



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

June 22, 2005

RUSSELL SCHWENDIMAN
PO BOX 608
RIRIE ID 83443

RE: Water Right 25-7545

Dear Mr. Schwendiman:

IDWR has granted your request to reconsider the place of use for Water Right License 25-7545, which was issued to you on May 18, 2005. After reviewing additional aerial photography and satellite imagery from a number of years, IDWR concludes that your irrigation system was established for the irrigation of 377 acres during the authorized development period for your permit. Before the license is re-issued, however, there are two items to be discussed.

First, the aerial images suggest that your system irrigates half an acre in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, T3N, R39E, B.M. Because the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27 was not listed on your application or the permit that was issued to you, the permit must be amended before it can be included on your license. I have enclosed an amendment application for you to sign and return to IDWR with the \$50.00 filing fee. Please return the application within fourteen days, or IDWR will not be able to include the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27 on your license.

Second, in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 27, T3N, R39E, B.M., the area irrigated by your pivot appears to significantly overlap the area irrigated by the pivot used in connection with Water Right 25-7546. The pivot used in connection with this right appears to cover 36 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 27, while Water Right 25-7546 is licensed for eight acres in the same 40-acre tract. To ensure that the water rights don't recognize the irrigation of more than 40 acres where only 40 acres or irrigation is possible, IDWR proposes to add a condition to Water Right 25-7545 saying that when combined with Water Right 25-7546 it is limited to the irrigation of 797 acres, which is four fewer acres than the sum of the two water rights. Please notify me immediately if you wish to discuss the need for the condition.

If you have any questions, please call me at 208-287-4947, or email me at shelley.keen@idwr.idaho.gov.

Sincerely,

Shelley W. Keen
Water Rights Supervisor



Idaho Department of Water Resources

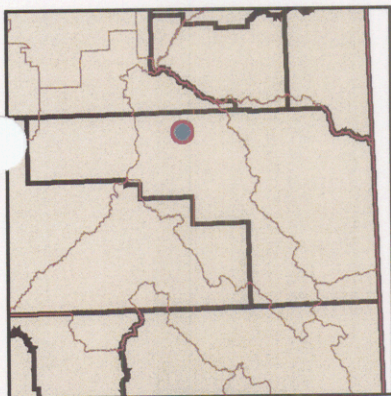
Water Right Number:

25-7545

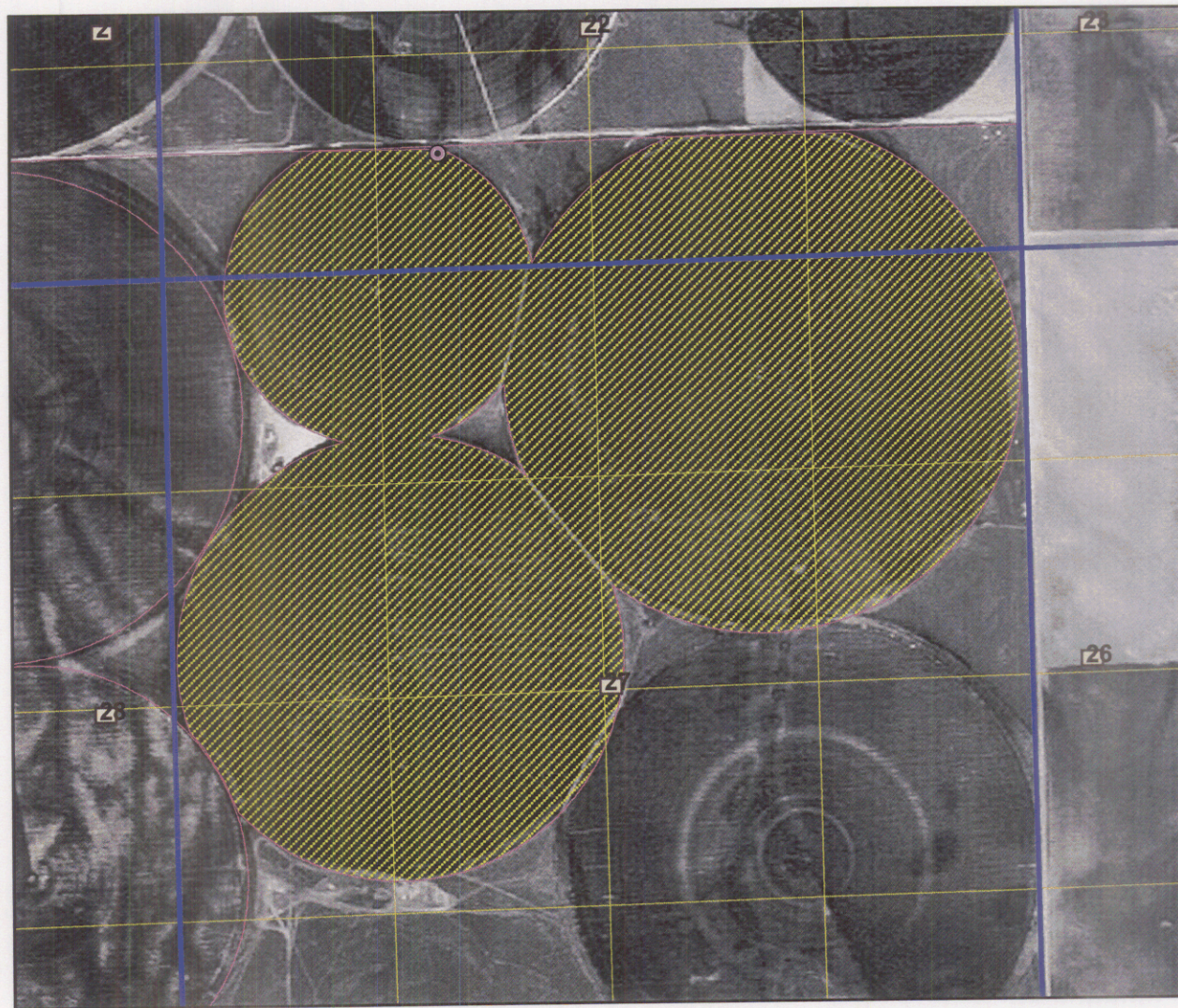
T03N R39E

Legend

-  Sections
-  QQ
-  GCDB03N39E GCDB
-  Right POD
-  Right POU
-  Administrative BasinsAdminbas.shp



Bonneville County
IDWR Basin 25



Prepared by S. Keen
On Monday, June 20, 2005
1987/88 Aerial Photography