

RECEIVED

MAR 24 1971

Department of Water Administration

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the "Notice of Existing

as per clipping hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

two (2) consecutive weeks, the first publication of the

same being made in the issue dated December 31, 1970

and the last in the issue dated January 7, 1971 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Subscribed and sworn to before me this 7th

day of January, 1971

William E. Daniel

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Schwartz Brothers, Fruitvale, Idaho, have received an approved Permit No. G-33250/67-2367 issued by the Idaho Department of Water Administration authorizing the diversion of 0.044 cubic feet per second of water from a ground water source. The priority to be established under this permit is October 4, 1966 and the permit was approved October 7, 1966.

Water is to be diverted by well and pump from a point within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 19, T. 17N, R. 1W, B.M., Adams County, to be used for livestock water in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, T. 17N, R. 1W B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before October 7, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,

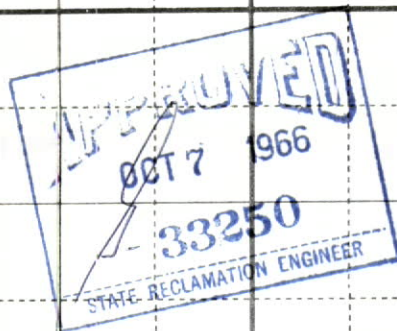
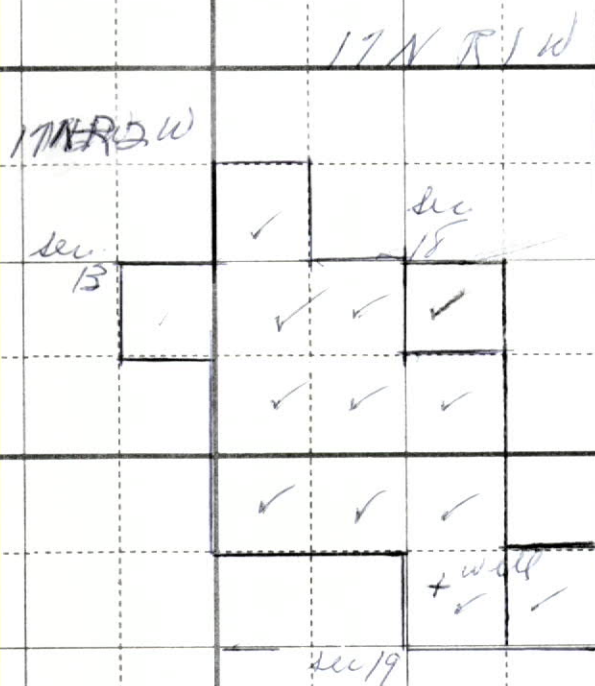
Director Idaho Dept. of Water Administration

Published in the Adams County Leader, Council, Idaho on December 31, 1970 and January 7, 1971.

cl
3-30-71

67 2367

Form No. 0



33250

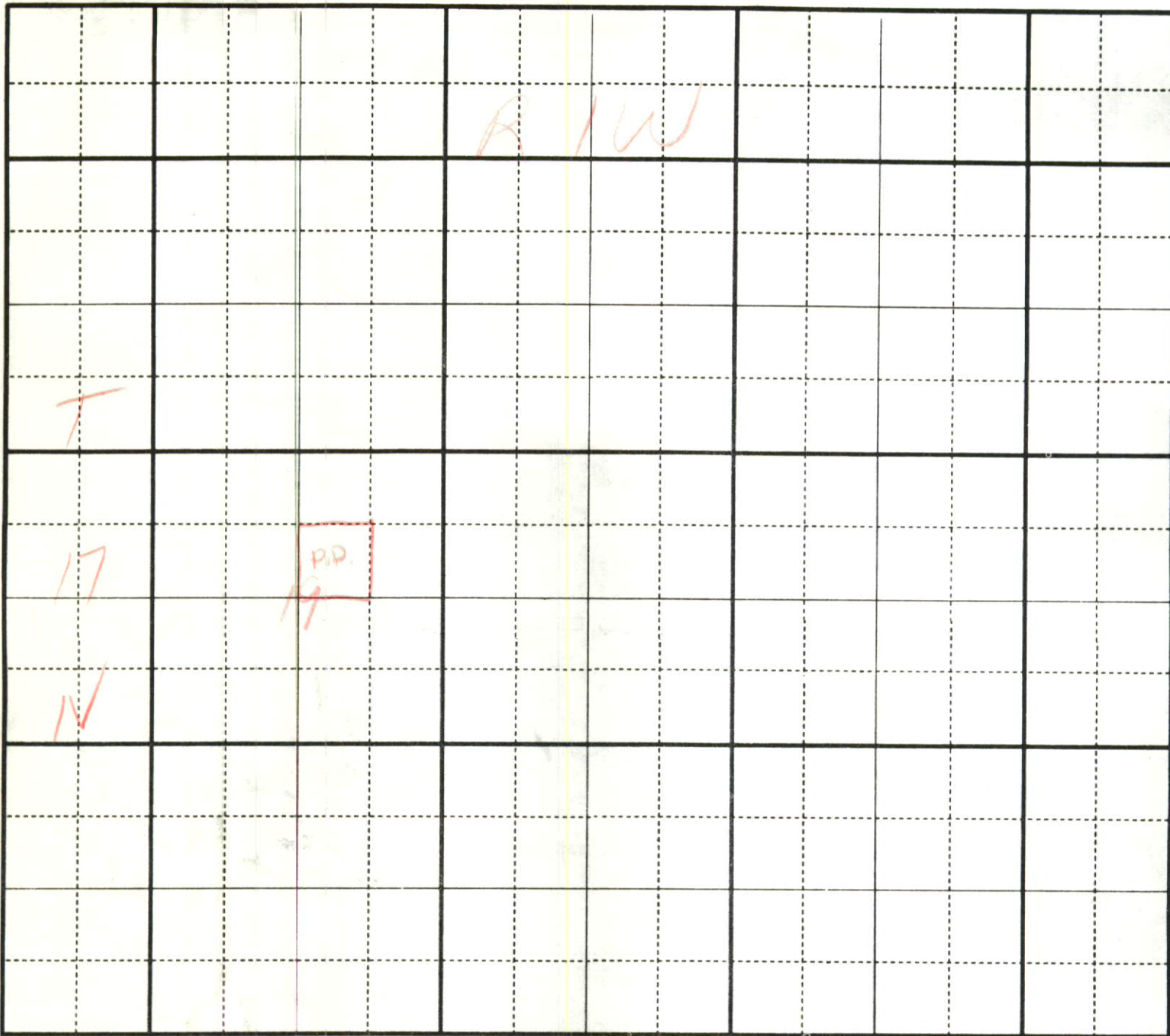


Diagram of System

DATE

EXAMINATION RECORDS

_____	_____
_____	_____
_____	by: _____
_____	_____
_____	_____
_____	by: _____
_____	_____
_____	_____
_____	by: _____
_____	_____
_____	_____
_____	by: _____

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 33250/67-2367 Priority Oct. 4, 1966 Amount 0.044 cfs

THIS IS TO CERTIFY, that Schwartz Brothers
of Fruitvale, Idaho, has complied with the terms and conditions of Permit
No. 33250/67-2367 issued pursuant to Application for Permit dated October 4, 1966,
and has submitted proof to the Department of Water Administration on October 7, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.044 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 0.044 cfs for Stockwater from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.044 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 19, Twp. 17 N, Rge. 1 W, B.M.

in the county of Adams; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1.4 acre feet per year ~~or~~ _____

~~XXXXXX XXXXXX~~

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
17 N	1 W	19			X														

Total number of acres irrigated _____

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 21st day of

May, 19 73.


Director

67 2367

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

RECEIVED

OCT 9 1971 ok

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Administration

1. a) Name of Permit Holder A. B. Schwartz

b) Post Office Address FRUITVALE, Idaho 83620

2. Permit Number G-33250/67-2367

3. Date of Priority that you are prepared to establish OCT. 7, 1966

4. a) Source from which water was appropriated SUBTERREAN

b) Location of the point of diversion: SW 1/4 NE 1/4, Section 19

Township 17N, Range R1W Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

amount 500 GALLON PER DAY for LIVESTOCK WATER purposes from JAN. 1 to DEC. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated _____ cfs and/or acre feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: WATER IS PUMPED INTO A 500-GALLON STOCK TANK

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean

source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Windmill type pump driven by a 3 hp gas motor - 6 inch casing - 140 Feet deep

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

500 Gallon Tank

c) Give well drillers name and address and date the well was completed _____

H. C. Nicholson, 921 6th Ave. So., PAYETTE, Idaho

well was completed Nov., 1966

67 2367 am typed 10-21-71
mjl

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use used For livestock water only

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: NONE

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres irrigated _____

10. Remarks: _____

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

10-6-71
(Date)

A. B. Schwartz
(Signature)

State of IDaho)
County of ADAMS) ss.

On this 6th day of OCTOBER, 19 71, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



Edwin D. Lester
Notary Public residing at Boise, Idaho

My commission expires 12/12/74

RECEIVED

MAR 26 1971

Department of Water Administration
Affidavit of Publication

State of Idaho, County of Adams, ss:

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Leader, a newspaper; that a copy of the "Notice of Existing

as per clipping
hereto attached, was published in the regular and entire issue
of said newspaper, and not in any supplement thereof, for

two (2) consecutive weeks, the first publication of the

same being made in the issue dated December 31, 1970

and the last in the issue dated January 7, 1971
that said newspaper is of general circulation in Adams County
Idaho, printed and published weekly at Council therein and
that said newspaper has been continuously and uninterrupted-
ly published in said county during a period of more than sev-
enty-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Subscribed and sworn to before me this

day of

January 7, 1971

Notary Public for Idaho,
Residing at Council, Idaho

**NOTICE OF EXISTING
WATER PERMIT**

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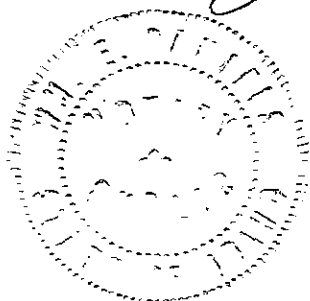
Proof of the application of the water to beneficial use is to be submitted to the Department on or before October 7, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON.

Director Idaho Dept. of Water Administration

Published in the Adams County Leader, Council, Idaho on December 31, 1970 and January 7, 1971.

OK
3-30-71



67 2367

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-33250/67-2367)

in the name of SCHWARTZ BROTHERS)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

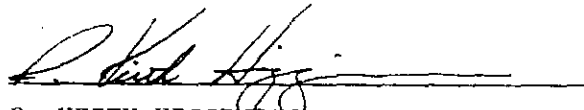
WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-33250 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedure as follows:

1. The above numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this 8th day of October, 1970.


R. KEITH HIGGINSON
Director

67 2367

67-2367

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41461
Permit No. G- 33250
District No.

1. Name of Applicant: Schwartz Brothers
Postoffice address: Fruitvale County: Adams State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute 20 G.P.M.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 19
Twp. 17 N , Rge. 1 W , B.M., County of Adams
5. Water is to be used for: livestock water
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 19 , Twp. 17 N
Rge. 1 W , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: pump
8. Estimated cost of works: \$ well and pump approx \$2,000.00
9. (a) Is reservoir to be used? stock water tanks
(b) Capacity of reservoir: 1000 gallons
10. The time required for the completion of such work and complete application of the water to the proposed use is
years. 5
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: The water from this well will be made available to all the grazing land as it will be piped to tanks at two different locations. Due to the location of the well this can be done quite simply. The over-flow from one tank can be piped to another pasture by the use of approximately 1000 feet of pipe. The second tank will be gravity fed from the first.

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.

SCHWARTZ BROTHERS

Applicant.

By /s/ VINCENT SCHWARTZ

Agent.

Date of first receipt at Department of Reclamation: October 4, 1966 8:00 A.M.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 33250

Recorded in Book 116 Page 33250 Approved October 7, 1966

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:

Bond in the sum of \$ to be filed on or before

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

One-fifth of the work above specified to be completed on or before April 7, 1969

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before October 7, 1971

Witness my hand this 7th day of October, 1966

/s/ R. KEITH HIGGINSON
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 7TH day of October, 1966

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ LOUIS E. CLAPP

Secretary of State.

By /s/ ROBERT E. SMYLIE
Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	Totals
			NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	
				LIVESTOCK WATER			

LICENSE ISSUED FOR 0.04 SEC. FT.
LICENSE PAID

Address all communications to:

P. O.

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G. 41461

Permit No. G. 33250

Water District No. _____

RECEIVED
OCT 4 1966
8:00 A.M.
Department of Reclamation

1. Name of applicant: Schroats Brothers

Post office address Fruitvale County Adams State Idaho

2. Quantity of water claimed: 20 gal per minute

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 19

Twp. 17N, Rge. R1W, B.M., County of Adams

5. Water is to be used for: Livestock water

6. If for domestic, municipal, industrial or recreational purposes give:

(a) Point of use of water is in the SW NE $\frac{1}{4}$ of the NE NW $\frac{1}{4}$ of Section 19

Twp. 17N, Rge. R1W, B.M.

(b) Waste water or sewage effluent is to be returned to _____

at a point in the _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$ of Section _____, Twp. _____, Rge. _____, B.M.

7. Kind of Works: Pump

8. Estimated cost of works: \$ Well + pump approx \$2000

9. (a) Is reservoir to be used? Stock tanks

(b) Capacity of reservoir: 1000 gal

10. The time required for the completion of such work and complete application of the water to the proposed use is

5 years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation: _____

(b) Amount of capital stock \$ _____ (c) Amount paid in: \$ _____

(d) Names and addresses of directors: _____

33250

Remarks:

The water from this well will be made available to all the grazing land as it will be piped to tanks at two different locations. Due to the location of the well this can be done quite ~~type~~ simply the over flow from one tank can be piped to another pasture by the use of approximately 1000 feet of pipe. The second tank will be gravity fed from the first.

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.

Schwartz Bros.

Applicant

By

Ernest Schwartz

1 1

012

Approval of State Reclamation Engineer

The number of this permit is G 33250
Recorded in Book 115 Page 33250 Approved OCT 7 1969

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:

Bond in the sum of \$ _____ to be filed before _____

One-fifth of the work above specified to be completed on or before April 7, 1969
The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before October 7, 1971

Witness my hand this 7th day of October, 1966

R. Keith Higgins
State Reclamation Engineer

IN TESTIMONY WHEREOF, We ROBERT E. SMYLIE, Governor of the State of Idaho,

and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be

hereunto affixed, this 7th day of October, 1966

Countersigned:

STATE OF IDAHO

By

Louis E. Clapp
Secretary of State

By

Robert E. Smylie
Governor

No. G 33250

PERMIT

Date of first receipt at office of State
Reclamation Engineer

October 4, 1966 8:00 A.M.

Returned to applicant for correction

Corrected application received

Fees, \$ 5.00

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$5.00

For each additional Sec. Ft. or Fraction

Thereof .25

33250

Form No. 0

17 N R/W

Sec 13

Sec 18

+ wall

Sec 19

APPROVED

OCT 7 1966

33250

STATE RECLAMATION ENGINEER

73250

WATER RIGHT NUMBER 67-2367

OWNER LAST NAME - SCHWARTZ BROTHERS

FIRST NAME - ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - FRUITVALE

STATE - ID ZIP CODE -

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 10-04-1966 COUNTY - ADAMS

TOTAL DIV. RATE - .0440 -CFS

TOTAL DIV. VOLUME -

1.40 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWNE 19 17N 01W LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE DIV. RATE -

.0440 CFS USE DIV. VOLUME -

1.40 AFA

USE - STOCKWATER

PLACE OF USE - TWN 17N RNG 01W SEC 19 TRACT SWNE LOT AC

DECREE NAME -

DATE -

TOTAL ACRES 0

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 33250

PROOF MADE - FLD EXAM - COND: OF APPROVAL -

DIVERSION MEANS -

9/78

IDENT. 67-2367

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

May 24, 1973

Re: License No. 33250/67-2367

Schwartz Brothers
Box 58
Fruitvale, Idaho 83620

Gentlemen:

Enclosed please find a copy of the Water License issued on the above referenced permit.

Sincerely,

Bobby D. Fleenor
Assistant Director

kss

Enclosure

67 2367

May 10, 1973

Schwartz Brothers
Box 58
Fruitvale, Idaho 83620

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 33250/67-2367 and has found the following:

Quantity of water diverted: 0.044 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.044 cfs

The maximum quantity diverted shall not exceed 1.4 acre feet per year.

Beneficial use: Stockwater purposes within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19,
Twp. 17N, Rge. 1W, B. M.

Point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, Twp. 17N, Rge. 1W, B. M.

Priority date established: Oct. 4, 1966

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

67 2367

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Schwartz Brothers
Postoffice address Box 58, Fruitvale, Idaho 83620 Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 20 gpm ~~cfs~~ for Livestock watering
_____ AF/Annum (nature of use)

Period of Use: from January 1 to December 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 33250/67-2367
Examination for B/U

4. Total amount to be appropriated:

Max Rate of Diversion 20 gpm ~~cfs~~ and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 17 N, Range 1 E, B.M., Section 19, Subdivision SW 1/4 NE 1/4, Adams
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County

Other Points of Diversion: _____

Description of diverting works: Windmill type pump driven by a 3 h.p. gas motor - 6" casing
140 feet deep

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
17N	1W	19			x														

TOTAL AC _____

11/1

T

17

N

10

7

Diagram of System

DATE:

EXAMINATION RECORDS

by:

by:

by:

by:

DATE OF EXAM 29 June 72

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= .05 c.f.s. V= 14.6 AF/Ann. from 1 Jan to 31 Dec

Is water co-mingled? yes _____ no ✓

Name source: Groundwater
twp. 17 N/S, Rge 1 E/W B.M., Sec. 19, Sub. SW $\frac{1}{4}$ NE $\frac{1}{4}$ Adams
County

Exchange? yes _____ no ✓

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____
County

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____
County

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____
County

Total Q measured .05 Method of measurement Estimate + owners' report

Total Q recommended .05 Meter No. _____ Type _____ Condition _____

Total V recommended 14.6 Ac Ft/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None

MEASUREMENT CALCULATION:

Q = .05 estimated from owners statement - no reliable means to measure. This amount appears reasonable

V = 14.6 Ac Ft/Ann (Recommend this amount as the system does not operate continuously)

SYSTEM DESCRIPTION:

5" Well Myer Bros Pump (Windmill & hand operated type) with Pulley & Gear drive to operate from gas engine. Switching to Windmill Power AS gas engine setup doesn't work well.
2' discharge 50 feet to approx 300 gal stock tank with remote overflow drain.

REMARKS:

Examiner's Signature James Barker Date 29 June 72

Checked by _____ Date _____

Approved by _____ Date _____

October 18, 1971

Re: Permit No. G-33250/67-2367

Schwartz Brothers
Box 58
Fruitvale, Idaho 83620

Gentlemen:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative from this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

67 2367

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

☐

Show to whom, date and address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

23014

1

Schwartz Brothers

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

Edith Schwartz

DATE DELIVERED

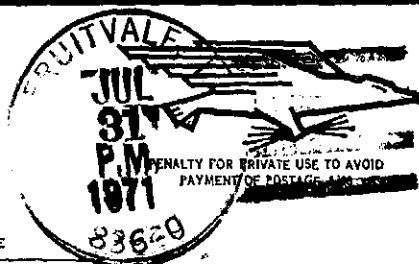
7-31-71

3

SHOW WHERE DELIVERED (*only if requested*)

67 2367

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS



POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

RETURN
TO

DEPARTMENT OF COMMERCE
STATE OF CALIFORNIA
BOISE, IDAHO 83707

67 2367

c55-10-71248-11

FCD Form 3811 Apr. 1969

July 30, 1971

CERTIFIED MAIL

#22314
23014

Re: Permit No. G-33250/67-2367

Schwartz Brothers
Box 58
Fruitvale, Idaho 83620

Gentlemen:

One of the conditions of approval of your water Permit No. G-33250/67-2367 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before October 7, 1971. Enclosed is an affidavit form which must 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 affidavit 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.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit
dr

67 2367

March 31, 1971

Re: Permit No. G-33250/67-2367

Schwartz Brothers
Box 58
Fruitvale, Idaho 83620

Gentlemen:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Since proof of beneficial use of water is not required until October 7, 1971, the Department will notify you sixty days in advance of the due date.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

67 2367

March 24, 1971

Re: Permit No. G-33250/67-2367

Mr. A. B. Schwartz
Post Office Box # 58
Fruitvale, Idaho 83620

Dear Mr. Schwartz:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until October 7, 1971. However, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Adams County Leader, Council, Id. and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McElldowney
Appropriation Supervisor

DWM:CM

67 2367

January 27, 1971

Re: Permit No. G-33250/67-2367

Mr. A. B. Schwartz
Post Office Box # 58
Fruitvale, Idaho 83620

Dear Mr. Schwartz:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until October 7, 1971. However, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Adams County Leader, Council, Id. and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:CM

67 2367

December 22, 1970

Re: Application for Permit No. G-33250/67-2367

Mr. A. B. Schwartz
Post Office Box # 58
Fruitvale, Idaho 83620

Dear Mr. Schwartz:

The legal notice for the above-referenced permit is being published in the

Adams County Leader, Council, Idaho on December 31, 1970

and January 7, 1971.

You will be required to submit an affidavit of publication to this department.
The affidavit may be obtained from the above-mentioned newspaper upon payment of
the bill of publication.

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:CM

67 2367

December 21, 1970

Re: Application for Permit No. G-33250/67-2367

The Adams County Leader
Council,
Idaho 83612

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing ample time for you to submit to us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact the Department of Water Administration immediately.

The expense of the publication is to be paid by A. B. Schwartz, Post Office Box # 58, Fruitvale, Idaho, to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McElDowney
Appropriation Supervisor

DWM:CM

Enc: Legal Notice

67 2267

RECEIVED

NOTICE OF EXISTING WATER PERMIT

DEC 17 1970

Notice is hereby given that Schwartz Brothers, Fruitvale, 1/4 N, Idaho,
have has received an approved Permit No. G-33250/67-2367 issued by the Idaho Department of Water Administration authorizing the diversion storage of 0.044 cubic feet per second add/d added per annum of water from a ground water source.

The priority to be established under this permit is October 4, 1966 and the permit was approved October 7, 1966.

Water is to be diverted by well and pump from a point within the SW 1/4 NE 1/4, Sec. 19, T. 17N, R. 1W, B.M., Adams County,

to be used for livestock water in the SW 1/4 NE 1/4, NE 1/4 NW 1/4, Sec. 19, T. 17N, R. 1W, B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before October 7, 1971 ^{Det}. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON, Director
Idaho Dept. of Water Administration

Published in the Adams County Leader, Council, Idaho, on December 31, 1970 and January 7, 1971.

Permit No. G-33250/67-2367

Director:

You are hereby authorized to have the above notice published at my expense in the Adams County Leader of Council, Idaho; published in the county in which the works are situated.

A. B. Salvendy
(Signature)

Fruitvale, Ida
(Address)

12-16-70
(Date)

1304 58
67 5587

October 14, 1970

Re: Permit No. G-33250 (New No. 67-2367)

Schwarta Brothers
Fruitvale
Idaho 83620

Gentlemen:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

67 2367

DWM:DR
Enc: Order
Advertising package

67 2367

October 17, 1966

Re: Permit No. G-33250

Schwartz Brothers
Fruitvale, Idaho

Gentlemen:

We enclose Permit No. G-33250 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-10926 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit.

Very truly yours,

Enc. permit, receipt

MRB:ejw

M. RUSSELL BOSCH
Office Manager

33250

Re: Application
for permit

September 29, 1966

33250

RE: Application for Permit

Schwartz Brothers
Fruitvale, Idaho

Gentlemen:

Returned herewith is your application for permit for stock water. You failed to fill out the amount of water desired under question #2, also, your map indicates several 40 acre subdivisions and will the water be used in each of these. You show your well but where does the water go from there? Also, you failed to include the filing fee which should be \$5.00.

Please make the necessary corrections to the application and return it and your check promptly.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw
Encl: Application

JK

33250