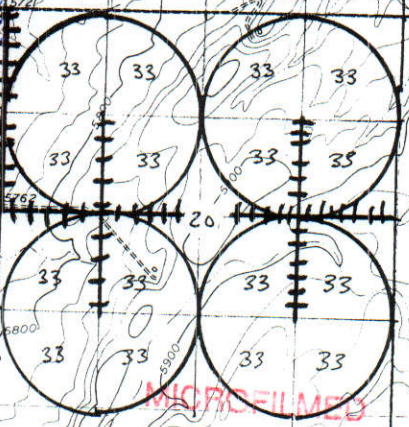
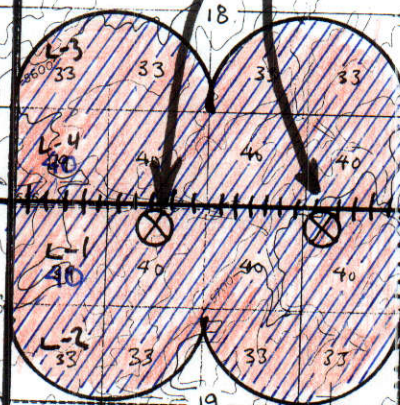


R41ER42E

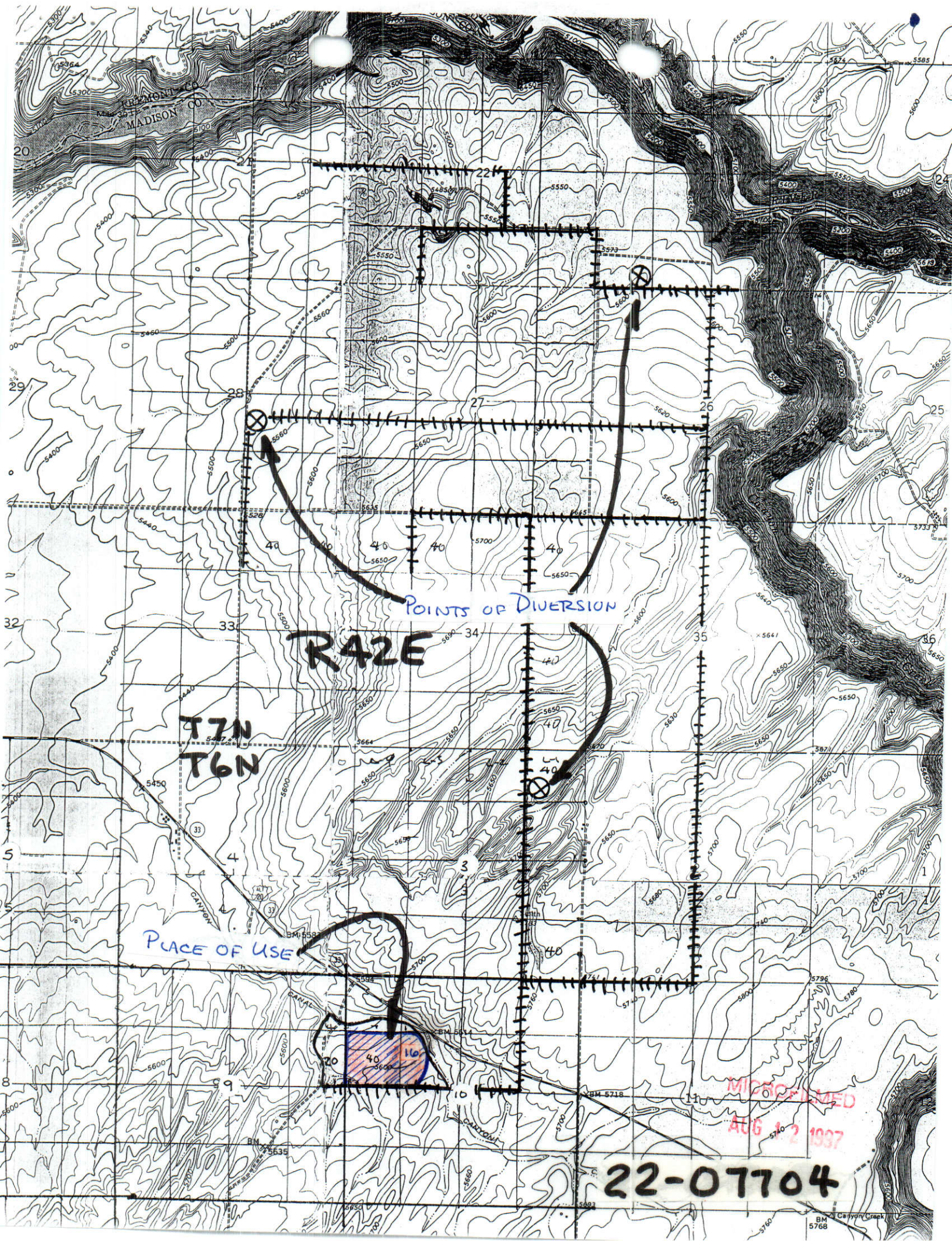
T7N
T6N

POINTS OF DIVERSION

PLACE OF USE



22-7704
AUG 12 1997



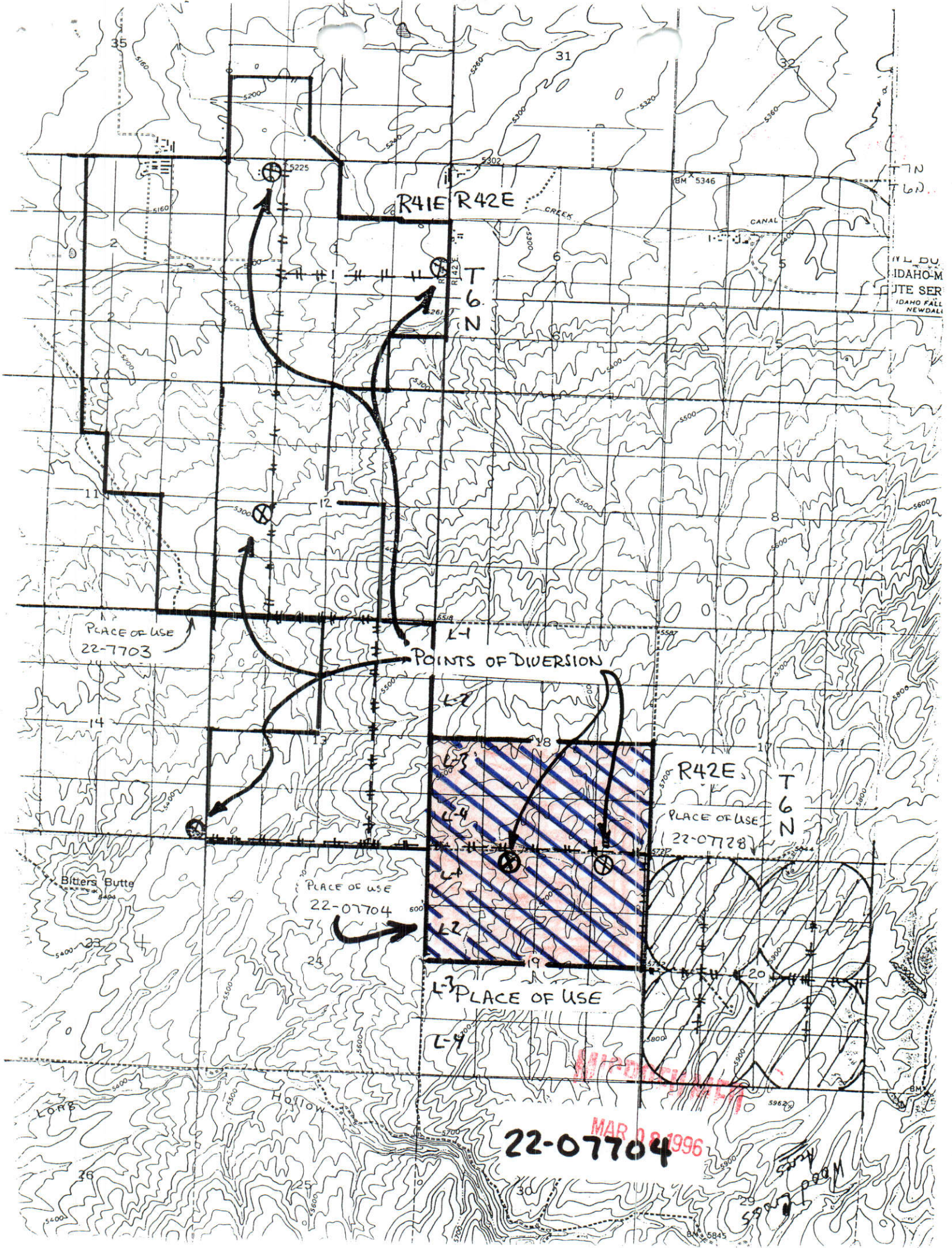
PLACE OF USE

R42E

T7N
T6N

MICROFILMED
AUG 12 1997

22-07704



7N
6N
IDaho-M
ITE SER
IDaho FALL
NEWDALE

PLACE OF USE
22-7703

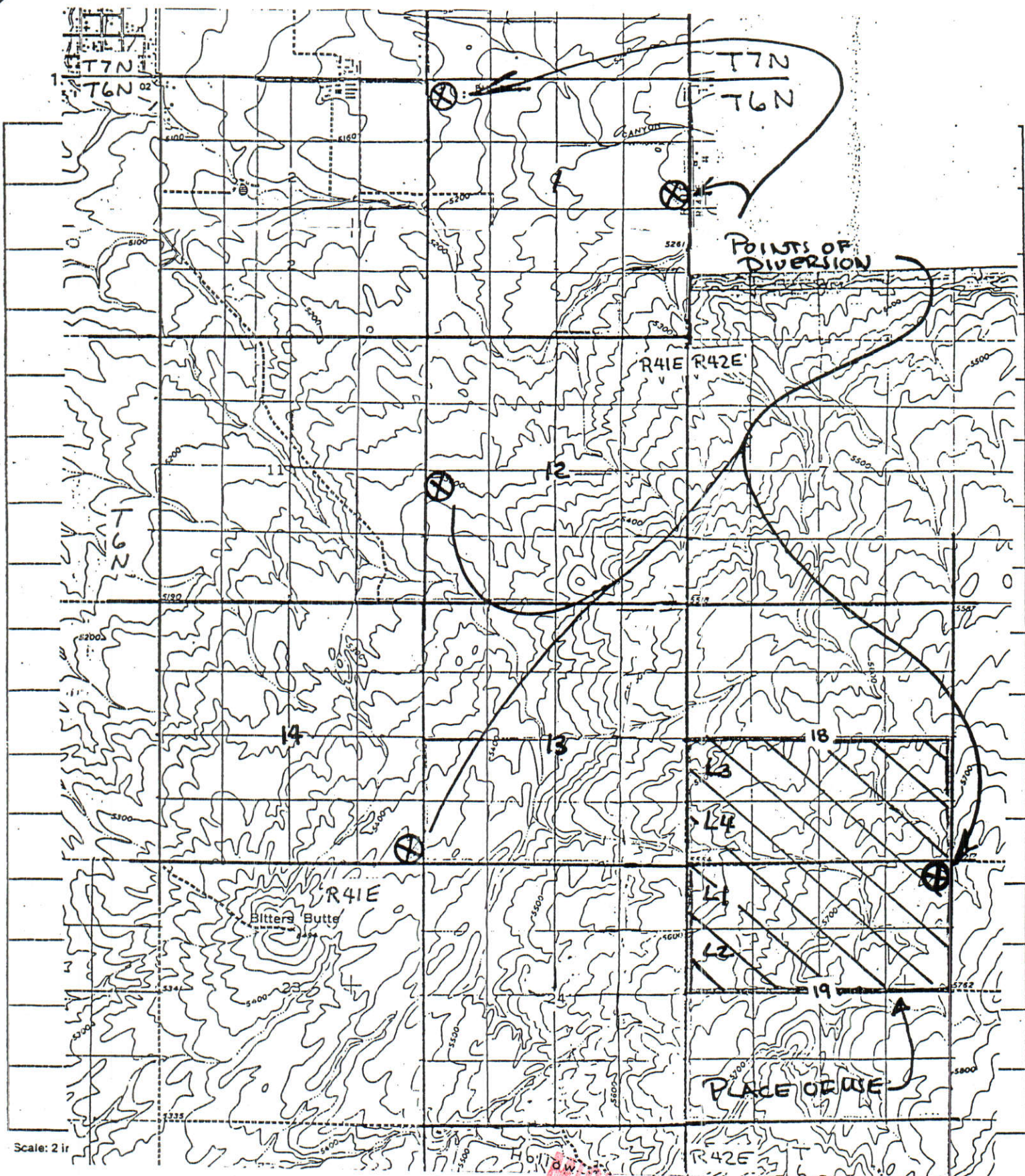
POINTS OF DIVERSION

R42E
T6N
PLACE OF USE
22-07728

PLACE OF USE
22-07704

PLACE OF USE

22-07704 MAR 08 1996



ATTACHED MAP: AMENDMENT TO 22-07704

APR 13 1992

THE STANDARD-JOURNAL
Rexburg, Idaho
AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

RECEIVED
FEB 03 1992

I, TERRY WEATHERSTON being first duly sworn, depose and say, that I am the printer of THE STANDARD-JOURNAL, a semi-weekly newspaper printed and published semi-weekly at Rexburg, Madison County, Idaho; and I do solemnly swear that the

NOTICE APPLICATION WATER a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for

TWO consecutive issues, the first publication having been made on JANUARY 16, 1992 and the last publication having been made on JANUARY 23, 1992

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy eight consecutive weeks prior to the first publication of the said notice.

Terry Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 24TH day of JANUARY in the year of 1992, before me, a Notary Public, personally appeared Terry Weatherston, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Charles J. [Signature]
Notary Public for Idaho

Residing at Rexburg, Idaho
My commission expires: June 8, 1993.

NOTICE OF AMENDED
APPLICATION FOR PERMIT
WATER RIGHT NO. 22-07704

SCHWENDIMAN, VAL
SCHWENDIMAN, DIANE
SCHWENDIMAN, DAVID
9633 E HWY 33
NEWDALE, ID 83436

Source: GROUNDWATER

Diversion Pt: LOT 4 (NWNW) Sec 1 T
06N R 41E in MADISON County. NWSW
Sec 12 T 06N R 41E in MADISON County.
SESE Sec 14 T 06N R 41E in MADISON
County. NENE Sec 19 T 06N R 42E in
MADISON County.

Use: IRRIGATION (7.680 CFS) Total
Diversion: (7.680 CFS).

Date Filed: 3/25/1991.

In: MADISON County T06N R42E S18
NESW Lot 3(NWSW) Lot 4(SWSW)
SESW NESE NWSE SWSE SESE S19
NENE NWNE SWNE SENE NENW Lot
1(NWNW) Lot 2(SWNW) 640.0 ACRES
TOTAL.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before FEBRUARY 3, 1992.

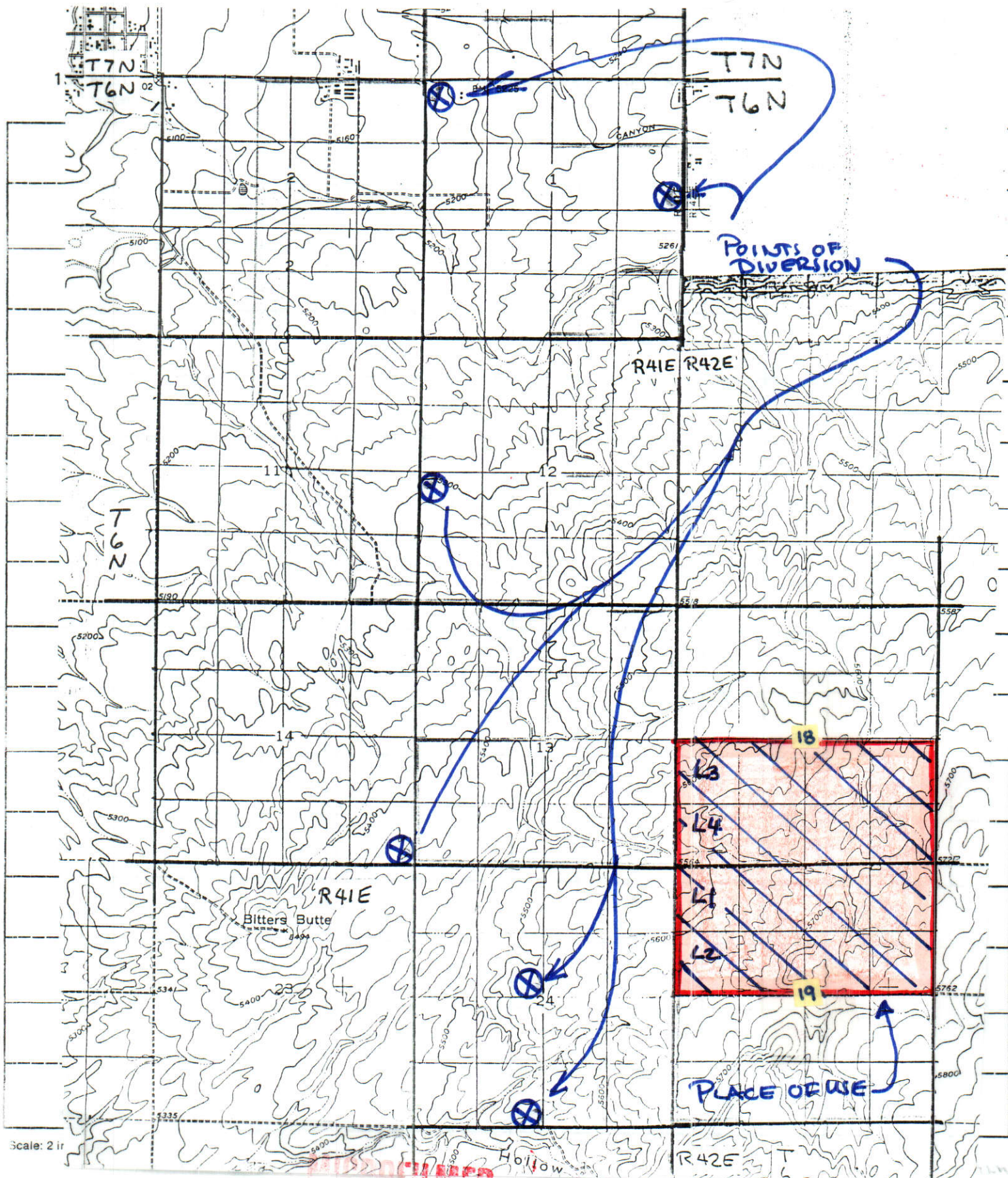
R. KEITH HIGGINSON
Director

Pub. Jan. 16 and 23, 1992J.

OK
TJL
2-3-92

MICROFILMED

APR 13 1992



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

APR 13 1992

The Schenkman
(Applicant)

THE STANDARD JOURNAL
Rexburg, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

I, TERRY T. WEATHERSTON being first duly sworn, depose and say, that I am the printer of THE STANDARD-JOURNAL, a semi-weekly newspaper printed and published semi-weekly at Rexburg, Madison County, Idaho; and I do solemnly swear that the NOTICE OF PROPOSED RIGHTS -NO. 22-07704 a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for TWO consecutive issues, the first publication having been made on MAY 1, 1997 and the last publication having been made on MAY 8, 1997

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy eight consecutive weeks prior to the first publication of the said notice.

Terry Weatherston

STATE OF IDAHO)

COUNTY OF MADISON)

On this 9TH day of MAY in the year of 1997, before me, a Notary Public, Personally appeared Terry Weatherston, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

[Signature]

Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: May 21, 1999

RECEIVED

JUN 13 1997

Department of Water Resources

RECEIVED

JUN 09 1997

Department of Water Resources
Eastern Region

NOTICE OF PROPOSED
AMENDING OF WATER RIGHT
NO. 22-07704

Notice is hereby given that Permit No. 22-07704 in the name of Val or David or Diane Schwendiman, 9633 E. Hwy 33, Newdale, ID 83436, was issued for the diversion of 7.68 cfs of water from a groundwater source with the points of diversion being within the NWNW (Lot 4) SEC 1 NWSW SEC 12 SESE SEC 14 T06N R41E, NENE NENW SEC 19 T06N R42E, B.M. MADISON COUNTY; to be used for the irrigation of 640 acres from 04/15 to 10/15 within SEC 18 & 19 T06N R42E, B.M.

The permit holder now proposes to amend Permit No. 22-07704, changing the place of use and adding points of diversion. The applicant intends to add three existing wells and rearrange the place of use. The new points of diversion will be in the SENE SEC 1 T06N R41E, SWSW SEC 23 & NWSE SEC 28 T07N R42E. The new place of use will have 56 acres shifted from SEC 18 & 19 to the S $\frac{1}{2}$ NW $\frac{1}{4}$ SEC 10 T06N R42E, B.M.

Any protest to the proposed amending of the permit must be filed with a \$25 filing fee to the Idaho Department of Water Resources, 900 N. Skyline Drive, Idaho Falls, ID 83402, on or before May 19 1997.

KARL J. DREHER
Director

Publ. May 1 and 8, 1997J.

MICROFILMED

AUG 12 1997

THE STANDARD JOURNAL
Rexburg, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

I, TERRY T. WEATHERSTON being first duly sworn, depose and say, that I am the printer of THE STANDARD-JOURNAL, a semi-weekly newspaper printed and published semi-weekly at Rexburg, Madison County, Idaho; and I do solemnly swear that the NOTICE OF PURPOSED WATER PERMIT a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for TWO consecutive issues, the first publication having been made on DECEMBER 21, 1995 and the last publication having been made on DECEMBER 28, 1995 .

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy eight consecutive weeks prior to the first publication of the said notice.

Terry T. Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 29TH day of DECEMBER in the year of 1995 , before me, a Notary Public, Personally appeared Terry Weatherston, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Logan O. Pote

Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: May 21, 1999

RECEIVED

JAN 04 1996

Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED
AMENDING OF WATER PERMIT
NO. 22-07704

Notice is hereby given that Permit No. 22-07704 in the name of Val, Diane, or David Schwendiman, 9633 E. Hwy. 33, Newdale, ID, was issued for the diversion of 7.680.00 cfs of water from a ground-water source with the point(s) of diversion within the NWNW (LOT 4), SEC 1, NWSW, SEC 12, SESE, SEC 14, T06N, R41E; NENE, SEC 19, T42E, Madison County; to be used for the irrigation of 640 acres from April 1 to November 1 within the NESW, NWSW (LOT 3), SWSW (LOT 4, SESW, SE, SEC 18, NE, NENW, NWNW (LOT 1), SWNW (LOT 2), SENW, SEC 19, T06 N, R42 E, B.M.

The permit holder now proposes to amend Permit No. 22-07704, adding a point of diversion in the NENW, SEC 19, T06N, R42E, B.M. MADISON COUNTY.

Any protest to the proposed amending of the permit must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, ID 83402, together with a protest fee of \$25 on or before January 8, 1996. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

Publ. Dec. 21 and 28, 1995J.

MICROFILMED
MAR 08 1996

AMENDMENT OF PERMIT
PERMIT NO. 22-07704

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-211, Idaho Code. The approved amendment of permit is described as follows:

Priority: March 25, 1991

7.68 CFS

	SENE , Sec. 1, Township 06N, Range 41E
Lot 4(	NWNW), Sec. 1, Township 06N, Range 41E
	NWSW , Sec. 12, Township 06N, Range 41E
	SESE , Sec. 14, Township 06N, Range 41E
	NENE , Sec. 3, Township 06N, Range 42E
	NENE , Sec. 19, Township 06N, Range 42E
	NENW , Sec. 19, Township 06N, Range 42E
	SWSW , Sec. 23, Township 07N, Range 42E
	NWSE , Sec. 28, Township 07N, Range 42E
	MADISON County

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
06N	42E	10	SWNW	40	SENW	16			56
		18	NESW	33	Lot 3(NWSW)	33	Lot 4(SWSW)	40	
			SESW	40	NESE	33	NWSE	33	
			SWSE	40	SESE	40			292
		19	NENE	40	NWNE	40	SWNE	33	
			SENE	33	NENW	40	Lot 1(NWNW)	40	
			Lot 2(SWNW)	33	SENW	33			292

Total number of acres irrigated: 640

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

1970-1971

AOC 1992

PERMIT NO. 22-07704

CONDITIONS OF APPROVAL AND REMARKS

2. 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.
3. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
7. A well drilled pursuant to this permit must be located at least 500 feet from any existing well. Well spacing closer than 500 feet must be approved by the Department of Water Resources.
8. The right holder shall comply with Idaho well construction standards when constructing a well pursuant to this right.

Witness my hand this

8th

day of

July

1997

J. Glen Saylor
Chief, Water Allocation Bureau

RECORDED

APR 11 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR AMENDMENT OF A PERMIT

Applicant Val or Diane or David Schwendiman Phone (208) 458-4261
Address 9633 E Hwy 33 Newdale Id 83436

I am the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 22-07704, and request that the permit and permit map be amended and/or changed as follows:

Purpose of Amendment: Change point of diversion ☒ Add point of diversion
☒ Change place of use Change nature of use Change period of use Other
1. Point of diversion: 1/4 NE 1/4 NE 1/4, Section 19, Township 6N, Range 42E, B.M., County of Madison. Other points of diversion 1/4 NW 1/4 NW (L-4) Sec 1, NWSW Sec 12, SE SE Sec 14

T6N R41E, NENE Sec 3, T6N 42E, SWSW Sec 23 T7N R42E, NWSW Sec 28 T7N R42E,

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 7.68 cfs for IRRIGATION purposes from 4/1 to 10/31 (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

3. Place of use or land to be irrigated:

T w p	R g e	S e c	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	42E	18									33	L-3 33	L-4 40	40	33	33	40	40	292
		19	40	40	33	33	40	L-1 40	L-2 33	33									292
		10							40	16									56

Total number of acres to be irrigated = 640

4. a. Who owns the property at the point of diversion? APPLICANTS
b. Who owns the land to be irrigated at the place of use? APPLICANTS
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: N/A

RECEIVED

JUN 13 1997

Show 1/4 1/4, section, township, range and ditches. (the smallest subdivision represents 40 acres)

SEE ATTACHED MAP

Scale: 2 inches equal 1 mile

Signed this 10 day of April, 19 97.

Yae Schulendeman
Permit Holder

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by HWJ Publication prepared by LB Date _____

Published in Luxburg Standard Line Publication dates 5-1-8-97

I, _____, of the Department of Water Resources hereby

Witness my hand this _____ day of _____, 19____

SIGNATURE

22-7704

POINTS OF DIVERSION

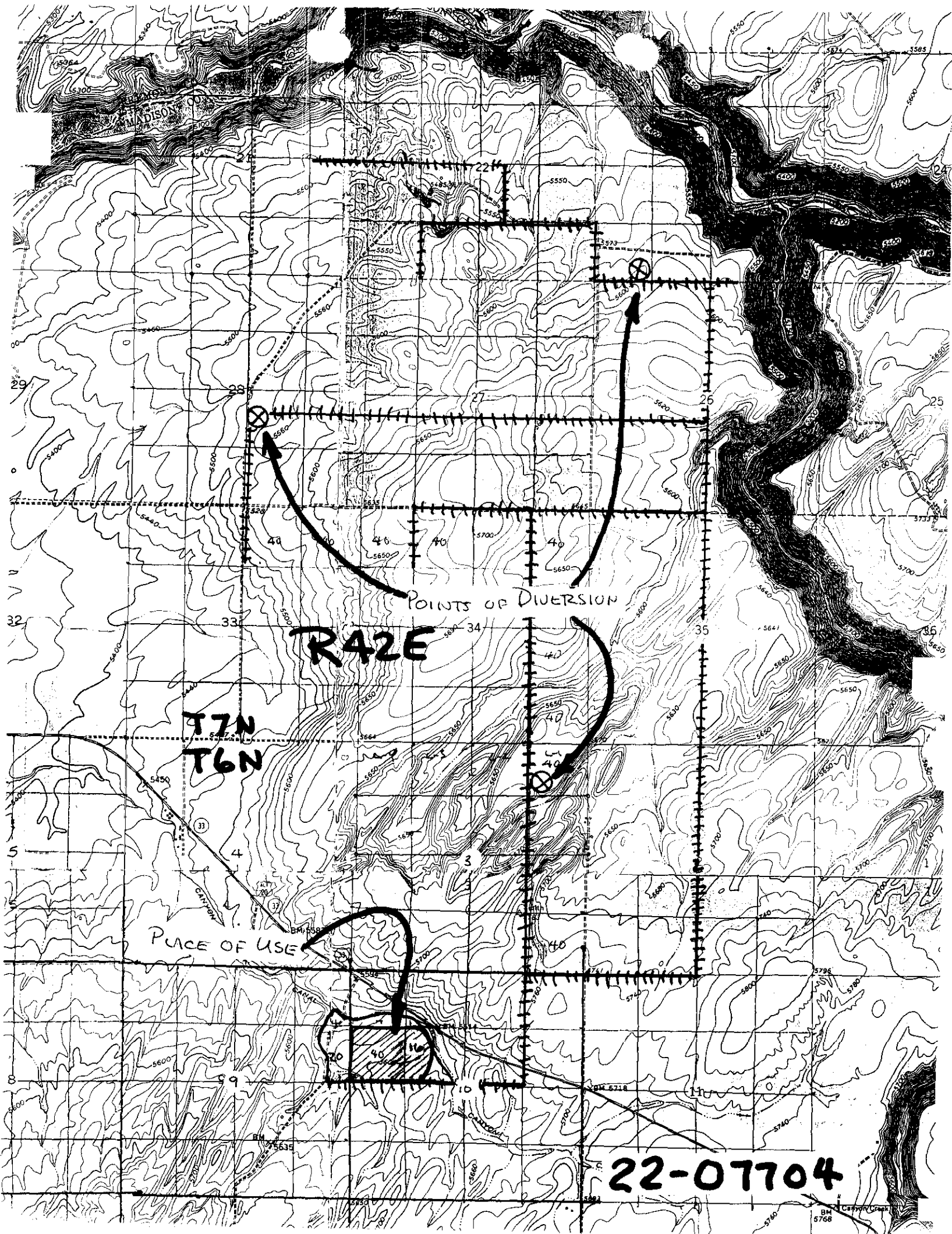
PLACE OF USE

TGS

Bitters Butte

Hollow

LOAN



POINTS OF DIVERSION

R42E

T7N
T6N

PRICE OF USE

22-07704

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDMENT OF PERMIT
PERMIT NO. 22-07704

This is to certify, that VAL SCHWENDIMAN
DAVID SCHWENDIMAN
9633 E HWY 33
NEWDALE ID 83436

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-211, Idaho Code. The approved amendment of permit is described as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	7.68 CFS	

SOURCE

GROUNDWATER

Priority: 12/11/1991

LOCATION OF POINT(S) OF DIVERSION: Lot 4(NWNW), Sec. 1, Township 06N, Range 41E
NWSW , Sec. 12, Township 06N, Range 41E
SESE , Sec. 14, Township 06N, Range 41E
NENE , Sec. 19, Township 06N, Range 42E
NENW , Sec. 19, Township 06N, Range 42E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
06N	42E	18	NESW 40	Lot 3(NWSW)	40	Lot 4(SWSW)	40	
			SESW 40		NESE 40		NWSE 40	
			SWSE 40		SESE 40			320
		19	NENE 40		NWNE 40		SWNE 40	
			SENE 40		NENW 40	Lot 1(NWNW)	40	
			Lot 2(SWNW) 40		SENE 40			320

Total number of acres irrigated: 640

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 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.

MICROFILMED

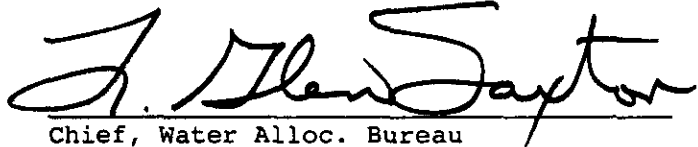
MAR 08 1996

AMENDMENT OF PERMIT
PERMIT NO. 22-07704

CONDITIONS OF APPROVAL AND REMARKS

3. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
7. A well drilled pursuant to this permit must be located at least 500 feet from any existing well. Well spacing closer than 500 feet must be approved by the Department of Water Resources.
8. Construction of the well must comply with Idaho well construction standards.

Dated this 5th day of March, 1996


Chief, Water Alloc. Bureau

APR 08 1996

Applicant Val, Diane, or David Schwendiman Phone 458-4261
Address 9633 E Hwy 33, Newdale Id 83436

Purpose of Amendment: _____ Change point of diversion / Add point of diversion
 _____ Change place of use _____ Change nature of use _____ Change period of use _____ Other

1. Point of diversion: 1/4 NE 1/4 NW 1/4, Section 19, Township 6N, Range 42E, B.M.,
County of Madison. Other points of diversion NWNW (Lot 4) Sec 1, NWSW Sec 12, SESE Sec 14,
T6N R41E, NENE Sec 19, T6N R42E

Amount 7.68 cfs for IRRIGATION purposes from 4/1 to 10/31 (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

[illegible]

4. a. Who owns the property at the point of diversion? APPLICANTS

b. Who owns the land to be irrigated at the place of use? APPLICANTS

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

RECEIVED

MAR 08 1996

Show 1/4 1/4, section, township, range and ditches. (the smallest subdivision represents 40 acres)

A grid of 10 columns and 10 rows with dashed lines. The text "SEE ATTACHED MAP" is written in the center.

I hereby request approval of this change subject to the fact that no one will be injured by the change, and that the change will be made at my own risk.

Signed this 22 day of Nov, 19 95.

Yac Schulendman
Permit Holder

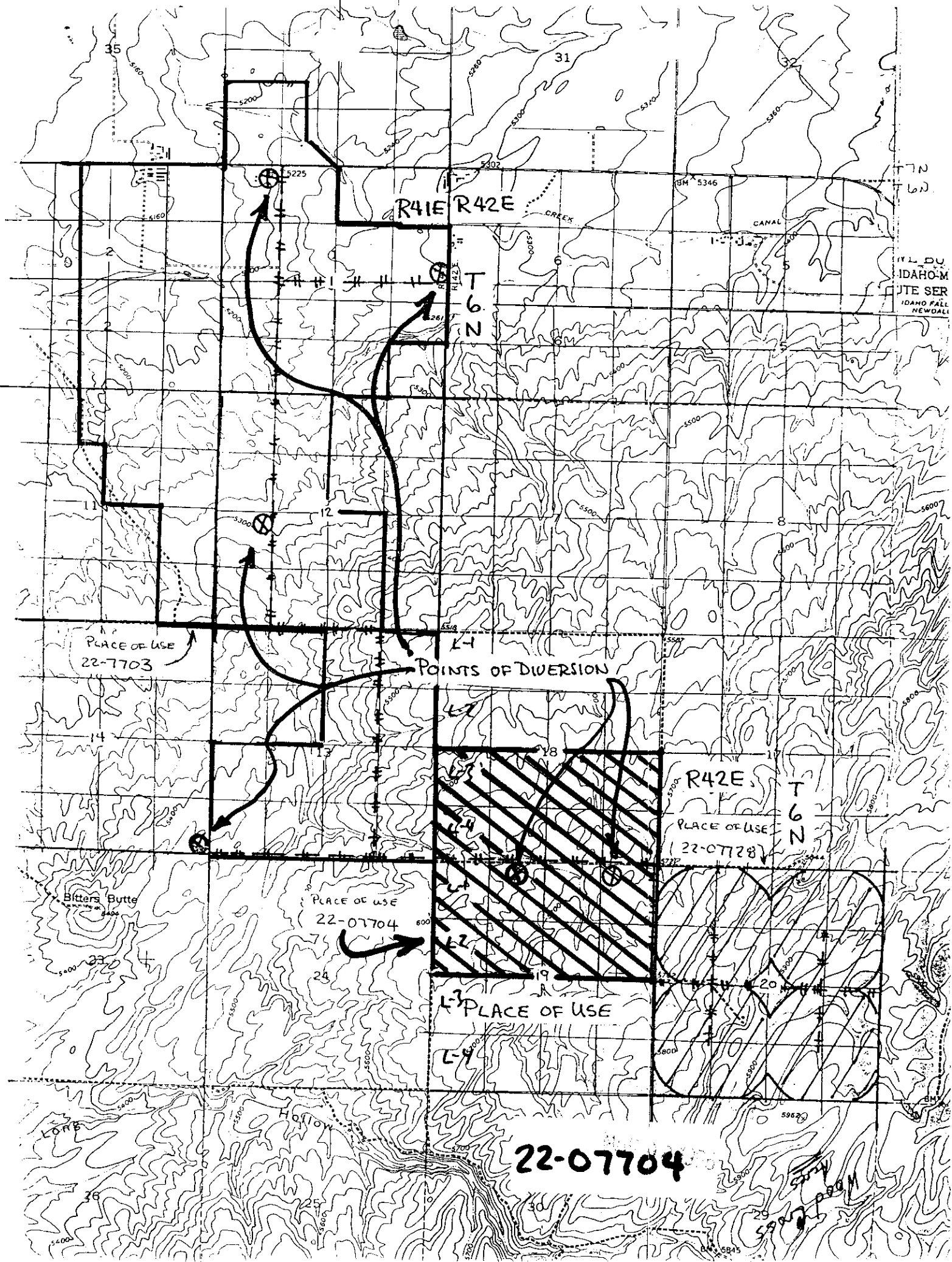
Preliminary check by _____ Publication prepared by AB Date _____

Published in Lecture Standard Journal Publication dates 12-21-28-95

I, _____, of the Department of Water Resources hereby

Witness my hand this _____ day of _____, 19____ MAR 08 1996

SIGNATURE



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IDAHO FALL
NEWDAI

R41E R42E

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R42E

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PLACE OF USE
22-07728

PLACE OF USE
22-07704

L-3 PLACE OF USE

L-4

22-07704

RECEIVED

DEC 08 1993

Department of Water Resources

OFFICE USE ONLY
Amt. of Fee \$ 275.00
Date 12-8-93
Receipt No. 0024771
Receipt by [Signature]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 22-07704 Telephone No. 458-4261
2. Name(s) of Permit Holder(s): Val, Diane, David Schwendman
3. Mailing Address: 9633 E. Hwy 33 Newdale, Idaho 83436
4. Source of Water: Groundwater

If GROUNDWATER, Well Driller's Name: Kenny Valmer Date Drilled: Aug 1992

OPTIONAL:

Pump horsepower: 1200 Pressure (psi): 170 Dynamic pumping level (ft.): 850' approx

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 640 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 7.68 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ☒ Yes ☒ No Installed? ☒ Yes ☒ No

OR

Flow Measurement Port: Required? ☒ Yes _____ No Installed? ☒ Yes _____ No

8. Fee Enclosed: \$ 275.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Val Schwendman 208-458-4261
Name Telephone No.
9633 E. Hwy 33 Newdale, Idaho 83436
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

Dec 3-1993 Val Schwendman
Date Signature (and title, if on behalf of a company or organization)

DEC 10 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 22-07704

Proposed Priority: March 25, 1991 Maximum Diversion Rate: 7.68 CFS

This is to certify, that VAL SCHWENDIMAN
DIANE SCHWENDIMAN
DAVID SCHWENDIMAN
9633 E HWY 33
NEWDALE ID 83436

has applied for a permit to appropriate water from: GROUNDWATER
and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	7.68 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 4(NWNW), Sec. 1, Township 06N, Range 41E
NWSW, Sec. 12, Township 06N, Range 41E
SESE, Sec. 14, Township 06N, Range 41E
NENE, Sec. 19, Township 06N, Range 42E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
06N	42E	18	NESW 40	Lot 3(NWSW)	40	Lot 4(SWSW)	40	
			SESW 40		NESE 40		NWSE 40	
			SWSE 40		SESE 40			320
		19	NENE 40		NWNE 40		SWNE 40	
			SENE 40		NENW 40	Lot 1(NWNW)	40	
			Lot 2(SWNW) 40		SENW 40			320

Total number of acres irrigated: 640

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1994.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

RECORDED

APR 13 1992

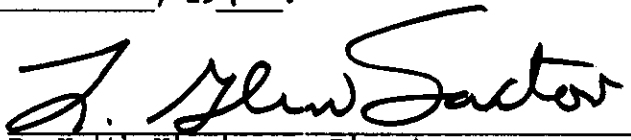
State of Idaho
Department of Water Resources**Permit To Appropriate Water**

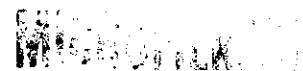
NO. 22-07704

6. 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.
7. The Director retains jurisdiction of the right and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
8. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

5th day of March, 1992.

for 
R. Keith Higginson, Director



APR 13 1992

STATE OF IDAHO

Application For APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now Val, or Diane, or David Schwendiman Phone 458-4261
of (address) 9633 E. Hwy. 33, Newdale Idaho 83436, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 22-7704, and requests that the permit and permit map be changed as follows:

1. Point of diversion: ^{Lot 4} •NW ¼ NW ¼, Section 1, Township 6N, Range 41E, B.M.,
County of Madison. Other points of diversion: _____
•NWSW Sec 12, •SESE Sec 14, T6N, R41E, •NENE Sec 19, T6N R42E

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)
Amount 7.68 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	42E	18									40	L3 40	L4 40	40	40	40	40	40	320
		19	40	40	40	40	40	L1 40	L2 40	40									320

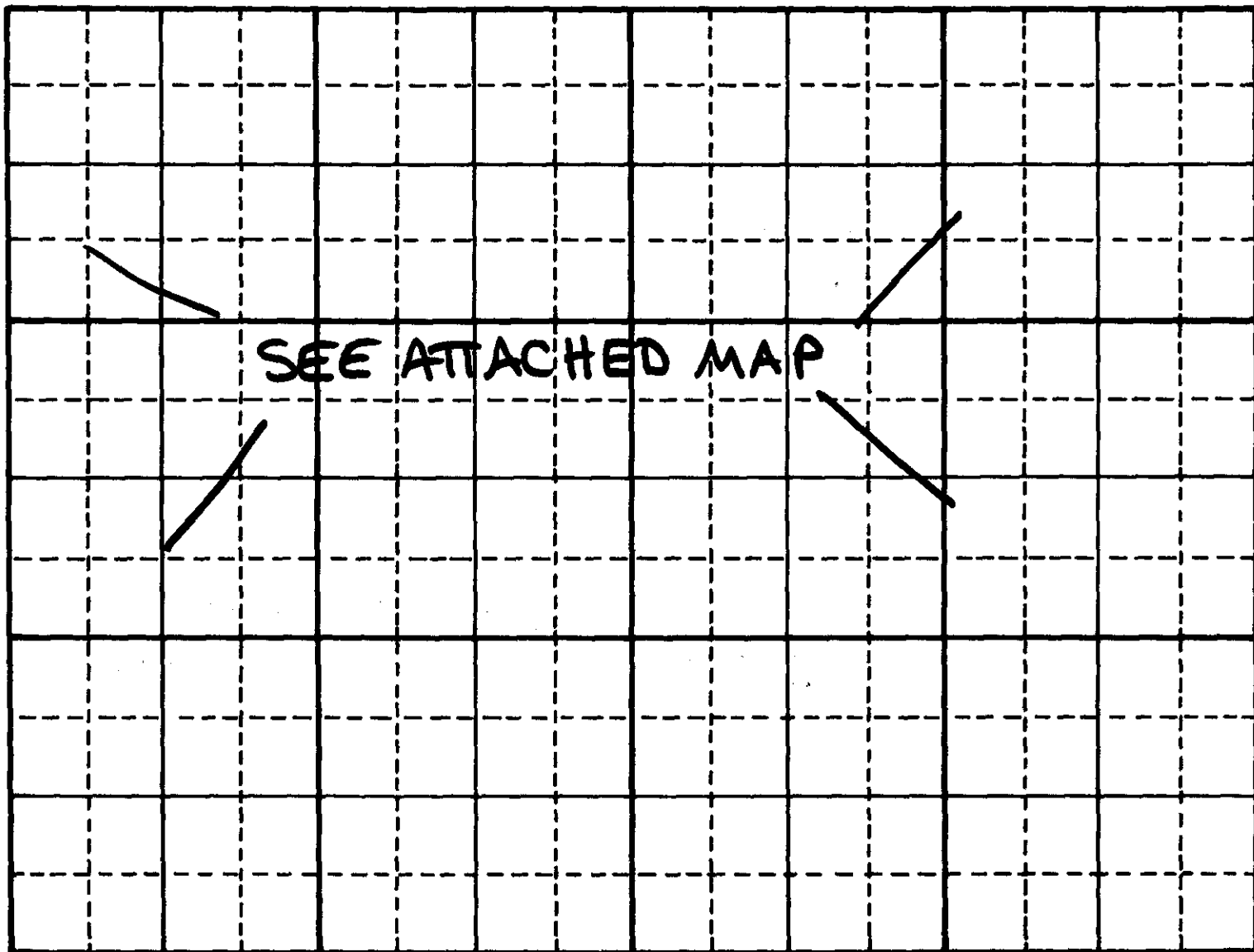
Total number of acres to be irrigated = 640

4. a. Who owns the property at the point of diversion? Applicants
b. Who owns the land to be irrigated or the place of use? Applicants
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

APR 13 1992

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Idaho Falls, this 11 day of December, 19 91.

David Schwendman
(Signature)

FOR DEPARTMENT USE ONLY

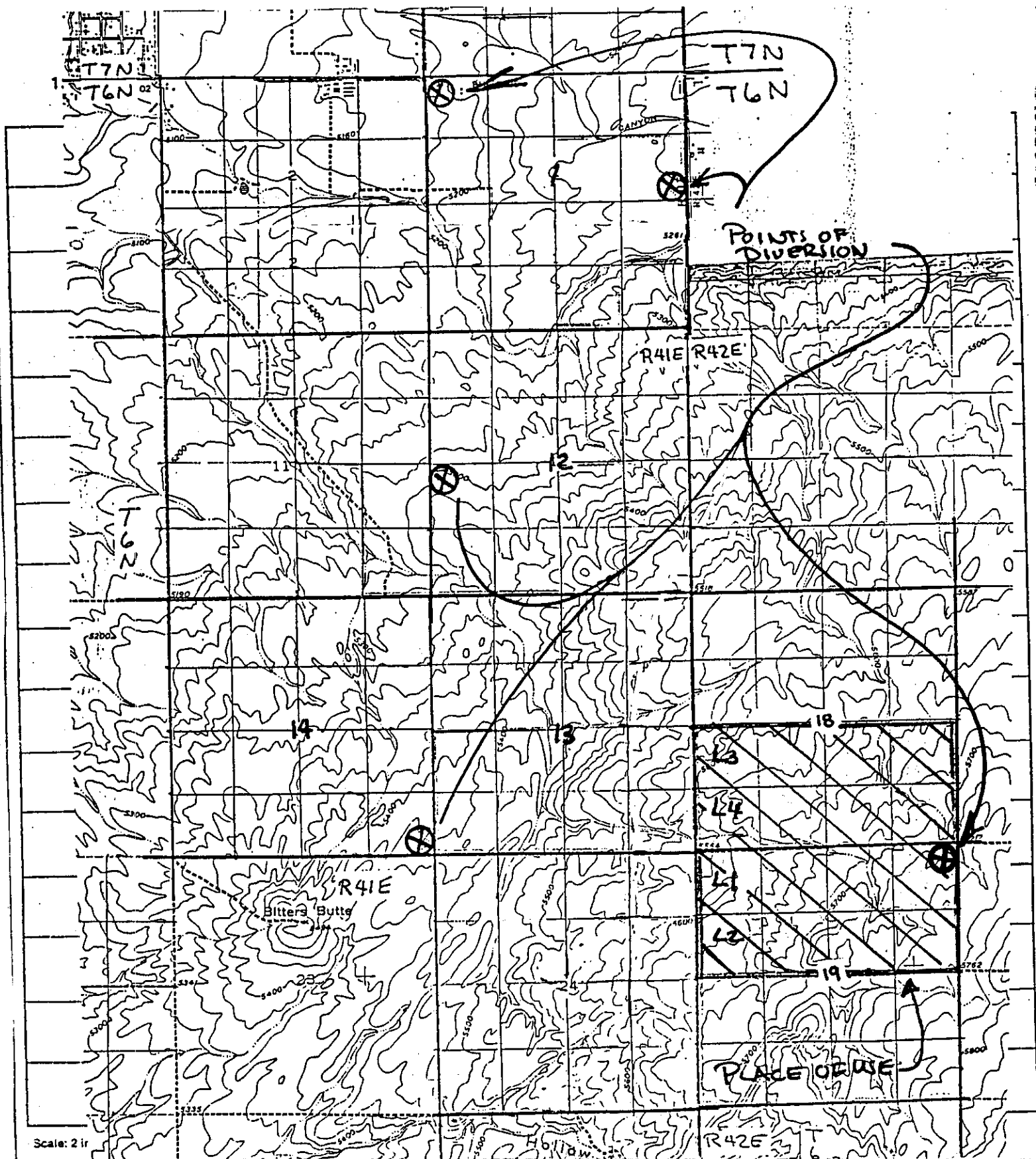
Preliminary check by _____ Fee = \$20.00 #E016790 Receipted by Kaw Date 11 Dec 1991
Publication prepared by _____ Date _____ Published in _____
Publication dates _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, _____, of the Department of Water Resources hereby

Witness my hand this _____ day of _____, 19 _____.

APR 13 1992



ATTACHED MAP: AMENDMENT TO 22-07704

APR 10 1964

Rexburg, Idaho
AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

RECEIVED
FEB 03 1992

I, TERRY WEATHERSTON Being first duly sworn, depose and say, that I am the printer of THE STANDARD-JOURNAL, a semi-weekly newspaper printed and published semi-weekly at Rexburg, Madison County, Idaho; and I do solemnly swear that the

NOTICE APPLICATION WATER a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for

TWO consecutive issues, the first publication having been made on JANUARY 16, 1992 and the last publication having been made on JANUARY 23, 1992.

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy eight consecutive weeks prior to the first publication of the said notice.

Terry Weatherston

STATE OF IDAHO
COUNTY OF MADISON

On this 24TH day of JANUARY in the year of 1992, before me, a Notary Public, personally appeared Terry Weatherston, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Charles L. Good

Notary Public for Idaho

Residing at Rexburg, Idaho
My commission expires: June 8, 1993.

NOTICE OF AMENDED
APPLICATION FOR PERMIT
WATER RIGHT NO. 22-07704

SCHWENDIMAN, VAL
SCHWENDIMAN, DIANE
SCHWENDIMAN, DAVID
9633 E HWY 33
NEWDALE, ID 83436

Source: GROUNDWATER
Diversion Pt: LOT 4 (NWNW) Sec 1 T
06N R 41E in MADISON County, NWSW
Sec 12 T 06N R 41E in MADISON County,
SESE Sec 14 T 06N R 41E in MADISON
County, NENE Sec 19 T 06N R 42E in
MADISON County.

Use: IRRIGATION (7.680 CFS) Total
Diversion: (7.680 CFS).

Date Filed: 3/25/1991.
In: MADISON County T06N R42E S18
NESW Lot 3(NWSW) Lot 4(SWSW)
SESW NESE NWSE SWSE SESE S19
NENE NWNE SWNE SENE NENW Lot
1(NWNW) Lot 2(SWNW) 640.0 ACRES
TOTAL.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before FEBRUARY 3, 1992.

R. KEITH HIGGINSON
Director

Pub. Jan. 16 and 23, 1992J.

OK
TJL
2-3-92

RECEIVED

APR 13 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Valer Diane, or David Schwendiman Phone 458-4261
Post office address 9633 E Hwy 33, Newdale, Idaho 83436
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot 4
Sec. 1 Township 6N Range 41E B.M. Maclison County; additional
points of diversion if any: NWSW Sec 12, SESE Sec 14, SENW Sec 24, SESW Sec 24, T6N
R41E
4. Water will be used for the following purposes:
Amount 7.68 for IRRIGATION purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 7.68 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Six wells, mainline to laterals
with sprinklers
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

APR 13 1992

3. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for *Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	42E	18									40	L3 40	L4 40	40	40	40	40	40	320
		19	40	40	40	40	40	L1 40	L2 40	40									320

Total number of acres to be irrigated 640

10. Describe any other water rights used for the same purposes as described above. NONE

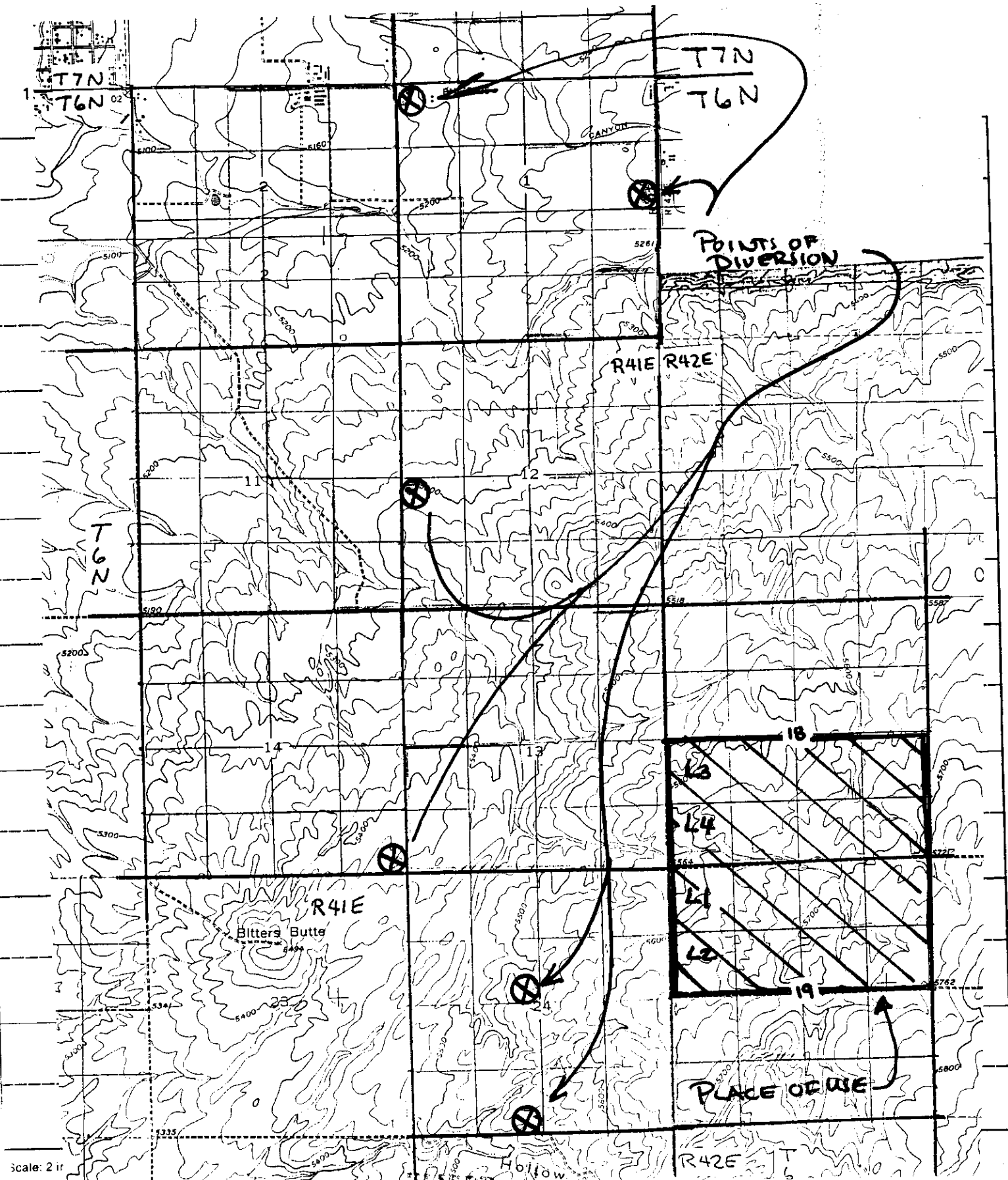
11. a. Who owns the property at the point of diversion? Applicants

b. Who owns the land to be irrigated or place of use? "

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

APR 13 1992



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

APR 13 1992

The Schubertman
(Applicant)

Assisted by, Kew 20 Mar 91

Received by QW Date 3-25-91 Time 12:05 p Preliminary check by _____

Fee \$ 185⁰⁰ Received by ALJ # E015854 Date 3-25-91

Publication prepared by BZM RB Date 1-16 + 1-23-91 Published in Benburg Standard Journal

Publication approved RB Date 5-6-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

APR 13 1992

Rexburg, Idaho
AFFIDAVIT OF PUBLICATIONSTATE OF IDAHO
County of Madison

RECEIVED

MAY - 2 1991

NOTICE OF APPLICATION
FOR WATER RIGHT

22-07706

BYRNE, J.R.

8747 S. 1600 E.

REXBURG, ID 83440

Source: GROUNDWATER

Diversions Pt: NWSW Sec 3 T 04N R 40E

Use: IRRIGATION (1.720 CFS) Total
Diversions: (1.720 CFS)

Date Filed: 3/22/1991

In: T04N R40E S03 NWNW SWNW
SENE NESW NWSW S04 NENE T05N
R40E S33 SESE 86.0 ACRES TOTAL

22-07703

SCHWENDIMAN, VAL

SCHWENDIMAN, DIANE

SCHWENDIMAN, DAVID

9633 E. HWY 33

NEWDALE, ID 83436

Source: GROUNDWATER

Diversions Pt: SENE Sec 1 T 06N R 41E
LOT 4 (NWNW) Sec 1 T 06N R 41E
NWSE Sec 12 T 06N R 41E SESE Sec 14
T 06N R 41EUse: IRRIGATION (6.79 CFS) Total
Diversions: (6.79 CFS)

Date Filed: 3/25/1991

In: T06N R41E S01 S1/2NE, (Lot 3)
NENW, (Lot 4) NWNW, S1/2 NW, SW,
N1/2SE, SWSE S03 (Lot 1) NENE, (Lot 2)
NWNE, S1/2NE, (Lot 3) NENW, SENW,
E1/2SW, SE S11 NE, NENW, E1/2 SE S12
W1/2, W1/2SE S13 NE, S1/2 T07N R41E
S36 SW 2089.0 ACRES TOTAL

22-07704

SCHWENDIMAN, VAL

SCHWENDIMAN, DIANE

SCHWENDIMAN, DAVID

9633 E. HWY 33

NEWDALE, ID 83436

Source: GROUNDWATER

Diversions Pt: Lot 4 (NWNW) Sec 1 T
06N R 41E NWSW Sec 12 T 06N R 41E
SESE Sec 14 T 06N R 41E SENW Sec 24
T 06N R 41E SESW Sec 24 T 06N R 41EUse: IRRIGATION (7.680 CFS) Total
Diversions: (7.680 CFS)

Date Filed: 3/25/1991

In: T06N R42E S18 NESW Lot 3
(NWSW) Lot 4 (SWSW) SESW NESE
NWSE SWSE SESE S19 NENE NWNE
SWNE SENE NENW Lot 1 (NWNW) Lot 2
(SWNW) SENW 640.0 ACRES TOTALThe permit(s) will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public interest
criteria of Sec. 42-203C, Idaho Code. Pro-
tests must be filed with the Director, Dept.
of Water Resources, 150 Shoup Ave.,
Suite 15, Idaho Falls, Idaho 83402 on or
before May 6, 1991.

R. KEITH HIGGINSON

Director

Publ. April 18 and 25, 1991J.

TERRY WEATHERSTON

being

first duly sworn, depose and say, that I
am the printer of THE STANDARD-JOURNAL,
a semi-weekly newspaper printed and
published semi-weekly at Rexburg,
Madison County, Idaho; and I do solemnly
swear that the

NOTICE OF APPLICATION

a copy

which notice appears attached hereto,
as published in the regular and entire
issue of said newspaper, and not in any
supplemental issue thereof for

TWO

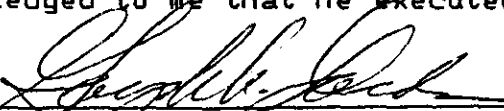
consecutive issues, the

first publication having been made on

APRIL 18, 1991 and the last

publication having been made on

APRIL 25, 1991

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under the Idaho
statutes; that it has at least two
hundred bona fide subscribers living
within the county of publication; and
that it has been continuously and
uninterruptedly published in said county
during a period of seventy eight
consecutive weeks prior to the first
publication of the said notice.STATE OF IDAHO)
COUNTY OF MADISON)In this 26TH day of APRIL in
the year of 1991, before me, a Notary
Public, personally appeared Terry
Weatherston, known or identified to me
to be the person whose name subscribed
to the within instrument, and being by
me first duly sworn, declared that the
statements therein are true, and
acknowledged to me that he executed the
same.
Notary Public for IdahoResiding at Rexburg, Idaho
My commission expires: June 8, 1993.RECEIVED
APR 18 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

July 9, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

VAL SCHWENDIMAN
DAVID SCHWENDIMAN
9633 E HWY 33
NEWDALE ID 83436

RE: Permit No. 22-07703/22-07704

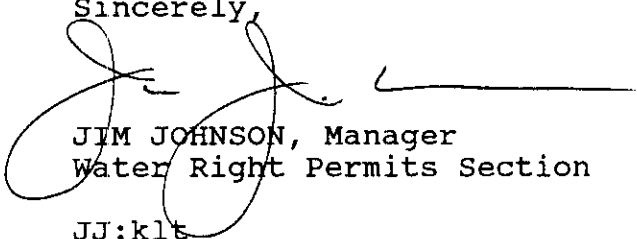
Dear Water Right Holder(s):

Enclosed are copies of your Amendments of Permits No. 22-07703 and 22-07704 adding points of diversion and changing the places of use. If you have any questions concerning this document, please contact me at (208) 327-7946.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

MAILED
JUL 10 1997

WR0749NP
No. B22-07704

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/07/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VAL SCHWENDIMAN	03/25/1991	IRRIGATION	04/15 10/15	7.680 CFS	
C	DIANE SCHWENDIMAN					
C	DAVID SCHWENDIMAN					
	9633 E HWY 33					
	NEWDALE ID 83436					
	(208) 458-4261					
				TOTAL DIVERSION:	7.680 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion:	T06N R41E S01	SENE	Lot 04(NWNW)	MADISON County
	S12	NWSW		MADISON County
	S14	SESE		MADISON County
	R42E S03	NENE		MADISON County
	S19	NENE	NENW	MADISON County
	T07N R42E S23	SWSW		MADISON County
	S28	NWSE		MADISON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
06N	42E	10	:					:			40	16	:					:						:	56.0
06N	42E	18	:					:					:	33	03-33	04-40	40	:	33	33	40	40	:	292.0	
06N	42E	19	:	40	40	33	33	:	40	01-40	02-33	33	:					:					:	292.0	
																								TOTAL ACRES	640.0

Pou County: MADISON

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

22-02196	22-02257	22-02271B	22-07016	22-07052B	22-07167B	22-07234	22-07287	22-07700	22-07703
22-07704	22-07728	B22-07703	B22-07728						

Other Water Rights Listing Overlapping Place(s) of use:

22-00195	22-00196	22-07564	22-07704	B22-07728
----------	----------	----------	----------	-----------

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 048 - 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.
- 049 - The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
- 03A - The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02

Conditions of Approval:

- cubic feet per second for each acre of land.
- T17 - Prior to diversion of water under this approval, the right holder
 - shall provide a means of measurement acceptable to the Department
 - from all authorized points of diversion which will allow
 - determination of the total rate of diversion.
- 028 - After specific notification by the department, the right holder
 - shall annually report the amount of water diverted to the
 - department.
- 46A - A well drilled pursuant to this permit must be located at least
 - 500 feet from any existing well. Well spacing closer than 500
 - feet must be approved by the Department of Water Resources.
- 46B - The right holder shall comply with Idaho well construction
 - standards when constructing a well pursuant to this right.

Dates: App. Received: 03/25/1991 Priority Date: 03/25/1991
Proof Due Date: 02/01/1994 Proof Made Date: 12/08/1993
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Comments: Date: 01/25/1996 User-ID: SCURTIS Subject: AMENDED PERMIT
An application for amendment was filed on 11/22/95 to add a
point of diversion under this right. Amendments were also filed
for Permits 22-07703 and 22-07728.

Date: 07/07/1997 User-ID: SCURTIS Subject: AMENDMENT OF PERMIT
An application for amendment was submitted on 4/11/97 to add
four points of diversion and rearrange acres.

Audit: 07/07/97 SCURTIS

AMENDMENT OF PERMIT REVIEW

Review Date 7/1/97

PERMIT NO. 33 07704 NAME Schwendeman

TYPE: A = AMENDED E = CHANGE N/U I = CHANGE P/D & P/U
B = CHANGE P/D F = CHANGE Per/U J = ADD P/D & CHANGE P/U
C = ADD P/D G = OTHER
D = CHANGE P/U H = CHANGE P/D & + P/D

AREA OF CONCERN: SWF Mor GWMA Trust/Non-trust

PROOF OF B/U RECEIVED? Yes/No Due < 6 months? Yes/No

GROUNDWATER:

Drilling Permit No. 22-25-E-246-000 (N/A 151, 625)
Drilled 3/96

Swan Falls Flag

207/1000, 93
Cancelled 7/15/95
IN 6-12-96 record book

Conditions of Approval: permitted. Cond

Remarks/Comments _____

State of Idaho
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

Right Number 22-7704

Applicant Schwendiman

Purpose of Amendment: ☐ Change point of diversion. ☒ Add diversion point(s).

☐ Increase amount. ☒ Change place of use. ☐ Other _____

CHECK:

- ☒ Description of amended point(s) of diversion.
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☒ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use.
- ☒ Map.
- ☒ Signature (must be permit holder).
- ☒ Fee.
- ☒ Existing water rights from the same source, amended place of use.
- ☒ Right number(s) NA

☒ Yes ☐ No Should amendment be advertised?

☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Amendment published correctly.
- ☐ Protests processed.
- ☒ Approve. See Keith Wilson M-100
- ☐ Deny.

Conditions _____

By [Signature] Date 6-10-97

STATE OFFICE PROCESSING:

- ☐ Amendment correct and complete. By _____ Date _____
- ☐ Approved copy sent to applicant and to Region. By _____ Date _____

THE STANDARD JOURNAL
Rexburg, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

I, TERRY T. WEATHERSTON being first duly sworn, depose and say, that I am the printer of THE STANDARD-JOURNAL, a semi-weekly newspaper printed and published semi-weekly at Rexburg, Madison County, Idaho; and I do solemnly swear that the NOTICE OF PROPOSED RIGHTS -NO. 22-07704 a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for TWO consecutive issues, the first publication having been made on MAY 1, 1997 and the last publication having been made on MAY 8, 1997

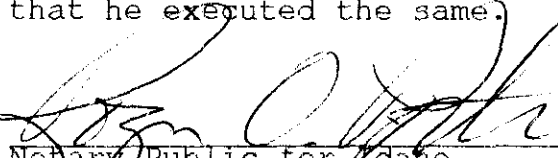
Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy eight consecutive weeks prior to the first publication of the said notice.



STATE OF IDAHO

COUNTY OF MADISON

On this 9TH day of MAY in the year of 1997, before me, a Notary Public, Personally appeared Terry Weatherston, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.


Notary Public for Idaho

Residing at Rexburg, Idaho

My commission expires: May 21, 1999

RECEIVED

JUN 13 1997

Department of Water Resources

RECEIVED

JUN 09 1997

Department of Water Resources
Eastern Region

NOTICE OF PROPOSED
AMENDING OF WATER RIGHT
NO. 22-07704

Notice is hereby given that Permit No. 22-07704 in the name of Val or David or Diane Schwendiman, 9633 E. Hwy 33, Newdale, ID 83436, was issued for the diversion of 7.68 cfs of water from a groundwater source with the points of diversion being within the NWNW (Lot 4) SEC 1 NWSW SEC 12 SESE SEC 14 T06N R41E, NENE NENW SEC 19 T06N R42E, B.M. MADISON COUNTY; to be used for the irrigation of 640 acres from 04/15 to 10/15 within SEC 18 & 19 T06N R42E, B.M.

The permit holder now proposes to amend Permit No. 22-07704, changing the place of use and adding points of diversion. The applicant intends to add three existing wells and rearrange the place of use. The new points of diversion will be in the SENE SEC 1 T06N R41E, SWSW SEC 23 & NWSE SEC 28 T07N R42E. The new place of use will have 56 acres shifted from SEC 18 & 19 to the S1/2NW1/4 SEC 10 T06N R42E, B.M.

Any protest to the proposed amending of the permit must be filed with a \$25 filing fee to the Idaho Department of Water Resources, 900 N. Skyline Drive, Idaho Falls, ID 83402, on or before May 19 1997.

KARL J. DREHER
Director

Publ. May 1 and 8, 1997J.

RECORDED

AUG 17 1997

NOTICE OF PROPOSED AMENDING OF WATER RIGHT

NO. 22-07704

Notice is hereby given that Permit No. 22-07704 in the name of Val or David or Diane Schwendiman, 9633 E. Hwy 33, Newdale, ID 83436, was issued for the diversion of 7.68 cfs of water from a groundwater source with the points of diversion being within the NWNW (LOT 4) SEC 1 NWSW SEC 12 SESE SEC 14 T06N R41E, NENE NENW SEC 19 T06N R42E, B.M. MADISON COUNTY; to be used for the irrigation of 640 acres from 04/15 to 10/15 within SEC 18 & 19 T06N R42E, B.M.

The permit holder now proposes to amend Permit No. 22-07704, changing the place of use and adding points of diversion. The applicant intends to add three existing wells and rearrange the place of use. The new points of diversion will be in the SENE SEC 1 T06N R41E, SWSW SEC 23 & NWSE SEC 28 T07N R42E. The new place of use will have 56 acres shifted from SEC 18 & 19 to the S1/2NW1/4 SEC 10 T06N R42E, B.M.

Any protest to the proposed amending of the permit must be filed with a \$25 filing fee to the Idaho Department of Water Resources, 900 N. Skyline Drive, Idaho Falls, ID 83402, on or before May 19, 1997.

Karl J. Dreher

Director

Published in the Rexburg Standard Journal on May 1 & 8, 1997.

MCDONALD
AUG 17 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

April 23, 1997

REXBURG STANDARD JOURNAL
PO BOX 10
REXBURG ID 83440

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Dear Publisher:

Enclosed you will find a legal notice which we wish to have on the dates indicated in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before May 19, 1997.

Yours truly,

Rita Bodell
Secretary

Enc.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 30, 1997

VAL, DIANE, OR DAVID SCHWENDIMAN
9633 E HWY 33
NEWDALE ID 83436

RE: Notice of Applications for Amendment No.'s 22-07728, 22-07703,
& 22-07704

Dear Applicant:

The Department of Water Resources acknowledges receipt of your applications for amendment of water rights. This office is currently in the process of advertising the applications in the Rexburg Standard Journal May 1 & 8, 1997. The advertisements will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the applications are protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a transfer is issued, you will be sent a copy. A typical processing time for an unprotested application is about twelve weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,


Harold W. Jones
Water Right Supervisor

HWJ/rb

FROM: Keith C. Wilson

April 8, 1997

TO: Water Allocations

RE: Amendment to Permits: 22-07703/22-07704/22-07728
By Val, Diane, & David Schwendiman

I have worked on water right examinations on the Schwendiman Farm which includes well measurements, verification of the places of use, and points of diversion. I am, therefore, very familiar with the Schwendiman Farm, irrigation system, and places of use.

Based on my knowledge of the Schwendiman Farms, and on site examinations, I can state that the proposed amendments are removing water off of land that has previously been irrigated. There will be no expansions of these permits.

A handwritten signature in cursive script, reading "Keith C. Wilson", is written over a horizontal line.

Keith C. Wilson
Senior Resource Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 5, 1996

DIANE SCHWENDIMAN
VAL SCHWENDIMAN
DAVID SCHWENDIMAN
9633 E HWY 33
NEWDALE ID 83436

RE: PERMIT NOS. 22-07703/22-07704/22-07728

Dear Water Right Holders:

Enclosed are copies of your Amendments of Permit submitted in connection with the above referenced permits.

If you have any questions concerning these documents, please contact me at (208) 327-7947.

Sincerely,

JIM JOHNSON, Manager
Water Permits Section

JJ:rl

Enclosures

RECORDED

MAR 08 1996

MEMORANDUM

TO: Files 22-07703, 22-07704 and 22-07728

FROM: Sharla

DATE: January 27, 1996

RE: Amendment Review

The applications for amendment for all three of the referenced files have been reviewed together and prepared for signature. There were minor discrepancies in the points of diversion listed on a couple of the applications vs. what was depicted in their attached maps vs. what was advertised. These discrepancies do not require re-advertising, however, and the approval documents reflect the correct descriptions.

Previous conditions placed on the permits concerning the installation of flow measurement ports, etc. have been removed and replaced with the conditions requiring acceptable means of measurement and measurement reporting.

Permit No. 22-07728 originally had a condition concerning the right-of-way across the land of another because the original application identified additional owners of the place of use. The last two amendments of this permit have identified only the applicants as the owners of the place of use, therefore, this condition was also removed.

Proof of beneficial use was submitted in 1993 for Permits 22-07703 and 22-07704. Amendments could have been solicited at the time of licensing. However, Skip Jones indicates in a memo dated 1/17/96 that since the system is tied together and an amendment was being filed for their other permit (under which proof isn't due until 1997), amendments were filed for these two also.

MINNESOTA

MAR 08 1996

DATE: 02/27/96
PAGE: 1

- 26A - Project construction shall commence within one year from the
- date of permit issuance and shall proceed diligently to
- completion unless it can be shown to the satisfaction of the
- Director of the Department of Water Resources that delays were
- due to circumstances over which permit holder had no control.
- 046 - Right holder shall comply with the drilling permit
- requirements of Section 42-235, Idaho Code.
- 048 - 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.
- 049 - The Director retains jurisdiction of the right to incorporate
- the use into a water district, require streamflow augmentation
- or other action needed to protect prior surface water and
- groundwater rights.
- 03A - The rate of diversion of water for irrigation under this right

Conditions of Approval:

- and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- T17 - Prior to diversion of water under this approval, the right holder
 - shall provide a means of measurement acceptable to the Department
 - from all authorized points of diversion which will allow
 - determination of the total rate of diversion.
- 028 - After specific notification by the department, the right holder
 - shall annually report the amount of water diverted to the
 - department.
- 46A - A well drilled pursuant to this permit must be located at least
 - 500 feet from any existing well. Well spacing closer than 500
 - feet must be approved by the Department of Water Resources.
- 46B - Construction of the well must comply with Idaho well
 - construction standards.

Dates: App. Received: 03/25/1991 Priority Date: 03/25/1991
Proof Due Date: 02/01/1994 Proof Made Date: 12/08/1993
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Comments: Date: 01/25/1996 User-ID: SCURTIS Subject: AMENDED PERMIT
An application for amendment was filed on 11/22/95 to add a point of diversion under this right. Amendments were also filed for Permits 22-07703 and 22-07728.

Audit: 01/25/96 SCURTIS 02/20/96 SCURTIS 02/26/96 SCURTIS

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM
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		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac									
B2207704	T06N R42E S18 GROUNDWATER																																	
	:																																	

NO MATCHES FOR THIS POI IN AJ-POI

~~2207704~~	~~GROUNDWATE :~~													40	03-40	04-40	40	:	40	40	40	40	:	~~320~~
2207705	GROUNDWATE :	40	40	40	40	:	40	40	40	40	:							:					:	320
	NO MAPPING INFO AVAILABLE																							

B2207704	T06N R42E S19	GROUNDWATER																			
	:	40	40	40	40	:	40	01-40	02-40	40	:									:	320

NO MATCHES FOR THIS POI IN AJ-POI

2207388	GROUNDWATE :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
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NO OVERLAPS

AMENDMENT OF PERMIT REVIEW

Review Date 2/20/1996 *Shark*

PERMIT NOS. 22-07703/07704 NAME Schwendiman

TYPE:

A = AMENDED

E = CHANGE N/U

I = CHANGE P/D & P/U

B = CHANGE P/D

F = CHANGE Per/U

J = ADD P/D & CHANGE P/U

C = ADD P/D

G = OTHER

D = CHANGE P/U

H = CHANGE P/D & + P/D

AREA OF CONCERN: ESRP Mor GWMA Trust Non-trust

PROOF OF B/U RECEIVED? Yes/No Due <6 months? Yes/No

GROUNDWATER:

Drilling Permit No. _____;
Drilled _____

Swan Falls Flag 1

Conditions of Approval: 046, 048, 049, 03A, T17, 46A, 46B, 028

Remarks/Comments The point of diversion in the NENE, S19, T6N, R42E was not shown on the advertising for Permit 22-07703, however, it was shown on the map and Item #1 on the amendment application, we will not re-advertise for this.
*Proof of beneficial use for both of these permits was filed in 1993 and although these amendments could have been sought at the time of licensing, regional personnel solicited the amendments and Skip Jones' memo of 1/17/96 explains the reason for doing so.

RECEIVED

MAR 08 1996

Amended Files 22-07703 INTER-DEPARTMENT MEMO

TO: and 22-07704

SUBJECT: Intent

FROM: H.W. JONES

DATE: 1-17-96

The original amendment was to add a well to permit 22-07728 where proof isn't due till 1997. However, this system is a unified one which also covers permits 22-07703 + 22-07704. Even though proof has been filed in 1993 we felt we should add this new well in the NENW of Sect. 19 since we would recommend it as a licensing amendment at the time of a field exam anyway.

☒ For your information

☐ Response required

H.W. Jones
signature

RECEIVED

MAR 08 1996

Applicant Val, Diane, or David Schwendiman Phone 458-4261
Address 9633 E Hwy 33, Newdale Id 83436

Purpose of Amendment: ☐ Change point of diversion ☒ Add point of diversion
☐ Change place of use ☐ Change nature of use ☐ Change period of use ☐ Other

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

T w p	R g e p	S e c	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	42E	20	35	35	35	35	35	35	35	36	35	35	35	35	35	35	35	35	560
6N	42E	3	L1 40															40	80
7N	42E	33	40	40															80
		34	40			40	40	40							40			40	240

4. a. Who owns the property at the point of diversion? Applicants

b. Who owns the land to be irrigated at the place of use? Applicants

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

THE STANDARD JOURNAL
Rexburg, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

I, TERRY T. WEATHERSTON being first duly sworn, depose and say, that I am the printer of THE STANDARD-JOURNAL, a semi-weekly newspaper printed and published semi-weekly at Rexburg, Madison County, Idaho; and I do solemnly swear that the NOTICE OF PURPOSED WATER PERMIT a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for TWO consecutive issues, the first publication having been made on DECEMBER 21, 1995 and the last publication having been made on DECEMBER 28, 1995 .

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy eight consecutive weeks prior to the first publication of the said notice.

Terry T. Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 29TH day of DECEMBER in the year of 1995 , before me, a Notary Public, Personally appeared Terry Weatherston, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Kogn D. Pote

Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: May 21, 1999

NOTICE OF PROPOSED
AMENDING OF WATER PERMIT
NO. 22-07704

Notice is hereby given that Permit No. 22-07704 in the name of Val, Diane, or David Schwendiman, 9633 E. Hwy. 33, Newdale, ID, was issued for the diversion of 7.680.00 cfs of water from a groundwater source with the point(s) of diversion within the NWNW (LOT 4), SEC 1, NWSW, SEC 12, SESE, SEC 14, T06N, R41E; NENE, SEC 19, T42E, Madison County; to be used for the irrigation of 640 acres from April 1 to November 1 within the NESW, NWSW (LOT 3), SWSW (LOT 4, SESW, SE, SEC 18, NE, NENW, NWNW (LOT 1), SWNW (LOT 2), SENW, SEC 19, T06 N, R42 E, B.M.

The permit holder now proposes to amend Permit No. 22-07704, adding a point of diversion in the NENW, SEC 19, T06N, R42E, B.M. MADISON COUNTY.

Any protest to the proposed amending of the permit must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, ID 83402, together with a protest fee of \$25 on or before January 8, 1996. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

Publ. Dec. 21 and 28, 1995J.

MICROFILMED
MAR 08 1996

NOTICE OF PROPOSED AMENDING OF WATER PERMIT
No. 22-07704

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KARL J. DREHER
Director

Published in the Rexburg Standard Journal on December 21 & 28, 1995.

RECEIVED
DEC 28 1995

11-27-95
11-28-95-HWJ

State of Idaho
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

Right Number 22-2204 Applicant Schwendiman

Purpose of Amendment: ☐ Change point of diversion. ☒ Add diversion point(s).

☐ Increase amount. ☐ Change place of use. ☐ Other _____

CHECK:

- ☒ Description of amended point(s) of diversion.
☒ Amount, nature and period of use. If increased, delay date of priority.
NA. ☒ Description of amended places of use. If expanded, delay date of priority.
☒ Ownership of point of diversion and place of use.
☒ Map.
☒ Signature (must be permit holder).
☒ Fee.
NA ☒ Existing water rights from the same source, amended place of use.
☒ Right number(s) _____
☒ Yes ☐ No Should amendment be advertised?
☒ Yes ☐ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
☒ Amendment published correctly.
☐ Protests processed.
☒ Approve.
☐ Deny.

Conditions _____

By HWJ Date 1-17-96

STATE OFFICE PROCESSING:

- ☐ Amendment correct and complete. By _____ Date _____
☐ Approved copy sent to applicant and to Region. By _____ Date _____

Ad 50 12-18-95
Copy 50 12-18-95



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 13, 1995

VAL DIANE OR DAVID SCHWENDIMAN
9633 E HWY 33
NEWDALE ID 83436

RE: Notice of Applications for Amendment of Permit No.'s 22-07728,
22-07704, & 22-07703

Dear Applicant:

The Department of Water Resources acknowledges receipt of your water right application. This office is currently in the process of advertising the applications in the Rexburg Standard Journal on December 21 & 28, 1995. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the applications and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,


Harold W. Jones
Water Right Supervisor

HWJ/rb

RECEIVED

MAR 08 1996

December 14, 1993

VAL SCHWENDIMAN
DIANE SCHWENDIMAN
DAVID SCHWENDIMAN
9633 E HWY 33
NEWDALE ID 83436

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-07704

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

JAN 10 1994

Permit No. 22-07704

Date 12-10-92

TYPES OF USE

Introduction

[illegible]

Correct Uses? YES

Correct Uses? YES

required?

Drilling Permit No. 22-92-E-0

permit yes Correct?

file?

MEASURING DEVICE for

Required?

Yes Installed?

MA Waiver requested?

Proof is flexible

New Address

Proof Made Dec 8 1993

November 30, 1993

VAL SCHWENDIMAN
DIANE SCHWENDIMAN
DAVID SCHWENDIMAN
9633 E HWY 33
NEWDALE ID 83436

PROOF DUE NOTICE

RE: PERMIT NO. 22-07704

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before February 1, 1994. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

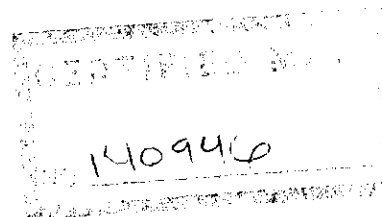
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures



JAN 10 1994

March 6, 1992

VAL SCHWENDIMAN
DIANE SCHWENDIMAN
DAVID SCHWENDIMAN
9633 E HWY 33
NEWDALE ID 83436

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 22-07704

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under Condition No. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:clh

Enclosure

RECEIVED

APR 13 1992

FROM: KEITH C. WILSON - EASTERN

12 DEC 1991

TO: TIM LUKE - WATER ALLOCATIONS

SUBJECT: AMENDMENT TO 22-07704

AS WE DISCUSSED ENCLOSED IS THE ORIGINAL AMENDMENT TO 22-07704,
ADDITIONAL INFORMATION RE: RULE 4,5,3, THAT WAS FAXED 11 DEC 1991,
TO THE STATE OFFICE.

IT IS MY UNDERSTANDING SINCE YOU HAVE THE ORIGINAL APPLICATION
THAT YOU WILL ADVERTISE THIS AMENDMENT.

THANK YOU,



KEITH C. WILSON
SENIOR RESOURCE AGENT

*Rule 4, 5, 3 information appears to be both complete and
Acceptable. Recommendation continued processing.
TJL. 2-3-92*

RECEIVED

APR 13 1992

RULE 4,5,3,1.

1. SOURCE OF WATER IS GROUNDWATER
2. NO WELLS ARE LOCATED WITHIN A 1/2 MILE RADIUS OF THE PROPOSED POINT OF DIVERSION FOR THIS PERMIT.
3. SYSTEM WILL USE LOW PRESSURE CENTER PIVOTS WITH HANDLINES IN THE CORNERS.

UTILIZING LOW PRESSURE SYSTEMS & SPRINKLERS SHOULD REDUCE ANY POTENTIAL EFFECT OF ANY OTHER WELLS THAT ARE GREATER THAN 1/2 MILE AWAY. LOW PRESSURE PIVOTS AND UTILIZATION OF THE DAMMER-DIKER WILL PROMOTE WATER CONSERVATION.

RULE 4,5,3,2.

1. APPLICATION IS FOR A DIVERSION RATE OF 0.6 MINERS INCHES PER ACRE.

FOUR LOW PRESSURE CENTER PIVOTS DEMAND ABOUT 850 GPM PER PIVOT, THE MAXIMUM DEMAND SHOULD BE AROUND 3400 GPM (7.58 CFS) [LESS THAN THE 0.6 MINERS INCHES.]

FARMING PRACTICES USUALLY INCLUDE CROP ROTATION BETWEEN GRAIN AND POTATOES (2 PIVOTS - GRAIN & 2 PIVOTS - POTATOES). USUALLY THE IRRIGATION OF THE GROUND WOULD REQUIRE TWO OF THE PIVOTS TO BE ON FOR 61 DAYS (APR 1 - JUN 1), THEN ALL 4 PIVOTS ON FOR 61 DAYS (JUN 1 - AUG 1), THEN THE LAST TWO PIVOTS ON FOR THE REMAINDER OF THE SEASON (93 DAYS I.E. AUG 1 TO NOV 1) [NOTE: DATES ARE AVERAGE NOT THE LAW]

ANNUAL CONSUMPTIVE VOLUME FOR ALFALFA = 13.5 AC-IN = 1.125 AF/AC
ANNUAL CONSUMPTIVE VOLUME FOR GRAIN = 10.0 AC-IN = 0.833 AF/AC

320 AC GRAIN @ 0.833 AF/AC = 266.7 AFA
320 AC POTATOES @ 1.125 AF/AC = 360 AFA

IRRIGATION REQUIREMENTS @ FIELD HEADGATE = 640 AC @ 3.5 AF/AC = 2240 AFA

DIVERSION RATE VOLUME = (7.68 CFS)(1.9835)(214 DAYS) = 3259.9 AFA
(PERMIT)

ANTICIPATED VOLUME: $V = 458 \text{ AF} + 917 \text{ AF} + 699.1 \text{ AF} = 2074.2 \text{ AFA}$

TWO PIVOTS @ 850 GPM/PIVOT (1.89 CFS) FOR 61 DAYS
 $V = 2(1.89 \text{ CFS})(1.9835)(61) = 458 \text{ AF}$
FOUR PIVOTS @ 850 GPM/PIVOT (1.89 CFS) FOR 61 DAYS
 $V = (7.58 \text{ CFS})(1.9835)(61) = 917.1 \text{ AF}$
TWO PIVOTS @ 850 GPM/PIVOT (1.89 CFS) FOR 93 DAYS
 $V = 2(1.89 \text{ CFS})(1.9835)(93) = 699.1 \text{ AF}$

ANTICIPATED VOLUME (2074.2 AFA) < (2240 AFA) IRR.REQUIREMENTS @ HEADGATE

2. SEE ATTACHED WELL LOGS FOR WELLS WITHIN THE AREA (DISTANCE > 1/2 MILE)

RULE 4,5,3,3 -

1. I AM THE OWNER OF THE DESCRIBED PROPERTY.
2. N/A

RULE 4,5,3,4 - SEE ATTACHED INFORMATION RELATIVE TO FINANCIAL RESOURCES.

RULE 4,5,3,5 -

1. THIS PROJECT IS NOT WITHIN ANY IRRIGATION DISTRICT, CANAL CO., TRIBAL RESERVATION, OR ANY OTHER GOVERNMENTALLY CONTROLLED AREA. IT IS ALSO LOCATED OUTSIDE OF THE TRUST WATER AREA. AS FAR AS PUBLIC INTEREST THIS WILL CONTRIBUTE TO THE LOCAL ECONOMY.

APR 18 1992


VAL SCHWENDIMAN

22-07704

RULE 4,5,3,4 - FINANCIAL RESOURCES -

11 DECEMBER 1991, I REQUESTED, FROM DAVID PINCOCK OF WEST ONE BANK OF REXBURG, IDAHO, A LETTER OF FINANCIAL RESOURCES.

THIS LETTER IS TO BE FAXED (ON 12/11/1991) FROM THE WEST ONE BANK IN REXBURG TO THE IDAHO DEPARTMENT OF WATER RESOURCES, BOISE OFFICE, (FAX # 327-7866), ATTENTION: TIM LUKE.

11 Dec. 1991

DATE

Val Schwendiman
VAL SCHWENDIMAN

APR 18

West One Bank, Idaho, N.A.
Post Office Box 125
Rexburg, Idaho 83440
208 356-3641

December 11, 1991

WEST ONE
BANK

Department of Water Resources
FAX 327-7866

Attention: Tim Luke

RE: Val and Diane Schwendiman
Application #22-7704

Dear Tim,

At the request of our customers, Val and Diane Schwendiman, we are pleased to inform you that they are excellent customers of our office and that they have the financial capacity to complete a well and improvement per the above application.

Val is an excellent customer, and we would be pleased to provide any financing they may require.

Sincerely,



David L. Pincock
Loan Officer

DLP/ke

RECEIVED

APR 19 1992

January 7, 1992

The Rexburg Standard-Journal
Box 10
Rexburg, ID 83440

Dear Legal Department:

Enclosed you will a legal notice which we wish to have published on 1/16/1992 & 1/23/1992 (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before FEBRUARY 3, 1992.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Enclosure

RECEIVED

APR 13 1992

NOTICE OF AMENDED APPLICATION FOR PERMIT

WATER RIGHT NO. 22-07704

SCHWENDIMAN, VAL
SCHWENDIMAN, DIANE
SCHWENDIMAN, DAVID
9633 E HWY 33
NEWDALE, ID 83436

Source: GROUNDWATER

Diversion Pt: LOT 4 (NWNW) Sec 1 T 06N R 41E in MADISON County.
NWSW Sec 12 T 06N R 41E in MADISON County.
SESE Sec 14 T 06N R 41E in MADISON County.
NENE Sec 19 T 06N R 42E in MADISON County.

Use: IRRIGATION (7.680 CFS)
Total Diversion: (7.680 CFS)

Date Filed: 3/25/1991

In: MADISON County						
T06N R42E S18	NESW	Lot 3(NWSW)	Lot 4(SWSW)	SESW		
	NESE	NWSE	SWSE	SESE		
S19	NENE	NWNE	SWNE	SENE		
	NENW	Lot 1(NWNW)	Lot 2(SWNW)	SENW		

640.0 ACRES TOTAL

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before FEBRUARY 3, 1992.

R. KEITH HIGGINSON, Director

Published: 1/16/1992 & 1/23/1992

APR 13 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

November 14, 1991

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Val, David or Diane Schwendiman
9633 E. Hwy. 33
Newdale, ID 83436

RE: Application no. 22-7704/Rule 4,5,3. Information

Dear Applicants:

Our regional office recently forwarded the above application along with application no. 22-7703 to this office for final review and processing. As you know, the regional office earlier this year requested that you submit information to satisfy the requirements of Water Appropriation Rule 4,5,3. Our regional staff later recommended that the information requirements be waived for both filings.

I have agreed to the region's recommendation about waiving the rule requirements for application no. 22-7703. However, I do not agree that the requirements should be waived for application no. 22-7704. I do not believe that this latter filing is exempt from the requirements merely because the proposed diversion system is already in place. While I understand that the application proposes utilization of an existing system, it nonetheless proposes new irrigation development on 640 acres. Water Appropriation Rule 4,5,3. clearly states that the information must be submitted for all filings which propose irrigation of more than 200 acres and/or diversion of more than 5.0 cfs. We will only consider waiving the information requirement if there is evidence that the land under application 22-7704 has already been irrigated for an extensive period of time.

Enclosed with this letter is a copy of the information requirements under rule 4,5,3. Enclosed also is a guideline to assist you with submittal of the information. Please submit the additional information within the next 60 days, or no later than January 17, 1991. Please contact me directly at 327-7864 if you have questions concerning this matter.

Sincerely,

Tim Luke

Tim Luke

Sr. Water Resource Spec.

APPLICATION FOR PERMIT REVIEW

Application #: 22-7704
Date: 11-14-91

Reviewer: Pam Skaggs *PS*

Existing:

☒ No - 26A-P17
Complete in 1 year - P16

Yes

Proof not submitted - P16
Proof submitted - N/A

Groundwater:

☒ GT. 0.2 cfs - 01G-P03, 01C-P03 (existing well)
LT. 0.2 cfs - N/A

Drilling Permit:

Approved w/permit - P99
☒ Not included - 046-P23 (All GW, even existing wells)

Location:

☒ Water Districts - WD No. 01
Surface water - 005, 005-01H-P01 (LT.2 w/pump)
005-01J-P08 (GT.2)

☒ Groundwater *splitting* - P05

Irrigation Districts - 023

Canal Co. Areas - 023

Drainage Districts - 024

☒ Boise Front (63) - 058 (Groundwater)

☒ Swan Falls Flag - 1 (1, Blank or Other)

Trust - 051-052-053-P74 (Consumptive Uses)

☒ Non Trust - 048-049

River Basins:

(Surface Water) Water District Control Condition &....

Boise (63) - 05A & 11E

Payette (65) - 047-P04, 059-P71

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

Use:

Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)

Power - Use Power Review

Mining - 06A, 010, or 09E-P10 & 054(req.)

Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)

Rec. & Aesthetic - 027(Non-Consumptive)

Domestic - 021(restricted areas)

Ownership:

Non land owner - 004

Protested:

Agreement - 020

☒ Beneficial Use Due Date: - 02-01-1994
11-01-1993

Other Conditions Recommended Rule 4.5.3 Info. OK per T. Luke memo 12-12-91

Dist. for staffing 4/1/91

submitted for adv. 4-5-91

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

22 7704

INITIAL REVIEW BY HWS DATE 4-2-91 APPLICATION NUMBER 22 7704
KAL, OR DIANE, OR DAVID SCHINDLERMAN

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
☐ Overlapping point of diversion
☐ Yes ☒ No Field check required
Field check by _____
☐ Yes ☒ No Field report attached
☐ Yes ☐ No Critical groundwater area
☐ Yes ☐ No Groundwater management area
☐ Yes ☐ No Send dam safety information
☐ Yes ☐ No Send power requirement letter
☐ Yes ☐ No Send fish farm requirement letter
☐ Yes ☐ No Power residency affidavit
☐ Yes ☐ No Power efficiency form
☐ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
☐ Yes ☐ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
☐ See reverse side for additional information

RECEIVED
NOV 8 1991

Department of Water Resources

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Wave #1 Rule 4, 5, 3

Date Requested _____

PROCESSING

☒ Yes ☐ No In form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

END COPIES TO

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 5-6-91
☒ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☒ Yes ☐ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. _____
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

Date of priority recommended 3-25-1991 ☐ See below for additional information
By HWJ Date 11-1-91

STATE OFFICE REVIEW

By _____ ☐ See below for additional information
Date _____

ADDITIONAL INFORMATION

Conditioning OIG

LOCAL PUBLIC INTEREST

Comments received from:

- | | | |
|---------------------------------------|---|--|
| ☐ City | ☐ Idaho Fish & Game | ☐ Irrigation District |
| ☐ County | ☐ Idaho Health & Welfare | ☐ Canal Company |
| ☐ Reservations | Division of Environment | ☐ Other _____ |

Project impacts/implications report

COMMENTS

SD-37	Township: 06N	Range: 41E	Section: 24	Tract:	Lot:		
S	L R	STATE	O S	Max #	Records 10		
E	O D Water	Name	W T	Priority	Total		
L Tract	T V Right No.	Last, First	N G	Date	Source		
					Diversion		
—	SENW	22-02271D	ROBINSON, WALL	O L	04/25/1966	GROUNDWATER	0.380
—			KLINGLER, GRAN	C			
—	SENW	22-07052A	HOWARD & ROBIN	O L	11/26/1971	GROUNDWATER	3.200
—			KLINGER, GRANT	C			
—	SENW	22-07167A	HOWARD & ROBIN	C L	10/29/1975	GROUNDWATER	5.380
—	SENW	22-07439	SCHWENDIMAN, V	C P	05/17/1983	GROUNDWATER	3.720
—			KLINGER BROTHE	O			
—			POCOCK, RALPH	C			
—	SENW	22-07704	SCHWENDIMAN, V	C A	03/25/1991	GROUNDWATER	7.680
—			SCHWENDIMAN, D	C			
—			SCHWENDIMAN, D	C			
—	SESW	22-02271D	ROBINSON, WALL	O L	04/25/1966	GROUNDWATER	0.380
—			KLINGLER, GRAN	C			
—	SESW	22-07052A	HOWARD & ROBIN	O L	11/26/1971	GROUNDWATER	3.200
—			KLINGER, GRANT	C			
—	SESW	22-07167A	HOWARD & ROBIN	C L	10/29/1975	GROUNDWATER	5.380

(Enter=Continue)

(GOLD 7=This Query)

(Menu _____)

The licenses listed above + Transf 2728

Show that all the wells have been in
place for some time + I recommend
waiving Rule 45.3 data requirement

HWS

11-1-91

RECEIVED
APR 13 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

MAY 6, 1991

VAL SCHWENDIMAN
9633 HWY 33
NEWDALE, ID 83436

DEAR MR. SCHWENDIMAN:

WE ARE CURRENTLY PROCESSING YOUR APPLICATION 22-07704 FOR A WATER RIGHT. FOR ANY APPLICATION OR PERMIT WHICH EXCEEDS 200 ACRES OR 5.00 CFS THE INFORMATION ON THE ATTACHED SHEETS ARE REQUIRED BEFORE ANY FURTHER PROCESSING CAN TAKE PLACE. PLEASE TRY TO ANSWER THE HIGHLIGHTED QUESTIONS TO THE BEST OF YOUR ABILITY. IF YOU NEED ADDITIONAL CLARIFICATION PLEASE GIVE ME A CALL AT 525-7161. IF YOU ARE NO LONGER INTERESTED IN DEVELOPING THIS PERMIT PLEASE ADVISE ME.

I WILL NEED YOU TO RESPOND WITHIN 30 DAYS WITH THE INFORMATION REQUESTED.

SINCERELY,

HAROLD W. JONES
WATER RESOURCE SUPERVISOR

RECEIVED

APR 13 1992

22-07704

SCHWENDIMAN, VAL
SCHWENDIMAN, DIANE
SCHWENDIMAN, DAVID
9633 E. HWY 33
NEWDALE, ID 83436

Source: GROUNDWATER

Diversion Pt: LOT 4 (NWNW) Sec 1 T 06N R 41E
NWSW Sec 12 T 06N R 41E
SESE Sec 14 T 06N R 41E
SENW Sec 24 T 06N R 41E
SESW Sec 24 T 06N R 41E

Use: IRRIGATION (7.680 CFS)
Total Diversion: (7.680 CFS)

Date Filed: 3/25/ 1991

In: T06N R42E S18	NESW	Lot 3	(NWSW)	Lot 4	(SWSW)	SESW
	NESE		NWSE		SWSE	SESE
S19	NENE		NWNE		SWNE	SENE
	NENW	Lot 1	(NWNW)	Lot 2	(SWNW)	SENW

640.0 ACRES TOTAL

MISSOURI

APR 19 1992

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before MAY 6, 1991.

R. Keith Higginson, Director

Published 4/18/1991 & 4/25/1991

APR 18 1992