

MEMORANDUM

DATE: September 19, 2005

TO: Water Right File 22-7287

FROM: Shelley W. Keen *(SWK)*

RE: Licensing Amendment

This afternoon David Schwendiman called with questions about the licensing amendment sent to him for Permit 22-7287. He said he is irrigating 200 acres in the S½ S½, Sec. 22, and the SE¼SE¼, Sec. 21, T7N, R42E, that are not included on the amendment. He wanted to know if we could add the 200 acres to Right 22-7287. I explained that if the 200 acres were irrigated from the same irrigation system during the development period for the permit, they could be added as part of a permissible place of use, as long as the total number of irrigated acres does not exceed 600 acres in one year. Mr. Schwendiman also asked if IDWR ~~is~~^{will} process Application 22-7800, which he filed in 1998 for the irrigation of the 200 acres. I explained that the moratorium precludes IDWR from processing applications for irrigation in his area unless mitigation is provided. I also explained that IDWR is no longer processing applications for development that occurred prior to the commencement of the SRBA.

After our discussion, we agreed that Mr. Schwendiman would submit the licensing amendment right away. When the amendment is received, IDWR will send him a letter explaining what would be required to add the 200 acres as part of a permissible place of use. To add the 200 acres, I expect him to be required to provide evidence showing that it was irrigated during the development period for Permit 22-7287. In addition, he will have to pay another examination fee to cover the confirmation by IDWR.