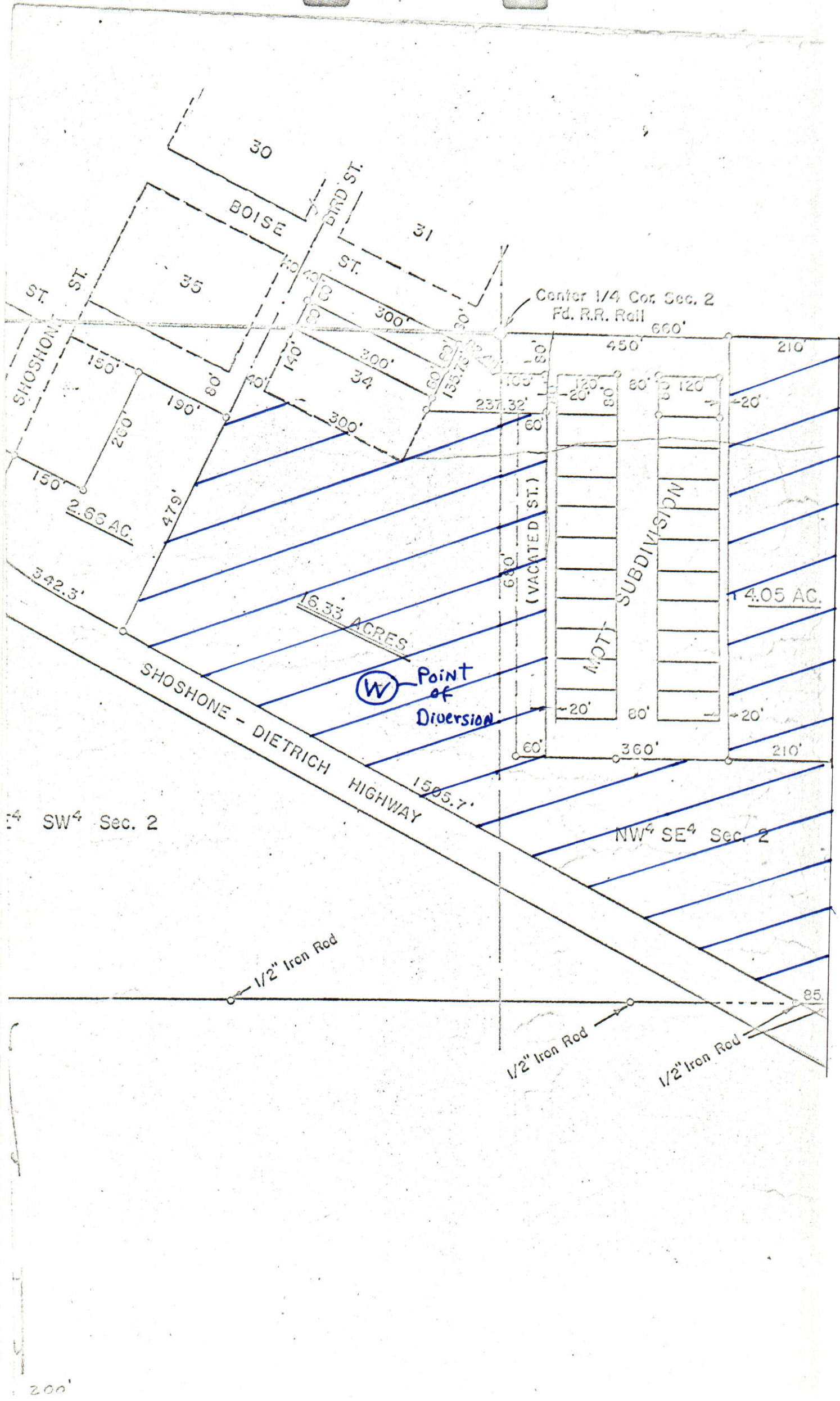




# AFFIDAVIT OF PUBLICATION

State of Idaho, }  
County of Lincoln } SS.

Laray Trammel, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 8 day of July,

1976, and the date of the last publication was on the 15

day of July, 1976.

Laray A Trammel

Subscribed and sworn to before me this 15

day of July, 1976.

(SEAL)

Mary Ann Hagen  
NOTARY PUBLIC

## LINCOLN COUNTY JOURNAL

Shoshone, Idaho

## COST OF PUBLICATION

Number of Lines in Notice .....

Number of Insertions .....

Lines tabular at ..... 315c

28 Lines straight at ..... 21c

28 Subsequent lines at ..... 15c

TOTAL COST .... 10.08

## COPY OF NOTICE

(Paste Here)

Water Permit

TITLE OF NOTICE

37-4068-Wm Swan

PLAINTIFF ATTORNEY

DEFENDANT

### NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that William F. Swan, Box 405, Shoshone, Idaho 83352 has on 6-25-76 submitted Application No. 37-7498 for a permit to appropriate .41 cubic feet per second of water from groundwater by means of well, pump and sprinkler system within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 2, Twp. 6S, Rge. 17E, B.M., Lincoln County to be used from March 15 to November 15 for irrigation within the NE $\frac{1}{4}$ SW $\frac{1}{4}$  (11.3 acres), NW $\frac{1}{4}$ SE $\frac{1}{4}$  (9.08 acres), Sec. 2, Twp. 6S, Rge. 17E, B.M.

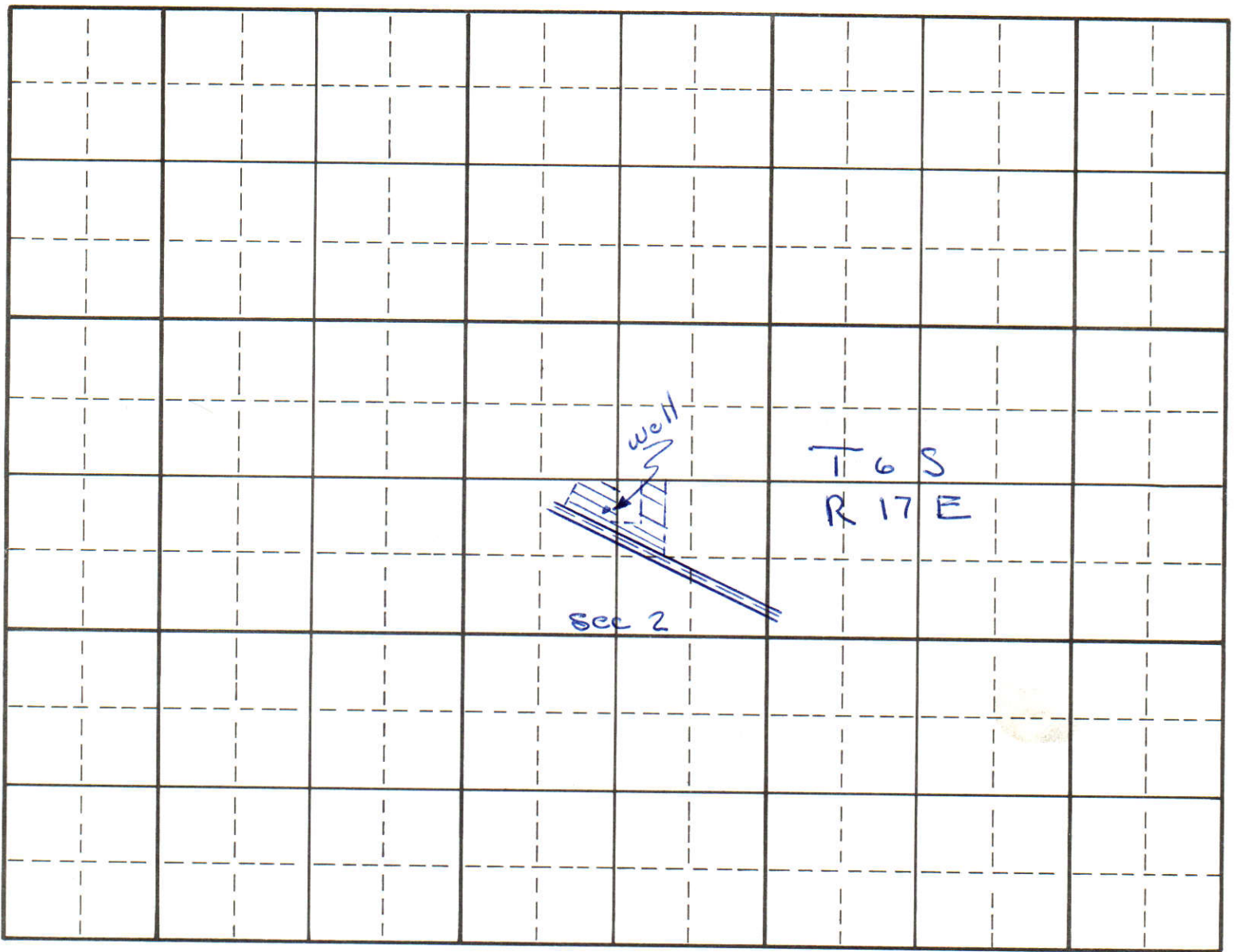
If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before July 26, 1976.

/S/ R. KEITH HIGGINSON  
Director

Pub: 7-8, 15

7 pt. per line, successive  
insertions ..... 15c

No 1468



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

✓ Point(s) of diversion: NE 1/4 SW 1/4; Sec 2 T 6 S R 17 E

Place(s) of Use

| TWP. | RGE. | 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 |        |
| 6S   | 17E  | 2    |        |        |        |        |        |        |        |        | 10     |        |        |        |        | 3      |        |        | 18     |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

TOTAL 18

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

Examiner's Signature Gary Sundberg

Checked by JF Stanton

Approved by [Signature]

Date 11/29/1982

Date 11-29-82

Date 1-4-83

RECEIVED

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7498 Priority June 25, 1976 Amount 0.30 cfs

THIS IS TO CERTIFY, that William E. Swan  
of Shoshone, Idaho, has complied with the terms and conditions of Permit  
No. 37-7498 issued pursuant to Application for Permit dated June 25, 1976,  
and has submitted proof to the Department of Water Resources on June 9, 1981,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 0.30 cfs of water from a groundwater source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use | Period of Use                                                                           | Rate of Diversion | Annual Volume |
|----------------|-----------------------------------------------------------------------------------------|-------------------|---------------|
| Irrigation     | from <u>March 15</u> to <u>November 15</u> at <u>0.30</u> cfs and <u>63.0</u> acre feet |                   |               |
|                | from _____ to _____ at _____ cfs and _____                                              |                   |               |
|                | from _____ to _____ at _____ cfs and _____                                              |                   |               |

Subject, however, to the condition that no more than 0.30 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
63.0 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 2, Twp.  
6S, Rge. 17E in the County of Lincoln

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SE $\frac{1}{4}$ | SW $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SE $\frac{1}{4}$ | SW $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SE $\frac{1}{4}$ | SW $\frac{1}{4}$ |        |
| 6S   | 17E   | 2    |                  |                  |                  |                  |                  |                  |                  | 10               |                  |                  |                  | 8                | 18     |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 18

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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 31 day of  
January, 19 83.

Director

Identification No. \_\_\_\_\_

Application No. 37-7498

**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 William E. Swan Phone: 886-2502  
post office address Box 405, Shoshone, Idaho 83352
2. Source of water supply Groundwater which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is NE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 2 Township 6S  
Range 17E B.M. Lincoln 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 .41 for irrigation purpose from March 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. .41 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. well, pump and sprinkler system  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- 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 6 inches; proposed depth of well is 225 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 \$ 5,000.
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: \_\_\_\_\_ 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 \_\_\_\_\_  
(5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

[illegible]

Total number of acres to be irrigated 20.38

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

10. Remarks

# WARRANTY DEED

For Value Received the undersigned, MILDRED MOTT PAULSON and H. B. PAULSON, wife and husband; CLAIRE MOTT HAWORTH and KENNETH HAWORTH, wife and husband, and LOUISE WILLIAMS, a ~~widow~~ *single woman*, the grantors, do hereby grant, bargain, sell and convey unto WILLIAM SWAN

the grantee, the following described premises, in Lincoln County Idaho, to wit:

That part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$  and the NE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 2, Township 6 South, Range 17 East, Boise Meridian, Lincoln County, Idaho, described as follows:

Beginning at the center 1/4 corner of said Section 2;  
Thence East 450.0 feet to the true point of beginning;  
Thence South 840.0 feet;  
Thence West, 360.0 feet;  
Thence North, 680.0 feet;  
Thence West, 237.32 feet to the southeasterly line of block 34 of the City of Shoshone, Idaho;  
Thence S 26° 39' W, 124.24 feet to the Southeast corner of said Block 34;  
Thence N 63° 21' W, 340.0 feet along the southwesterly line of said Block 34 to the centerline of Bird Street;  
Thence S 26° 39' W, along said centerline extended, 559.0 feet to the Northeasterly right of way of the Shoshone-

Dietrich Highway;

Thence Southeasterly along said Highway Right of Way, 1505.7 feet to the South line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Thence East, 85.5 feet;

Thence North 1320.0 feet to the North Line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Thence West, 210.0 feet to the point of beginning; containing 20.38 acres, more or less.

Grantee, as part of the consideration for the transfer of the premises above described, agrees to erect a boundary fence along the boundary line separating the property above described and other property, retained by the Grantors, known as Mott Subdivision to Shoshone Townsite. Said fence shall be a lawful barb wire fence and must be erected prior to May 1, 1972.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owner s in fee simple of said premises; that they are free from all incumbrances save and except taxes for 1971,

and that the Y will warrant and defend the same from all lawful claims whatsoever.

Dated: September 2, 1971.

Mildred Mott Paulson

Claire Mott Haworth

H. B. Paulson

Louise Mott Williams

See reverse side for additional acknowledgments.

STATE OF IDAHO, COUNTY OF Lincoln

On this 2<sup>nd</sup> day of September, 19, 71, before me, a notary public in and for said State, personally appeared Mildred Mott Paulson and H. B. Paulson, wife and husband,

known to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Fraup M. Perry Notary Public

Residing at Jerome, Idaho  
Comm. Expires 1/4/72

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of William Swan at 5 minutes past 10 o'clock A. m., this 5<sup>th</sup> day of October, 1971, in my office, and duly recorded in Book 64 of Deeds at page film 125054

Luella S. Kinsley Ex-Officio Recorder

By Elizabeth M. Padoaga Deputy.

Fees \$  
Mail to: William Swan  
Box 45 - Shoshone.

REVENUE STAMPS

STATE OF IOWA, )

ss.

County of Poweshiek.)

On this 25 day of September, 1971, before me, a Notary Public in and for said State, personally appeared CLAIRE MOTT HAWORTH and KENNETH HAWORTH, wife and husband, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Leanne M. Patton  
Notary Public for Iowa,  
Residing at:

My Commission expires: July 4, 1972

STATE OF WASHINGTON, )

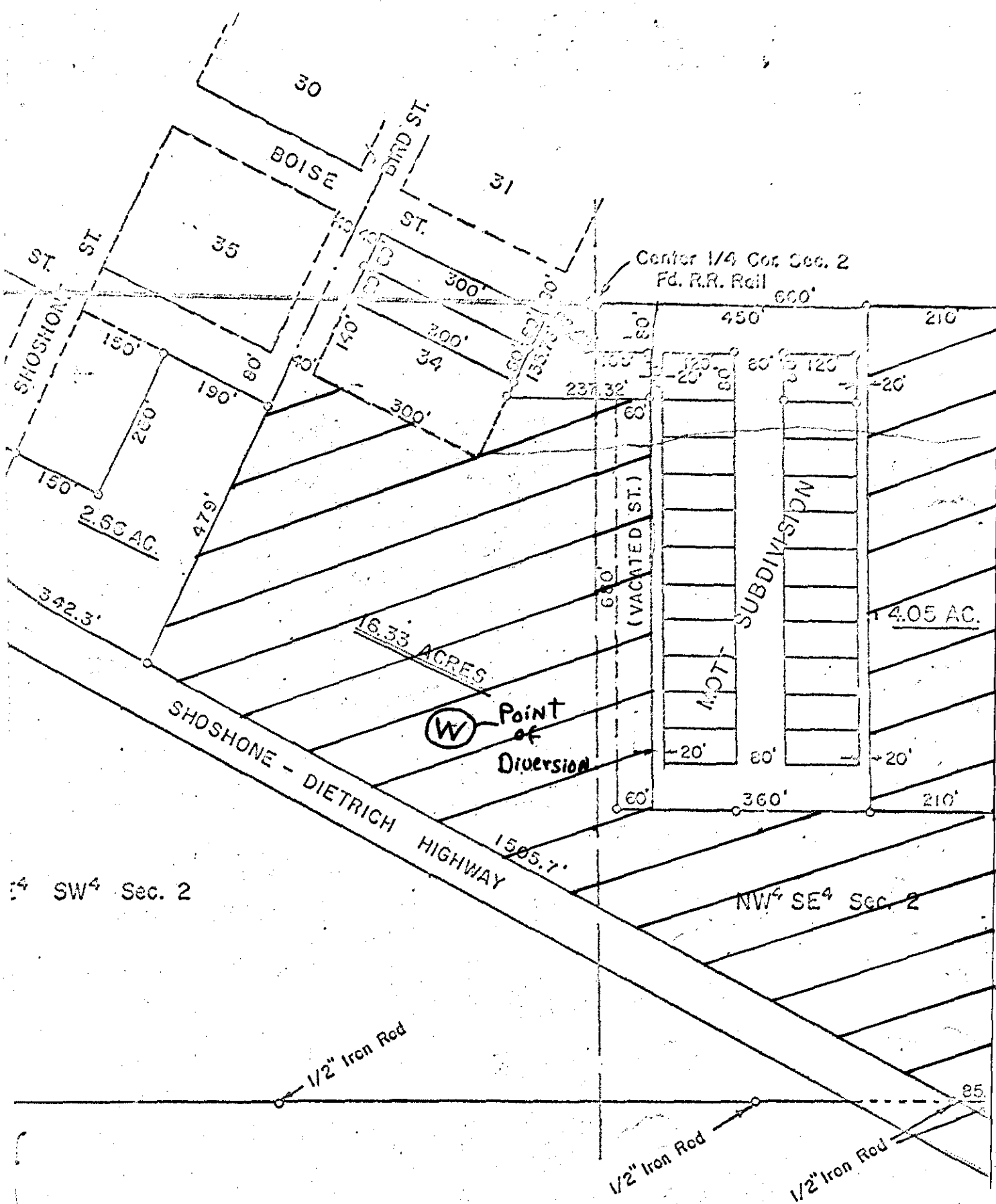
ss.

County of King. )

On this 21st day of September, 1971, before me, a Notary Public in and for said State, personally appeared LOUISE WILLIAMS, a widow, known to me to be one of the persons whose names are subscribed to the within instrument, and acknowledged to me that she executed the same.

Lois D. Brockdale  
Notary Public for Washington,  
Residing at: Seattle

My Commission expires: 4/15/72



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

A blank sheet of graph paper featuring a uniform grid of squares. The grid consists of solid black lines forming the outer border and dashed gray lines forming the internal divisions. The paper is oriented vertically and contains no text or markings other than the grid itself.

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.

William E Swan  
(Applicant)

Proposed Priority 6-25-76

Received by TGB Date 6-25-76 Time 3:00 PM

Preliminary check by RN Fee \$ 25.00 Rpt # 2129

Received by pj Date 6-25-76

Publication prepared by pj Date 6-25-76

Published in Lincoln County Journal

Publication dates July 8 and 15, 1976

Publication approved pj Date 7-8-76

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by ms DRT

#### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

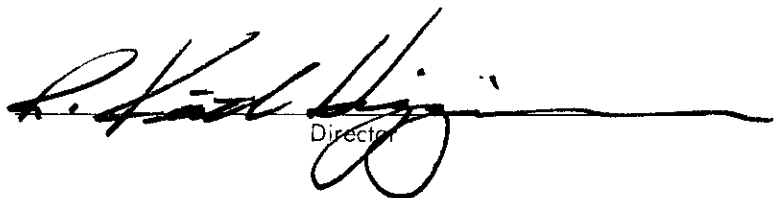
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-7498, and said application is hereby APPROVED.

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

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 81.
- Other: \_\_\_\_\_

2. Denial of said application is for the following reasons: \_\_\_\_\_

Witness my hand this 7 day of August, 19 76.

  
Director

# AFFIDAVIT PUBLICATION

State of Idaho, }  
County of Lincoln } SS.

Laray Trammel, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 8 day of July

1976, and the date of the last publication was on the 15

day of July, 1976.

Laray A Trammel

Subscribed and sworn to before me this 15

day of July, 1976.  
(SEAL)

Mary Ann Hagen  
NOTARY PUBLIC

## LINCOLN COUNTY JOURNAL

Shoshone, Idaho

## COST OF PUBLICATION

Number of Lines in Notice .....

Number of Insertions .....

Lines tabular at ..... 315c

28 Lines straight at ..... 21c 5.88

28 Subsequent lines at ..... 15c 4.20

TOTAL COST .... 10.08

## COPY OF NOTICE

(Paste Here)

Water Permit

TITLE OF NOTICE

37.4068 - Wm Swan  
PLAINTIFF ATTORNEY

DEFENDANT

**NOTICE TO DEFENDANT**  
Notice is hereby given that William F. Swan, Box 400, Shoshone, Idaho 83453 has on 4-20-76 filed Application for permit for a permit to appropriate 21 cubic feet per second of water from ground water in Section 2, Township 22N, Range 12E, Lincoln County, Idaho, and from March 15 to November 15 for irrigation with the NE 1/4 (11.5 acres), Section 2, Range 22N, Sec. 2, Township 22N, Range 12E, Lincoln County, Idaho. If issued, this permit will be subject to the provisions of the Ground Water Act of 1968, as amended, and the rules and regulations of the Idaho Department of Water Resources. The State Engineer of Idaho is the authority for the issuance of this permit. The State Engineer of Idaho is the authority for the issuance of this permit. The State Engineer of Idaho is the authority for the issuance of this permit.

W. F. SWAN  
Attorney

Page 74

1  
7  
7 pt. per line, successive  
insertions ..... 15c

N<sup>o</sup> 1468

# AFFIDAVIT PUBLICATION

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each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 5 day of July 1976, and the date of the last publication was on the 15 day of July, 1976.

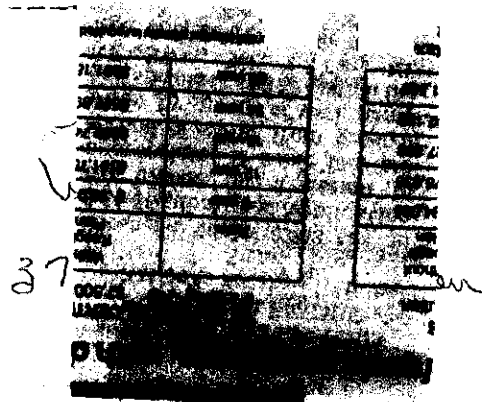
Laray A Trammel

Subscribed and sworn to before me this 15 day of July, 1976.  
(SEAL)

Mary Ann Hagen  
NOTARY PUBLIC

## LINCOLN COUNTY JOURNAL Shoshone, Idaho COST OF PUBLICATION

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TOTAL COST --- 10.08



PLAINTIFF

BILL TO

Dept of Water  
Resources  
1041 Blue Lakes Blvd N  
Idaho Falls Id

AK  
7-19-76

| PUBLICATION RATES                     |       |      |
|---------------------------------------|-------|------|
| (Idaho Code, Rev. Statutes 1971)      |       |      |
| 7 pt. per line, straight              | ..... | 21c  |
| 7 pt. per line, tabular               | ..... | 315c |
| 7 pt. per line, successive insertions | ..... | 15c  |

N<sup>o</sup> 1468

WATER RIGHT NUMBER 37-7498 ✓

OWNER LAST NAME - SWAN ✓  
ADDRESS LINE 1 - P.O. BOX 405 ✓  
ADDRESS LINE 3 -FIRST NAME - WILLIAM E. ✓  
ADDRESS LINE 2 -  
CITY - SHOSHONE ✓

ORIG OWNER -

STATE - ID ✓ ZIP CODE - 83352 ✓

SOURCE - GROUNDWATER ✓

TRIBUTARY OF -

STAGE - LICENSE ✓ STATUS - PRIORITY - 06-25-1976 ✓ COUNTY - LINCOLN ✓ TOTAL DIV. RATE - .3000 ✓ CFS

TOTAL DIV. VOLUME - 63.00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -

DIVERSION POINT - NESW 02 06S 17E LOT REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 03-15 TO - 11-15 ✓ USE - IRRIGATION ✓ USE DIV. RATE - .3000 CFS USE DIV. VOLUME - 63.00 AFA

USE - IRRIGATION ✓ PLACE OF USE - TWN 06S RNG 17E SEC 02 TRACT NESW LOT AC 10 TRACT NWSE LOT AC 08

DECREE NAME -

DATE -

TOTAL ACRES 18

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 08-01-1981 PERMIT/DENIED - 08-07-1976 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - WELL, PUMP &amp; SPRINKLERS.

February 15, 1983

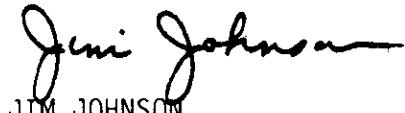
RE: Permit No. 37-7498

William E. Swan  
Shoshone,  
Idaho 83352

Dear Mr. Swan:

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim Johnson", with a long horizontal flourish extending to the right.

JIM JOHNSON  
Water Distribution Supervisor

JJ:kw  
Enclosure



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

January 11, 1982

RE: Permit No. 37-7498

William E. Swan  
Shoshone,  
Idaho 83352

Dear Mr. Swan:

A representative of this Department has made an examination of the works covered by your Permit No. 37-7498, and has found the following:

Amount of water that can be recognized as beneficially used under  
Idaho law: 0.30 cfs Source: groundwater

The maximum quantity diverted shall not exceed 63.0 acre feet  
per year.

Point(s) of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 2, Twp. 6S, Rge. 17E, Lincoln County

Beneficial use: Irrigation of 18 acres within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 2,  
Twp. 6S, Rge. 17E

Priority date established: June 25, 1976

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

JJ:kw

RECEIVED

State of Idaho  
DEPARTMENT OF WATER RESOURCES  
FIELD REPORT

DEC 8 1982

Department of Water Resources

37-7498

Permit No.

CONTACT WITH PERMIT HOLDER

|                                                                               | DATE         | INITIALS | REMARKS |
|-------------------------------------------------------------------------------|--------------|----------|---------|
| <input type="checkbox"/> Appointment letter mailed:                           | July 8, 1981 | LS       |         |
| <input type="checkbox"/> Telephone call made:<br>(List Telephone No. used)    |              |          |         |
| <input type="checkbox"/> Appointment scheduled for:<br>(Date, time, location) |              |          |         |

EXAMINATION

Date 8-4-1982 Accompanied by William Swan Total Q measured 0.30 cfs.  
If source is surface water, estimate total flow of source ✓  
Methods of measurement Pressure Gauge Meets Permit requirements? yes

Measurement calculations: 37 Hd, 9/64 Nozzles - Rainbird 30's 40 PSI Ave-  
 $37 \text{ Hds} \times 3.63 \text{ gal/min} = 134.31 \text{ gal/min}$   
 $\frac{134.31 \text{ gal/min}}{448.8 \text{ gal/min/cfs}} = 0.299 \approx 0.30 \text{ cfs}$   
63.0 AFA. = (3.5 ACF/Acr/Acr)(18.0 Acr)  
.3 x 1.9835 x 245 = 145.8

| WELL/DIVERSION*<br>NO. | HP | MOTOR<br>MAKE | MOTOR<br>SERIAL NO. | PUMP<br>MAKE | PUMP<br>SERIAL NO. | MEASURING<br>DEVICE TYPE | CONDITION OF<br>MEAS. DEV. | REMARKS |
|------------------------|----|---------------|---------------------|--------------|--------------------|--------------------------|----------------------------|---------|
|                        | 15 | Franklin      | Submersible         |              |                    |                          |                            |         |

System Description Submersible Well, motor, pump & sprinkler  
line.

\*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

| USE               | Irrigation requirement = | AFA/Acre          | FROM        | TO           |
|-------------------|--------------------------|-------------------|-------------|--------------|
|                   | Q (cfs)                  | V (afa)           |             |              |
| <u>IRRIGATION</u> | <u>0.30 cfs</u> ✓        | <u>63.0 AFA</u> ✓ | <u>3-15</u> | <u>11-15</u> |
|                   |                          |                   |             |              |
|                   |                          |                   |             |              |
|                   |                          |                   |             |              |
|                   |                          |                   |             |              |
|                   |                          |                   |             |              |
|                   |                          |                   |             |              |
|                   |                          |                   |             |              |
|                   |                          |                   |             |              |
| Total             | <u>0.30 cfs</u> ✓        | <u>63.0 AFA</u> ✓ | <u>3-15</u> | <u>11-15</u> |

Remarks No Overlapping rights

A hand-drawn map on a grid. The grid is composed of solid lines forming a 10x10 grid of squares, with dashed lines forming a 20x20 grid of smaller squares. In the center of the grid, there is a small rectangular area with diagonal hatching. An arrow points to this area from the word "well" written above it. Below the hatched area, the text "Sec 2" is written. To the right of the hatched area, the text "T 6 S" is written above "R 17 E".

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NE 1/4 SW 1/4; Sec 2 T6S R17E

[illegible]

|       |    |
|-------|----|
| TOTAL | 18 |
|-------|----|

☒ None  
☐ Other

Approved by

Date 1-4-83



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

John V. Evans  
Governor

1041 Blue Lakes Blvd. North  
Twin Falls, Idaho 83301  
(208) 734-3578

C. Stephen Allred  
Director

July 7 1981

William F. Swan  
Shoshone,  
Idaho 83352

Re: Permit No. 87-7498

Dear Mr. Swan:

We acknowledge receipt of the 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 of 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.

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Sincerely,

Gary L. Funderburg  
Senior Water Resource Agent

cc: Permit

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 37-7498

Name(s) of Permit Holder: WILLIAM E SWAN

Post Office Address: SHOSHONE IDAHO 83352

Tel. No. 886-2502

Source of Water: GROUNDWATER

Extent of Use: ☐ Domestic (number of households)  
☐ Stockwater (number and type of stock)  
☒ Irrigation 20.38 (acres)  
☐ Other

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

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

June 8/81  
Date

William E Swan  
Signature of Permit Holder

RECEIVED

JUN 9 1981

Department of Water Resources

WILLIAM E. SWAN  
Box 405  
Shoshone IDAHO  
83352



IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

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

SWAN, WILLIAM E.  
P.O. BOX 405  
SHOSHONE, ID 83352

108217

MAY 31, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 37-7498 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE AUGUST 01, 1981. (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. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

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

ENCLOSURES

WATER RIGHT NUMBER 37-7498

OWNER LAST NAME - SWAN  
ADDRESS LINE 1 - P.O. BOX 405  
ADDRESS LINE 3 -FIRST NAME - WILLIAM E.  
ADDRESS LINE 2 -  
CITY - SHOSHONE

ORIG OWNER -

STATE - ID ZIP CODE - 83352

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - PERMIT STATUS - PRIORITY - 06-25-1976 COUNTY - LINCOLN TOTAL DIV. RATE - <sup>1.3</sup> ~~4100~~ -CFS

TOTAL DIV. VOLUME - 63.0 .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -

DIVERSION POINT - NFSW 02 06S 17E LOT REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 03-15 TO - 11-15 USE - IRRIGATION USE DIV. RATE - <sup>1.3</sup> ~~4100~~ CFS USE DIV. VOLUME - 63 ~~400~~ AFAUSE - IRRIGATION PLACE OF USE - TWN 06S RNG 17E SEC 02 TRACT NESW LOT 10 AC 11 TRACT NWSE LOT AC ~~09~~ 8

DECREE NAME -

DATE -

TOTAL ACRES 20

X → REMARKS - AC. IRR.=20.38.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 08-01-1981 PERMIT/DENIED - 08-07-1976 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL 01 03A

DIVERSION MEANS - WELL, PUMP &amp; SPRINKLERS.

IDENT. NO. 37-7498

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]

August 9, 1976

Re: Permit No. 37-7498

William E. Swan  
Box 405  
Shoshone, ID 83352

Dear Mr. Swan:

Enclosed is a copy of your approved Application for Permit No. 37-7498 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:mef

Enclosure

Note: the application applies for  
.41 CFS. however it is unlikely  
that the C.F.S. will exceed .3 cfs.  
due to the method of irr. I would  
suggest we not require a meas.  
device mts. OK DRT

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. 37-7498 William E. Swan

☒ 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

(1) RJN 6/28/76

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) BS 6-28-76

In form for advertising

(5) \_\_\_\_\_

Platted on Map No. \_\_\_\_\_

(6) \_\_\_\_\_

Located within Water District No. \_\_\_\_\_

(7) mls 7-26-76

Critical groundwater area: yes \_\_\_\_\_ no ☒

(8) mls 7-26-76

Groundwater levels:

\_\_\_\_\_ Declining, ☒ Stable, \_\_\_\_\_ Increasing  
(comment) \_\_\_\_\_

(9) \_\_\_\_\_

Other rights on the same place of use

(10) \_\_\_\_\_

Comments: \_\_\_\_\_

(11) pf 7-19-76

Affidavit of Publication received (date) 7-19-76

(12) \_\_\_\_\_

Final date for protests July 26, 1976  
Protests received: yes \_\_\_\_\_ no ☒

(13) \_\_\_\_\_

All requested information received from agencies or applicant: yes \_\_\_\_\_ no \_\_\_\_\_

(14) mls 7-26-76

Action recommended:

☒ Approve \_\_\_\_\_ Deny

Field Checked by \_\_\_\_\_

\_\_\_\_\_ Proposed Priority

Date \_\_\_\_\_

\_\_\_\_\_ Reason for Reduction

Comments \_\_\_\_\_

\_\_\_\_\_ Measuring device required

\_\_\_\_\_ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Southern By Michael Stettin Date 7-26-76

copy app sent to Boise 6-29-76 PJ

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that William E. Swan  
Box 405, Shoshone, Idaho 83352  
has on 6-25-76 submitted Application No. 37-7498  
for a permit to appropriate 41 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~  
of water from groundwater  
by means of well, pump and sprinkler system  
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 2, Twp. 6S, Rge. 17E, B.M., Lincoln County  
to be used from March 15 to November 15  
for irrigation  
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$  (11.3 acres), NW $\frac{1}{4}$ SE $\frac{1}{4}$  (9.08 acres), Sec. 2, Twp. 6S,  
Rge. 17E, 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 Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before July 26, 1976.

R. KEITH HIGGINSON

Director

Published in the Lincoln County Journal  
on July 8 and July 15, 1976

**NOTICE OF APPLICATION  
FOR WATER PERMIT**

Notice is hereby given that William F. Swan, Box 405, Shoshone, Idaho 83352 has on 6-25-76 submitted Application No. 37-7498 for a permit to appropriate .41 cubic feet per second of water from groundwater by means of well, pump and sprinkler system within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 2, Twp. 6S, Rge. 17E, B.M., Lincoln County to be used from March 15 to November 15 for irrigation within the NE $\frac{1}{4}$ SW $\frac{1}{4}$  (11.3 acres), NW $\frac{1}{4}$ SE $\frac{1}{4}$  (9.08 acres), Sec. 2, Twp. 6S, Rge. 17E, 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 Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before July 26, 1976.

11-3-76  
/S/ R. KEITH HIGGINSON  
Director

Pub: 7-8, 15

June 28, 1976

Lincoln County Journal  
P. O. Box 704  
Shoshone, Idaho 83352

Re: Application for Permit No. 37-7498  
Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for 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. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Michael L. Steele  
Southern Region Supervisor

MLS:pj

Enc.

Bill submitted: \_\_\_\_\_