

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

Range 44 E.

* Point of Diversion $\frac{1}{2}$
Place of use.

Township 5 S.

19

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.

Larry K Swain
(Applicant)

MICROFILMED

RECEIVED

AUG 29 1977

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION
FOR WATER PERMIT
No. 25-7130

Notice is hereby given that Larry K. Swain, Wayan, Idaho has on 8-08-77 submitted Application No. 25-7130 for a permit to appropriate 0.02 cubic feet per second of water from a ground-water source by means of well and pump within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, T. 5S, R. 44E, B.M., Caribou County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family within the

NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, T. 5S, R. 44E, B.M.

Is 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, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before September 6, 1977.

C. STEPHEN ALLRED
Director

Published in the Caribou County Sun, Soda Springs, Idaho on August 18 and August 25, 1977.

Affidavit of
Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his oath, states:

That he is Publisher of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County, that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof

for 2 successive weekly issues thereof, the date of the first publication being the

18th day of
August, 1977

The date of the last publication being the 25th day of
August, 1977

Subscribed and sworn to before me this 26th day

of August, 1977

Wendy D. Steele
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the
1st day of March
1977...

MICROFILMED

NAME OF APPLICANT

SW .N

25 7130

Form No. 0



SCALE:

Draw Plan In Ink.

Department of Water Resources

25-7130

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 25-7130 Priority August 8, 1977 Amount 0.02 cfs

THIS IS TO CERTIFY, that Larry K. Swain
of Wayan, Idaho, has complied with the terms and conditions of Permit
No. 25-7130 issued pursuant to Application for Permit dated August 8, 1977,
and has submitted proof to the Department of Water Resources on July 21, 1982,
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 0.02 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
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>1.2</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.02 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 is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the NE1/4 Section 19,
Twp 5S, Rge 44E in the County of Caribou

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5S	44E	19					X												

DEC 15 1981

Total number of acres irrigated _____

Department of Water Resources

CONDITIONS OF APPROVAL

- a. 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.
- b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.
- c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

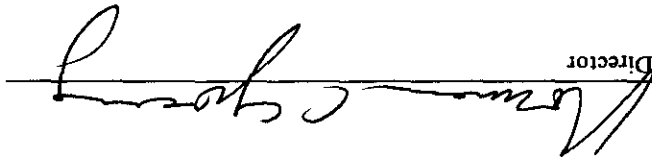
RECEIVED

NOV 1 1986

Department of Water Resources

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26 day of NOVEMBER, 19 86.

Acting for the Director



Identification No. 25 7130

Application No. _____

**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 Larry K. Swain Phone: _____
post office address General Delivery, Wayan, Idaho 83285

2. Source of water supply ground water which is a tributary of _____

3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 19 Township 5S
Range 44E B.M. Caribou County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Grays Lake 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 .02 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. 0.02 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well and pump

b. Height of storage dam none 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 200 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 \$3,000.00.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 19 Township 5S
Range 44E 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 two (2) horses

(4) Name of municipality to be served None, or number of families to be
supplied with domestic water one.

(5) If water is to be used for other purposes describe: None

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

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 to be irrigated _____

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

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

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

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

10. Remarks _____

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

Range 44 E.

* 5 Point of Diversion &
Place of use.

Township 5 S.

19

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.

Larry K Swain
(Applicant)

Proposed priority: August 8, 1977

Received by CLW Date 8-08-77 Time 10:10 A.
Preliminary check by ENC Fee \$ 10.00
Received by CLW Date 8-08-77 # 8329
Publication prepared by CLW Date 8-08-77
Published in Franklin County Sun
Publication dates Aug. 18+25, 1977
Publication approved he Date August 29, 1977
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial WAC jo

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

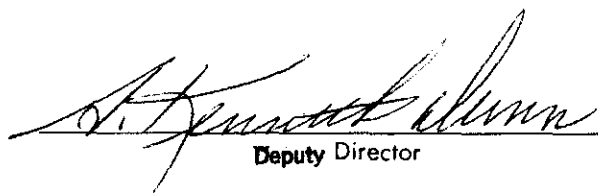
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 25-7130, and said application is hereby APPROVED.

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 September 1, 19 82.
- c. Other: _____

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

Witness my hand this 23 day of September, 19 77.


Deputy Director

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County, that said
newspaper has been pub-
lished in said County uninterr-
ruptedly and continuously for
over seventy-eight consecutive
weeks, prior to the first publi-
cation of the annexed notice or
advertisement;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

18th day of
August, 1977

The date of the last publication
being the 25th day of
August, 1977

Subscribed and sworn to be-
fore me this 26th day

of August, 1977

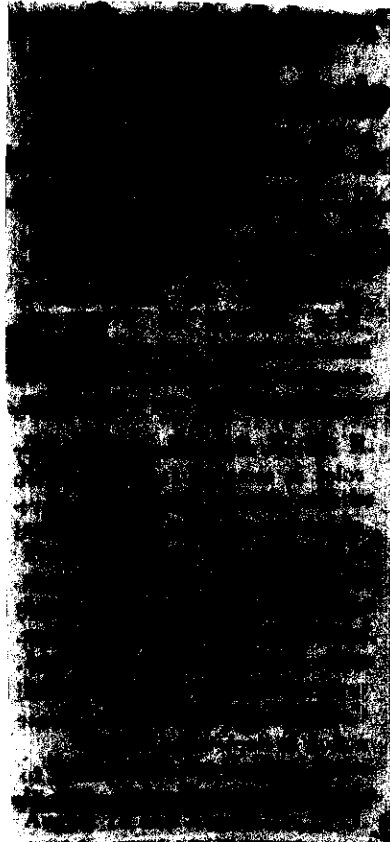
Wendy D. Steele
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the
1st day of March
1977...

RECEIVED

AUG 29 1977

Department of Water Resources
Eastern District Office





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

December 8, 1986

RE: Permit No. 25-7130

Larry K. Swain
Gen. Delivery
Wayan, ID 83285

Dear Mr. Swain:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

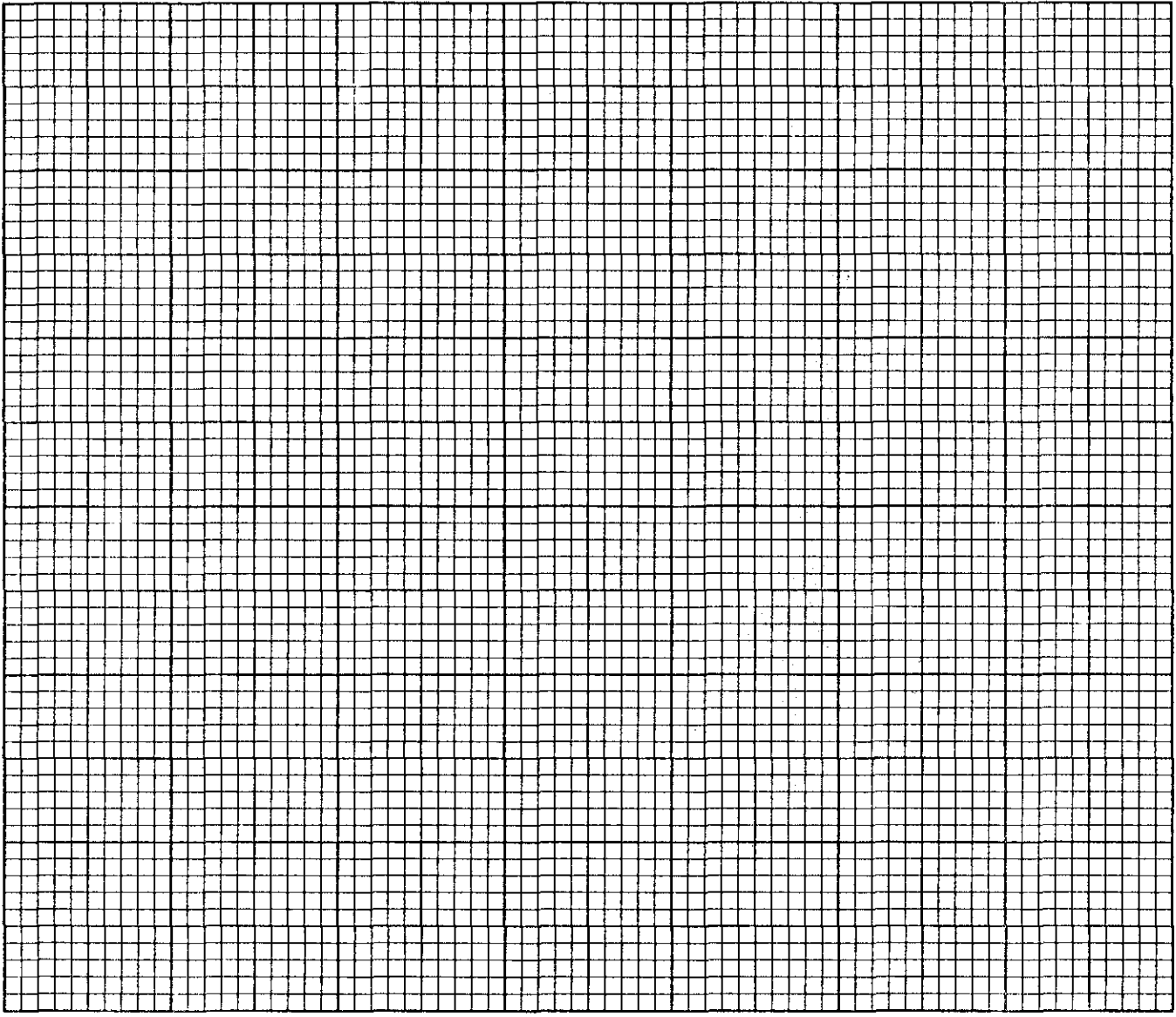
JJ:sc

Enclosure

MICROFILMED
DEC 11 1986
Department of Water Resources

[illegible]

10. Other water rights on these lands N/A
11. Other water right diverted from same p.d. N/A
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks _____

15. 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 |

16. Examiner's/Consultant's Signature Keith C Wilson Date 31 Aug 1984

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date
MICROFILMED

CONSULTANT SEAL

DEC 15 1983
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

25-7130
Permit No.

APR 1 1986

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Memorandum allows for 0.04 cfs for single residence
However, permit requests 0.02 cfs
Recommend licensing for 0.02 cfs

b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

c) Volume Calculations for Other Uses:

For single domestic - 1.2 ata

2. Overlap Review

a) Other water rights with same place of use: N/A

b) Other water rights with same point of diversion: N/A

c) Analysis:

RECOMMENDED AMOUNTS

- | | | | | | | |
|----|------------|----------|--------|-----------|----------------------|-----------------|
| 3. | Permit No. | Priority | Amount | App. Date | Date Proof Submitted | System Capacity |
| | 25-7130 | | | | | |

4. Permit Holder: _____

Address: _____

5. Source: Groundwater tributary to _____

6. Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
DOMESTIC	1/1	12/31	0.02 cfs	1.2 afa

Allowable Maximums:	0.02 of	1.2 at
---------------------	---------	--------

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: _____

LABORATORY

~~SECRET~~

Department of Water Resources

10. 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

11. Examiner's Signature Keith Carlson

Date 26 Mar 1986

Checked in Regional Office by Brian Sackman

Date 3-28-86

Approved in State Office by Kan. Hargeton

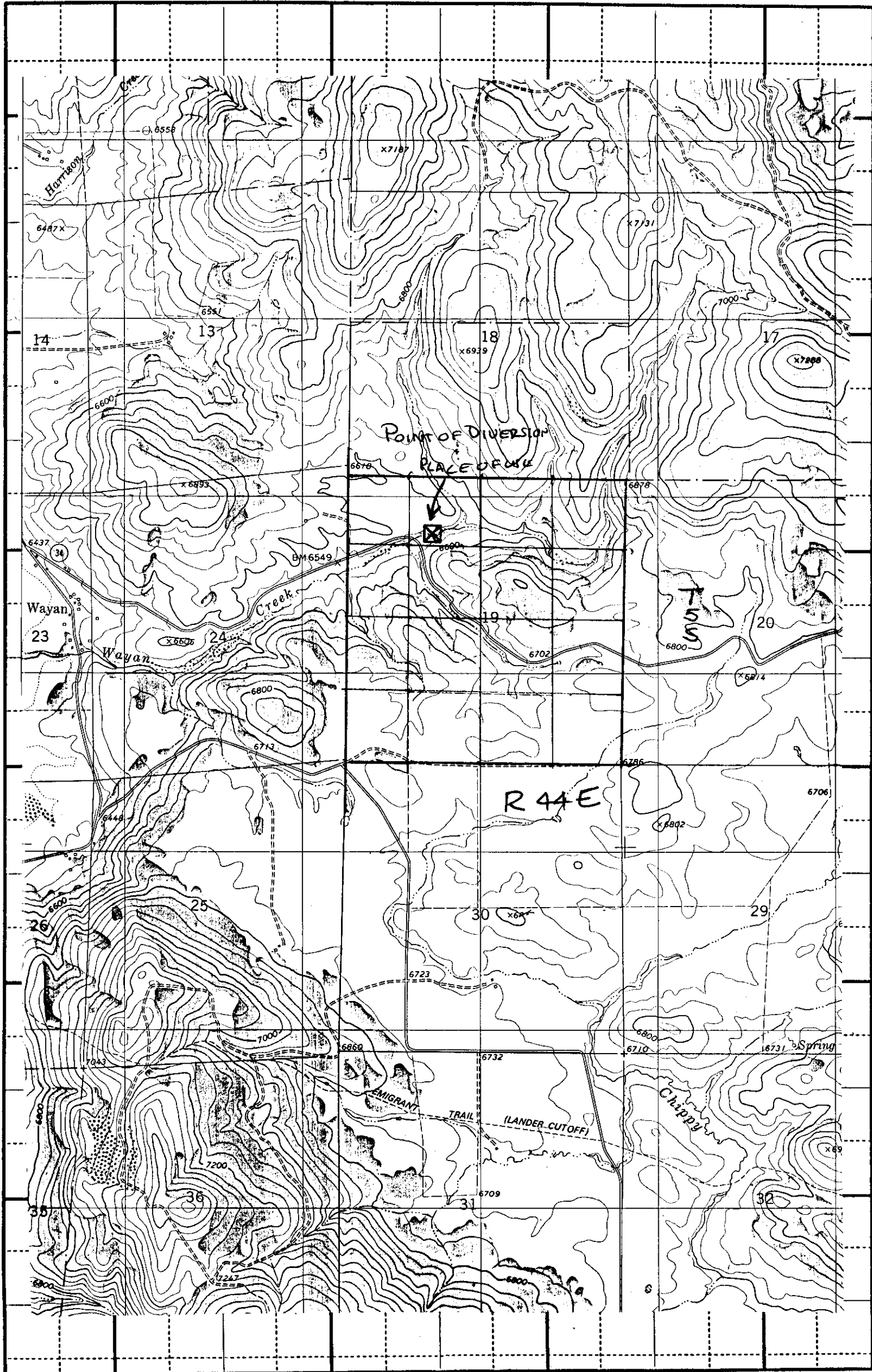
Date 11-4-86

NAME OF APPLICANT.....

SW N

25 7130

Form No. 0



SCALE:

Draw Plan In Ink.

25-7130



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

September 27, 1982

Larry K. Swain
General Delivery
Wayan, Idaho 83285

RE: Permit No. 25-7130

Dear Mr. Swain:

We acknowledge receipt of your statement 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.

_____ A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

 X A field examiner will contact you to arrange to examine your system.

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

Sincerely,

COLLEEN WRAY
Adm. Secretary

MICROFILMED

DEC 15 1986

Department of Water Resources

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 Perm. No. 25 7130.

Name(s) of Permit Holder: Larry K. Swain

Post Office Address: Gen. Delivery

Ukiah, Idaho 83285 Tel. No. NONE

Source of Water: Well

Extent of Use: ☒ Domestic 1 (number of households)
☐ Stockwater (number and type of stock)
☐ Irrigation (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 been developed.

July 16, 1982
Date

Larry K. Swain
Signature of Permit Holder

Larry L. Swain
Gen. Delivery
Pocatello, Ida. 83285



PLACE
TEN CENT
STAMP

MICROFILMED

RECEIVED

JUL 21 1982

Department of Water Resources



DEC 15 1986

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
138194

SWAIN, LARRY K.
GEN. DEL.
WAYAN, ID 83285

JUNE 30, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 25-7130 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 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
DEC 1 9 1986
Department of Water Resources

September 29, 1977

Re: Permit No. 25-7130

Larry K. Swain
General Delivery
Wayan, ID 83285

Dear Mr. Swain:

Enclosed is a copy of your approved Application for Permit No. 25-7130 . 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

August 11, 1977

RE: Application for Permit No. 25-7130 SWAIN

Caribou County Sun
P.O. Box 815
Soda Springs, Idaho 83276

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 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.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enc: Legal Notice (1)

Bill submitted 8-29-77 by cd

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Larry K. Swain,
Wayan, Idaho

has on 8-08-77 submitted Application No. 25-7130
for a permit to appropriate 0.02 cubic feet per second XXXXXXXXXXXXXXXXXXXX
of water from a ground-water source
by means of well and pump
within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, T. 5S, R. 44E, B.M., Caribou County;

to be used from Jan. 1 to Dec. 31
for domestic purposes for one family

within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, T. 5S, R. 44E, 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, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before _____
September 6, 1977

C. STEPHEN ALLRED
XXXXXXXXXXXXXXXXXXXX
R. KEITH HIGGINSON

Director

Published in the Caribou County Sun, Soda Springs, Idaho
on August 18 and August 25, 1977

*the
h.
A.*

August 8, 1977

RE: Application for Permit No. 25-7130

Larry K. Swain
General Delivery
Wayan, ID 83285

Dear Mr. Swain:

Attached herewith is Departmental receipt No. 8329 in the amount of \$10.00 for the above referenced application.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD

Attachment

August 3, 1977

Mr. Larry K. Swain
General Delivery
Wayan, Idaho 83285

Dear Mr. Swain:

Enclosed please find your application for permit. We find it necessary to return this application as the statutory filing fee of \$10.00 did not accompany your application.

We have taken the liberty of retyping your application in order to obtain a clearer copy. Please sign the retyped application and return with the statutory filing fee for further processing.

Respectfully submitted,

ERNEST M. CARLSEN
Water Resource Agent

EMC : CW

Enclosure

100

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Swain

g.w. Source
✓ Point of Diversion
✓ County
02 cfs Quantity of Water and Period of Use
✓ Description of Diverting Works
5913 Time required for B/U of water
✓ Place of Use or Acres Irrigated
✓ Map
✓ Signature
✓ Fee

(1) EMC 8-08-77

In form to receipt yes.

(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
✓ Request Dam Safety Information

(4) " "

In form for advertising yes.

(5) " "

Platted on Map No. 53 44E. Basin 25

(6) " "

Located within Water District No. 01

(7) " "

Critical groundwater area: yes no X

(8) " "

Groundwater levels:

Declining, ? Stable, Increasing

(comment) No O.B. wells in area.

(9) " "

Other rights on the same place of use None

(10) " "

Comments: None

(11) EW 8-29-77

Affidavit of Publication received(date) Aug. 29-1977

(12) RDC 9/6/77

Final date for protests September 6-1977

Protests received: yes no

(13) " "

All requested information received from agencies or applicant: yes no

(14) " "

Action recommended:

✓ Approve Deny

8/8/77 Proposed Priority

Reason for Reduction

Measuring device required

See attached sheet for other conditions of approval

✓ No special conditions for approval

(15) District E

By RDC

Date 9/6/77

Copy sent

IDENT. NO. 25-7130

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]