

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

A. J. Mariman
being first duly sworn, on oath,
deposes and says:

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates: *July 30,*

August 6, 1970

the same being the dates designated for the publication of said legal notice.

James
Subscribed and sworn to before

me this *7th* day of *August*

19 *70*

A. B. Robinson
Notary Public,
residing at Moscow, Idaho

Residing at Moscow, Idaho
County of Latah
My Commission Expires Feb. 26, 1974

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Austin E. Swanson, Troy, Idaho has received an approved permit no. 32801/86-2034 issued by the Idaho State Department of Water Administration authorizing the diversion of 1.0 cubic feet per second of water from Big Bear Creek, tributary of the Potlatch River. The priority to be established under this permit is March 25, 1966 and the permit was approved March 23, 1966. Water is to be diverted by pipe from a point within the NW¹/₄NW¹/₄, Sec. 28; and the NE¹/₄NE¹/₄, Sec. 29, T. 40 N. R. 2 W.B.M., Latah County, to be used for irrigation in the NE¹/₄NE¹/₄, Sec. 29; NW¹/₄NW¹/₄, Sec. 28, T. 40 N. R. 2 W.B.M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before March 28, 1977. Any protests against the issuance of the license for the above referenced permit should be filed with the Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
Director

July 30, Aug. 6, 1970

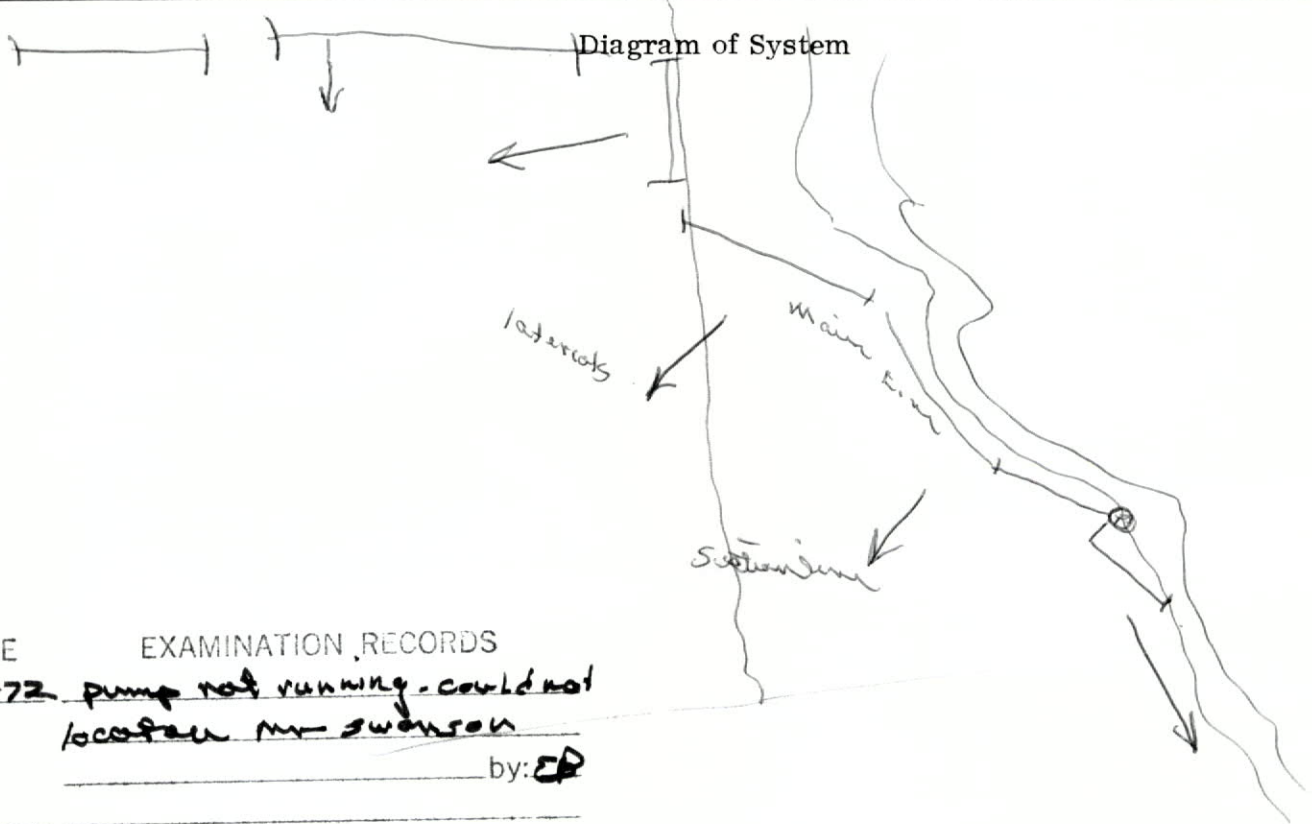
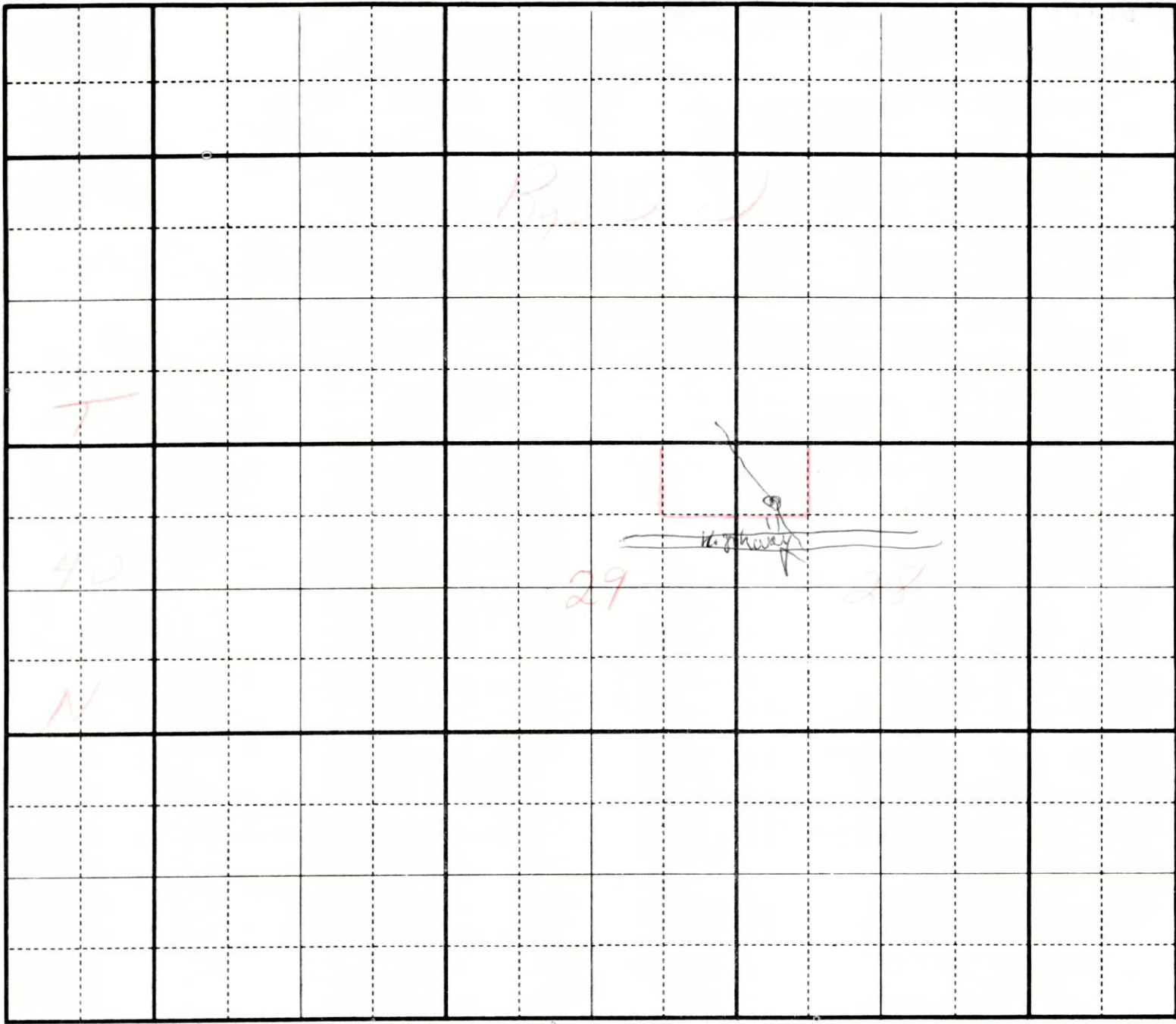
RECEIVED

AUG 14 1970

Department of Water Administration

*dg
OK
8-14-70*

*86-2034
32801*



DATE EXAMINATION RECORDS
 8-2-72 pump not running - could not
 locate Mr. Swanson
 by: EP

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

6-73
330C
Raymond S. Tost

316C

A
231

311-C-1

10/15
21/22

221
PNE

B
316

527

427

272

211
C1

E1

F1

216

152

174

220C
med. brown
A

133

B
224

L.V. CLEMM + SONS
343C

Trans
B
274
to
NP.

NP.

131

B
762

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Dewey Osterberg

Alfred Desjardins

667

Jared Dudley

B
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318

318

318

318

318

420C

132

20/21

33/34

476
C-65
Darin
Anderson

86 2034

48C

354 24

AUSTON E. SWANSON

T40 N R2 W

Point of Diversion

13 Acre Field

Big Bear Creek

15 Acre Field

29 Sec.

TWP 40 N

28 Sec.

TWP 40 N

Permit Map No. 32801
As Approved MAR 28 1966
CARL E. TAPPAN
State Reclamation Engineer

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32801/86-2034 Priority March 25, 1966 Amount 0.46 cfs

THIS IS TO CERTIFY, that AUSTIN E. SWANSON
of Troy, Idaho, has complied with the terms and conditions of Permit
No. 32801/86-2034 issued pursuant to Application for Permit dated March 25, 1966,
and has submitted proof to the Department of Water Administration on August 3, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.46 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from Big Bear Creek
tributary of the Potlatch River, is hereby confirmed in the following amounts:

Amount 0.46 cfs for Irrigation from June 1 to Nov. 1 (both dates inclusive)

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

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

Subject, however, to the condition that no more than 0.46 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28, Twp. 40 N, Rge. 2 W, B.M.

in the county of Latah; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 84 acre feet per year or _____
3.0 acre feet per acre.

Description and location of place of use:

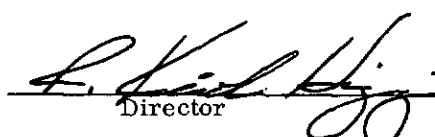
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
40 N	2W	28						13											13
		29	15																15

Total number of acres irrigated 28

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 10 day of

September, 19 73.


Director

86 2034

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32801/86-2034)

in the name of Austin E. Swanson)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

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

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

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

WHEREAS, Permit No. 32801 was issued previous to that date;

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

1. The above-numbered permit will be completed under the terms of Title 42,
Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit
holders expense for two weekly issues in the official newspaper of
the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of
works as originally specified, but will be required to submit proof
to the Department of Reclamation of the application of the water to
beneficial use on or before March 28, 1977. The permit holder
should be aware that failure to complete one-fifth (1/5) of the works
within one-half (1/2) of the time originally set for completion of
works may be grounds for cancellation at the instance of the department.

Dated this 26th day of JUNE, 1970.


R. KEITH HIGGINSON
State Reclamation Engineer

RKH/DG

32801
81-2034

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

86-2031

APPLICATION No. 40970
PERMIT No. 32801
DISTRICT No.

1. Name of Applicant: Austin E. Swanson

Postoffice address: Troy

County: Latah

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: One

cubic feet per second.

3. Source of water supply: Big Bear Creek

which is a tributary of Potlatch R.

4. Location of point of diversion: 700

feet distant from the NW

on

corner of Section 28, T. 40 N, R. 2 W, B.M., and is in the line common to NW NW 28, and NE NE 29,

of section, T. 40 N, R. 2 W, B. M., County of Latah

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: \$ 500

8. Kind of works: pipe

9. Height of dam feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width 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

miles.

Average grade per mile feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 6

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? 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/ Austin E. Swanson Applicant.

By _____ Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. March 25, 1966

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 32801

Recorded in Book 115 Page 32801 Approved March 28, 1966

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

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

Work to begin on or before May 28, 1966 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 Sept. 28, 1968

The whole of said work to be completed on or before March 28, 1971

Beneficial use of water appropriated in accordance herewith, to be made on or before March 28, 1977

WITNESS My hand this 28th day of March, 1966

s/ CARL E. TAPRAN
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, _____ ROBERT E. SMYLIE _____, Governor of the State of Idaho,
and _____ ARNOLD WILLIAMS _____, 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 28th

day of March 19⁶⁶.

STATE OF IDAHO

Countersigned:

(SEAL)

~~By s/ LOUIS E. CLAPP~~

By s/ W. E. DREVLLOW

Acting Governor.

Secretary of State.

REMARKS: I am hoping to irrigate the 28 acres in Section 29 & 28. The purpose of irrigating is to improve the pasture for my cattle.

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	
40 N	2 W	29	15 A.																15
40 N	2 W	28					13 A												13
Total Number of Acres to be Irrigated																		28	
LICENSE ISSUED FOR 0.46 SEC. FT. LICENSE PAG NO. _____																			

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County of Latah

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A. J. Johnson
being first duly sworn, on oath,
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dates: July 30,

August 6, 1970

the same being the dates designated for the publication of said legal notice.

James
Subscribed and sworn to before

me this 7th day of August

19 70
A. B. Robinson

Notary Public,
residing at Moscow, Idaho

Residing at Moscow, Idaho
County of Latah
My Commission Expires Feb. 26, 1974

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R. KEITH HIGGINSON
Director

July 30, Aug. 6, 1970

AUG 14 1970

Department of Water Administration

86-2034
32801

ACT
ION

N OWNER LAST NAME - SWANSON

FIRST NAME - AUSTIN E.

CITY - TROY

STATE - ID

N SOURCE - BIG BEAR CREEK

TRIBUTARY OF - POTLATCH RIVER

N STAGE - LICENSE

PRIORITY - 03-25-1966 COUNTY - LATAH

TOTAL DIV. RATE - .4600CFS

N TOTAL DIV. VOLUME - 84.00 AFA

N DIVERSION POINT - NWNW 28 40N 02W

N FROM - 06-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE - .4600CFS USE DIV. VOLUME - 84.00 AFA

N USE - IRRIGATION

PLACE OF USE - TWN 40N RNG 02W SEC 28 TRACT NWNW

AC 13

N USE - IRRIGATION

PLACE OF USE - TWN 40N RNG 02W SEC 29 TRACT NENE

AC 15

OLD NO. - 32801

IDENT. NO. 86-2034

WATER RIGHT
DATA ENTRY LOG

[illegible]

September 12, 1973

Re: Permit No. 32801/86-2034

Mr. Austin E. Swanson
Troy,
Idaho 83871

Dear Mr. Swanson:

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

Sincerely,

BOBBY D. FLEEVOR
Assistant Director

bjg

Enclosure

86 2034

August 22, 1973

Mr. Austin E. Swanson
Troy,
Idaho 83871

Dear Mr. Swanson:

A representative of this Department has made an examination of the works covered by your Permit No 32801/86-2034 and has found the following:

Quantity of water diverted: 0.46 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.46 cfs

The maximum quantity diverted shall not exceed 84 acre feet per year.

Beneficial use: Irrigation of 28 acres within the
NW1/4NW1/4 Sec. 28; NE1/4NE1/4 Sec. 29; Twp. 40 N,
Rge. 2 W, B.M.

Point of diversion: NW1/4NW1/4 Sec. 28, Twp. 40 N, Rge.
2 W, B.M.

Priority date established: March 25, 1966

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

86 2034

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Austin E. Swanson
Post office address Troy, Idaho Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Big Bear Creek
(name spring, stream, etc.)
Tributary to Potlatch River

3. Water will be used for the following purposes:

Amount 1.0 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from June 1 to November 1
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

Permit No. 32081/86-2034
Examination for B/U

4. Total amount to be appropriated:

Max Rate of Diversion 1.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 40 N/S, Range 2 E/W, B.M., Section 28, Subdivision NW cor 1/4 1/4, Latah County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 1/4, _____ County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 1/4, _____ County

Other Points of Diversions: _____

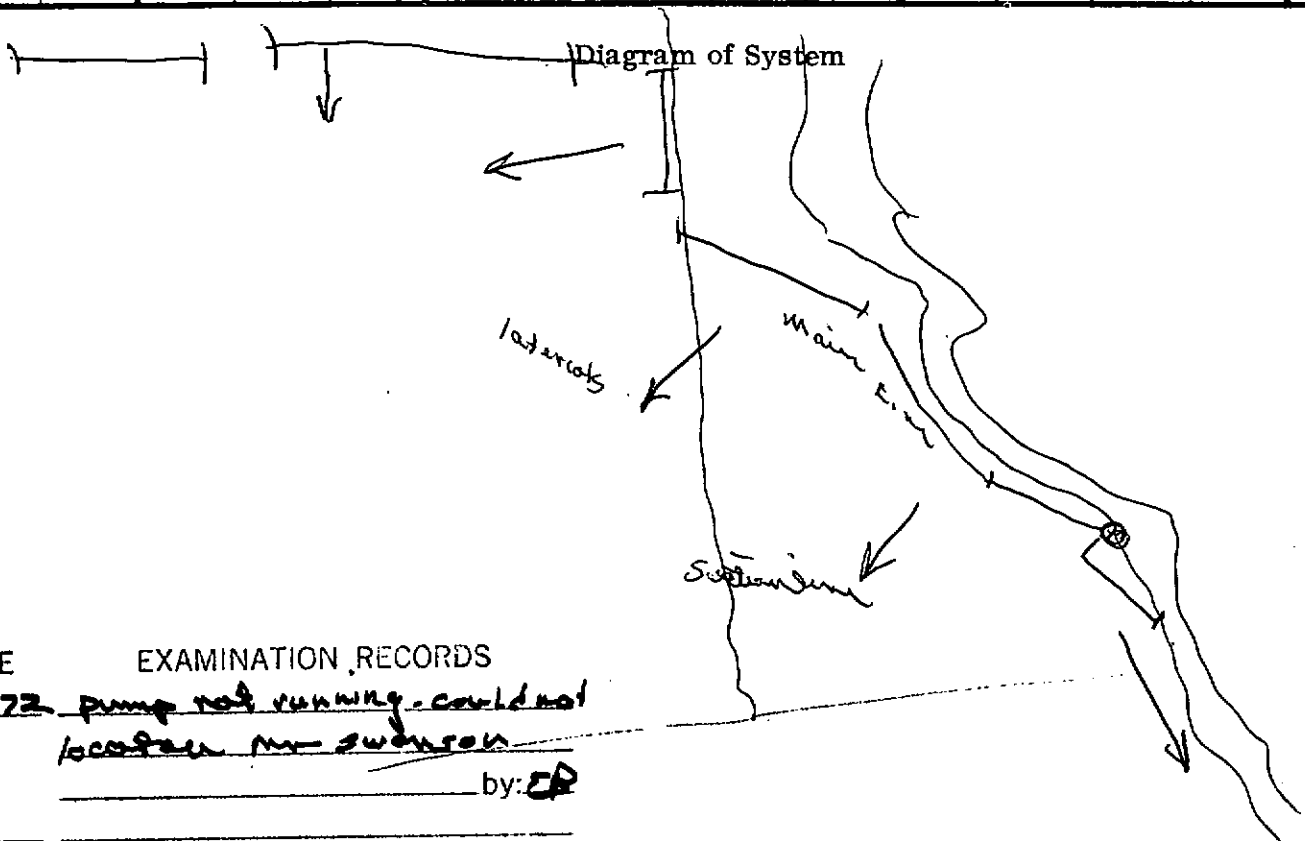
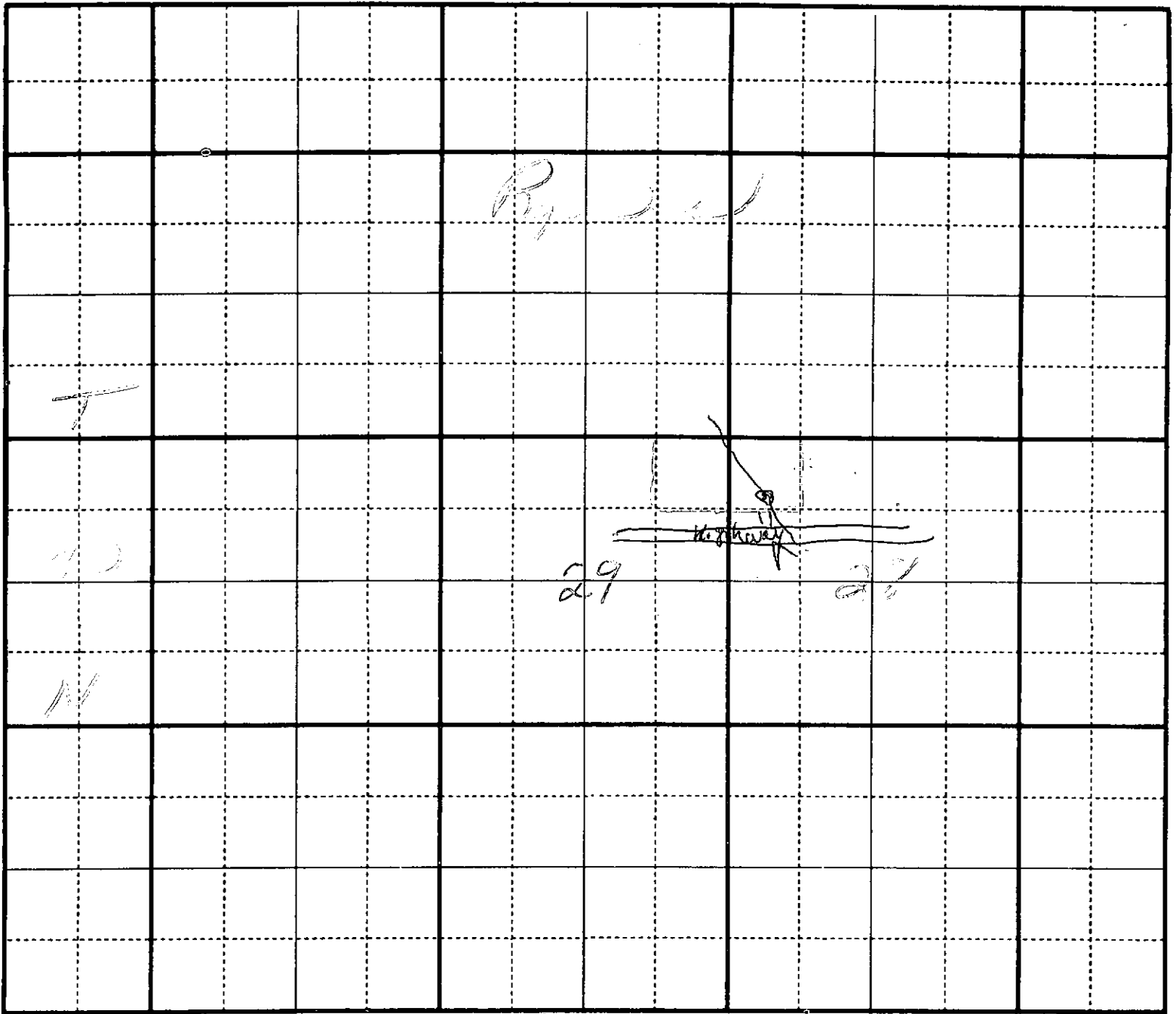
Description of diverting works: Taken directly from Bear Creek with a 15 h.p. electric motor

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
40N	2W	29	15																15
		28						13											13

86 2034



DATE 8-2-72 EXAMINATION RECORDS
 pump not running. could not
 locate Mr. Swanson
 by: EP
 by: _____
 by: _____
 by: _____
 by: _____

6-73
330C
Raymond S. Tour

CARL
P. N. M.

LV CLEMM + SONS
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TRANS
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194
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Dewey Osterberg

Arthur De Jardin

86 2034

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A. Aderson

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JK
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JO
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JP
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JQ
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JR
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DATE OF EXAM 8-17-1972

ACREAGE

Found 25
Recommended 25

Irrigation Requirement 3.0 Ac Ft/Ac

USE:

Irrigation Q = 46 c.f.s. V = 84 AF/Ann. from 6-1 to 11-1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ✓

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

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

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

Total Q measured 46 cfs Method of measurement calculated pump pressure

Total Q recommended 46 cfs Meter No. _____ Type pressure Condition _____

Total V recommended 84

Recommended Amendments:

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

MEASUREMENT CALCULATION:

29 mod 29A rainbirds w/ 3/16 nozzle at 45 psi
200 gal/min = 1.46 cfs

SYSTEM DESCRIPTION:

Westing house 15 H.P. pump Motor Model 326 ser # 221342
w/ Fairbanks Morse pump # 73490A mounted on trailer
5" intake w/ 2" discharge to 3" main line and laterals
rainbird mod. 29B w/ 3/16 nozzle (45 psi) 29 sprinklers
687 + 29 = 716 200 gpm = 1.46 cfs

REMARKS:

Examiner's Signature Quinn C. Ballance Date 8-17-1972

Checked by JS Date 8/24/72

Approved by _____ Date _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Identification No. 40970
Permit No. 32801/86-2034
RECEIVED
AUG 3 1966 ✓

Department of Water, 440 Main Street, 1

1. a) Name of Permit Holder AUSTIN E. SWANSON
b) Post Office Address TROY IDAHO
2. Permit Number 32801/86-2034
3. Date of Priority that you are prepared to establish Nov. 25 1966
4. a) Source from which water was appropriated Big Bear Creek
b) Location of the point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28 and 29
Township 40 N, Range 2 W, Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount _____ for irrigation purposes from June 1 to Nov 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 90 over 2 weeks got 35 sprinklers
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: 7 heads which put out 7 gallons per sec. This is done by myself

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: NO
b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch). Taken ~~to~~ directly from Bear Creek with a 15 HP Electric Motor
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed _____

86 2034 exam typed 9-28-71
mjf

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

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

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	
40N	2W	29	159																15
40N	2W	28					139												13

10. Remarks: About the amount of water used it depends on the season I just irrigate enough to keep the grass green for cattle Total number of acres irrigated 28

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

Aug 2, 1971
(Date)

Austin E Swanson
(Signature)

State of Idaho ss.
County of Latah

On this 2nd day of Aug, 1971, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

[Signature]
Notary Public residing at Troy
NOTARY PUBLIC for the State of Idaho
Residing at Troy Idaho
My commission expires August 1 1971

My commission expires August 1 1971
Residing at Troy Idaho

August 12, 1971

Re: Permit No. 32801/86-2034

Mr. Austin E. Swanson
Troy,
Idaho 83871

Dear Mr. Swanson:

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

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

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWMDR

86 2034

July 13, 1971

Re: Permit No. 32801/86-2034

Mr. Austin E. Swanson
Troy,
Idaho 83871

Dear Mr. Swanson:

Pursuant to your letter of June 26, 1971, we are enclosing a Proof of Application of Water to Beneficial Use form for your use in connection with the above referenced permit.

After you submit the required proof, the Department will make a field examination of your system before issuing a license. If we may be of any assistance with the completion of the proof affidavit enclosed, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

Enc: Proof affidavit

86 2034

Troy Idaho
June 26, 1971

R. Keith Higginson, Director
Idaho Dept. of water adm.
Statehouse - Annex 2
Boise, Idaho 83707

RECEIVED
JUN 26 1971
Department of Water Administration

Dear Sir:

In regard to permit no.
32801/86-2034. I have
completed all requirements;
and am using the water to
irrigate pasture for cattle.
your letter of June 26th 1970
states that I should submit
proof of use.

Would you please advise
me what proof you need.

Sincerely yours
Austin E. Swanson
Troy Idaho 83871

86 2034

August 14, 1970

Re: Permit No. 32801/86-2034

Mr. Austin E. Swanson
Troy,
Idaho 83871

Dear Mr. Swanson:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of beneficial use of the water is not required until March 28, 1977, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

86-2034
32801

July 20, 1970

Re: Permit No. 32801/86-2034

Mr. Austin E. Swanson
Troy,
Idaho 83871

Dear Mr. Swanson:

The legal notice for the above-referenced permit is being published in the
Daily Idahonian, Moscow, Idaho on July 30
and August 6, 1970.

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

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

32801
86-2034

July 20, 1970

Re: Permit No. 32801/86-2034

Daily Idahonian
Box 399
Moscow, Idaho 83843

Gentlemen:

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

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

The expense of the publication is to be paid by Austin E. Swanson, Troy, Idaho, to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: legal notice

32801
86-2034

NOTICE OF EXISTING WATER PERMIT

RECEIVED

JUL 13 1970

Notice is hereby given that Austin E. Swanson, Troy, Idaho

has received an approved permit no. 32801/86-2034

issued by the Idaho State Reclamation Department authorizing the diversion ~~of~~ of 1.0 cubic feet per second ~~from~~ of water from Big Bear Creek, tributary of the Potlatch River.

The priority to be established under this permit is March 25, 1966 and the permit was approved March 28, 1966. Water is to be diverted by

pipe from a point within the

NW1/4, Sec. 28; and the NE1/4, Sec. 29, T. 40 N, R. 2 W, B. M., Latah County

to be used for

irrigation

in the NE1/4, Sec. 29; NW1/4, Sec. 28, T. 40 N, R. 2 W, B. M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before March 28, 1977. Any protests against the issuance of the license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Daily Idahonian, Moscow, Idaho on

July 30 and August 6, 1970.

State Reclamation Engineer: Permit No. 86-2034

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

in the Daily Idahonian of Moscow, Idaho;

~~published in the county in which the works are situated.~~

(Signature)
Austin E. Swanson

Troy, Idaho
(Address)
July 9, 1970
(Date)

86-2034
32801

June 30, 1970

Re: Permit No. 32801 (new no. 86-2034)

Mr. Austin E. Swanson
Troy,
Idaho

Dear Mr. Swanson:

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

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

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

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: order
advertising package

86-2034
32801

March 31, 1966

Re: Permit No. 32801

Mr. Austin E. Swanson,
Troy, Idaho.

Dear Mr. Swanson:

We enclose Permit No. 32801 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. 33152 which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

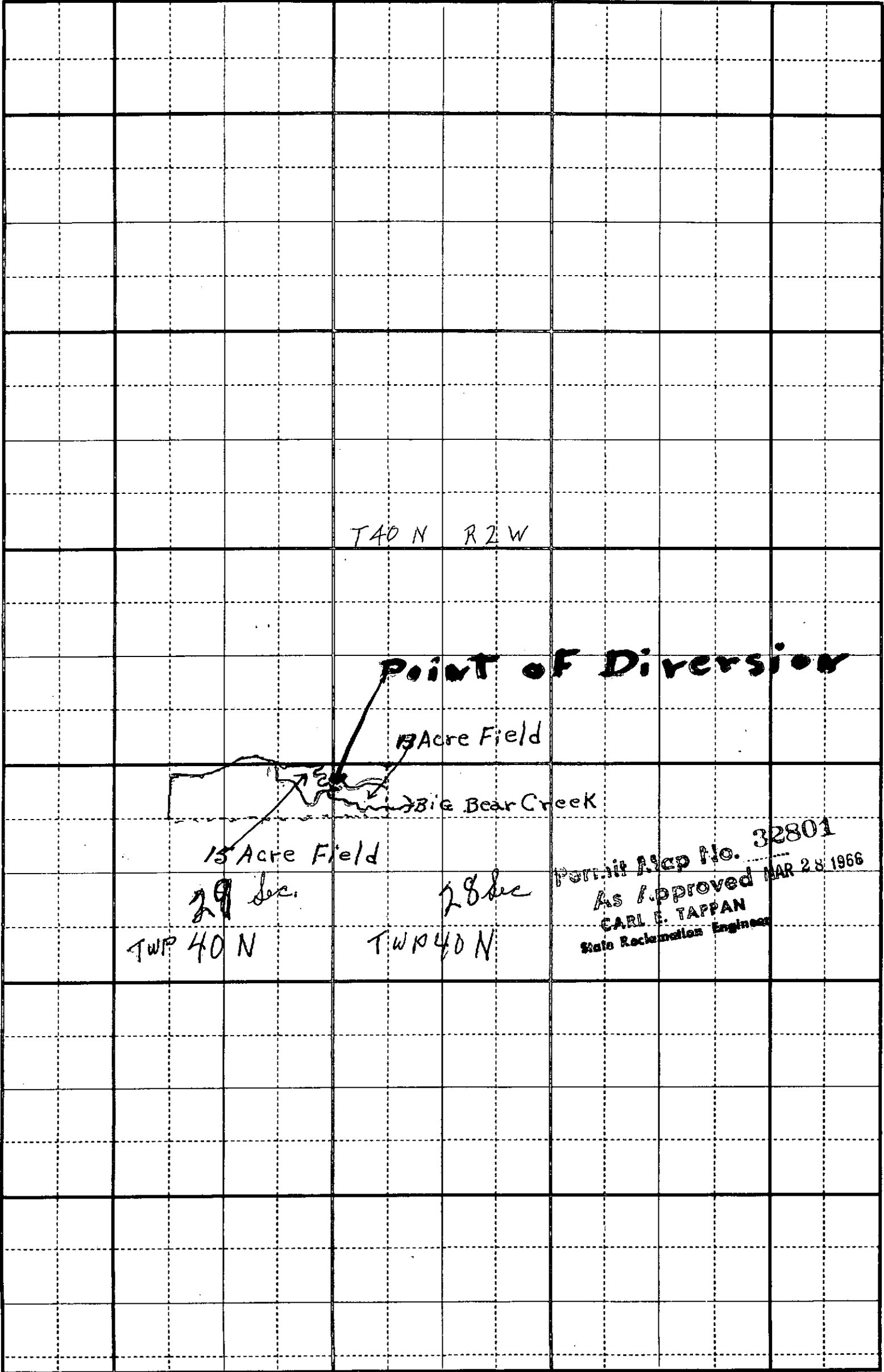
Enc:
MRB:pmk

(Yellow Copy)

E 32801

NAME OF APPLICANT AUSTON E. SWANSON

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

32801

March 21, 1966

RE: Application for Permit

Austin Swanson
Troy, Idaho

Dear Mr. Swanson:

Your application for permit is herewith returned for correction in the following particulars:

If this is an application for a reservoir permit the application should be completed.

It appears to be a filing on the stream; if this is the case the wrong form has been used. The proper form and instructions are enclosed.

Statutes provide for sixty (60) days from the date of first return for filing a completed application. If it is received after that date the priority will be advanced to the actual date of receipt of corrected application.

Very truly yours,

Donald J. Watts
Office Engineer

DJW:mr

Enc. application, check
Form 1, Instructions

G 32801