idaho.gov.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Cc: ~~Jim~~ Jim Stanton, IDWR Southern Region