

Name of Applicant

Thomas Freeman

2738
B/C

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SEC.

Swan Lake
Marsh

Headgate

Ditch

Ditch

Beet River

RECEIVED
JUN 5 1912
OFFICE OF STATE ENGINEER

SCALE: 2 INCHES=1 MILE. DRAW PLAN IN INK.

Printed and for sale by the Statesman Shop, Boise, Idaho.

Township No 9 South Range No 42 East B.M.

Township No 9 South Range No 42 East B.M.

The point of diversion
is in error as stated,
SE corner SW $\frac{1}{4}$, Sec 30,
T. 9 South R. 44 East. the
correct point is SE corner
SW $\frac{1}{4}$ Sec 30, T 9 south,
R. 43 East.

H. F.

 Bannock County. *
 Swan Lake. *
 5.8 cu. ft. per sec. *
 Irrigation and domestic. *
 Priority 7-24-11. *

S T A T E O F I D A H O .

Water License No. 7739.

WHEREAS, On the 24th day of July, A. D. 1911, THOMAS FREEMAN, of Soda Springs, County of Bannock, State of Idaho, duly made application (No. 11076) to me for a permit to use 6.4 cubic feet per second of the waters of SWAN LAKE, County of Bannock, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 30th day of September, A. D. 1911, Permit No. 7739 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 30th day of March, A. D. 1912, and for the application to beneficial use of said water on or before the 30th day of March, A. D. 1912, and,

WHEREAS, On the 27th day of January, A. D. 1912, THOMAS FREEMAN, the holder of said permit duly made proof of the completion of adequate works for the diversion of 6.4 cubic feet per second of said waters, as evidenced by my Certificate No. 7739, dated June 6th, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 6.4 cubic feet per second of water, with date of priority of July 24th, 1911, and

WHEREAS, On the 27th day of January, A. D. 1912, THOMAS FREEMAN, the holder of said permit duly made proof of the application to beneficial use of 5.8 cubic feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to THOMAS FREEMAN, of Soda Springs County of Bannock, State of Idaho, the holder and owner of said Permit No. 7739, a perpetual right, dating from July 24th, 1911, to the use of 5.8 cubic feet per second of the waters of SWAN LAKE, in the County of Bannock, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point 825 feet North and 250 feet East from the Southeast Corner of the Southwest quarter (SW $\frac{1}{4}$), Section 30, Township 9 South, Range 43 East of the Boise Meridian, and conducted to and upon 290 acres, divided as follows: (20 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, 40 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, 30 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, and 40 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Tp. 9 S., Range 42, East of the Boise Meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 6th day of June, A. D. Nineteen hundred and twelve.

A. E. Robinson,

(SEAL)

State Engineer.

11-2170

27-2021

JONES EUREKA LEAF PAT FEB. 7, 1904.
 HALL LITHO. CO. TOPEKA, KANS. 12299

27-2021

No. 11076.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of Applicant: Thomas Freeman.

Postoffice address: Soda Springs.

County: Bannock State: Idaho.

2. The quantity of water claimed is $6 \frac{2}{5}$ th cubic feet per second.

3. Source of water supply: Swan Lake (See Remarks Nos. 3).

4. Location of point of diversion: 825 ft. N. and 250 ft. E. from SE corner SW $\frac{1}{4}$ Sec. 30, T. 9 S. R. 44 E. B. M.

5. To be used for: Irrigation & Domestic use.

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 320 acres.

(b) In the following legal subdivisions: E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25, W $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 26 and E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 26 Tp. 9 S. R. 43 E. B. M.

6. Estimated cost of works: \$500.00

7. Description of works for diversion:

I. Kind of works: Ditch.

II. Dimensions of works:

(c) Size of headgate: Width 3 feet, height $2 \frac{1}{2}$ feet.(d) Conduit Ditch, width at bottom 4 feet, width at water line 4 feet, depth of water 1 foot. Average grade per mile is 7 feet. Length of conduit is $2 \frac{1}{2}$ miles and it crosses the following quarter sections: S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 30 Tp. 9 S. R. 44 E. B. M. SE $\frac{1}{4}$ S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 25 and SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26 T. 9 S. R. 43 E. B. M.

8. The time required for the completion of the construction of such work is 1st. October 1911.

9. Time required for the complete application of the water to the proposed use is 1st October, 1911.

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

Thomas Freeman,

Applicant.

By.....Daniel H. Rowley.....Agent.

Remarks: (No. 1) Ditch follows natural slope of foothill (160 Rods) thro' S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 30 T. 9 S. R. 44 E. B. M.

Remarks No. 2) Ditch taken thro' land belonging to U. S. Government.

Remarks No. 3) Swan Lake is about 2 acres in area, and is situated upon land in U. S. Government ownership.

APPROVAL OF STATE ENGINEER.

The number of this permit is 7739.

Date of first receipt at office of State Engineer: 9.00 a.m. July 24, 1911.

Returned to applicant for correction: July 24, 1911.

Corrected application received: September 21, 1911.

Recorded in Book 24 Page 7739 Approved September 30, 1911.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho and hereby approve the same, subject to the following limitations and conditions:

Work to begin on or before November 29, 1911, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before December 30, 1911.

The whole of said work to be completed on or before March 30, 1912.

Beneficial use of water appropriated in accordance herewith, to be made on or before March 30, 1912.

Witness my hand this thirtieth day of September, 1911.

A. E. Robinson,

State Engineer.

STATE OF UTAH,)
 (ss.
 County of Salt Lake.)

Thomas Freeman being first duly sworn, upon his oath deposes and says:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 7739.

That he intends to change the point of diversion, as described in said permit, to the following described point:

825' N. and 250' E. from the Southeast Corner of Southwest quarter, Sec. 30, Township 9 South, Range 43 East Boise Meridian.

That such change will be made for the following reasons, to-wit:
 For the reason that the point of diversion in the original permit was located in Range 44 East, when in truth and in fact it is located in Range 43 East. That the proper description of said point of diversion is as above set forth.

That no one will be injured by such change and that deponent will make such change at his own risk.

And further deponent saith not.

Thomas Freeman.

Subscribed and sworn to before me this 19 day of February, 1912.

(SEAL)

Barnard J. Stewart
 Notary Public.

My commission expires _____

Received and filed for record in the
 office of the State Engineer at Boise,
 Idaho, at 9:00 A.M., February 29th, 1912.

A. E. Robinson.

State Engineer.

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 7739

Comes now Thomas Freeman, and represents to the State Engineer of the State of Idaho, That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 7739, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

East half of Southeast quarter & Southwest quarter of Southeast quarter, southeast quarter of Southwest quarter Section 25; the east half of southeast quarter and southwest quarter of southeast quarter Section 26; the northeast quarter of northeast quarter of Section 35; Township 9 So. Range 42 East, Boise Meridian, making a total of 320 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Salt Lake City, this 19th day of February, 1912.

Thomas Freeman

Date of receipt at office of State Engineer 9.00 a.m. Feb. 28, 1912.

APPROVAL OF STATE ENGINEER.

I, A. E. Robinson, State Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 7739. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Witness my hand this 5th day of Mar. 1912.

A. E. Robinson,
State Engineer

Notice of Proof of Completion of Works and of Water to Beneficial Use received December 18, 1911, fixing January 27th, 1911, as date, and Soda Springs, as place of proof.
 Deposition blanks mailed December 20th, 1911, to Herbert Horsley, N.P.
 Publication Notice mailed December 20th, 1911, to the Herald, at Pocatello.
 Depositions, affidavit of publication and fees received February 1st, 1912.
 C. B. Wilson authorized May 8th, 1912, to make the required examination.
 Report received June 5th, 1912.
 Certificate and License issued June 6th, 1912.
 License issued for 5.8 second-feet.

Permit No. 7739.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that THOMAS FREEMAN, of Soda Springs, County of Bannock, and State of Idaho, the holder of Permit No. 7739, issued upon Application No. 11076, bearing date of priority of July 24th, 1911, authorizing the diversion of 6.4 second feet of the waters of SWAN LAKE, County of Bannock, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 6.4 second-feet of the waters of SWAN LAKE, that the point of diversion of said waters is at a point 825 feet North and 250 feet East from the Southeast Corner of the Southwest quarter (SW $\frac{1}{4}$), Section 30, Township 9 South, Range 43, East of the Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: East half of the Southeast quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Southeast quarter of the Southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Section 25, East half of the Southeast quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 26, Northeast quarter of the Northeast quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$), Section 35, Township 9 South, Range 42, East of the Boise Meridian.

Witness my hand this 6th day of June, A.D. 1912.

A. E. Robinson.

State Engineer.

License issued for ^{5.8} second feet

Page 1060

WRR100
11-2170

VERIFIED KAW

1-17-86

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
14-JAN-1986 00:04:41

01 WATER RIGHT NUMBER - 11-2170 ✓ 02 OLD (D) NUMBER - 7739

03001 - FREEMAN LAST NAME

04001 - THOMAS FIRST NAME
05001 - C ORIG. OWNER

06 ADD LINE 1 -

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - SODA SPRINGS

10 STATE - ID

11 ZIP - 83276 ~~0000~~

12 STAGE - L LICENSE

13 STATUS -

SOURCE
14001 - SWAN LAKE

15001 - TRIBUTARY OF

16 DIVERSION MEANS -

17 COUNTY - 29 CARIBOU

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - 5.800

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT - 11 ✓

TRACT	SEC	TWN	RNG	LOT	RFLG	STREAM	INDEX	FIELDS
22001 - SWSE ✓	23001 - 30 ✓	24001 - 09S ✓	25001 - 43E ✓	26001 - ✓	27001 - ✓			
			28001 - 0	0.0	0.0	0.0	0.0	0.0

29 NON-IRRIGATION USE -

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION ✓	31001 - 09S ✓	32001 - 42E ✓	33001 - 35 ✓	34001 - NENE ✓	35001 - 40 ✓	36001 -
30002 - 01 IRRIGATION ✓	31002 - 09S ✓	32002 - 42E ✓	33002 - 23 ✓	34002 - NESE ✓	35002 - 20 ✓	36002 -
30003 - 01 IRRIGATION ✓	31003 - 09S ✓	32003 - 42E ✓	33003 - 25 ✓	34003 - SESE ✓	35003 - 40 ✓	36003 -
30004 - 01 IRRIGATION ✓	31004 - 09S ✓	32004 - 42E ✓	33004 - 25 ✓	34004 - SWSE ✓	35004 - 40 ✓	36004 -
30005 - 01 IRRIGATION ✓	31005 - 09S ✓	32005 - 42E ✓	33005 - 25 ✓	34005 - SESW ✓	35005 - 40 ✓	36005 -
30006 - 01 IRRIGATION ✓	31006 - 09S ✓	32006 - 42E ✓	33006 - 26 ✓	34006 - NESE ✓	35006 - 40 ✓	36006 -
30007 - 01 IRRIGATION ✓	31007 - 09S ✓	32007 - 42E ✓	33007 - 26 ✓	34007 - SESE ✓	35007 - 40 ✓	36007 -
30008 - 01 IRRIGATION ✓	31008 - 09S ✓	32008 - 42E ✓	33008 - 26 ✓	34008 - SWSE ✓	35008 - 30 ✓	36008 -

TOTAL ACRES: 290 ✓

PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME
37001 -	38001 -	39001 - 01 IRRIGATION	40001 - 5.800	41001 - 0.00
37002 -	38002 -	39002 - 43 DOMESTIC	40002 - 0.000	41002 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS

44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

WRR100
11-2170

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
14-JAN-1986 00:04:41

----- D A T E S -----		----- D A T E S -----		----- F L A G S -----	
47	PRIORITY - 24-JUL-1911	55	LICENSE - 6-JUN-1912	63	TRANSFER/AMENDED -
48	PROOF DUE -	56	APPL RECEIVED -	64	OLE/CAREY ACT -
49	PROOF MADE -	57	FIELD EXAM MADE -	65	FLAG_1 -
50	APPROVE/DENIED -	58	DECREE -	66	FLAG_2 -
51	PROTESTED -	59	START WORK -	67	FLAG_3 -
52	HEARING -	60	ORDER SHOW CAUSE -		
53	VERIFIED -	61	DATE_1 -		
54	LAST UPDATE - 13-JAN-1986	62	DATE_2 -		

WATER RIGHT
DATA ENTRY LOG[illegible]

INTER-DEPARTMENT MEMO — 1

DATE 7/31/75

FROM Martie Brown

TO Colleen Wray, Eastern District

SUBJECT File No. Changes

Re files 27-2021 & 27-2016, these were assigned the wrong basin numbers originally. They are now changed as follows:

#27-2016.....Now #11-2169
#27-2021..... " #11-2170

Please change your records accordingly.

Thanks.

Martie

SIGNATURE

REPORT OF ENGINEER

Copy 2

1. State name of applicant and number of permit: Thomas Freeman - 7739
2. State source of water supply: Swan Lake
3. Location of point of diversion: 825 ft. N. and 250 ft. E. from SE Cor. of the SW $\frac{1}{4}$, Sec. 30, Tp. 9 S., Range 44, East of the Boise Meridian. See Remarks No. 1.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Yes
5. Describe works as they exist, giving dimensions of same as follows:
- (a) Width of conduit at bottom: 4 feet
 - (b) Width at water line: 4 feet
 - (c) Depth of water: 1 foot
 - (d) Grade per mile: 7 feet $\frac{2}{5}$
 - (e) Capacity of ditch: 6 $\frac{2}{5}$ second feet.
6. State whether or not water has been turned into works of diversion and if so, to what extent: Yes To the full extent.

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, E $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 26, Township 9 South, Range 43, East of the Boise Meridian. See Remarks No. 2.

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 20 acres } NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres }
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres } Sec. 25 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres } Sec. 26 T. 9. S. R. 42 E. B.M.
 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres } SW $\frac{1}{4}$ SE $\frac{1}{4}$ 30 acres }
 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 40 acres } NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres } Sec. 35 T. 9 S. R. 42 E. B.M.

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks (No. 1) Range No. 43 E. B.M. as per Amended Permit.

(No. 2) E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35 T. 9 S. R. 42 E. B.M. as per amended Permit.

RECEIVED

JUN 6 - 1914

OFFICE OF STATE ENGINEER

Charles B. Wilson.

STATE OF IDAHO,

County of Bannock } ss.Charles B. Wilson

, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 28th day of May 1914

My Commission Expires Oct. 20th 1914

Herbert Kersley

Notary Public.

7739

B/2

Thomas Stearns

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SEC-

SEC-37

SEC. 36

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SECRET

SEC-

SEC.-

543

OFFICE OF STATE ENGINEER

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RECEIVED

SWAN Lake Marsh

10

2372

51

8227

26/5

Township No 9 South Range No 12 East B M

(Faint handwritten text at bottom)

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