

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

Handwritten notes on graph paper:

- T
14
N
- R3E
- 11
- P.R.
10

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.

Smith's Water Users - Chr.
by Everett Swander
(Applicant)

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)
) ss.
County of Valley)

Donald E. McMahan, being first duly sworn, deposes and says: That he is the co-editor of the Star-News, a weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for Two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began April 14, 1977, and ended

April 21, 1977

D.E. McMahan

Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 21 day of April, 1977.

Donald E. McMahan, Notary Public.
My commission expires July 1, 1980.

Public Notices

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that SMITH WATER USERS, Chairman: Everett Swander Box 31 Donnelly, ID has on April 5, 1977 submitted Application No. 65-7860 for a permit to appropriate 0.20 cubic feet per second of water from a groundwater source by means of well within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 11 T14N-R3E B.M., Valley County to be used from Jan 1 to Dec 31 for domestic purposes within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 11 T14N-R3E B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before May 2, 1977.

C. STEPHEN ALLRED
Director

Published in the Star News, McCall, ID April 14, 1977 and April 21, 1977.

RECEIVED
MAY 5 1977

Department of Water Resources
Western Regional Office

MICROFILMED

OK
5-5-77
M

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

DEC 27 1989

A. GENERAL INFORMATION

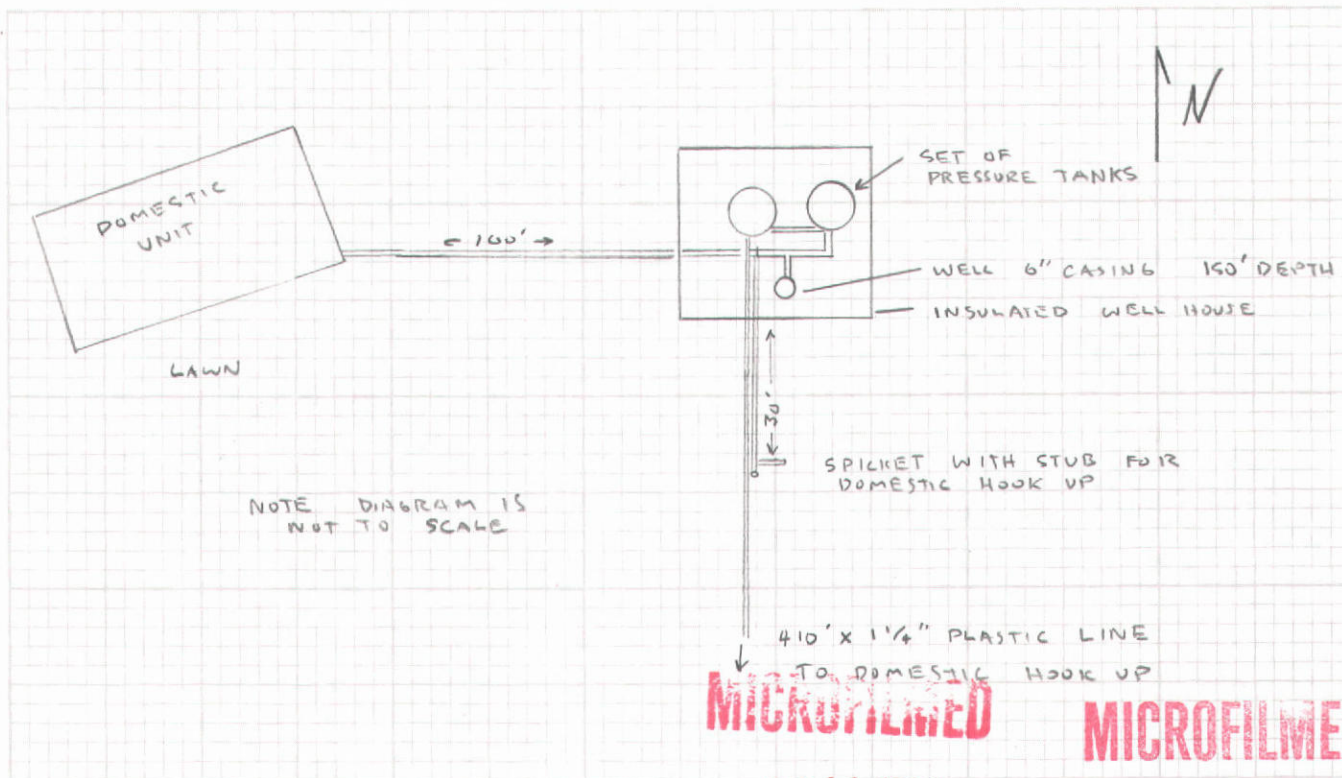
1. Owner: Everett W. Swandee Permit No. 65-7860
Phone No. 384-5511
Current Address: 3458 Constitution Way Boise Idaho 83706
2. Accompanied by: Steve Vebnace EXAM. DATE: 8-14-87
Address: 2106 Cribben Street, Boise Phone No. 375-4232
Relationship to Permit Holder: subdivision resident who uses well
3. Source: GROUND WATER tributary to —

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE
☐ Copies Attached
2. Other water rights with same point of diversion: NONE
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = —

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
- ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).

JAN 11 1989

DEC 23 1988

POINT OF DIVERSION

BURIED AND
INSULATED TO
PROTECT FROM
FROST DAMAGE



PLACE OF USE

ONE HOUSE LOOKING
DUE WEST FROM
POINT OF DIVERSION
OTHER LINES RUN
DUE SOUTH OF P/D

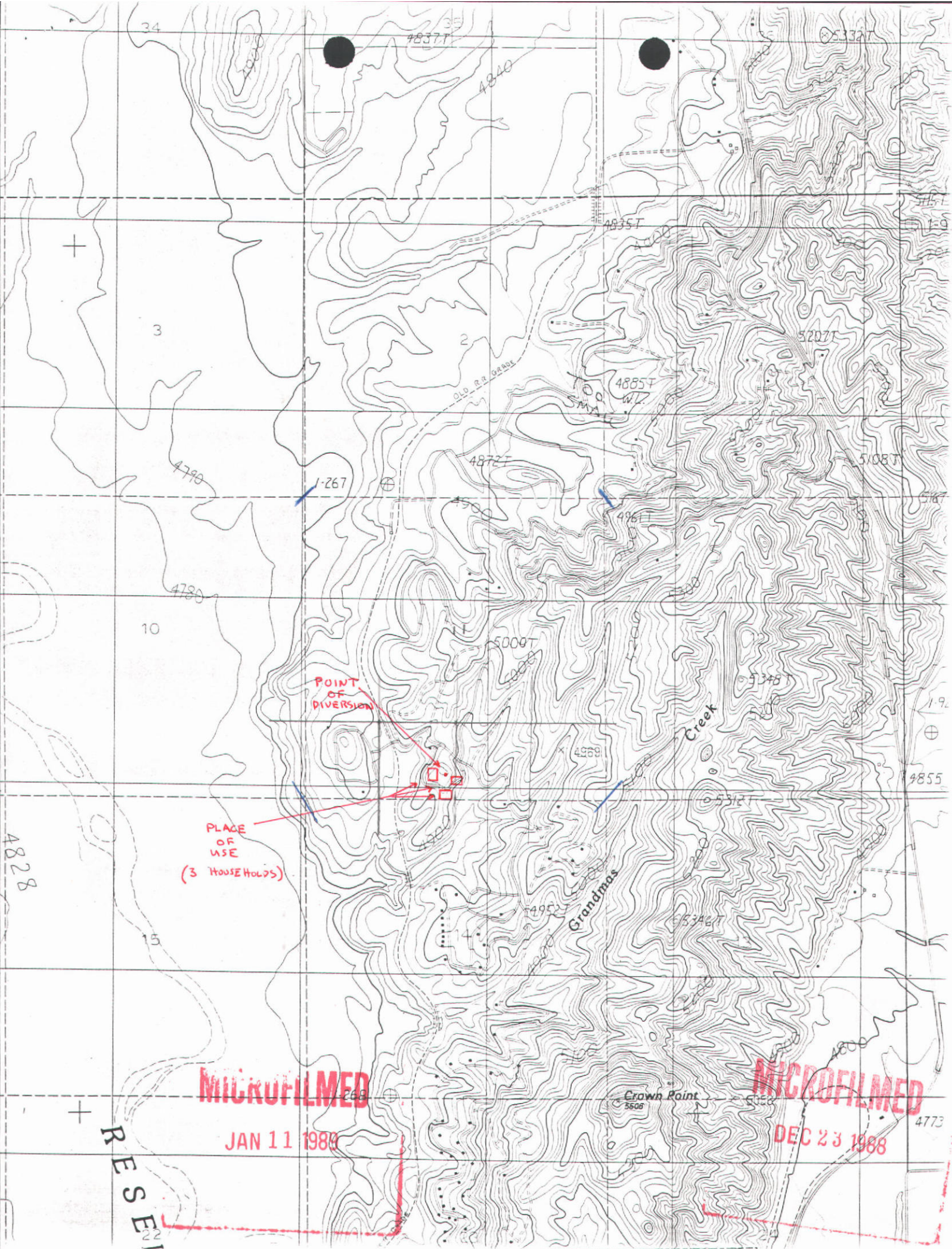


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DEC 23 1988

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JAN 11 1989



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

SMITH WATER USERS
C/O EVERETT SWANDER
BOX 31
DONNELLY, ID 83615

FEBRUARY 28, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-7860 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MAY 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

→ Date received by certified mail was 3/18/82.

SINCERELY,

Rita Fleck
RITA FLECK
SR. SECRETARY

CLAIM CHECK NO.	331515	☐ HOLD	DATE	1ST NOTICE	3-3	2ND NOTICE	3-8	RETURN	3-18	Detached from PS Form 3848-A May 1979
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ENC: 1

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-07860

Priority: May 9, 1977 Amount: 0.08 CFS 3.6 AFA

This is to certify, that SMITH WATER USERS
C/O EVERETT W. SWANDER
3458 CONSTITUTION WAY
BOISE, ID 83706

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated April 15, 1977, and has submitted proof to the Department of Water Resources on August 29, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .080 cfs of water from a GROUNDWATER source and that a water right has been established as follow:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DATE OF DIVERSION</u>	<u>VOLUME</u>
DOMESTIC	01/01 to 12/31	0.08 CFS	3.6 AFA

LOCATION OF POINT OF DIVERSION(S): SESW , Sec. 11, Township 14N, Range 03E
VALLEY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

14N 03E 11 SESW SWSE

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Domestic use is for 3 homes.

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 12th day of DECEMBER, 1988.

Acting for the Director

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JAN 11 1989

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DEC 23 1988

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT
NO. 65-7860 IN THE NAME
OF SMITH WATER USERS

ORDER ADVANCING
DATE OF PRIORITY

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 65-7860 for the issuance of a license, the Department makes the following Findings of Fact, Conclusions of Law, and Order pursuant to the provisions of Idaho Code.

FINDINGS OF FACT

1. On May 31, 1977 the Department approved Application for Permit No. 65-7860 to appropriate the public waters of the State of Idaho with a priority of April 25, 1977.
2. On June 5, 1986 the Department sent the permit holder a notice that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit.
3. The fee was due on August 4, 1986, 60 days from the date of the notice; however, the fee was not received until August 18, 1986, 14 days late.

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the fee was not received pursuant to the provisions of Section 42-217, Idaho Code.

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DEC 20 1988

2. The date of priority of Permit No. 65-7860 should be advanced 14 days.

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 65-7860 is advanced to May 9, 1977.

Dated this 25th day of October, 1988.

A. Men Saptor
Chief, Operations Bureau

MICROFILMED

JAN 11 1989

DEC 20 1988

5177

For Office Use Only
Fee Received <u>15.00</u>
Date <u>5-18-82</u>
Receipt # <u>23619</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

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

MAY 11 1982

Department of Water Resources

Everett W. Swander of 3458 Const. Wy., Boise, Id 83706
(Name) (Address)

State of Idaho, deposes and says

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of
the State of Idaho No 65-7860

That under the terms and conditions of said permit, work thereunder was required to be completed on or before
May 1, 19 82

That he has heretofore performed the following work described under said permit. The domestic well
(This must be filled out! If no work has been completed put none)
has been drilled down 180 and cased down with 6"
casing part-way. The well only puts out 4.3 gal./min at that
depth. with 4 residences to use it this was inadequate. Due to
weather the drilling couldn't be finished in 81. Costing \$ 2,000.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:
The weather during the 81-82 winter was so bad the
work couldn't be finished in 81. we therefore request
an extension to finish drilling & completion of lines until the
building is completed.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations
under said permit to Sept. 30, 19 83
(1 yr minimum, 5 yrs maximum)

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME

Everett W. Swander
(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time
within which to submit the statement of beneficial use is extended to October 1, 1983.

IT IS FURTHER ORDERED that the permit be reinstated and the priority date advanced to
April 25, 1977, pursuant to Section 42-218a, Idaho Code.

Said this 19th day of May, 19 82

J. Glen Saxton
Chief, Operations Bureau

RECORDED

Identification No. _____

Application No. 65-7860

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1 Name of applicant Smith Water Users, Chairman Everett Phone 343-2950
post office address Box 31 Donnelly, ID 83615 Swander

2 Source of water supply groundwater which is a tributary of _____

3 a Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 11 Township 14N
Range 3E B.M. Valley County; additional points of diversion if any _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4 Water will be used for the following purposes.

Amount .20 for domestic purpose from Jan. 1 to Dec. 31 (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 .20 cubic feet per second and/or

b _____ acre feet per annum.

6 Proposed diverting works

a Description of ditches, flumes, pumps, headgates, etc 8" well

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.
(Mo Day) (Mo Day)

c Proposed well diameter is 8 inches; proposed depth of well is 150 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 \$ 2000

8 Description of proposed uses

a If water is **not** for irrigation

(1) Give the place of use of water SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 11 Township 14N
Range 3E B.M.

(2) Amount of power to be generated _____ hp 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 8

(5) If water is to be used for other purposes describe _____

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TWP	RANGE	SEC	NE 1/4				NW 1/4				SE 1/4				SW 1/4				SE 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4				NE 1/4				NW 1/4				SW 1/4</
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c Describe any other water rights used for the same purposes as described above.

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

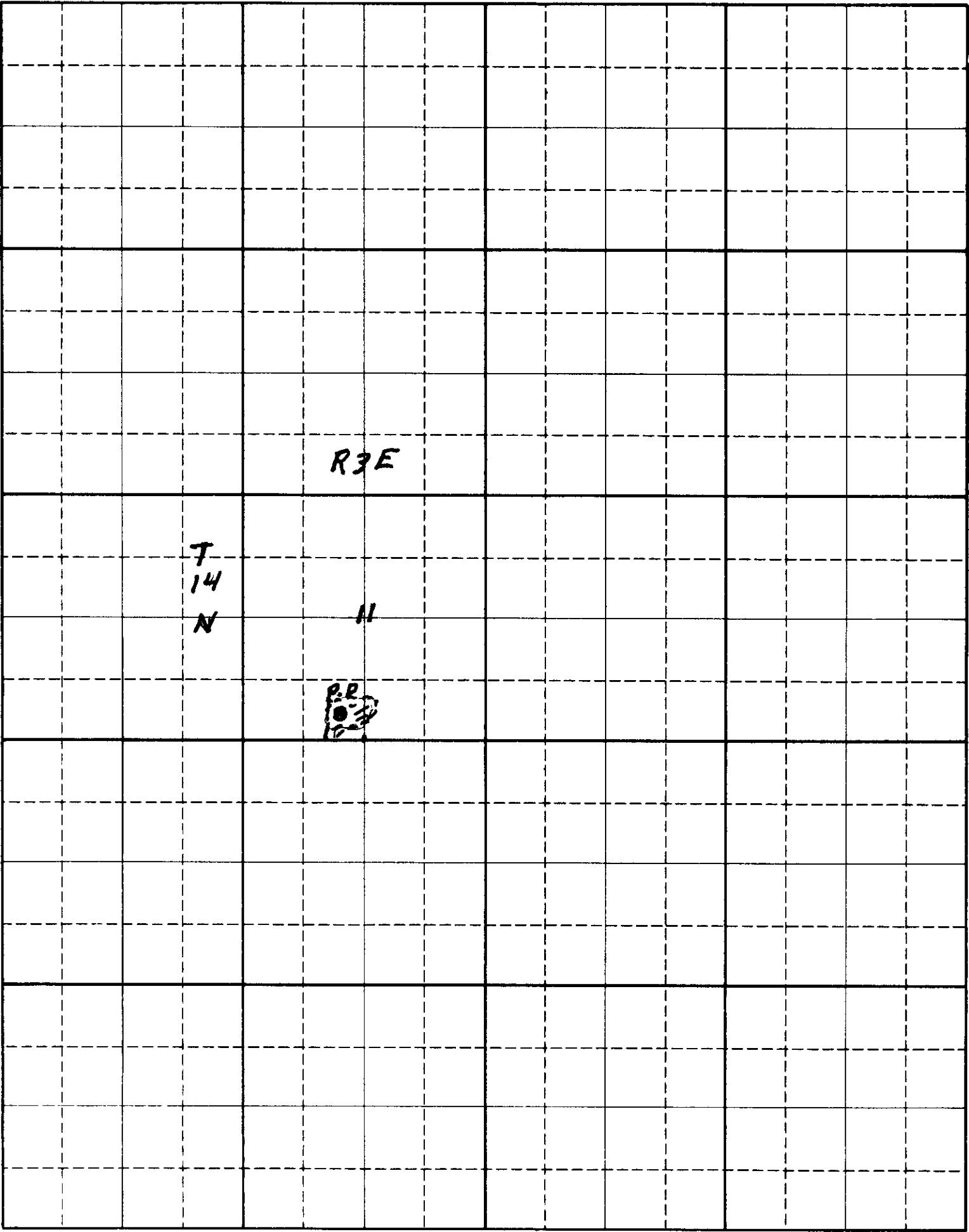
b. Who owns the land to be irrigated or place of use

applicant to make this filing

10. Remarks

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins or other markings on the paper.

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

Smith's Water Users - Chr.
by Everett Swander
(Applicant)

4/15/77

Preliminary check by 10/24 Fee \$ 10.00 # 11/4

Received by CS Date April 5, 1977

Publication prepared by WJ Date 4-7-77

Published in *The Atlantic Monthly*

Publication dates *Chapman 14 & 21*

Publication approved *[Signature]* Date 5-5-77

Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for (approval) denial by JSK

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. 65-7860, 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 May 1, 1982.

Other c

2 Denial of said application is for the following reasons

Witness my hand this 3 day of May 19 77.

Deputy Director

Deputy Director

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)
) ss
County of Valley)

Donald E. McMahan, being first duly sworn, deposes and says: That he is the co-editor of the Star-News, a weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for Two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began April 14, 1977, and ended

April 21, 1977
Donald E. McMahan

Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 21 day of April, 1977, at McCall, Idaho, Notary Public.
My commission expires April 19, 80



*OK
5-5-77*

RECEIVED
MAY 5 1977

Department of Water Resources
Western Regional Office
MICROFILMED

December 13, 1988

SMITH WATER USERS
C/O EVERETT W. SWANDER
3458 CONSTITUTION WAY
BOISE, ID 83706

RE: PERMIT NO. 65-07860

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED **MICROFILMED**

JAN 11 1989

DEC 20 1988

November 2, 1988

SMITH WATER USERS
C/O EVERETT W. SWANDER
3458 CONSTITUTION WAY
BOISE, ID 83706

RE: PERMIT NO. 65-07860

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

Also enclosed is an order advancing the date of priority of this right due to late submittal of the examination fee.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MicroFILMED

JAN 11 1989

FILMED

DEC 23 1988

CALCULATION OF NEW PRIORITY DATES
LATE EXAM FEES

FOR PERMIT NO. 65-7860

BY: SC

	<u>DATE</u>	<u>NUMBER OF DAYS</u> <u>(From Table of Days</u> <u>Between Two Dates)</u>
A. EXAMINATION FEE NOTICE SENT	6-5-86	156
B. DATE FEE DUE (60 days)	8-4-86	216
C. DATE FEE RECEIVED	8-18-86	230
D. NUMBER OF DAYS LATE (C - B)		14
E. ORIGINAL PRIORITY DATE	4-25-77	115
F. NEW PRIORITY DATE (D + E)	5-9-77	129

REMARKS:

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JAN 11 1989

DEC 20 1988

m 219-S.A.
6/86

14W 3E 11 SE SW

P/W SW SE
SE SW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

65-7860
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

RECEIVED

MAR -1 1988

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☐ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☐ Check for Government Lots. If so, make a copy of Government Plat
- Check of P/D index Rog 7-30-87 (Initial and date)
 - Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
 - Type of Overlap? ☐ Add acres or uses to existing system
 - ☐ Increase rate of flow or volume
 - ☐ Other: _____
- Check of P/U index Rog 7-30-87 (Initial and date)
 - Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?
 - Type of Overlap? ☐ Increase rate of flow or volume
 - ☐ Add P/D's
 - ☐ Increase number of acres within tracts
 - ☐ Other: _____
- Aerial Photo
 - Required? ☐ yes ☐ no If yes: ☐ copy attached?
- Scheduling Letter sent? 7-23-87 Rog (Initial and date)
- ☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Richard J. Gipe 8-20-87 (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent 2/1/88 (Initial and date)
Exam Reviewed by Manager of Regional Office 2/24/88 (Initial and date)
Exam Date Entered in Computer ✓ (Initial and date)
Exam sent to State Office 2-24-88 (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

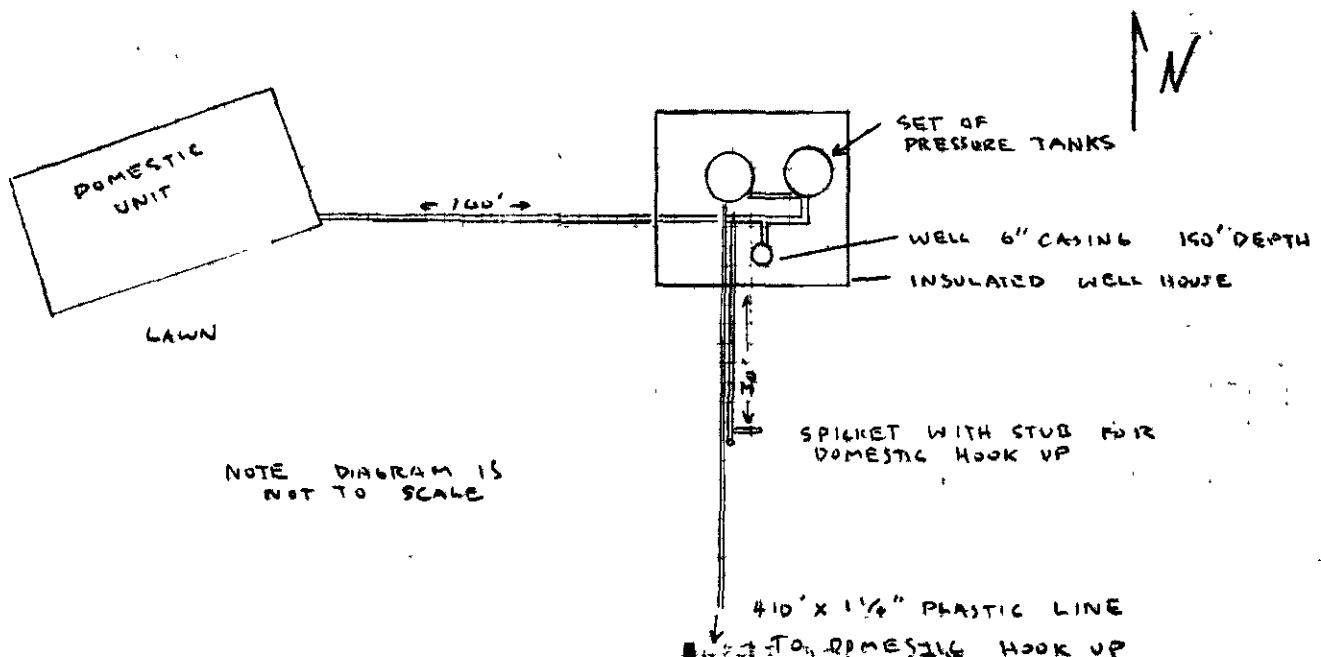
- 1. Owner:** Everett W. Swander **Permit No.** 65-7860
Current Address: 345B Constitution Way Boise Idaho 83706 **Phone No.** 384-6511
- 2. Accompanied by:** Steve Vebene **EXAM. DATE:** 8-14-87
Address: 2106 Cribben Street, Boise **Phone No.** 376-4232
Relationship to Permit Holder: Subdivision resident who uses well
- 3. Source:** GROUND WATER tributary to —

B. OVERLAP REVIEW

- 1. Other water rights with same place of use:** NONE
☐ Copies Attached
- 2. Other water rights with same point of diversion:** NONE
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

- 1. Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

- 2** ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater)
- ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).

JAN 11 1989

DEC 23 1988

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

A 6" x 150' well supplies water for 3 domestic households and associated lawns. At present only 1 house is built but the other two sites ~~are~~ are located on temporary basis and are stubbed off for ~~future building~~. Both sites have working frost free spigots. Two pressure tanks boost system pressure to near 50 PSI. Plastic pipe buried to 5' supplies water to the three sites.

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	—	FRANKLIN	1.5	202-3007-103	PUMP MAKE	Pump Serial No. or Discharge Size

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

5. Point(s) of Diversion:

[illegible]

Indicate Method of Determination.

6. Place(s) of Use:

[illegible]

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UNCLASSIFIED

JAN 1 1989

DEC 23 1988

Do not use this space

Do not use this space

JAN 11 1989

☐ Additional Data Sheets Attached

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
N/A						

2. Measurements:

Driller reported flow of 20 gpm (well capacity)
From garden hose spicket flow estimated at 15 gpm
by 5 gallon bucket test.

* Domestic use 3 houses .08 cfs based on chart for
max. instantaneous use

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: /

2. Alternate Method for Checking Purposes: Horse Power Eq. cannot be used
dynamic head not known.

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

N/A

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses.

Domestic Use 3 Houses

In house use

Lawn irrigation of 1 acre/house

1.2 AFA x 3 = 3.6 AFA

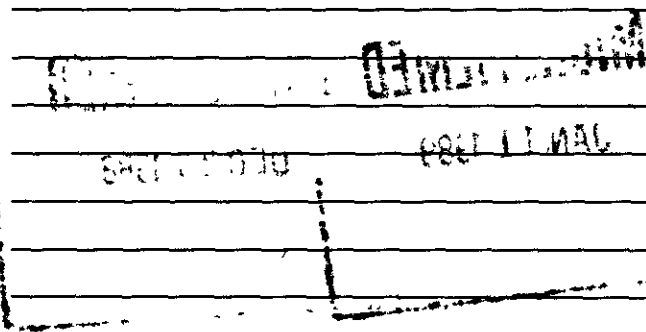
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H. REMARKS AND OVERLAP REVIEW ANALYSIS

No overlap for this right



Handwritten lines for remarks and analysis.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic	From 1-1 To 12-31	.08 cfs	3.6 AFA

Totals: .08 cfs 3.6 AFA

2. Recommended Amendments

- ☐ Change P.D. as reflected above
- ☐ Add P.D. as reflected above
- ☐ Change P.U. as reflected above
- ☐ Add P.U. as reflected above
- ☒ None
- ☐ Other

J. AUTHENTICATION

Field Examiner's Name

Richard J Gempeler
2/1/88

Signature

Certification Date

Field Report Preparation Date

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

CONSULTANT SEAL



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JAN 11 1989
DEC 23 1988

POINT OF DIVERSION

BURIED AND
INSULATED TO
PROTECT FROM
FROST DAMAGE



PLACE OF USE

ONE HOUSE LOOKING
DUE WEST FROM
POINT OF DIVERSION
OTHER LINES RUN
DUE SOUTH OF P/D

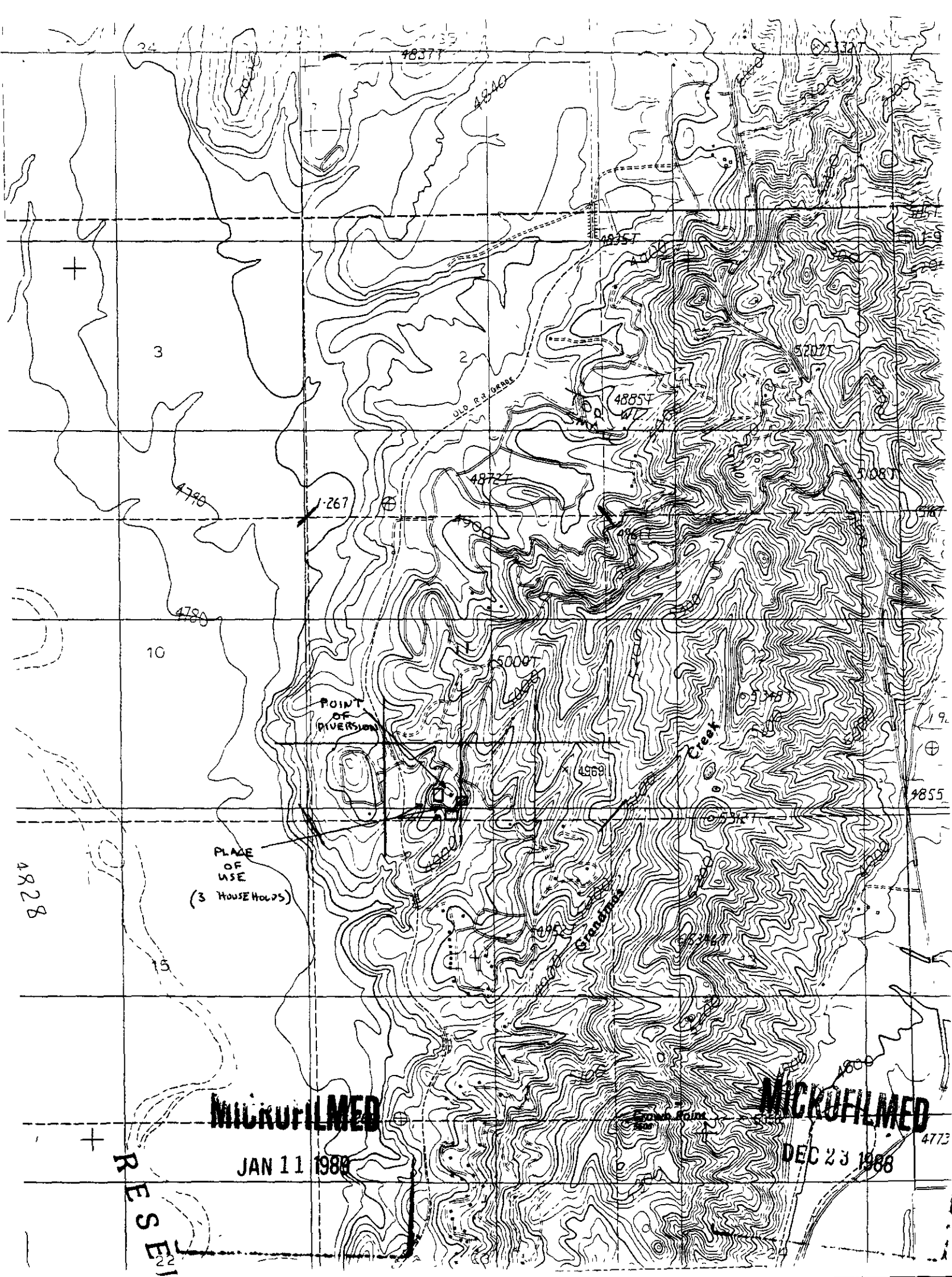


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DEC 23 1988

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JAN 11 1989



Dear Mr. Saxton,

I protest having to pay an additional \$50.00 for the field inspection. My proof of use was sent back to your office a couple years prior to House Bill 671 becoming effective. I'm being penalized because your inspectors are behind on their inspections.

Sincerely
E Swander

KEYPUNCHED

4/8
RECEIVED
AUG 18 1986

Department of Water Resources
Western Regional Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

For Office Use Only OK
Fee Received \$ 50
Date 8/20/86
Receipt # 20558
Receipt by [Signature]
Sent to S.O. 8-27-86

1. Permit No. 65 - 7860

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Everett W. Swander

3. Post Office Address: 3458 Constitution Way Boise, Idaho
Telephone No. 384-6511

4. Source of Water: Domestic well

5. Extent of Use:
Domestic 3 (No. of households) Stockwater (No. and type of stock)
Irrigation 3 (acres) Other/Remark

6. Total rate &/or volume for which proof is submitted .20 cfs 20 acre-feet

7. Show the date water was first diverted and beneficially used under this permit:
1978

8. Person to contact to accompany the department representative to the field examination:

MICROFILMED

DEC 23 1988

Everett Swander (Name)
3458 Constitution Way, Boise, Id. (Address) 384-6511 (Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date 8/14/86 Signature of Permit Holder (and title, if appropriate) Everett W. Swander

JAN 11 1989

State of Idaho
Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

03/11/2004

1500 11 MAR



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

65-7860
SMITH WATER USERS
C/O EVERETT W. SWANDER
3458 CONSTRUCTION WAY
BOISE, ID 83706

138537

June 5, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. **Microfilm** **Microfilm**
your decision to use this alternative and submit the fee for the department to conduct the field examination, but you may change to another certified examiner.

JAN 11 1989

DEC 20 1988

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

RECEIVED

JAN 11 1989

DEC 23 1988

October 19, 1983

Everett W. Swander
3458 Construction Way
Boise, ID 83706

Dear Everett:

Re: Permit No. 65-7860

This office received the statement of beneficial use postcard submitted by you for Smith Water Users on August 29, 1983.

Before a license can be issued, a field examination of the water distribution system must be completed by a representative from our regional office. I cannot tell you when this examination will be completed, but our regional personal will try to contact you to schedule it.

I note that you wish the words "Smith Water Users" deleted from the permit. Since the permit is considered personal property of Smith Water Users, before this can be done, the permit must be assigned from Smith Water Users to you. For your convenience, I've enclosed an assignment form.

If you have any questions concerning the permit, please feel free to contact us.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

cc: Western Region

E. W. Scander
3458 Const. ¹⁹⁸⁵ ~~High~~ Way
Boise, Idaho 83706



Idaho Department of Water Resources

203

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 65-7860.

Name(s) of Permit Holder Everett W. Swander (Delete Smith water users)

Post Office Address Boise, Idaho 3458 Constitution Way

Source of Water: Well Tel No. 334-1811

Extent of Use:

☒ Domestic 5 (number of households) (20 GPM)
☐ Stockwater
☐ Irrigation
☐ Other

Measuring Point Access Port.

Required? ☐ Yes ☒ No
 Required? ☐ Yes ☒ No

Installed? ☐ Yes ☐ No
 Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed

Aug. 26, 1983

Date

Everett W. Swander
 Signature of Permit Holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

SMITH WATER USERS
3458 CONSTRUCTION WAY
BOX 31
BOISE, ID 83706

138835

PROOF DUE NOTICE

JULY 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-7860 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE OCTOBER 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A 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
DEC 23 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

June 3, 1982

Everett W. Swander
3458 Construction Way
Boise, ID 83706

Dear Mr. Swander:

Re: Permit No. 65-7860

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use is extended to October 1, 1983.

Please note that the permit has been reinstated with an advance in priority since the extension of time request was submitted after the proof due date.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

SMITH WATER USERS
C/O EVERETT SWANDER
BOX 31
DUNNELLY, ID 83615

FEBRUARY 28, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-7860 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MAY 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS. → Date received by certified mail was 3/18/82.

SINCERELY,

Rita Fleck
RITA FLECK
SR. SECRETARY



ENC: 1

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

#138392

SMITH WATER USERS
C/O EVERETT SWANDER
BOX 31
DUNNELLY, ID 83615

FEBRUARY 28, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-7860 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MAY 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED

June 6, 1977

Re: Permit No. 65-7860

Smith Water Users
Everett Swander, Chairman
Box 31
Donnelly, ID 83615

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 65-7860. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/cah

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 65

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

☐ Pre-permit exam
☐ Adjudication Claim
☐ Dam Construction
☐ Papers Sent

(1) R.W.H 4-5-77

In form to receipt

(2) _____

Send Copies to:

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) _____

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant

(4) R.W.H 4-5-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels: no close obs wells

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use none platted

(10) _____

Comments: _____

(11) rf OK

Affidavit of Publication received(date) 5-5-77

(12) _____

Final date for protests 5-2-77

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve

☐ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

NO Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W By WJL Date 5-5-77

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Anderson
Governor

R. Kerth Higginson
Director

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

April 8, 1977

RE: Notice of Application for Water Permit No. 65-7860

The Star News
Box 985
McCall, ID 83638

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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before May 2, 1977.

Sincerely,

MICROFILMED

Bill submitted
5-5-77
J

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that ~~SMITH WATER USERS, Chairman: Everett~~
~~Swander Box 31 Donnelly, ID~~
has on ~~April 5, 1977~~ submitted Application No. ~~65-7860~~
for a permit to appropriate ~~0.20~~ cubic feet per second ~~acre feet~~
~~XXXXXXXXXX~~
per annum of water from ~~a groundwater source~~
~~XXXXXXXXXX~~
by means of ~~well~~
within the ~~SE 1/4, Sec 11 T14N-R3E B.M., Valley County~~

to be used from ~~Jan 1 to Dec 31~~
for ~~domestic purposes~~

within the ~~SE 1/4, SW 1/4, Sec 11 T14N-R3E B.M.~~

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before ~~May 2, 1977~~.

C. STEPHEN ALLRED

~~NOTARY~~ Director

Published in the ~~To Star News, McCall, ID~~
~~April 14, 1977~~ and ~~April 21, 1977~~

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