

State of Idaho  
Department of Water Resources  
**Water Right License**

WATER RIGHT NO. 25-07545

**Priority:** December 21, 1989

Maximum Diversion Rate: 7.38 CFS  
Maximum Diversion Volume: 1,476.0 AF

It is hereby certified that RUSSELL SCHWENDIMAN And  
IDAHO AG CREDIT  
PO BOX 608  
RIRIE ID 83443 have complied with the terms and conditions of the permit,  
issued pursuant to Application for Permit dated November 02, 1989; and have submitted Proof of  
Beneficial Use on August 19, 1994. An examination indicates that the works have a diversion capacity of  
7.82 cfs of water from:

**SOURCE**

GROUND WATER

and a water right has been established as follows:

| <b><u>BENEFICIAL USE</u></b> | <b><u>PERIOD OF USE</u></b> | <b><u>DIVERSION RATE</u></b> | <b><u>ANNUAL<br/>DIVERSION VOLUME</u></b> |
|------------------------------|-----------------------------|------------------------------|-------------------------------------------|
| IRRIGATION                   | 04/01 to 10/31              | 7.38 CFS                     | 1,476.0 AF                                |

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER SE $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 22, Twp 03N, Rge 39E, B.M. BONNEVILLE County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |    |      | SE   |    |    |      | Totals |       |
|-------------|------|------|------|------|------|------|------|------|------|------|----|------|------|----|----|------|--------|-------|
|             | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW | SE   | NE   | NW | SW | SE   |        |       |
| 03N 39E 22  |      |      |      |      |      |      |      |      |      |      |    | 12.0 | 13.0 |    |    | 20.0 | 11.0   | 56.0  |
| 03N 39E 27  | 38.0 | 40.0 | 32.0 | 22.0 | 37.0 | 22.0 | 32.0 | 40.0 | 28.0 | 22.0 |    |      |      |    |    |      |        | 313.0 |

Total Acres: 369

**CONDITIONS OF APPROVAL**

1. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 17<sup>th</sup> day of May, 2005.

*David R Tuttle*