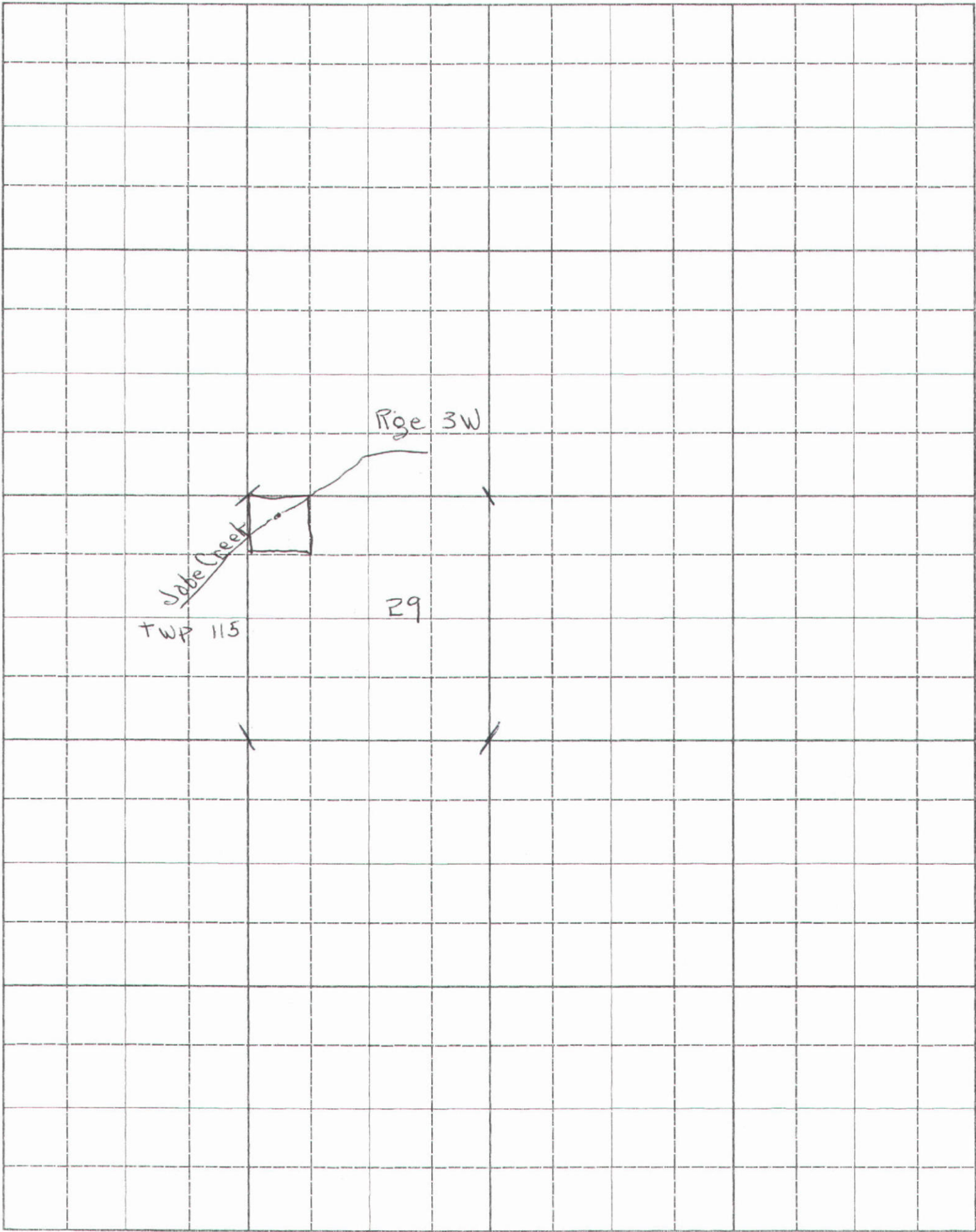


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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.

MICROFILMED

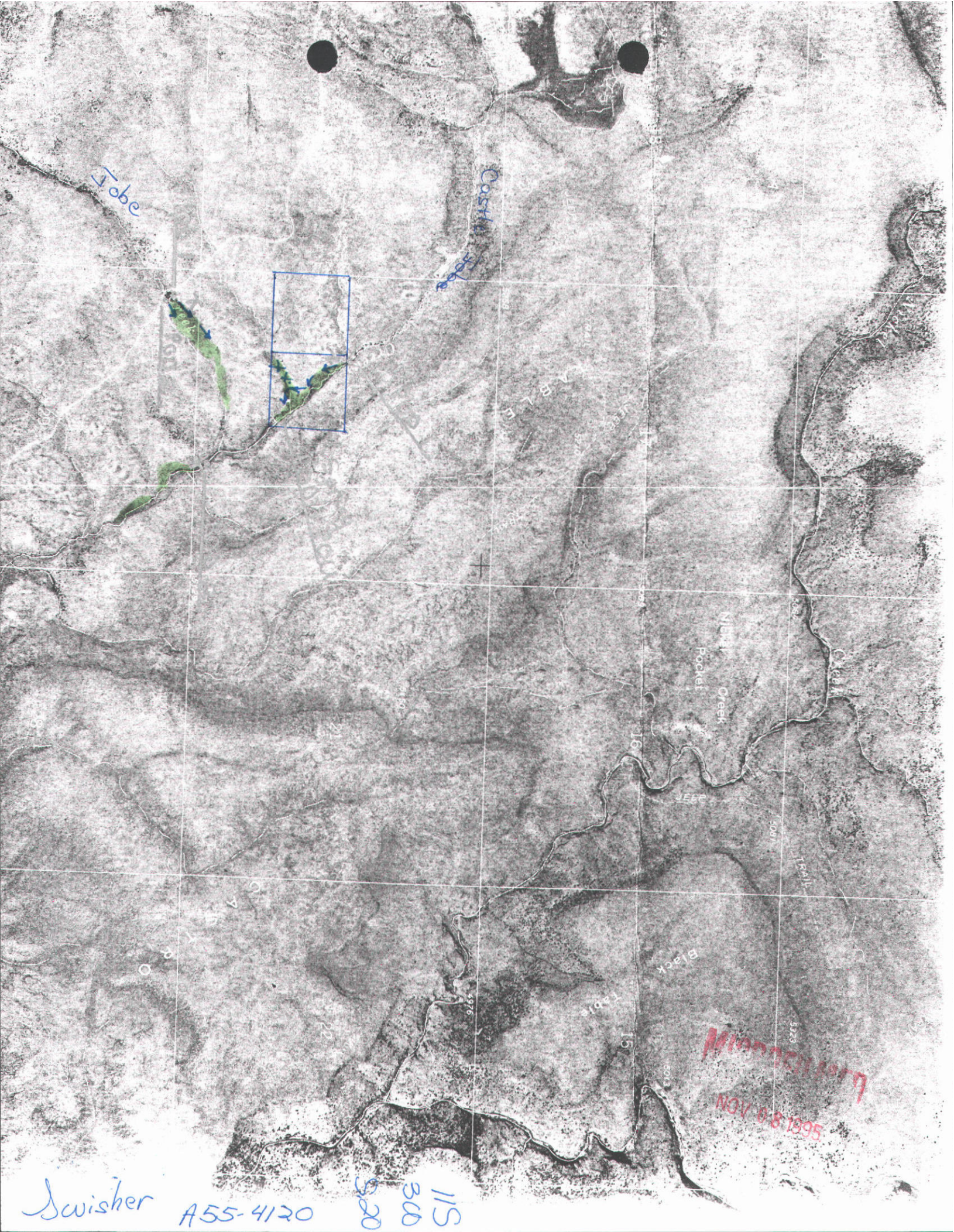
Barbara E. Swisher

(Applicant)

Personal Representative of the estate of

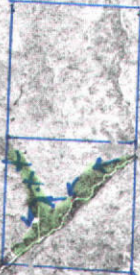
Dennis Swisher

MICROFILMED



Tobe

Castle Tobe



Cable

Nickel Creek Pocket

Black

Minnich

NOV 08 1995

Swisher

A55-4120

115
300
80



7-16-93 L.R.W.

Diversion no's. 1 & 2
on Jobe cr.



7-16-93 L.R.W.

NOV 06 1997
7-16-93 L.R.W.



7-16-93 LKW

Ditch from diversion no. 2.

MISSOURI
NOV 08 1995



7-16-93 LRW

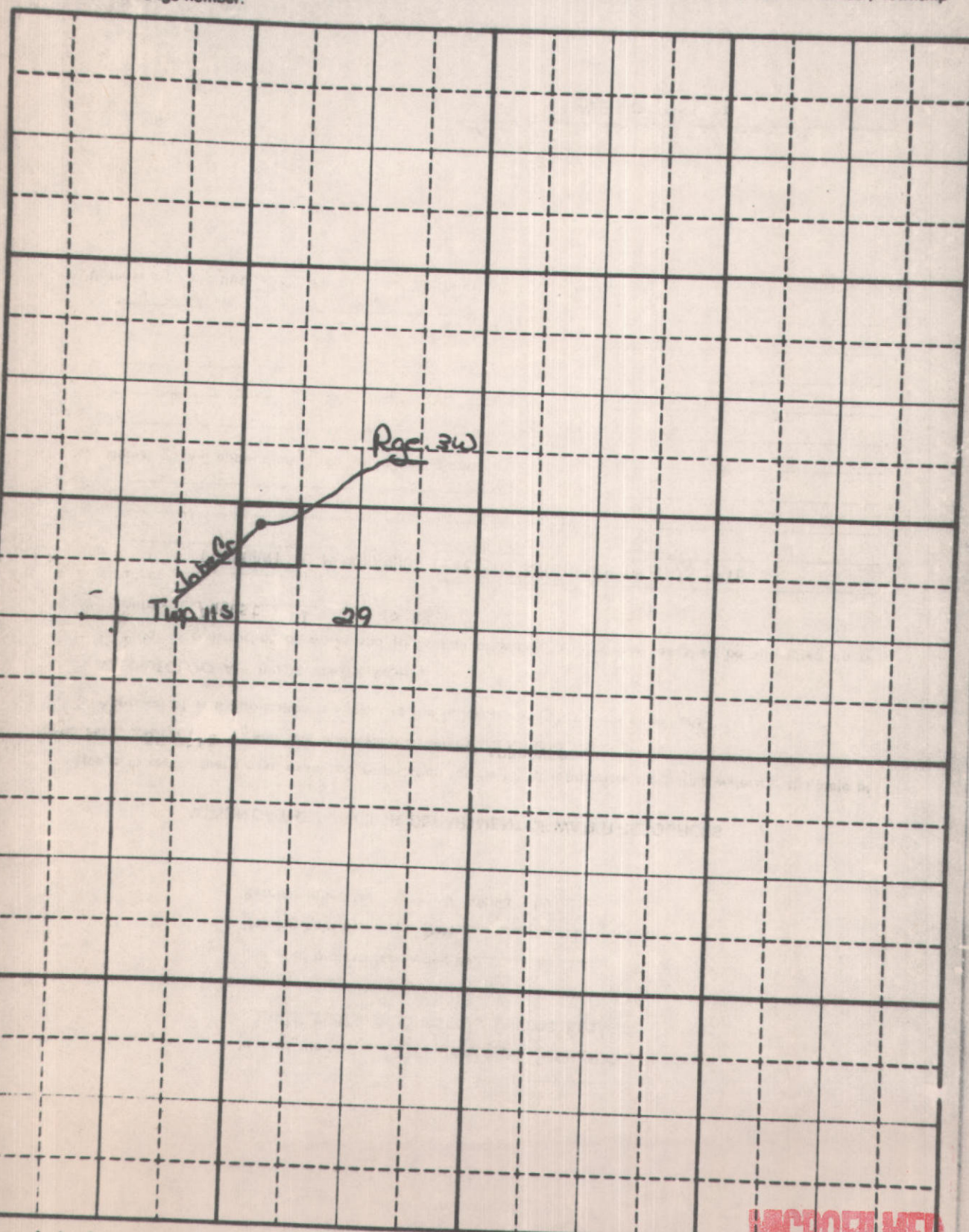
Place of use, sections 20 + 29, S $\frac{1}{2}$ SW $\frac{1}{4}$ + N $\frac{1}{2}$ NW $\frac{1}{4}$,



7-16-93 LRW

NOV 08 1993

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

MICROFILMED

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.

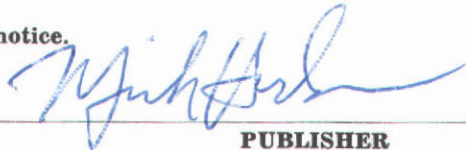
PROOF OF PUBLICATION

STATE OF IDAHO, County of Owyhee, s.s.

I, MICK HODGES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by MICK HODGES, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

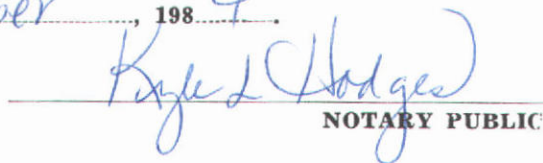
That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 14 day of November, 1984, and the last publication being on the 21 day of November, 1984;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy - eight consecutive weeks prior to the first publication of the attached notice.


PUBLISHER

Subscribed and sworn to before me this 21 day of

November, 1984.


NOTARY PUBLIC

My commission expires 3-86

(SEAL)

55 RECEIVED

NOV 23 1984

Department of Water Resources
Western Regional Office

NOTICE OF APPLICATION FOR WATER RIGHT

The following applications have been filed to appropriate the public waters of the State of Idaho:

55-7359

DENNIS SWISHER EST.
C/O DARLENE E. SWISHER,
REP., P.O. BOX 275, JORDAN
VALLEY, OR 97910

Source: JOBE CREEK trib. to
CASTLE CREEK

Date Filed: 09/26/1984

Diversion Pt: NWNW Sec 29 T 11S
R 03W

Use: IRRIGATION (0.24 CFS)

In: NWNW Sec 29 T 11S R 03W
FOR 12 ACRES

55-7360

DENNIS SWISHER EST.
C/O DARLENE E. SWISHER,
REP., P.O. BOX 275, JORDAN
VALLEY, OR 97910

Source: CASTLE CREEK trib to
DEEP CREEK

Date Filed: 09/26/1984

Diversion Pt: SWSE NESW Sec 20
T 11S R 03W NWSW Sec 28 T 11S
R 03W

Use: IRRIGATION (0.42 CFS)

In: NESW SWSE Sec 20 T 11S R
03W NWSW Sec 28 T 11S R 03W
FOR 21 ACRES

57-7441

MC ELHANON, CLIFFORD
4414 CLINTON ST., BOISE, ID
83706

Source: CASTLE CREEK trib to
SNAKE RIVER

Date Filed: 11/02/1984

Diversion Pt: NWSW Sec 14 T 06S
R 01W

Use: MINING (1.00 CFS)

In: NWSW Sec 14 T 06S R 01W

The permits will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of

Water Resources, Western Region,
Statehouse, Boise, Idaho 83720 on
or before DECEMBER 3, 1984.

KEN DUNN, Director

Published in the Owyhee Nugget,
Marsing and Homedale, Owyhee
County, Idaho 11/14 & 11/21/
1984.

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 55-07359

Priority: September 26, 1984 Maximum Diversion Rate: 0.24 CFS
Maximum Diversion Volume: 42.0 AF

This is to certify, that ESTATE OF DENNIS SWISHER
C/O DARLENE E SWISHER
PO BOX 275
JORDAN VALLEY OR 97910 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated September 26, 1984; and
has submitted Proof of Beneficial Use on July 27, 1990. An examination indicates
that the works have a diversion capacity of 0.960 cfs of water from:

JOBE CREEK tributary to CASTLE CREEK

source, and a water right has been established 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	0.24 CFS	42.0 AF

LOCATION OF POINT(S) OF DIVERSION: NWNW , Sec. 29, Township 11S, Range 03W
OWYHEE 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>
11S	03W	20	SWSW 4	SESW 3		7
		29	NWNW 5			5

Total number of acres irrigated: 12

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

NOV 08 1995

State of Idaho
Department of Water Resources

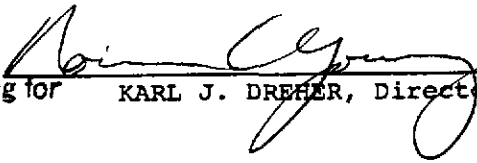
WATER RIGHT LICENSE

WATER RIGHT NO. 55-07359

CONDITIONS OF APPROVAL AND REMARKS

6. Two points of diversion are located within NWNW, S29, T11S, R03W.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 3RD day of NOVEMBER, 1995.

Acting for  KARL J. DREHER, Director

NOV 08 1995

State of Idaho
Department of Water Resources

RECEIVED

OCT 31 1995

Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 55-07359

Date of Priority: September 26, 1984 Maximum Diversion Rate: 0.24 CFS
Maximum Diversion Volume: 42.0 AF

Comes now ESTATE OF DENNIS SWISHER
C/O DARLENE E SWISHER
PO BOX 275
JORDAN VALLEY OR 97910

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. 55-07359, and requests that the permit be changed as follows:

Source: JOBE CREEK tributary to CASTLE CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.24 CFS	42.0 AF

LOCATION OF POINT(S) OF DIVERSION: NWNW, Sec. 29, Township 11S, Range 03W
OWYHEE 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>
11S	03W	20	SWSW 4	SESW 3		7
		29	NWNW 5			5

Total number of acres irrigated: 12

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

Signed at Jordan Valley, OR, this 27 day of October, 1995.

NOV 08 1995

Darlene E Swisher
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 55-07359

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50.00 Receipted by JW #C033814 Date 10-31-95

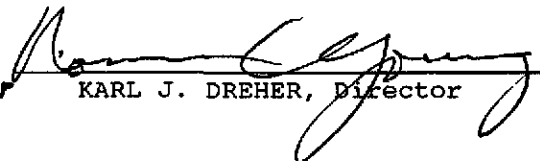
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 55-07359 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
6. Two points of diversion are located within NWNW, S29, T11S, R03W.

Witness my hand this 3RD day of NOVEMBER, 1995.

Acting for 
KARL J. DREHER, Director

NOV 08 1995

RECEIVED

STATE OF IDAHO

JUL 27 1990

DEPARTMENT OF WATER RESOURCES

Department of Water Resources PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ 100.00
Date 7-26-90
Receipt No. 6012576
Received by 701

RECEIVED

JUL 23 1990

The Idaho Department of Water Resources will consider this form as a statement that the permit holder 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 55-7359 Telephone No. _____

Name(s) of Permit Holder(s): Darlene E Swisher

Post Office Address: PO Box 275 Jordan Valley OR 97910

Source of Water: Jobe Creek, tributary of Castle Creek

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:

Domestic _____ (No. of households)

Irrigation 12 (No. of acres)

Stockwater _____ (No. and type of stock)

Other _____

Total rate and/or volume for which proof is submitted .24 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: June 22, 1990

One of the following may be a condition of approval of your permit:

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

OR

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

Fee Enclosed: \$ 100.00 (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Darlene E Swisher
Name

work 503-586-2811
home 503-586-2394
Telephone No.

PO Box 275 Jordan Valley OR 97910
Address

MICROFILMED

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 11 1990

7/23/90
Date

Darlene E Swisher

Signature (and title if on behalf of a company or organization)

RECEIVED

NOV 14 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESFor Office Use Only
\$15 FEE Received by D.K.
Date 11-15-89
Receipt # 0012805

REQUEST FOR EXTENSION OF TIME

Department

Resources

To provide additional time in which to submit proof
of beneficial use for a water right permit

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 55-7359Name(s) of Permit Holder: Darlene E SwisherPost Office Address: PO Box 275 Jordan Valley OR 97910Telephone No. 503-586-2394Date Proof is Due: December 1 1989

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

The diversion dam was built and ditches made
in spring of 1987.

Costing \$ 250.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

John Creek was dry the spring and summer of
1988 and ran just the months of March and April
this year at the point of the diversion dam due to a beaver dam
above the diversion dam. They are very determined diggers.

Permit holder(s) request an extension to December 1, 1990.

(1 yr. minimum)

(Signature)*

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

FEE: \$15.00

ACTION OF THE DEPARTMENT OF WATER RESOURCES

MAR 13 1990

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to December 1, 1990.

Signed this 29th day of December, 19 89.

J. Glen Saylor
Chief, Water Allocation Bureau

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

55-7359

RECEIVED
SEP 26 1984

APPROVED

To appropriate the public waters of the State of Idaho Department of Water Resources

1. Name of applicant Darlene E Swisher Phone 586-2394
Personal Representative of the Estate of Dennis Swisher
Post office address Box 275 Jordan Valley OR 97910
2. Source of water supply Loke Creek which is a tributary of CASTLE CREEK
3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 29 Township 11S
Range 3W B.M. Owyhee County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.24 for Irrigation purposes from Mar 15 to Nov 15 (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:

a. 0.24 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Creek is dammed
And then gravity irrigated. NO STORAGE
OF WATER - DAMS ARE FOR DIVERSION WORKS.
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
- Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

- a. If water is not for irrigation:
- (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
- (2) Amount of power to be generated: _____ horsepower under _____ feet of head.
- (3) List number of each kind of livestock to be watered _____
- (4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
- (5) If water is to be used for other purposes describe: _____

MICROFILMED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11S	3W	29						12											12

Total number of acres to be irrigated 12

c. Describe any other water rights used for the same purposes as described above. none

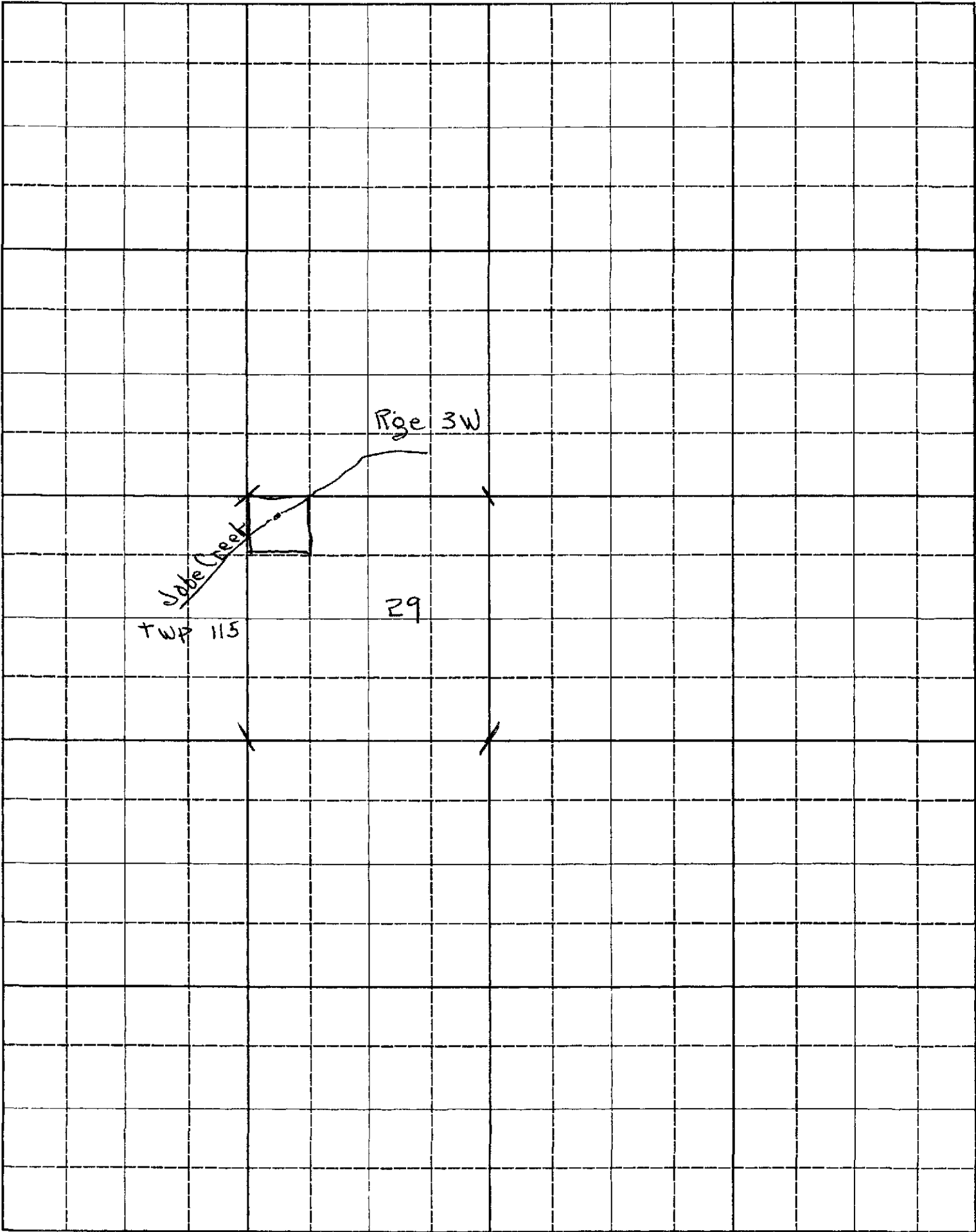
9. a. Who owns the property at the point of diversion Applicant

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing heir to the estate of Dennis Swisher

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale 2 inches equal 1 mile.

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.

MICROFILMED

Barbara E. Swisher

(Applicant)

Personal Representative of the estate of

Dennis Swisher

1975-1976

Proposed Priority 9/26/1984 1P

Received by LS Date 9-26-84 Time 3:30 PM

Preliminary check by JF Fee \$ 45.00

Receipted by JP Date 10/2/84 # 34562

Publication prepared by LS Date 11/8/84

Published in Owyhee Nugget

Publication dates 11/14 & 11/21/84

Publication approved JS Date 11/23

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS KW

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. 55-7359 , and said application is hereby APPROVED .

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 December 1 , 19 89 .
- 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. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 13th day of December, 1984.

J. Glen Saxton
Chief, Operations Bureau



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

November 6, 1995

ESTATE OF DENNIS SWISHER
C/O DARLENE E SWISHER
PO BOX 275
JORDAN VALLEY OR 97910

RE: WATER RIGHT NOS. 55-07359 & 55-07360

Dear Water Right Holder(s):

Enclosed are copies of the Water Right Licenses issued on the above referenced permits along with copies of your approved Applications for Amendment.

Should you have any questions regarding these documents, please contact me.

Sincerely,

Shelley Walter Keen
Water Right Supervisor

SWK:rl

Enclosure

RECEIVED
NOV 08 1995



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

October 18, 1995

ESTATE OF DENNIS SWISHER
C/O DARLENE E SWISHER
PO BOX 275
JORDAN VALLEY OR 97910

RE: WATER RIGHT NOS. 55-07359 AND 55-07360

Dear Water Right Holder(s):

The above referenced water rights are in the process of being licensed. However, before licenses can be issued, your permits must be amended to depict your water rights as they have actually been developed.

The enclosed Applications for Amendment contain information that will be included on the licenses when they are issued. The amendment for 55-07359 reflects a change in the location of the place(s) of use description. The amendment for 55-07360 reflects a change in the location of the point(s) of diversion and the place(s) of use description. Please review carefully and if you concur, sign the amendments and return with the \$100.00 (\$50.00 each) filing fee within 14 days.

The last page of the Applications for Amendment forms contain a list of CONDITIONS/REMARKS proposed for the licenses when they are issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED
NOV 08 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. SS-07359 DATE 10-16-95



NAME Change OK ☒ Or Address Change? ☐

PRIORITY DATE Advance? ☒ Advanced to: Order to reinstate needed? Incorrect fee for rate recommended? NO

SOURCE Changes or just clarification of originally intended source? ☒ Notice of Intent to Void necessary? ☐

POINT OF DIV Amendment needed? ☒ Overlaps? ☒

PLACE OF USE Amendment needed? ☒ Add SWSW, SWSE OF SEC 20 Overlaps? ☒

DIV RATE Permit/fee limits: .24 CFS / 12 ACRES Meas Q = .96 Theo Q = Recommend: .24
12 x .02 = .24
 Combined rates exceed capacity ☐

ANNUAL VOLUME Volume Limit: Season: NEW B/3.5 (4-15 to 10-15) Calculations: 12 x 3.5 = 42 af
 Flow limit: cfs x 1.9835 =
 Combined volumes exceed capacity/allowable ☐

USES Change in Nature of Use or additional uses? ☒ Amendment necessary? ☐

ADDITIONAL INFO Supplemental Groundwater ☐ PPU Scenario ☐ Irr/Dom Combination ☐ Shared G/W System ☐

NEW REMARKS W32 Multiple p/d(s) in 1/4 1/4? NWNW SEC 29 11S 3W
Other

NEW CONDITIONS Watermaster control - District ☐ Measuring/Locking Devices ☐ R30 Irrigation Overlap ☐ Other ☐ Water Quality ☐ Heat/Cool/Fish verified ☐

COMMENTS: #/memo plu

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	<u>NO</u>
<u>Irrigation</u>	<u>.24</u>	<u>42</u>	Adjustment Memo Needed	<u>NO</u>
			LICENSE	
			1ST AMEND LETTER	<u>P41 + P38</u>
			2ND AMEND LETTER	<u>P42</u>

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.

Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for Irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
EDWR Survey Equip.						

2. Measurements: _____

NOV 08 1995

E. NARRATIVE/REMARKS/COMMENTS

Diversion consists of two dirt dams.
Conveyance to place of use by dirt ditches (2).
Gravity flow flood irrigation.

Have conditions of permit approval been met? ☒ yes ☐ no

RECEIVED

NOV 08 1995

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

Mannings open channel measurement in dry ditch at high water mark. $Q = 0.96 \text{ cfs}$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 12 \times 3.5 = 42.0$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.24 \times 184 \times 1.9835 = 87.6$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 42.0 \text{ AFA}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4-15	10-15	0.24	42.0
Totals:			0.24	42.0

2. Recommended Amendments

☐ Change P.D. as reflected above☒ Add P.D. as reflected above☐ None☐ Change P.U. as reflected above☒ Add P.U. as reflected above☐ Other**I. AUTHENTICATION**Field Examiner's Name Linda Werner Date 5-10-95

Reviewer _____ Date _____

SEAL

NOV 08 1995

MANNING EQUATION CHANNEL CAPACITY RESULTS

07-21-1993

File Number:

Claimant: DARLENE SWISHER

Channel measured: DITCH FROM JOBE CR. POD 2 |

Date of measurement: 7/16/93

Measurement location:

Calculation prepared by: LINDA WERNER

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 198 feet.

The upstream and downstream rod readings are 3.18 and 7.05 feet.

The channel cross section is 0.59 ft-sq.

The wetted perimeter is 2.44 feet.

The hydraulic radius is 0.24 feet.

The slope is 0.0195

The roughness coefficient is 0.0500

The flow velocity is 1.622 ft/sec.

The rate of flow is 0.96 cfs.

FILED
07/21/93

CROSS SECTION NUMBER 1

For File Number for the DITCH FROM JOBE CR. POD 2

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.36	0.36	0.30
3	0.40	0.40	0.70
4	0.37	0.37	1.20
5	0.24	0.24	1.60
6	0.00	0.00	2.20

The area for this cross section is 0.59 square feet
and the wetted perimeter is 2.44 feet.

NOV 08 1995

MANNING EQUATION-DATA COLLECTION

Permit
Claim No(s): 55-01359
Name of Claimant: Scarsden
Name of Ditch, Canal, or Stream Name: Jobe Cr. - Ditch from POD #1
Date of Measurement: 7-16 Data Collected By: L. Warner
Measurement Location: NW 1/4 NW 1/4 Section 29 T 11S R 3W

General Description and Comments

Cross-section Data

Basis: High water mark ☒ Maximum capacity ()

Note: A minimum of five readings is necessary; first and last rod reading must be equal or zero

Depth or Rod Reading	Dist. from Initial Point	Depth or Rod Reading	Dist. from Initial Point
1. <u>RED 0</u>	<u>0</u>	11. _____	_____
2. <u>.36</u>	<u>.3</u>	12. _____	_____
3. <u>.40</u>	<u>.7</u>	13. _____	_____
4. <u>.37</u>	<u>1.2</u>	14. _____	_____
5. <u>.24</u>	<u>1.6</u>	15. _____	_____
6. <u>0</u>	<u>2.2</u>	16. _____	_____
7. _____	_____	17. _____	_____
8. _____	_____	18. _____	_____
9. _____	_____	19. _____	_____
10. _____	_____	20. _____	_____

Slope Data

Basis: High water mark ☒ Channel bottom () Land surface ()

Channel length from cross section: Upstream 97' Downstream 101'

Total channel length used for slope measurement: 198'

Rod reading at engineers level: _____

Upstream rod reading 3.18 - High Water Mark(if taken from channel bottom) _____ = _____

Downstream rod reading 7.05 - High Water Mark(if taken from channel bottom) _____ = _____

Note: The downstream rod reading must be higher than the upstream rod reading.

Are maps and/or photos attached? Yes ()

U.S.T 3.67
M 3.18
B 2.70
97'

D.S.T. 7.56
M. 7.05
B 6.55
101'

7.05
3.18
77
NOV 08 1995

MANNING'S "n" (roughness coefficient)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS			
earth	.020	/	(1)	negligible	.000		(1)
rock	.025		(2)	minor	.010	/	(2)
fine gravel	.024		(3)		.015		(3)
coarse gravel	.028		(4)	appreciable	.020		(4)
					.030		(5)
				severe	.040		(6)
					.050		(7)
					.060		(8)
				SURFACE IRREGULARITY			
smooth	.000		(1)	low	.005		(1)
minor	.005	/	(2)		.010		(2)
moderate	.010		(3)	medium	.015	/	(3)
severe	.020		(4)		.020		(4)
					.025		(5)
				high	.030		(6)
					.040		(7)
					.050		(8)
				very high	.060		(9)
					.075		(10)
					.100		(11)
VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING			
gradual	.000	/	(1)	minor	1.00	/	(1)
occasional	.005		(2)	appreciable	1.15		(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				

RECEIVED

NOV 08 1995

The POD's and POU
in Section 20 ARE
in reference to ^{SEE ATTACHED} →
Statutory Claim 55-04120.
Examiner covered both
rights on the MAP



4060

3600

3800

3400

3600

3500

3400

3300

3200

3100

Black

Rocky Creek

Pocket

Swisher A55-4120 115 300 300

AJ5809NP
No. A55-04120

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/16/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DARLENE E SWISHER PO BOX 275 JORDAN VALLEY OR 97910 (503) 586-2394	03/15/1938	IRRIGATION STOCKWATER DOMESTIC	03-15 11-15 01-01 12-31 01-01 12-31	0.06 CFS 0.05 CFS 0.02 CFS	
TOTAL DIVERSION:					0.06 CFS	

Water Source: SPRING

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion: T11S R03W S20 NESW NWSW OWYHEE 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
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
---	---	---	---	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---
11S	03W	20	:	:	:	:	:	:	:	:	:	:	:	:	03	:	:	:	:	:	:	:	:	3.0
TOTAL ACRES																							3.0	

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
---	---	---	---	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---
11S	03W	20	:	:	:	:	:	:	:	:	:	:	:	:	S	:	:	:	:	:	:	:	:	

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
---	---	---	---	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---
11S	03W	20	:	:	:	:	:	:	:	:	:	:	:	:	D	:	:	:	:	:	:	:	:	

POU County: OWYHEE

Non-Irrigation Uses: D/1 HOUSEHOLD; S/90 HD CATTLE & HORSES

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion and Source:
R55-04120

Remarks: MRS. SWISHER INDICATED IN A PHONE CONVERSATION OF 5/10/89 THAT 10/18/1920 WAS THE PATENT DATE OF THE PROPERTY. SHE WOULD, HOWEVER, LIKE TO KEEP PRIORITY DATE SAME AS ON PREVIOUS STATUTORY CLAIM. ALSO FOLLOW STATUTORY CLAIM FOR THE POD, POU. SHE INDICATED ON THE TRIBUTARY THAT THE SPRING DOES SINK BUT DOES APPEAR AGAIN TO DRAIN INTO CASTLE CREEK. ALSO STATED THAT SHE WOULD LIKE TO ADD DOMESTIC AND STOCKWATER USAGE TO THE CLAIM AND SAID IT HAD BEEN USED FOR SUCH SINCE PATENT DATE BUT TO USE

NOV 08 1995

AJ5809NP
No. A55-04120

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/16/95
PAGE: 2

Remarks: PRIORITY DATE OF 1938.

Dates: Exam Made Date: Verified Date: 01/17/1986

Misc: Water District Number: Field Inspection Flag: Y
Presumption Flag: C

Audit: 05/10/89 WERNER 03/30/95 POST-STD

MINNESOTA

NOV 08 1995

DATE: 10/16/95
PAGE: 1

NOV 08 1995



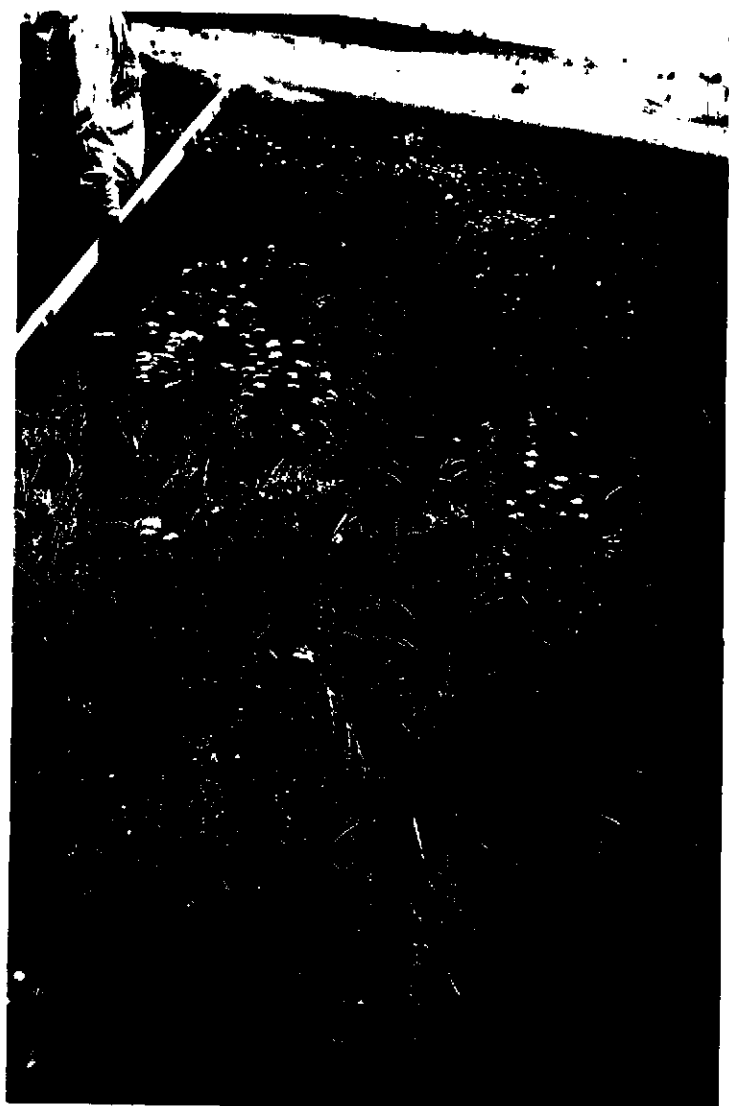
7-16-93 LRW



Diversion no's. 1 & 2
on Jobe cr.

WILKINSON
NOV 08 1993

7-16-93 LRW



Ditch from diversion no. 2.

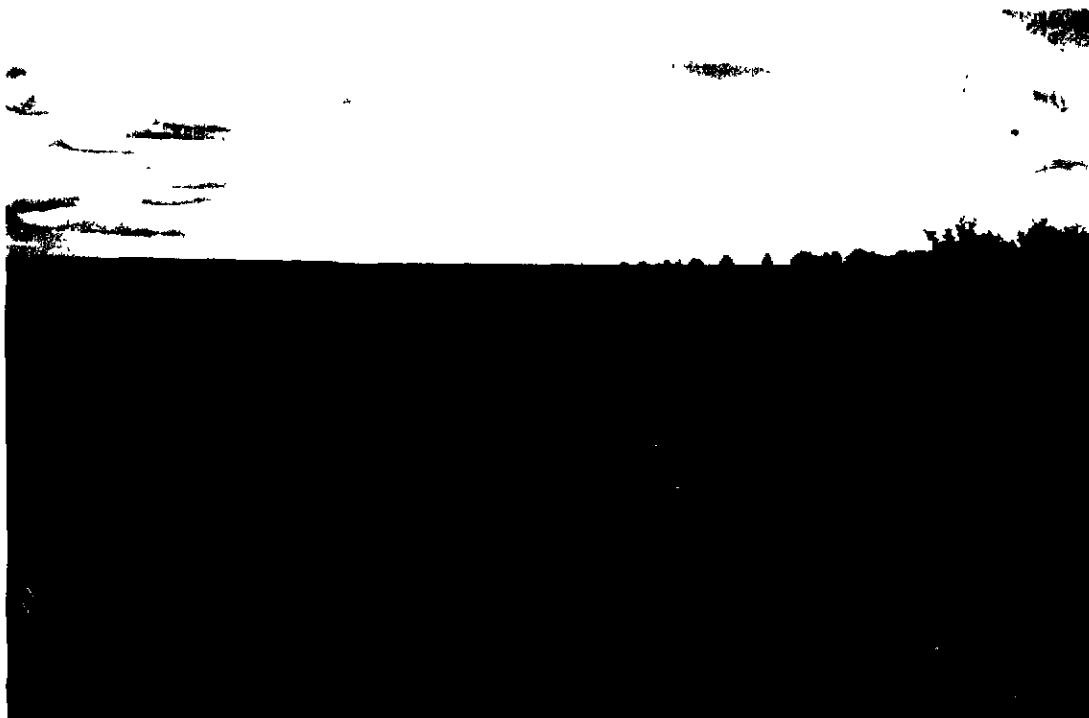
7-16-93 LRW

NOV 08 1995



7-16-93 LRW

Place of use, sections 20 & 29, S $\frac{1}{2}$ SW $\frac{1}{4}$ & N $\frac{1}{2}$ NW $\frac{1}{4}$,

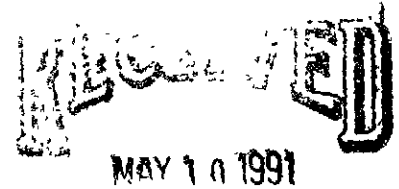


7-16-93 LRW

NOV 08

May 9, 1991 *Lila*

State of Idaho
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise Idaho 83720-9000



Department of Water Resources

Attention: Mrs Rita Fleck

Dear Mrs Fleck

This letter is regards to your letter of December 7, 1990 concerning Permit # 55-07360 and letter of November 15, 1990 concerning Permit # 55-07359.

The water from Castle Creek and Jobe Creek are now spread on the designated acres. As there is very little snow pack this year on Lemmon Mountain ^{water runoff} will be very limited. Therefore this field examination should be done soon.

Sincerely

Darlene Schubert

PO Box 275

Jordan Valley, Nev 97910

NOV 10 1991

NOV 08

November 15, 1990

EST. OF DENNIS SWISHER
C/O DARLENE E. SWISHER
P.O. BOX 275
JORDAN VALLEY, OR 97910

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 55-07359

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 WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

DEC 11 1990

January 4, 1990

Darlene E. Swisher
P. O. Box 275
Jordan Valley, OR 97910

Dear Ms. Swisher:

Re: Permit Nos. 55-7359 and 55-7360

Enclosed is a copy of each of the approved requests for extension of time. The time within which to submit the proof of beneficial use is extended to December 1, 1990.

The department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

If you have any questions concerning this permit, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

MAR 13 1990

EST. OF DENNIS SWISHER
C/O DARLENE E. SWISHER
P.O. BOX 275
JORDAN VALLEY, OR 97910

September 30, 1989

138661

PROOF DUE NOTICE

RE: PERMIT NO. 55-07359

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 December 1, 1989. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

MAR 13 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

DENNIS SWISHER EST.
C/O DARLENE E. SWISHER, REP.
P.O. BOX 275
JORN VALLEY, OR 97910

JANUARY 10, 1985

RE: PERMIT NO. 55-7359

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

Identification No. _____
Application No. 65-7112

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROVED APPLICATION FOR PERMIT
To appropriate the Public Waters of the State of Idaho Department of Water Res.
(TYPE OR PRINT IN INK)

RECEIVED
FEB 20 1971

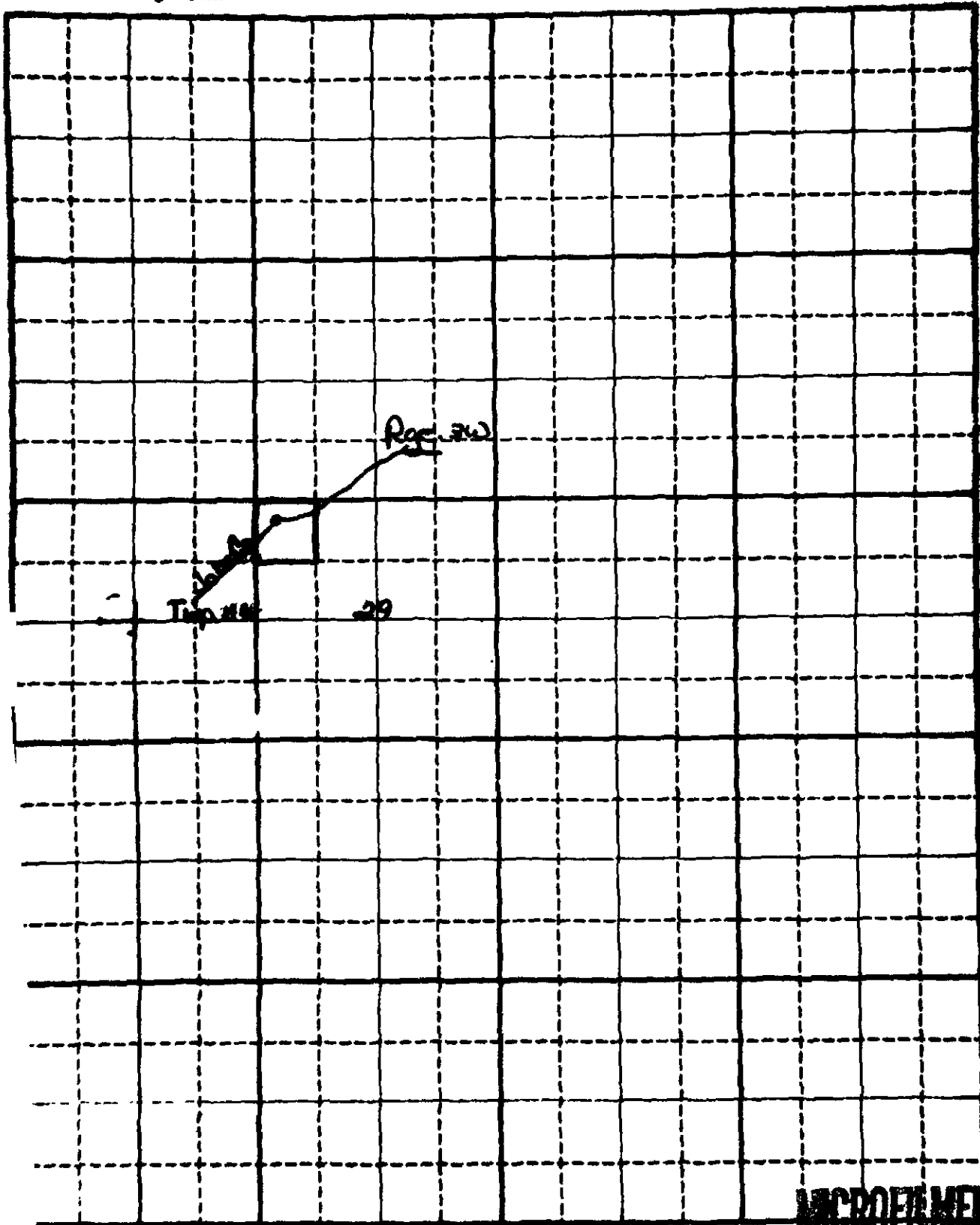
1. Name of applicant Dennis Swisher Phone: _____
post office address P.O. Box 798, Jordan Valley, OR 97010
2. Source of water supply Jobe Creek which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 29 Township 11S
Range 3W S.M. Owyhee County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ of a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ S.M. _____
4. Water will be used for the following purposes:
Amount 0.24 for Irrigation purpose from MAR. 15 to NOV. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.24 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Creek is dammed and
then gravity irrigated.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is used for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ S.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered: _____

MICROFILMED

11. Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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.

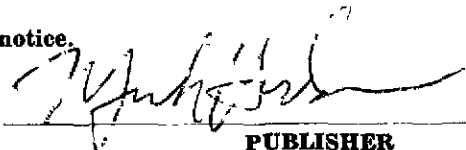
PROOF OF PUBLICATION

STATE OF IDAHO, County of Owyhee, s.s.

I, MICK HODGES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by MICK HODGES, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

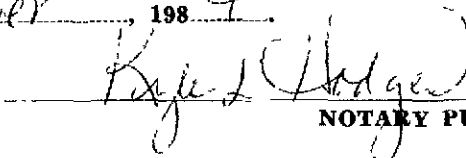
That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 14 day of November, 1984, and the last publication being on the 21 day of November, 1984;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy - eight consecutive weeks prior to the first publication of the attached notice.


PUBLISHER

Subscribed and sworn to before me this 21 day of

November, 1984.


NOTARY PUBLIC

My commission expires 3-86

(SEAL)

RECEIVED
NOV 30 1984

Department of Water Resources

NOTICE OF APPLICATION FOR WATER RIGHT

The following applications have been filed to appropriate the public waters of the State of Idaho:

55-7359

DENNIS SWISHER EST.
C/O DARLENE E. SWISHER,
REP., P.O. BOX 275, JORDAN
VALLEY, OR 97910
Source: JOBE CREEK trib. to
CASTLE CREEK
Date Filed: 09/26/1984
Diversion Pt: NWNW Sec 29 T 11S
R 03W
Use: IRRIGATION (0.24 CFS)
In: NWNW Sec 29 T 11S R 03W
FOR 12 ACRES

55-7360

DENNIS SWISHER EST.
C/O DARLENE E. SWISHER,
REP., P.O. BOX 275, JORDAN
VALLEY, OR 97910
Source: CASTLE CREEK trib to
DEEP CREEK
Date Filed: 09/26/1984
Diversion Pt: SWSE NESW Sec 20
T 11S R 03W NWSW Sec 28 T 11S
R 03W
Use: IRRIGATION (0.42 CFS)
In: NESW SWSE Sec 20 T 11S R
03W NWSW Sec 28 T 11S R 03W
FOR 21 ACRES

57-7441

MC ELHANON, CLIFFORD
4414 CLINTON ST., BOISE, ID
83706

Source: CASTLE CREEK trib to
SNAKE RIVER
Date Filed: 11/02/1984
Diversion Pt: NWSW Sec 14 T 06S
R 01W

Use: MINING (1.00 CFS)
In: NWSW Sec 14 T 06S R 01W

The permits will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of

Water Resources, Western Region,
Statehouse, Boise, Idaho 83726 on
or before DECEMBER 3, 1984.

KEN DUNN, Director

Published in the Owyhee Nugget,
Marsing and Homedale, Owyhee
County, Idaho 11/14 & 11/21/
1984.

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

NOVEMBER 8, 1984

Owyhee Nugget
Marsing, ID 83639

Gentlemen,

Enclosed you will find a legal notice which we wish to have published on the dates indicated (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 DECEMBER 3, 1984.

Yours truly,

JUDY PENSE
Secretary

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before DECEMBER 3, 1984.

KEN DUNN, Dir.

Published 11/14 & 11/21/84.

MICROFILMED

SS-2359.

DENNIS SWISHER EST.

C/O DARLENE E. SWISHER, REP., P.O. BOX 275, JORAN VALLEY, OR 97910

Source: JOBE CREEK trib. to CASTLE CREEK

Date Filed: 08/26/1984

Diversion Pt: NWNW Sec 29 T 11S R 03W

Use: IRRIGATION (0.24 CFS)

In: NWNW Sec 29 T 11S R 03W FOR 12 ACRES

MICROFILMED