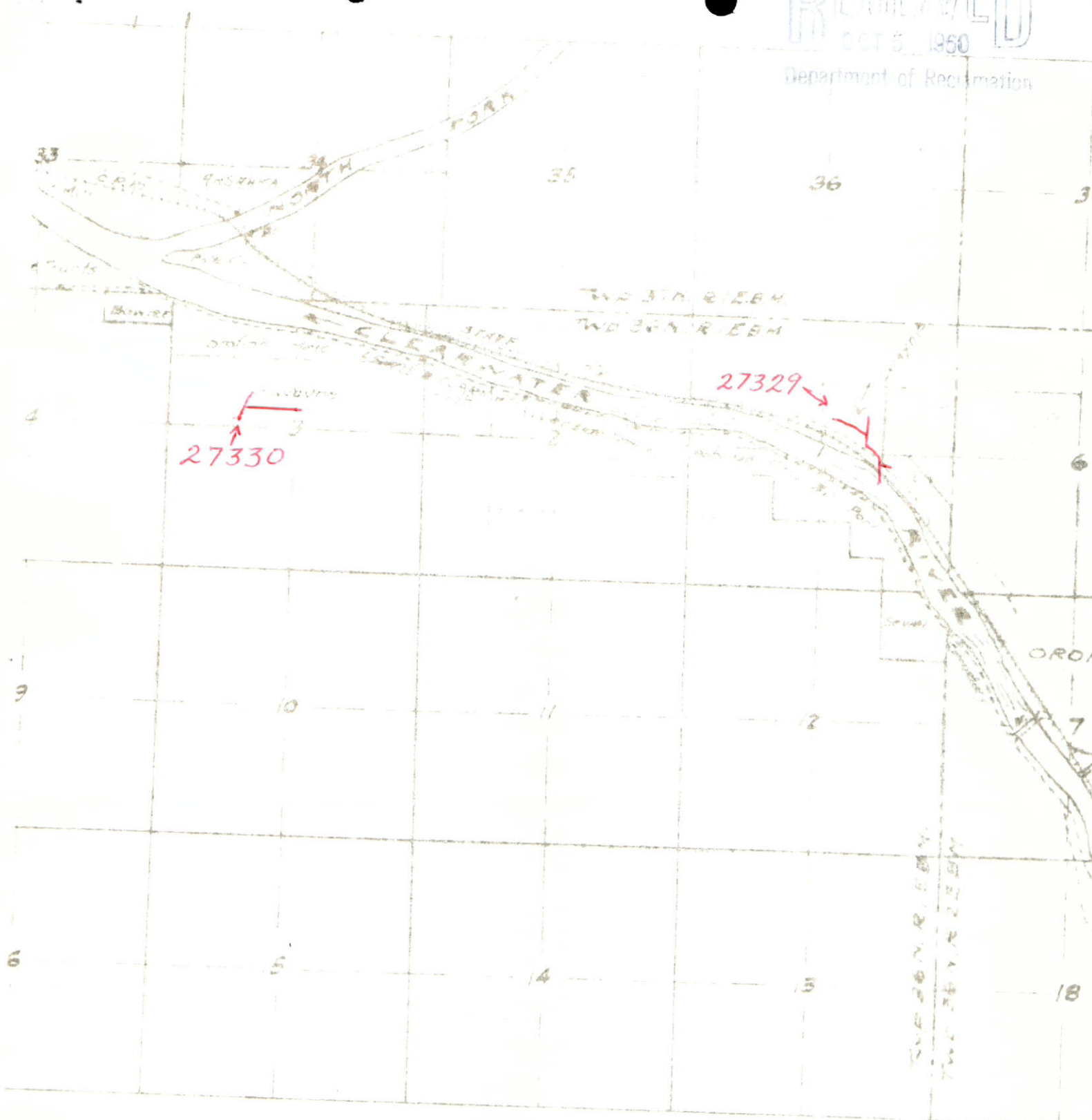


RECEIVED
OCT 5 1960

Department of Recreation



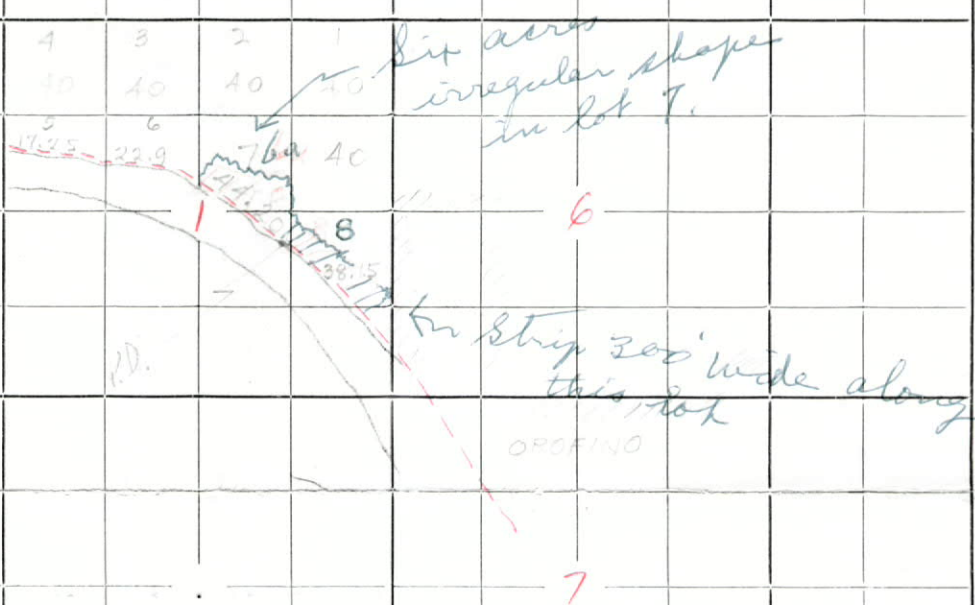
SKETCH MAP
of
PROPOSED FIRE DISTRICT
Adjacent to
OROFINO, IDAHO
Scale: 1" = 1/2 Mile Feb 1960
Compiled by T.F. Edwards, CE 89

PIPE LINE —

R-1E.

R-2E.

T.
36
N



Subdivisions = two

Area = 14 acres

Q =	12	"
-----	----	---

0.27 cf

Sanuel F. Swayne
Box 786, Orofino, Idaho

27241 Permit No. 27329

Examination for Beneficial Use

County Clearwater

1-36N-1E

Q2 0.3 c.f.s.

S2 Clearwater River

P.D. - lot 7, Sec. 1, T. 36 N. - R. 1 E

Across fr. bridge
white calk - top house
Use 2 Irrigation red roof
light birds

10 hp motor 13 R birds

Filed - April 18, 1958

Due 2 April 18, 1964

Q/W = 2-13-59

no other right.

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

PROPOSED
OCT 4 1960

Department of Reclamation

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.
Robert D. Werner

being first duly sworn, on oath deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the state of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, foreman, of the CLEAR-WATER TRIBUNE: that said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho, during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of.....

Notice of Proof - Application
of Water to Beneficial Use

That said Notice of Proof

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement

thereof, for the full period of Four consecutive issues commencing on the 19th day of November, 1959, and ending

on the 10th day of December, 1959

Subscribed and sworn to before me this 11th day of December, 1959

Notary Public in and for the State of Idaho,
Residing at Orofino therein.

My commission expires June 30, 1960

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M. on the 18th day of December, 1959, at Orofino, County of Clearwater, State of Idaho, before Lucile Breitenstein, a notary public, proof will be submitted of the application to beneficial use of 0.30 cubic feet per second of the waters of Clearwater River in accordance with the terms and conditions of Permit No. 27329 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Samuel F. Swayne, Box 786, Orofino, Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 0.30.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) irrigation, Lots 7 and 8, Section 1, Twp. 36 North, Range 1, E.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is pump and aluminum pipe.

The right to take water from such works is based upon Permit No. 27329.

The source of supply from which water is diverted is Clearwater River.

The date of priority which said user is prepared to establish is April 18, 1958.

GEO. N. CARTER
State Reclamation Engineer
S-11-19, 26; 12-3, 10 c

RECEIVED
DEC 23 1959
Department of Reclamation

27329

May 3, 1958

Re: Permit No. 27329
General F. Smyth

Smyth & Hollenbach
Oreline,
Idaho

Gentlemen:

We enclose Permit No. 27329, 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. 29062, which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit.

Very truly yours,

MARK D. TULP
State Reclamation Engineer

Mrs. Edna F. Hollenbach
Chief Clerk

STW:lw
Encls. (2)

27237

NAME

SCALE: 2 inches Equal 1 Mile

State of Idaho
License and Certificate of Water Right

Water License No. 27329

Amount .24 c.f.s.

Water District No. _____

Priority April 18, 1958

THIS IS TO CERTIFY that **SAMUEL F. SWAYNE**
of Orofino, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 18, 19 58; that Permit No. 27329
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.30 second feet, was issued thereunder on February 13, 19 59, showing that said works
were completed on the 5th day of February, 19 59; and that on the 18th
day of December, 19 59,

SAMUEL F. SWAYNE

of Orofino, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Clearwater
River, a tributary of _____, for the purpose of irrigation
, under Use Permit No. 27329 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page 6985, on the 13 day of October, 19 60;

The right hereby confirmed dates from April 18, 19 58;

The Point of Diversion is located Lot 7
in the 1/4 1/4, Sec. 1, Tp. 36 N., R. 1 E., B. M. County Clearwater

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed .24 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>36 N.</u>	<u>1 E.</u>	<u>1</u>	<u>Lot 7</u> <u>Lot 8</u>		<u>6</u> <u>8</u>
			Total number of acres irrigated:		<u>14</u>

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

13 day of October, 19 60.

s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

84 2028

Application For Permit To appropriate the Public Waters of the State of Idaho

84-2028

APPLICATION No. 35258
PERMIT No. 27329
DISTRICT No.

Swayne & McNichols
Orofino, Idaho

1. Name of Applicant: **SAMUEL F. SWAYNE**

Postoffice address: **Orofino**

County: **Clearwater**

State: **Idaho**

I. If applicant is a corporation, give:

- (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) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: **.30**

cubic feet per second.

3. Source of water supply: **Clearwater River**

which is a tributary of

4. Location of point of diversion: **100**

feet distant from the **SE**

Lot 7

corner of Section **1**, T. **36 N.**, R. **1 E.**, B.M., and is in the **Lot 7**

of section **1**, T. **36 N.**, R. **1 E.**, B. M., County of **Clearwater**

5. Water is to be used for **Irrigation**

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ **2,500.00**

8. Kind of works: **Pump and 3 inch aluminum pipe line**

9. Height of dam **None** feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width **None** feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe inches; length of conduit **3500 Ft.** miles.

Average grade per mile **25%** feet.

12. The time required for the completion of such work is **(1)** years.

13. The time required for the complete application of the water to the proposed use is **5** additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **None**

16. (a) Is reservoir to be used? **No** If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

/s/ Samuel F. Swayne
Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: **1:45 P. M. April 18, 1958**

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is **27329**

Recorded in Book **96** Page **27329** Approved **April 18, 1958**

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 **June 18, 1958**

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before **October 18, 1958**

The whole of said work to be completed on or before **April 18, 1959**

Beneficial use of water appropriated in accordance herewith, to be made on or before **April 18, 1964**

WITNESS My hand this **18th** day of **April, 1958**

/s/ MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, **ROBERT E. SMYLLIE**, Governor of the State of Idaho,

and **JAS. H. YOUNG**, 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 **18th**

day of **April**, 19 **58**

STATE OF IDAHO

Countersigned:

(SEAL)

By **/s/ JAS. H. YOUNG**

By **/s/ ROBERT E. SMYLLIE**

Governor.

Secretary of State.

REMARKS: **Water is pumped from Clearwater river by 10 H. P. electric pumps through a sprinkler system.
Maximum lift about 100 ft., average lift about 60 ft.**

14.

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	
36 N.	1 E.	1	Lot 7 & 8	x x	pt x x		15 Acres
TO ALL WHOM IT MAY CONCERN:							
This is to certify that SAMUEL F. SWAYNE, of Orofino, County of Clearwater, and State of Idaho, the holder of Permit No. 27329, issued upon Application No. 35258 bearing date of priority of April 18, 1958, authorizing the diversion of .30 second feet of waters of Clearwater River, County of Clearwater, State of Idaho, for irrigation purposes has fully complied with the provisions of the laws of the State of Idaho, relating to the proof of completion of works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.3 second feet of the waters of the Clearwater River; that the point of diversion of said waters, Lot 7, Sec. 1, T. 36 N., R. 1 E., B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:							
Lot 7, Part of Lot 8, Sec. 1, Twp. 36 N., Rge. 1 E., B. M.							
PROOF OF COMPLETION OF WORKS MADE: February 5, 1959							
Witness my hand this 13th day of February, A. D. 1959							
							s/ Geo. N. Carter State Reclamation Engineer
							LICENSE ISSUED FOR 24 SEC. F. Page 6985

ACT

ION

X DIVERSION POINT - 01 36N 01E LOT 07

L DIVERSION POINT - SWNE 01 36N 01E LOT 07

AC1

ION

N OWNER LAST NAME - SWAYNE

FIRST NAME - SAMUEL F.

CITY - OROFINO

STATE - ID

N SOURCE - CLEARWATER RIVER

PRIORITY - 04-18-1958 COUNTY - CLEARWATER TOTAL DIV. RATE - .2400CFS

N STAGE - LICENSE

N DIVERSION POINT - 01 36N 01E LOT 07

USE DIV. RATE -

.2400CFS

N USE - IRRIGATION

PLACE OF USE - TWN 36N RNG 01E SEC 01

LOT 07 AC 06

LOT 08 AC 08

OLD NO. - 27329

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 27329 1 84-2028
Old No. New No.

Record

1. Original Owner: Samuel J. Swayne

Present Owner: _____

2. Address:

3. City: Profino State: ID Zip: _____4. A. Source of Water: Clearwater River

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 4-18-1958D. County: 35E. Total Diversion Rate: .24

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: _____

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion		<u>1</u>	<u>36N</u>	<u>1E</u>	<u>7</u>	

7. Period of Use, Use, Diversion Rate/Volume:

from _____ to _____ for A purposes. Amount .24
(cfs or ~~AG-FT/yr~~)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: *A*

91979

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	
<i>36N</i>	<i>1E</i>	<i>1</i>					<i>Lot 7 = 6,</i>				<i>Lot 8 = 8</i>								<i>14</i>

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: *27329*

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

October 13, 1960

Re: Permits No. 27329 - 27330

Samuel F. Swayne
Attorney at Law
Box 786
Orofino, Idaho

Dear Mr. Swayne:

We enclose herewith Licenses and Certificates of
Water Rights on Permits No. 27329 and 27330.

We also enclose departmental receipt No. 30306 in
the amount of \$9.00 covering fees.

Very truly yours,

ED. H. CAMPBELL
State Reclamation Engineer

By:

RALPH W. THOMAS
Office Engineer

RT:ew

Enc. licenses
receipt

27329

125

October 5, 1960

Re: Permit No. 27329

Samuel F. Swayne
Attorney at Law
Box 786
Orofino, Idaho

Dear Sir:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 27329 shows the Clearwater River is capable of conveying 12 miner's inches, or .24 c.f.s. of water for the irrigation of 14 acres.

Upon receipt of the statutory fee of \$ 4.00 -based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of April 18, 1958 to the use of .24 second feet of surface water with the point of diversion in Lot 7, Sec. 1, for the irrigation of 14 acres in Lot 7 and 8, Sec. 1, T. 36 N., R. 1 E., B. M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

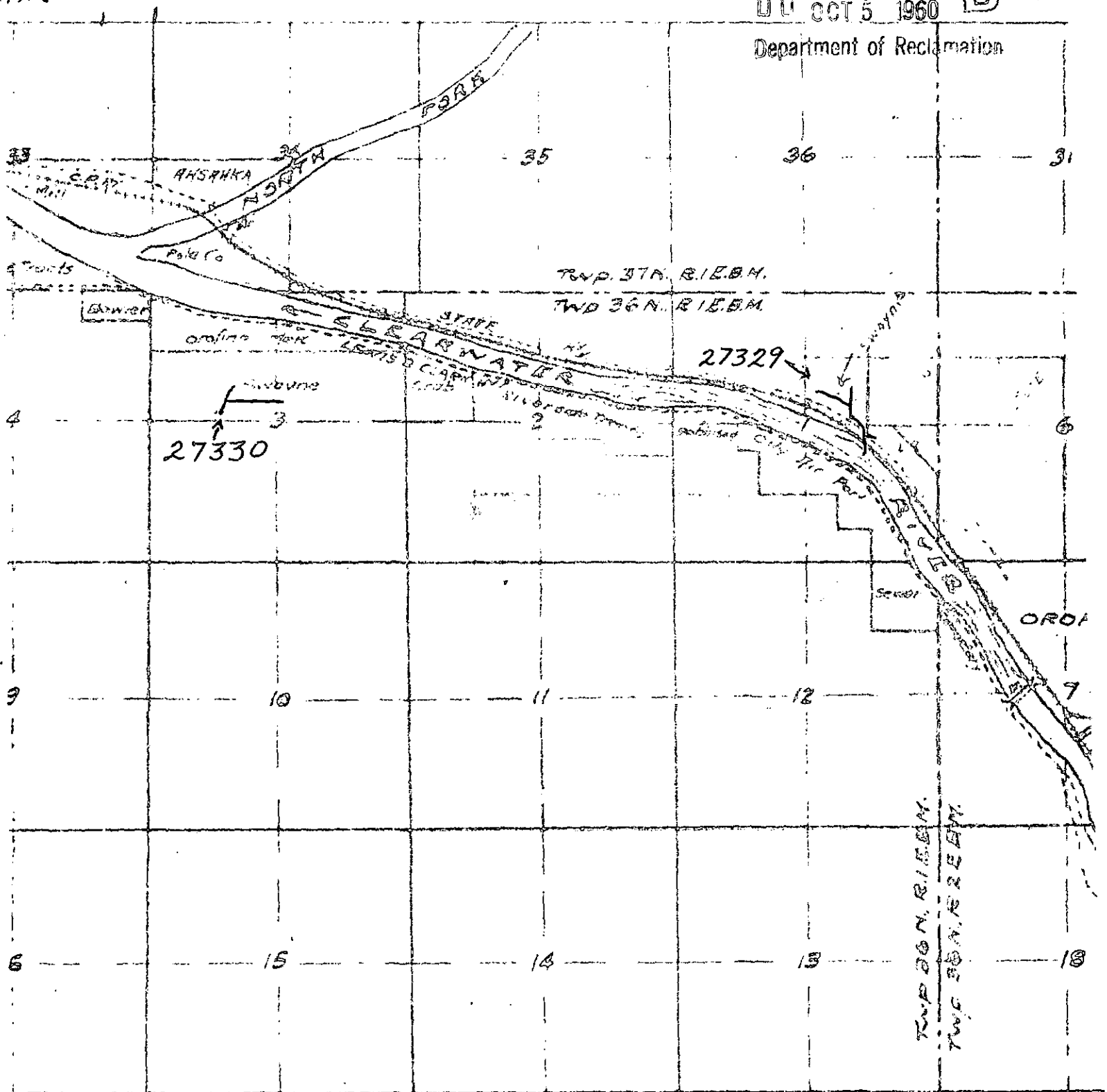
EPR:ew

27329

RT

RECEIVED
OCT 5 1960

Department of Reclamation



SKETCH MAP
of
PROPOSED FIRE DISTRICT
Adjacent to
ORFINO, IDAHO

Scale: 1" = 1/2 Mile Feb 1950

Compiled by T. Edwards, CE 489

PIPE LINE —

27329

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 27329

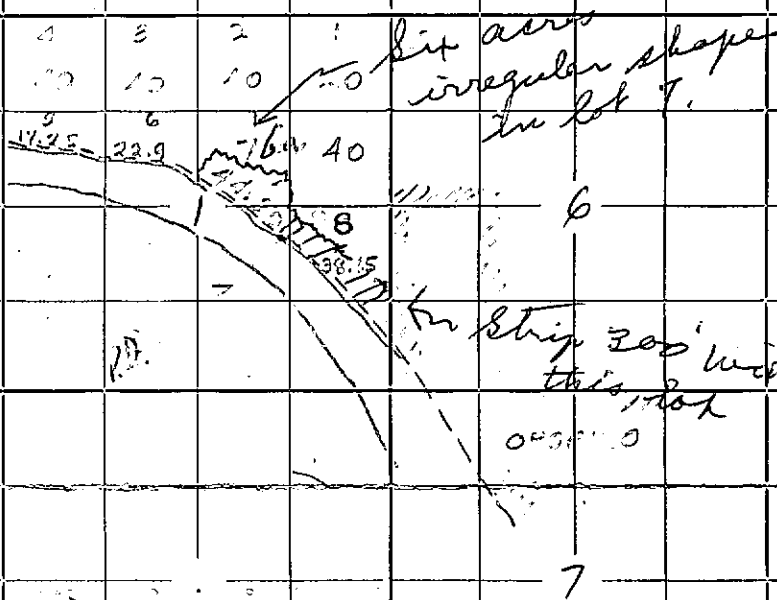
REPORT ON PROOF OF Beneficial Use

Samuel F. Swayne, Box 786, Orofino, Idaho (Attorney)

R-1E.

R-2E.

T.
36
N



Subdivisions = Two

Area = 14 acres

Q = 12"

27 cfs.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 27329

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Samuel F. Swayne2. Source of water supply: Clearwater River3. Location of point of diversion: Is in the Lot 7 of Section 1T. 36 N R. 1 E.B.M. County of Clearwater4. Describe works as they exist, giving dimensions and capacities of same: Louis Ellis Motor 60 hp.

220 V. Centrifugal pump 2' x 2" 3" at main line.
lift = 70' min. to 150' max, operates 13 sprinklers max.
3/4" x 1/4". Water fr. Clearwater R. thru 6' cone culvert under
R.R. under road thru another culvert.
Irrigation is for pasture, lawn and garden at his home

5. Water is used for: irrigation6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Lot 7 and part of Lot 8, Sec. 1., Twp. 36 N., Rge. 1 E.B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

This examination was made on the 28 day of Sept, 1960

(Signed)

E. N. Humphrey

Examiner.

Samuel F. Swayne
Box 786, Orofino, Idaho

Permit No. 27329

Examination for Beneficial Use

County Clearwater

1-36 N.-1 E.

Q. 0.3 c. s.

So. Clearwater River

Lot 7, Sec. 1, T. 36 N. - R. 1 E.

W. 2 Irrigation

10/17/58 12/1/58

Filed April 18, 1958

Spec. April 16, 1964

Ch. 2-13-59

no other info.

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
OCT 4 1960

Department of Reclamation

December 23, 1959

RE: Permit Nos. 27329 and 27330

Swayne & McNichols
Attorneys
P. O. Box 786
Orofino, Idaho

Attention: Mr. Samuel F. Swayne

Gentlemen:

We acknowledge receipt of the Depositions of Holder and two witnesses, also affidavits of publication in the Clearwater Tribune, all submitted in proof of beneficial use on Permit Nos. 27329 and 27330.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact Mr. Swayne at the time he makes the examination so that arrangements may be made to show him over the grounds.

We are returning the receipted statement on each of the above listed Permit as they are not necessary for our files.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR

Enc. - 2 statements

27329

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.
Robert D. Werner

being first duly sworn, on oath deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the state of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, foreman, of the CLEARWATER TRIBUNE: that said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho, during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of

Notice of Proof - Application
of Water to Beneficial Use

That said Notice of Proof

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement

thereof, for the full period of Four consecutive issues commencing on the 19th day of November, 1959 and ending

on the 10th day of December, 1959

Subscribed and sworn to before me this 11th day of December, 1959.

Notary Public in and for the State of Idaho,
Residing at Orofino therein.

My commission expires June 30, 1960

RECEIVED
DEC 23 1959

Department of Reclamation

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M. on the 18th day of December, 1959, at Orofino, County of Clearwater, State of Idaho, before Lucile Breitenstein, a notary public, proof will be submitted of the application to beneficial use of 0.30 cubic feet per second of the waters of Clearwater River in accordance with the terms and conditions of Permit No. 27329 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Samuel F. Swayne, Box 786, Orofino, Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 0.30.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) irrigation, Lots 7 and 8, Section 1, Twp. 36-North, Range 1, E.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is pump and aluminum pipe.

The right to take water from such works is based upon Permit No. 27329.

The source of supply from which water is diverted is Clearwater River.

The date of priority which said user is prepared to establish is April 18, 1958.

GEO. N. CARTER
State Reclamation Engineer
S-11-19, 26; 12-3, 10 c

27329

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 23 1959
Department of Reclamation

Permit No. 27329

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Samuel F. Swayne, Box 786, Orofino, Idaho. Attorney.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. No.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. Permit No. 27329, Date, April 18, 1958, Date of priority, Apr. 18, 1958

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Clearwater River. Point of diversion is 100' distance from the S.E. corner of Lot 7, Sec. 1, Twp. 36 N., R. 1, E.B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. 10 h.p. electric motor and a close coupled centrifical pump with a 4" intake and 1½" discharge into a 3" aluminum conduit. Pump operates 13 standard Rainbird sprinkler heads. Water used for irrigation and stock water, about 15 acres in Lots 7 & 8, Sec. 1, Twp. 36 N., R. 1, E.B.M. This land is mostly cultivated fields with some side hill pasture. The water has made possible fruit tree plantings, stock water tanks and green pasture all

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. which otherwise would be gone about July first and has greatly increased the productivity and beauty of the place, making possible the production of a wider variety of vegetables and also furnishes fire protection to the house and buildings. Except for incidental use such as washing cars, sprinkling of road and cooling, etc. it is largely used for irrigation.

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. As in Question 6.

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. .03 cubic foot per second

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. No change in ownership

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Pump and system have been used to capacity during the summer months for several years.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. There is no other water on the above described lands except a domestic spring.

(Sign)

Samuel H. Hargreave

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Orofino, County of Clearwater

State of Idaho, on this 18 day of December, A. D. 1959.

Lucile D. Hiesterman

My commission expires Oct. 17, 1960

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHORECEIVED
DEC 23 1959
Department of ReclamationPERMIT NO. 27329**Proof of Application of Water to Beneficial Use****Deposition of Witness**

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Clair C. Chamberlain, Orofino, Idaho. Plumber.

Ques. 2. Are you acquainted with Samuel F. Swayne, the holder of Permit No. 27329? How long have you known him and where does he reside?

Ans. Yes, I have known him for more than five years. He resides at Orofino, Idaho.

Ques. 3. Have you read or heard read said Permit No. 27329, and are you familiar with its provisions and conditions?

Ans. Yes. The water is taken from the Clearwater River about 100' S.W.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Clearwater River and 100' S.W. from the SE corner of Lot 7, Sec. 1, Twp. 36 N., R. 1. E.B.M.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. I have seen the irrigation system working full capacity and am infamed that it will convey three to four-tenths cubic feet per second.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water used to irrigate Lots 7 & 8, or parts of them and for stock water.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Approximately 18 acres reached by the water, most of which is cultivated land. The land is a light agricultural soil and would require three-tenths of a cubic foot per second for maximum production.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have observed the sprinklers operating nearly every day during the months of July, August and September or more for the past two seasons.

(Signed) Elmer E. Chas. Chas. Chas.

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Orofino, County of Clearwater, State of Idaho, on this 18 day of December, A. D. 19 59.

Lucile D. Bietenstein
Notary Public.

My commission expires October 17, 1960.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 23 1959
Department of Reclamation

PERMIT NO. 27329

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Rex M. Barstow, Orofino, Idaho. Plumber.

Ques. 2. Are you acquainted with Samuel F. Swayne, the holder of Permit No. 27329? How long have you known him and where does he reside?

Ans. Yes, I have known him for more than five years. He resides near Orofino, Idaho

Ques. 3. Have you read or heard read said Permit No. 27329, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. The water is taken from the Clearwater River about 100' S.W. from the S.E. corner of Lot 7, Sec. 1, Twp. 36 N., R. 1, E.B.M.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. I have seen the irrigation system working full capacity and am informed that it will convey three to four-tenths cubic feet per second.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. I have seen the irrigation system working full capacity and am informed that it will convey three to four-tenths cubic feet per second.

The water used to irrigate Lots 7 & 8, or parts of them and for stock water.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Approximately 18 acres reached by the water, most of which is cultivated land. The land is a light agricultural soil and would require three-tenths of a cubic foot per second for maximum production.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have observed the sprinklers operating nearly every day during the months of July, August and September or more for the past two seasons.

(Signed) _____

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Orofino, County of Clearwater, State of Idaho, on this 18 day of December, A. D. 1959.

Lucile O. Brintonstein

Notary Public.

My commission expires October 17, 1960.

27329
December 4, 1959

The Clearwater Tribune
Orofino, Idaho

Dear Sir:

Enclosed are the bills you sent to this office for printing legal notices in connection with Permits No. 27329 and No. 27330 in the name of Samuel F. Swayne, and Permit No. 27956 in the name of Amos Snyder.

In the letter to you enclosing the legal notice copy you were informed that the applicant would pay the expense of the advertisement. You were also requested to send this office the tear sheet or a copy of the first notice, which has not been received.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:mr
Enc. Statements

27329-27

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

BOISE

NOVEMBER 12, 1959

Re: Permit No. 27329

Mr. Samuel F. Swayne,
Box 786,
Orofino, Idaho.

Dear Mr. Swayne:

This acknowledges the Notice of Proof of ~~Completion of Work~~ Application of Water to Beneficial Use under Permit No. 27329. The proofs are to be made at 10:00 o'clock A.M., on the 18th day of December, 1959, before Lucile Breitenstein, Orofino, Idaho, Notary Public.

As of this date we have mailed the Notice to the Clearwater Tribune with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR: pmk
cc: Notary

27329

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. 27329
Samuel F. Swayne

Date: Nov. 12, 1959

Clearwater Tribune,
Orofino, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to December 18, 1959 the date set for proof; the expense of the publication is to be paid by the applicant

Samuel F. Swayne of Box 786, Orofino, Idaho

to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear-sheet of the first publication.**

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

Encl.
EPR:pmk

27329

Kim
No #6
Boise

RECEIVED
NOV 12 1959
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 9, 1959

(P.O.) Box 786, Orofino, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Clearwater Tribune

of Orofino, Idaho

published in

the county in which the works are situated.

Clearwater Tribune

Samuel F. Swayne

Samuel F. Swayne

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

27329

RECEIVED
NOV 12 1959
Department of Reclamation

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 18th day of December, 1959
at Orofino, County of Clearwater, State of Idaho, before
Lucile Breitenstein, a notary public, proof will be submitted of the
application to beneficial use of 0.30 cubic feet per second of the waters of Clearwater
River in accordance with the terms and conditions of Permit No. 27329
heretofore issued by the Department of Reclamation
~~Governor and Secretary of State~~ of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

Samuel F. Swayne, Box 786, Orofino, Idaho

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 0.30

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

irrigation, Lots 7 and 8, Section 1, Twp. 36 North,

Range 1, E.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is

pump and aluminum pipe

The right to take water from such works is based upon Permit No. 27329

The source of supply from which such water is diverted is Clearwater River

The date of priority which said user is prepared to establish is April 18, 1958

Geo. H. Carter

State Reclamation Engineer.

27329

October 28, 1959

Re: Permits 27329-27330 - 27956
Samuel F. Swayne & Amos Snyder

Swayne & McMichols
Attorneys at Law
Box 786, Orofino, Idaho

Attn: Samuel F. Swayne

Dear Mr. Swayne:

Enclosed are two Forms 6, six Forms 10 and three Form 11.

Permit 27329, certificate of completion of works has been issued.

Permit 27956, we have no record of the proof of completion of works.

The two Forms 6 are for proof of completion of works under Permits 27956 and 27330.

The Forms 10 and 11 are for legal notice of intention to make proof of beneficial use of the water under each of the three permits.

Very truly yours,

GLENN H. CARTER
State Reclamation Engineer

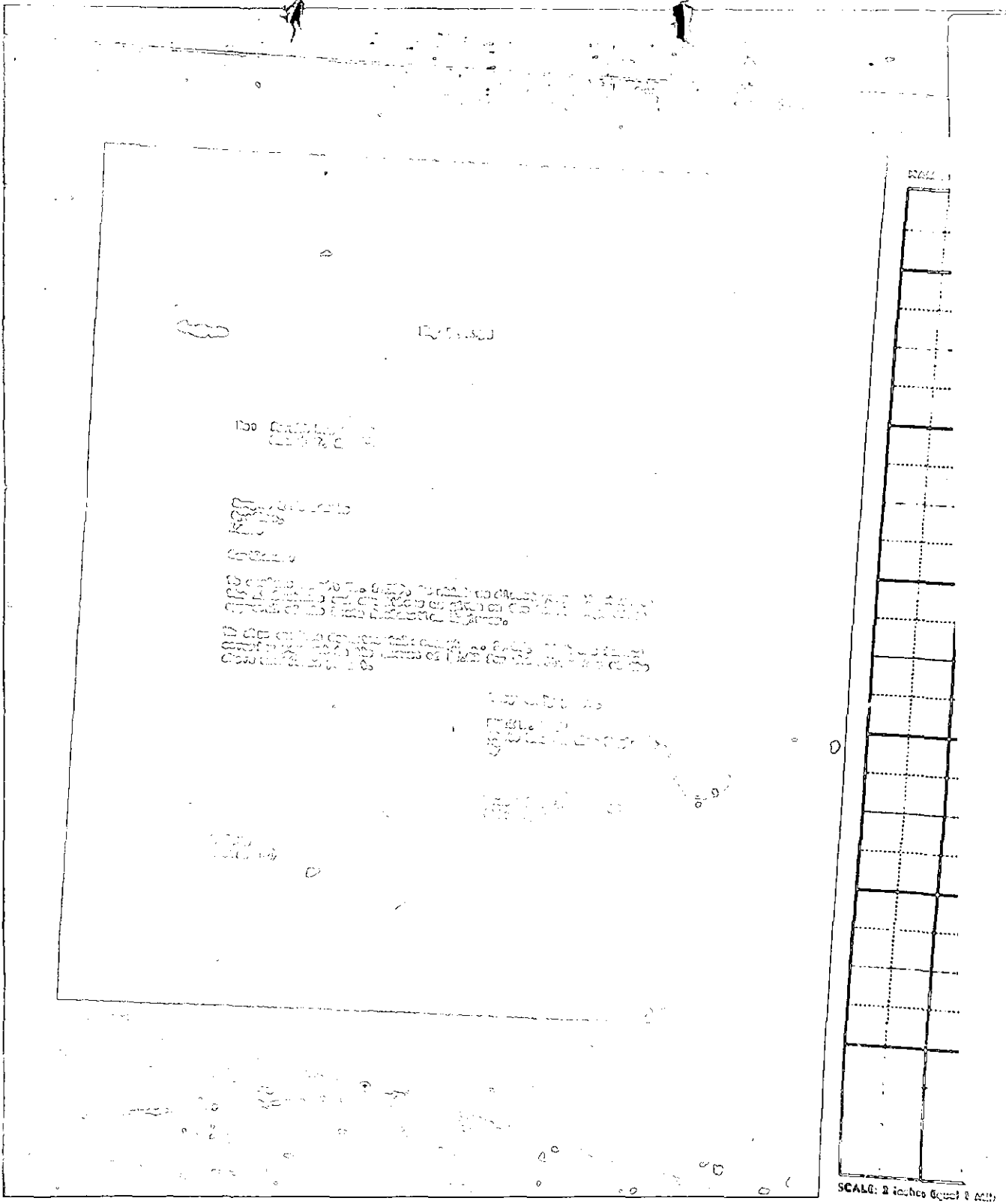
By:

(Mrs.) Edna M. Rutledge
Chief Clerk

RF:ew

Enc. Form 6 (2)
Form 10 (6)
Form 11 (3)

See State of Idaho



SCALE: 2 inches equal 1 mile