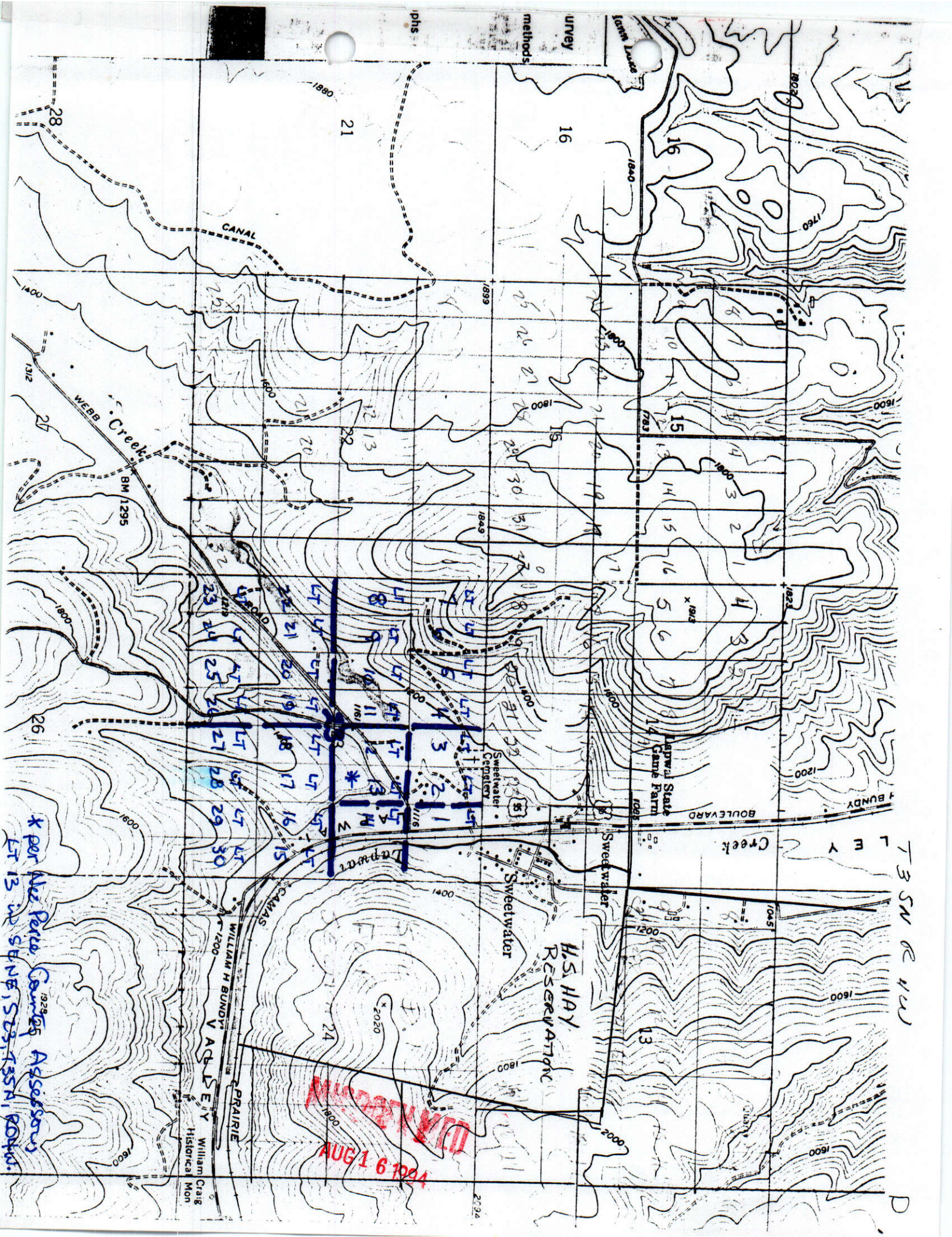


-
- Scale: 2 inches equal 1 mi

Gene Schuch
(Applicant)

AUG 16 1994



T35N R20W

LEY

Creek

BOULEVARD

State
Game Farm

U.S. HAY
RESERVATION

Sweetwater

Sweetwater
Cemetery

21

16

16

CANAL

Webber Creek

BM 1295

26

K per Alex Perce County Assessor
ET 13 in Stone, S22, T35N, R20W.

RECEIVED
AUG 16 1904

PRAIRIE

WILLIAM H. BUNDY

VACHISEY

William Craig
Historical Mon

FEB 15 1996

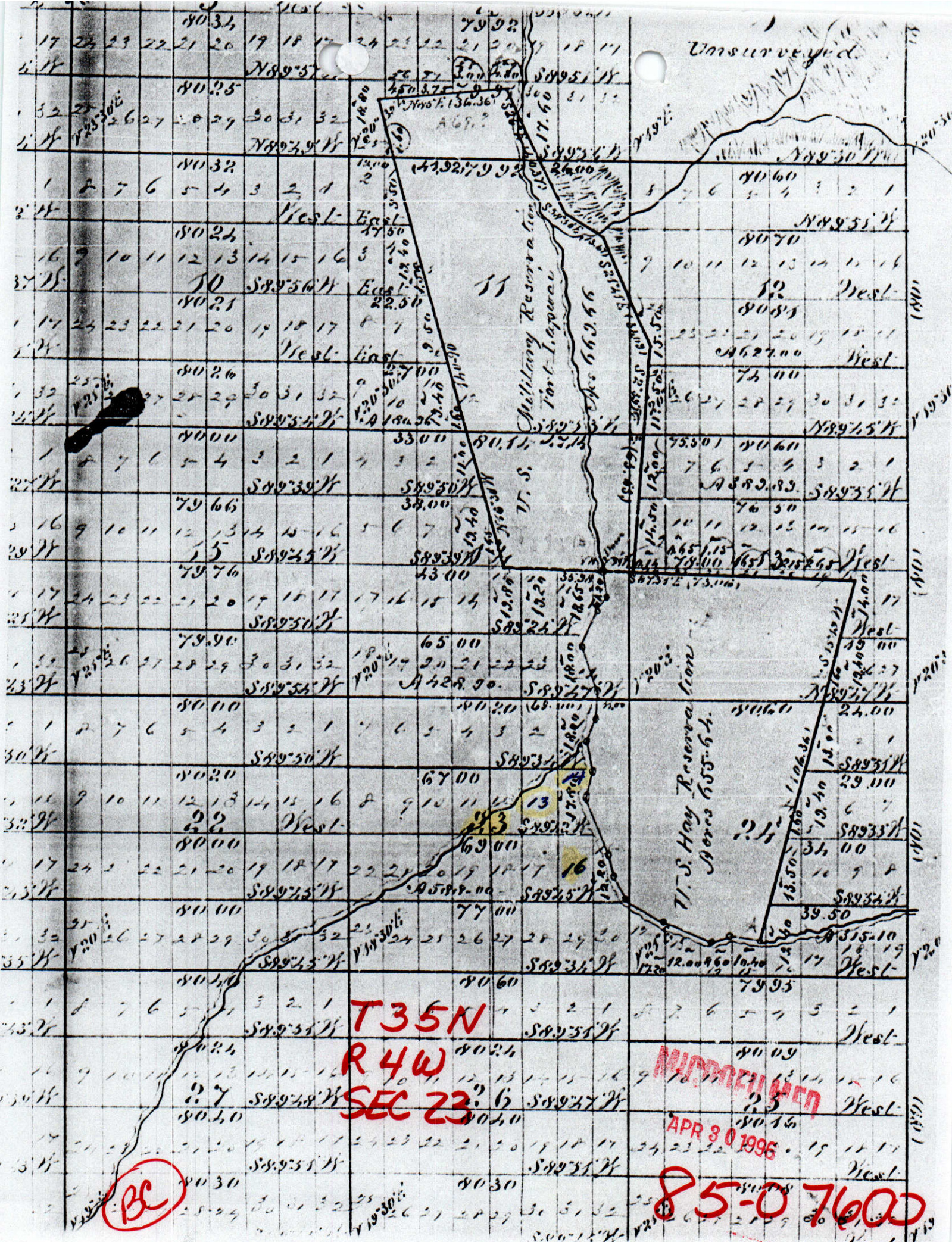
Scale: 2 inches equal 1 mi

BE IT KNOWN that the undersigned hereby makes application for permit

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.

AUG 16 1994

Gane Schuch
(Applicant)



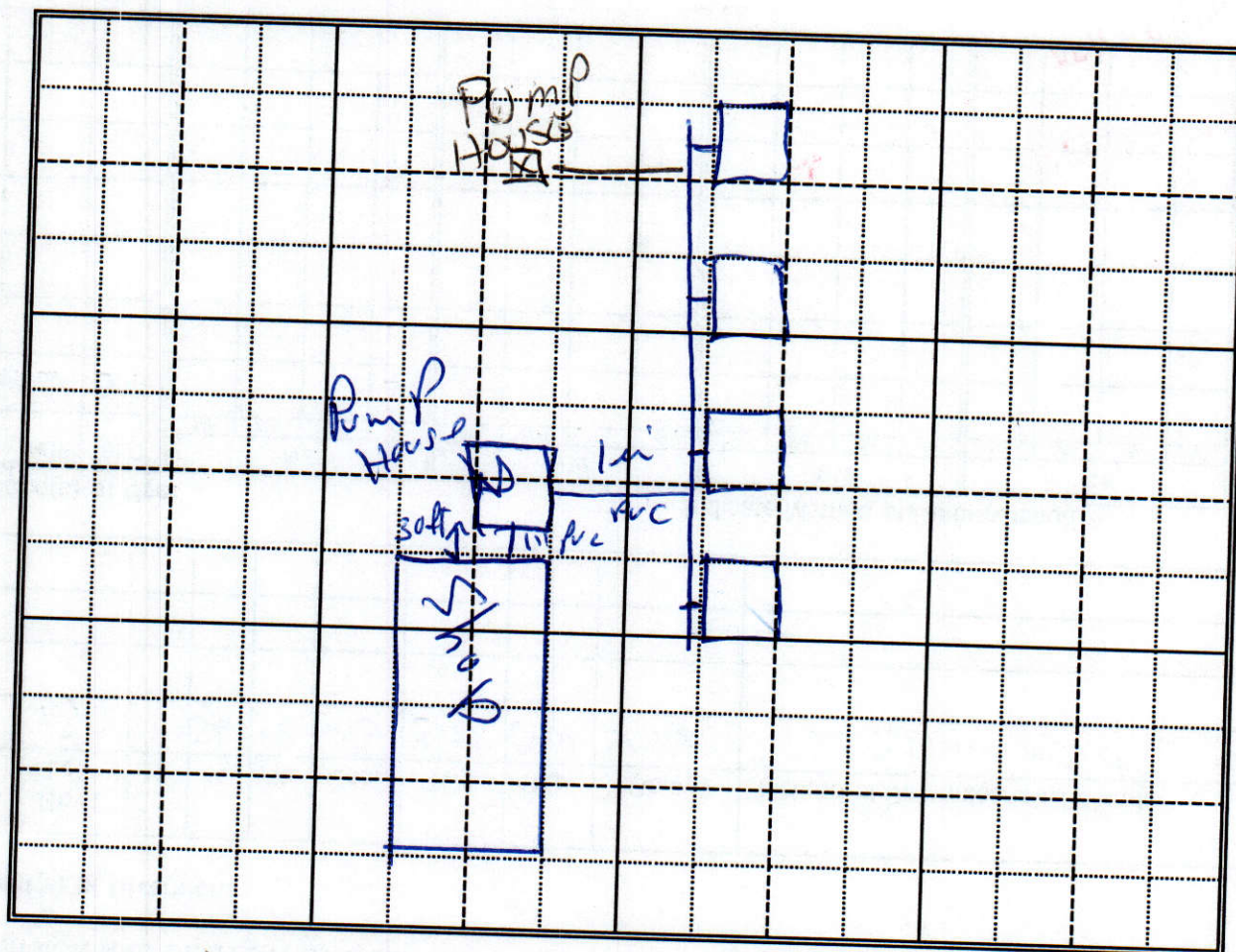
T35N
R4W
SEC 23

APR 30 1996

85-07600

BC

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#1	Franklin	1	2824085010	Submersible	1 in
#2			?		

*Code to correspond with No. on map and aerial photo

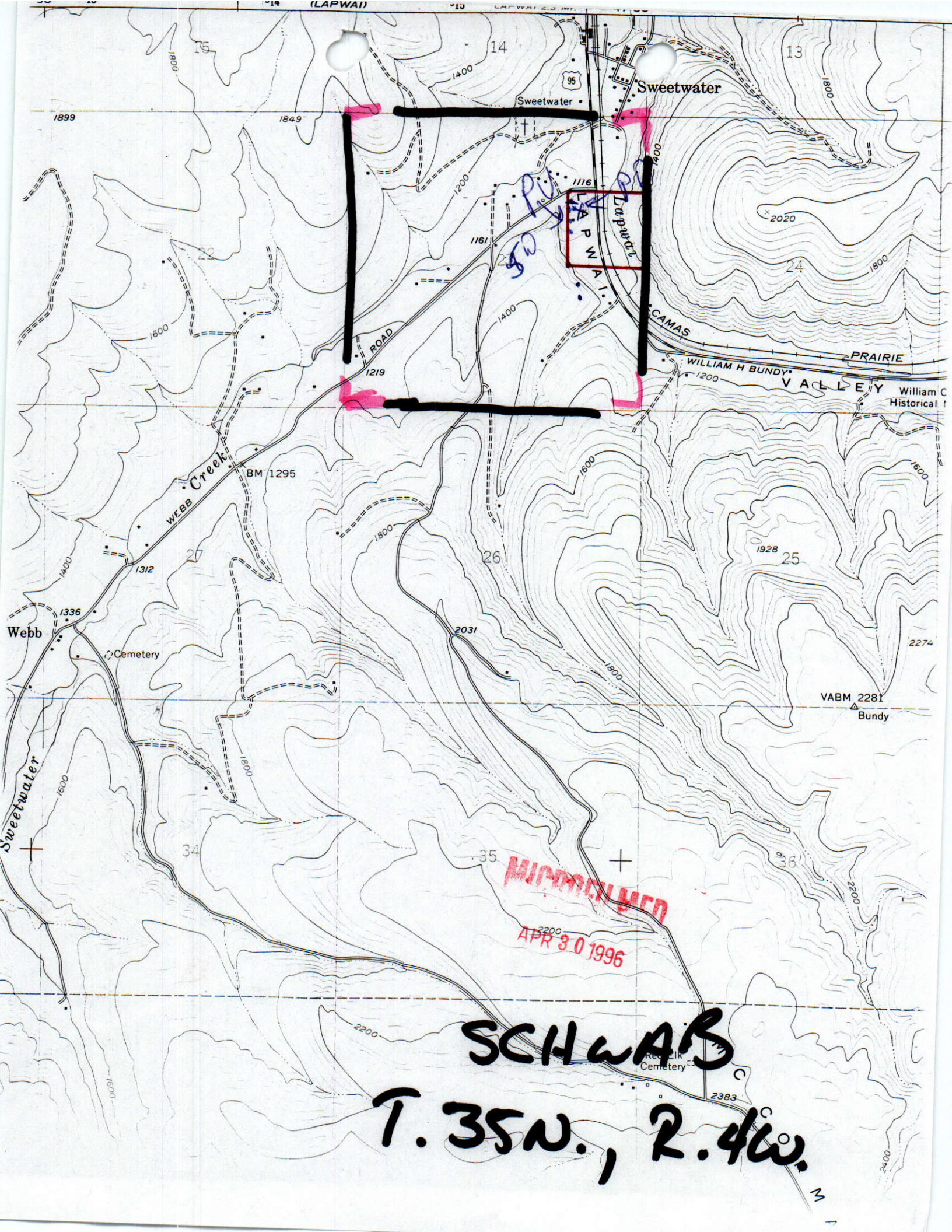
D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

APR 30 1996





PO



PO



PO

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APR 30 1996

TRIBUNE PUBLISHING COMPANY, INC
The Lewiston Morning Tribune
505 C St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 052694 INVOICE L00400372

Account No. 96475085-07600

Description 00372NOTICE

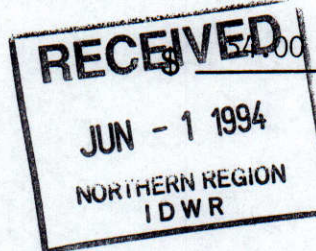
Times 2 Lines 48

Tab Lines

**LEGAL ADVERTISING
INVOICE**

SOLD TO:

IDAHO DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD. SUITE 210
SOEUR D'ALENE
ID 83814



NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

**NOTICE OF APPLICATION FOR
WATER RIGHT**

The Following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

85-07600
SCHWAB, GENE
SCHWAB, JERRY
SCHWAB, DOUGLAS
SCHWAB, JIM
RT 1 BOX 170
LAPWAI, ID 83540
Source: GROUNDWATER
Diversion Pt:
Lot 14 (SENE) and
Lot 13 (SENE) Sec 23 T 35N, R
04W in NEZ PERCE County.
Use: DOMESTIC (.110 CFS)
Total Diversion: (.110 CFS)
Date filed: 4/18/1994
In: NEZ PERCE County
T35N R04W S23 SENE
86-07330

ENGLISH, STEVE
MC ATEE, KENT
P.O. BOX 744
HAILEY, ID 83333
Source: GROUNDWATER
Diversion Pt.

NWSESW Sec 31 T 37N R 01W in
NEZ PERCE County.
Use: DOMESTIC (.060 CFS)
Total Diversion: (.060 CFS)

Date filed: 4/11/94
In: NEZ PERCE County
T37N R01W SWSW SESW

For additional information con-
cerning the property location, call
the Northern Regional Office at
(208) 769-1450.

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the applicant and with the
Director, Dept. of Water Resources,
Northern Region, 1910 Northwest
Blvd., Suite 210, Coeur d'Alene, Ida-
ho 83814 on or before JUNE 6, 1994.
R. KEITH HIGGINSON, Director

Karen J. Lewis, being duly sworn
deposes and says, I am the Legal Clerk
of the Tribune Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho, publishers of the
LEWISTON MORNING TRIBUNE, a newspaper of general circulation
published at Lewiston, Nez Perce County, Idaho; That the said Lewiston
Morning Tribune is an established paper and has been published regular-
ly and issued regularly at least once a day for more than 21 consecutive
years next immediately preceding the first publication of this notice, and
has been so published uninterrupted for said period; that the

NOTICE OF APPLICATION

attached hereto and which is made a part of this affidavit was published in
the said Lewiston Morning Tribune, 2 time(s). Publication be-
ing on 051994, or once a
WEEK for 2 consecutive WEEKS, the first
publication thereof being on the 051994, and the last pub-
lication thereof being on the 052694, and said

NOTICE OF APPLICATION

was so published in the regular and entire issue of said newspaper and
not in a supplement thereof and was so published in every issue an
number of the said paper, during the period and times of publication a
set forth above.

Karen J. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS THE

day of 1994

Notary Public in and for the State of Idaho
residing at Lewiston, therein

AUG 16 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 85-07600

Priority: April 18, 1994

Maximum Diversion Rate:
Maximum Diversion Volume:

0.11 CFS
3.6 AF

This is to certify, that DOUGLAS SCHWAB
GENE SCHWAB
JERRY SCHWAB
JIM SCHWAB

RT 1 BOX 170
LAPWAI ID 83540

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 18, 1994; and has submitted Proof of Beneficial Use on August 4, 1994. An examination indicates that the works have a diversion capacity of 0.140 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.11 CFS	3.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 13(SWNE), Sec. 23, Township 35N, Range 04W
Lot 16(NESE), Sec. 23, Township 35N, Range 04W
NEZ PERCE County

PLACE OF USE: DOMESTIC
TWN RGE SEC
35N 04W 23 Lot 13(SWNE) Lot 14(SENE)

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The domestic use authorized under this right shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.
6. Place of use is located within Schwab's Edition.
7. Domestic use is for 4 homes and 1 shop.

APR 30 1996

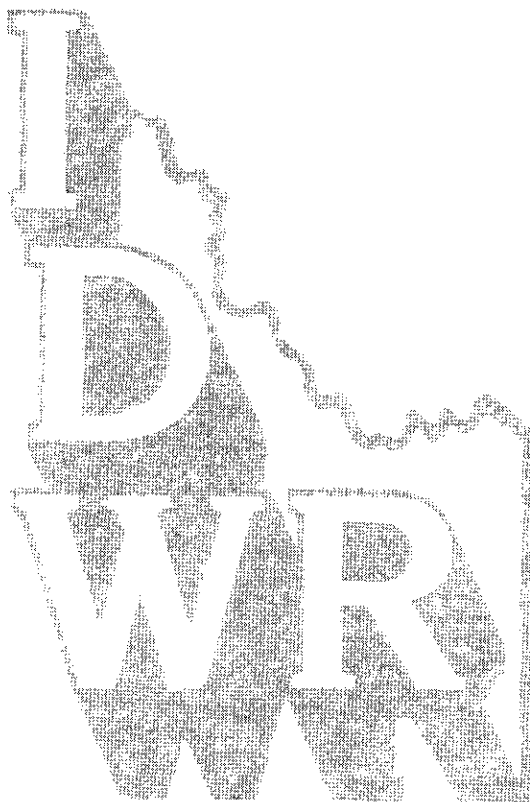
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 85-07600

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 29TH
day of FEBRUARY, 1976.


Acting for KARL J. DREHER, Director



1996

State of Idaho
Department of Water Resources

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FEB 28 1996

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 85-07600

Department of Water Resources

Date of Priority: April 18, 1994

Maximum Diversion Rate:

0.11 CFS

Maximum Diversion Volume:

3.6 AF

Comes now

DOUGLAS SCHWAB
GENE SCHWAB
JERRY SCHWAB
JIM SCHWAB

RT 1 BOX 170
LAPWAI ID 83540

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 85-07600, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.11 CFS	3.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 13(SWNE), Sec. 23, Township 35N, Range 04W
Lot 16(NESE), Sec. 23, Township 35N, Range 04W
NEZ PERCE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

35N 04W 23 Lot 13(SWNE) Lot 14(SENE)

RECEIVED

APR 30 1996

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at _____, this _____ day of 2-26, 1996

Gene Schwab
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 85-07600

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50.00 Receipted by JW # C034925 Date 2-28-96

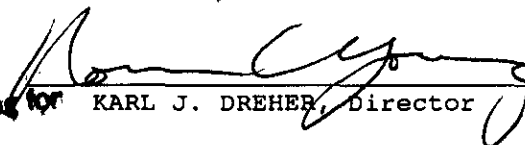
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 85-07600 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The domestic use authorized under this right shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.
6. Place of use is located within Schwab's Edition.
7. Domestic use is for 4 homes and 1 shop.

Witness my hand this 29TH day of FEBRUARY, 1996.


Acting for KARL J. DREHER, Director


APR 30 1996

OFFICE USE ONLY
Amt. of Fee \$ 500
Date 8-4-94
Receipt No. C030966
Receipt by [Signature]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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PROOF OF BENEFICIAL USE

JUN 30 1994 No
Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 85-07600 Telephone No. 843-2011
2. Name(s) of Permit Holder(s): DOUGLAS, GENE, JIM, JERRY SCHWAB
3. Mailing Address: ROUTE 1 BOX 170, LAPWAI, IDAHO 83540
4. Source of Water: WELL

If GROUNDWATER, Well Driller's Name: VIAKATT Date Drilled: 1974

OPTIONAL:

Pump horsepower: 1 Pressure (psi): 50 Dynamic pumping level (ft.): 89

5. Extent of Use (as authorized by the permit):

Domestic 5 (No. of households) Stockwater 4 HORSES (No. and type of stock)

Irrigation 0 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.11 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ____ Yes X No Installed? ____ Yes ____ No

OR

Flow Measurement Port: Required? ____ Yes X No Installed? ____ Yes ____ No

8. Fee Enclosed: \$ NO (See License Fee Schedule on back of Instruction Sheet)
9. Person to contact to accompany the Department representative during field examination of the water system.

DOUGLAS (ART) SCHWAB 208-843-2011
Name Telephone No.

ROUTE 1 BOX 170, LAPWAI, IDAHO 83540
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

6/28/94
Date

[Signature]
Signature (and title, if on behalf of a company or organization)

AUG 16 1994

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 85-07600

Proposed Priority: April 18, 1994

Maximum Diversion Rate:

0.11 CFS

This is to certify, that DOUGLAS SCHWAB
GENE SCHWAB
JERRY SCHWAB
JIM SCHWAB
RT 1 BOX 170
LAPWAI ID 83540

has applied for a permit to appropriate water from: **GROUNDWATER**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

DOMESTIC	01/01 to 12/31	0.11 CFS
----------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: Lot 13(SENE), Sec. 23, Township 35N, Range 04W
Lot 14(SENE), Sec. 23, Township 35N, Range 04W
NEZ PERCE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

35N 04W 23 Lot 13(SENE)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1995.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Construction of the well must comply with Idaho well construction standards.
5. Domestic use is for 4 homes and 1 shop.
6. The domestic use authorized under this permit shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

20 day of June, 1994

R. Keith Higginson
for R. Keith Higginson, Director

AUG 16 1994

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JUN 13 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 85-7600

Department of Water Resources

To appropriate the public waters of the State of Idaho

Gene Schwab Terry Schwab
Douglas Schwab

1. Name of applicant Jim Schwab Phone 843-2011

Post office address Rt 1, Box 170 Lapwai Idaho 83540

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

3. Location of point of diversion is SE NE
1/4 of 35 1/4 of 23 Govt. Lot 13E14

Sec. 23 Township 35N Range 04W B.M. Nezperce County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.11 for DOMESTIC purposes from 4/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.11 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works: well & Pump

a. Description of ditches, flumes, pumps, headgates, etc. →

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 85°F being sought? _____

e. If well is already drilled, when? _____; Drilling firm _____

Well was drilled for (well owner) A/D

7. Time required for the completion of the works and application of the water to be proposed beneficial use is

1 years (minimum 1 year). NEZ PERCE CO. ASSESSOR VERIFIED THAT GOV. LOTS
13 & 14 WERE BOTH WITHIN SE 1/4 NE 1/4, SEC 23
T. 35N., R 4W. AS 4/20/94

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. Shop + 4 Houses
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
35N	4W	23				D													

Total number of acres to be irrigated _____

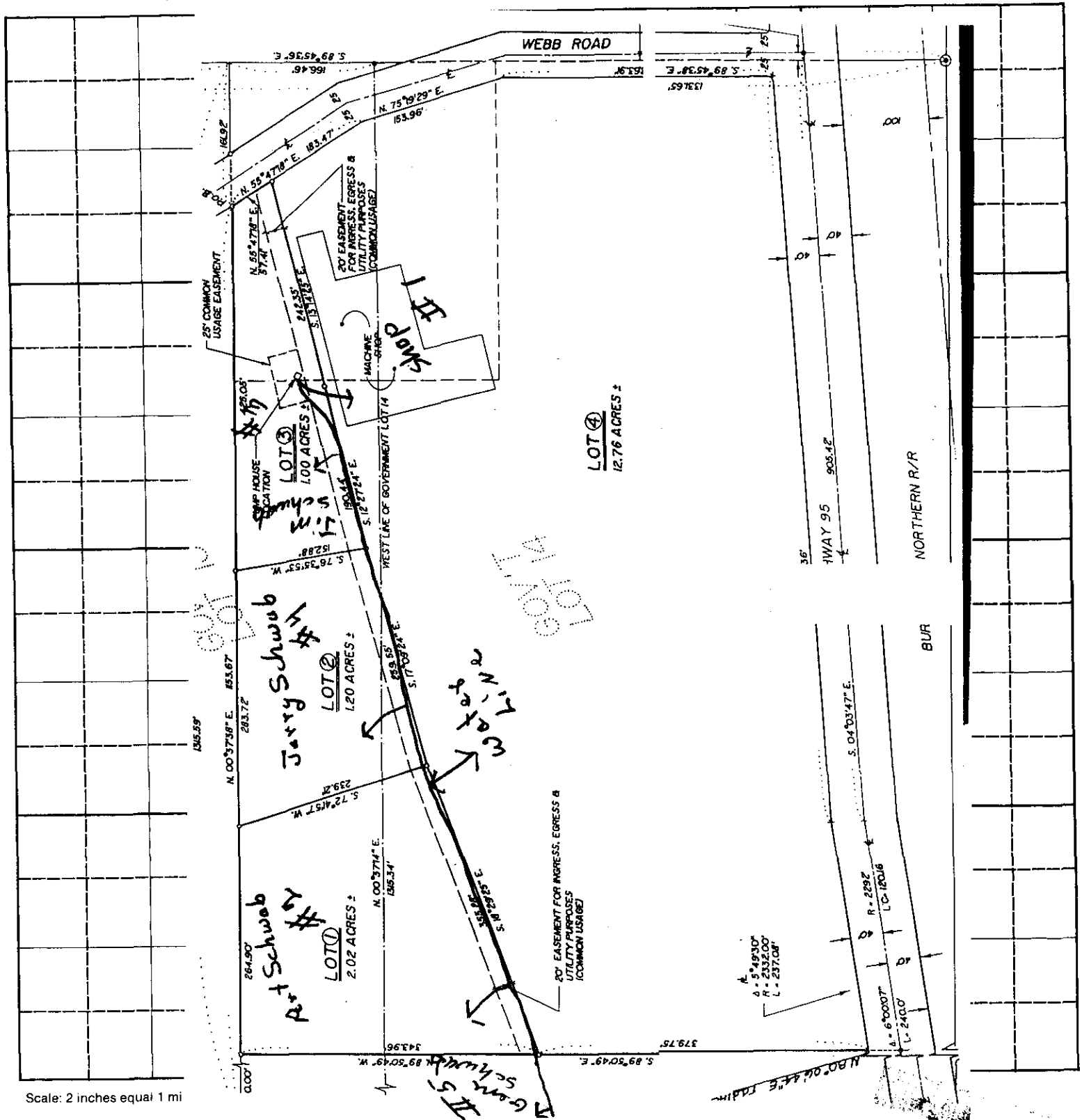
10. Describe any other water rights used for the same purposes as described above. _____

- Who owns the property at the point of diversion? Gave, Douglas, Jim, Jerry Schwab
- Who owns the land to be irrigated or place of use? _____
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Equal owner Ship in Land,

12. Remarks: _____

AUG 16 1994

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



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.

Gene Schwab
(Applicant)

AUG 16 1994

Received by JA Date 4/20/94 Time 4:18 PM Preliminary check by AS
Fee \$ 30.00 Receipted by JA # N 7548 Date 4/18/94
Publication prepared by JA Date 4/27/94 Published in 5/5-12/94
Publication approved RJC Date 6/1/94

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. _____, and said application is hereby _____.

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 _____, 19 ____.

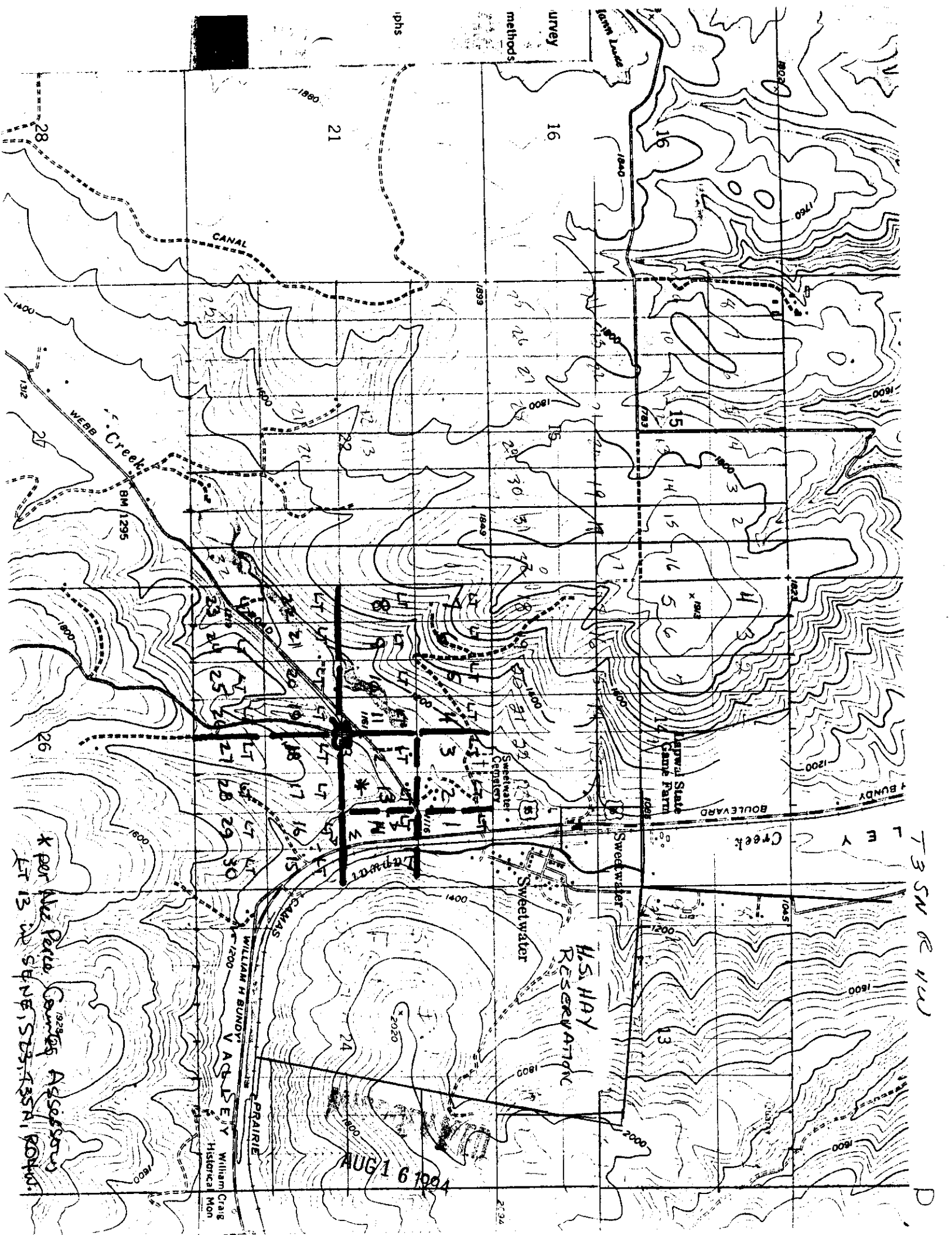
c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if 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 permit 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 permit.

e. Other:



AUG 16 1994



SCHWAB'S FAMILY LAND.
ROUTE 1, BOX 170
LAPWAI, IDAHO 835

WE THE OWNERS OF THE LAND AT CORNER OF HWY 95 AND WEB ROAD DO
EQUALLY AGREE THAT THE WATER RIGHTS ,MAINTENANCE AND UP KEEP OF
THE WELL IS THE RESPONSIBILITY OF EACH PERSON AS FOLLOWS;

- 1.. GENE & LADENE SCHWAB; [HAS 1/3 OWNER SHIP]
- 2.. DOUGLAS & TERESA SCHWAB; [HAS 1/3 OWNER SHIP]
- 3.. JIM SCHWAB & JERRY SCHWAB [HAS EQUAL SHARE] AS [1/3 OWNER SHIP]

THE DISPERSION OF THE WATER FROM SAID WELL IS AS FOLLOWS;

- 1; THE SHOP
- 2; DOUGLAS SCHWAB
- 3; JIM SCHWAB
- 4; JERRY SCHWAB
- 5; GENE SCHWAB

SIGNED AS FOLLOWS;

Gene Schwab 4/12/94

GENE SCHWAB DATE

Douglas A Schwab 4/12/94

DOUGLAS SCHWAB DATE

Jim Schwab 4/12/94

JIM SCHWAB DATE

Jerry Schwab 4/12/94

JERRY SCHWAB DATE

AUG 16 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 1, 1996

DOUGLAS SCHWAB
GENE SCHWAB
JERRY SCHWAB
JIM SCHWAB
RT 1 BOX 170
LAPWAI ID 83540

RE: WATER RIGHT NO. 85-07600

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please contact me.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED
APR 30 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 20, 1996

DOUGLAS SCHWAB
GENE SCHWAB
JERRY SCHWAB
JIM SCHWAB
RT 1 BOX 170
LAPWAI ID 83540

RE: WATER RIGHT NO. 85-07600

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

APR 30 1996

MEMORANDUM

TO: File 85-07600 / Doug, Gene, Jerry and Jim Schwab
FROM: Brenda Chapman
DATE: February 20, 1996
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 85-07600 are based on the information below:

C. DIVERSION AND DELIVERY SYSTEM

The government plat map and the subdivision map that Gene returned to us marking the location of the 2nd well confirms the points of diversion are in both Government Lots 13 (SWNE $\frac{1}{4}$) and 16 (NESE $\frac{1}{4}$). See the attachments.

A representative from the Nez Perce County Assessor's Office also verified the homes are in both the SWNE and SENE $\frac{1}{4}$ s. (Gov Lots 13 and 14)

H. RECOMMENDATIONS

2. Recommended Amendments

☐ Change P.D.	☒ Add P.D.	☐ None
☐ Change P.U.	☒ Add P.U.	☐ Other

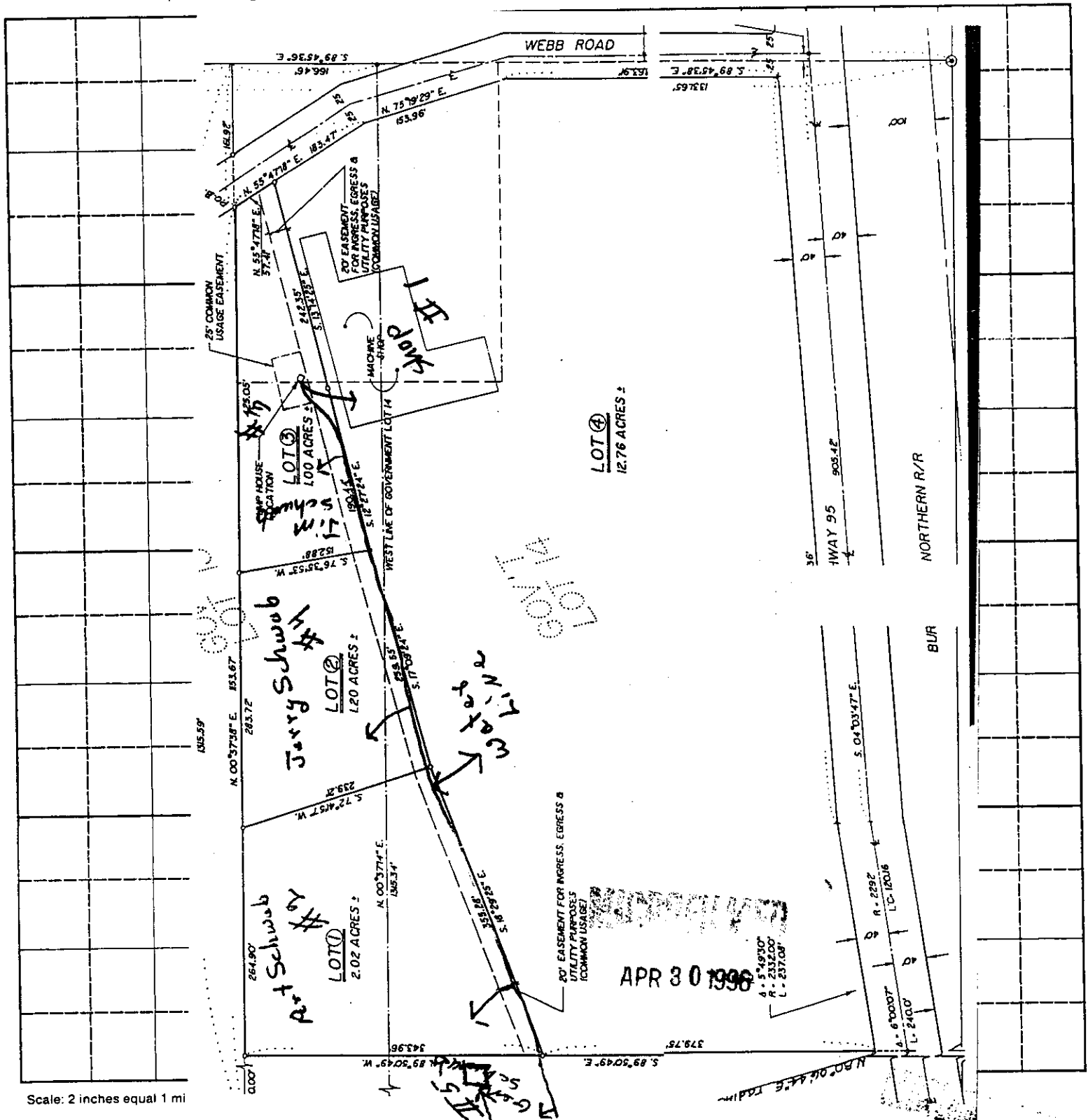
Based on the information in Part C, an amendment to the point of diversion and place of use will be solicited.

APR 30 1996

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FEB 15 1996

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.
Department of Water Resources

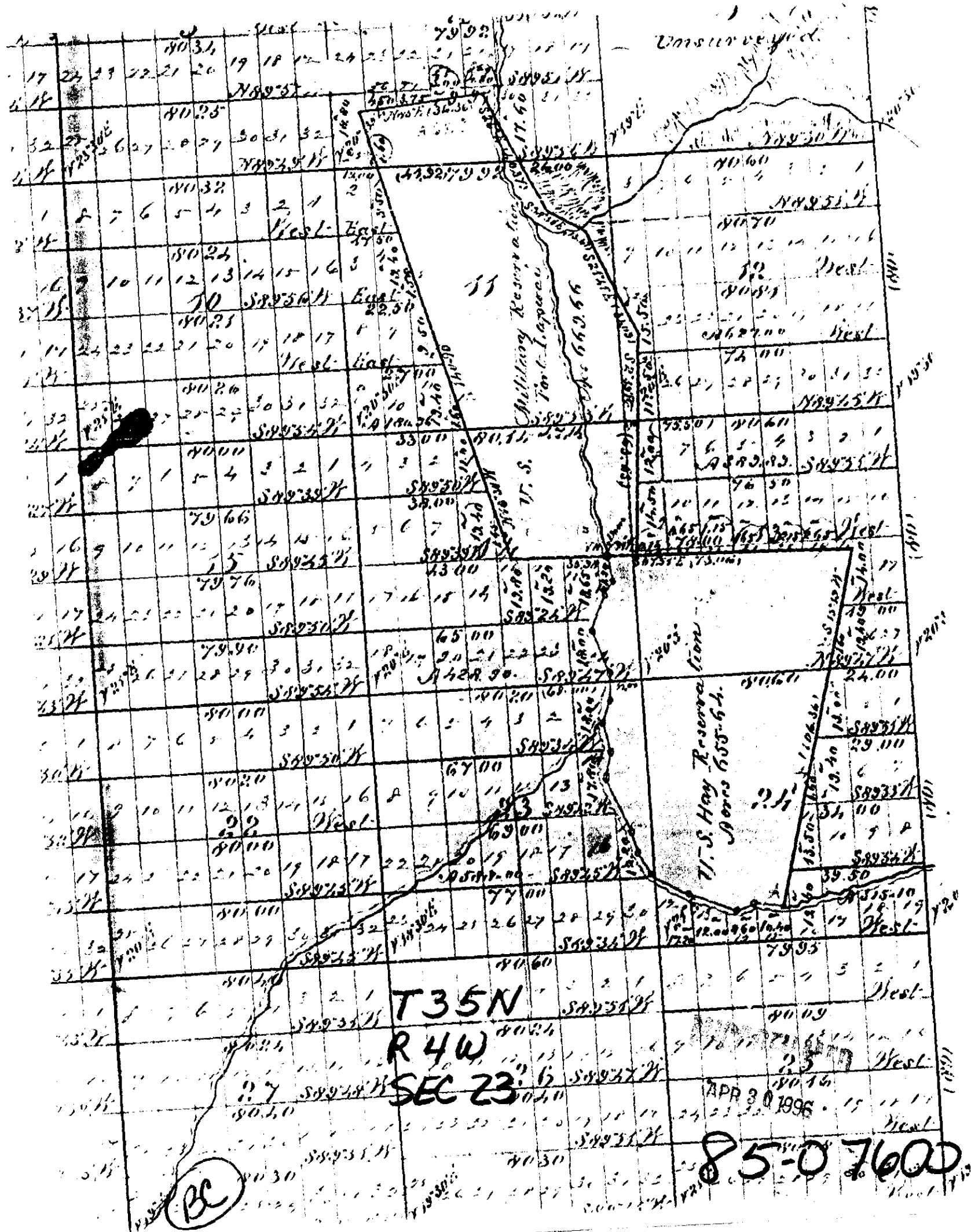


BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Gary Schubert
(Applicant)

AUG 16 1994

Well placed
in Gov lot 16
(NESE $\frac{1}{4}\frac{1}{4}$)



LICENSE REVIEW CHECKLIST



PERMIT NO. 85-0760 DATE 2-6-96

Change OK ☒

2-20-96

NAME Or Address Change? ☒

PRIORITY DATE ☒ Advance? Advanced to:
Order to reinstate needed?
Incorrect fee for rate recommended?

SOURCE ☒ Changes or just clarification of originally intended source?
Notice of Intent to Void necessary?

POINT OF DIV ☒ Amendment needed? Correct Gov Lot 13 to SWNE
 ☒ Overlaps? Add Gov Lot 14 NESE

PLACE OF USE ☒ Amendment needed? Correct Lot 13 to SWNE and
 ☒ Overlaps? ADD Lot 14 to SENE

DIV RATE ☒ Permit/fee limits: .11 CFS 4 homes + 1 shop
Meas Q = Theo Q = Recommend: .11
Both wells produce 65 gpm or .14 CFS
Combined rates exceed capacity

ANNUAL VOLUME ☒ Volume Limit: Season:
Calculations: 3 houses + shop @ .6 EACH = 2.4 AF
1 house @ 1.2
Flow limit: cfs x x 1.9835 =
Combined volumes exceed capacity/allowable

USES ☒ Change in Nature of Use or additional uses?
Amendment necessary?

ADDITIONAL INFO ☒ Replaces Surface Water 050 Supplemental GW
 Irr/Dom Combination WB5 PPU Recommendation
 Boise River/Wood River Source Aes/Rec Uses W38

NEW REMARKS ☒ Multiple p/d(s) in 1/4 1/4?
YES Other Place of use located in Schwab Edition

NEW CONDITIONS ☒ WM Control- District Meas/Lock Devices
 Irrigation Overlap
 Other
 Water Quality Heat/Cool/Fish verified

COMMENTS: Assessor verified homes to be
IN the SWNE (LOT13) and SENE (LOT14) Amend P19 and P14

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	Adjustment Memo Needed
<u>Domestic</u>	<u>.11</u>	<u>3.4</u>	<u>NO</u>	<u>YES</u>
<u> </u>	<u> </u>	<u> </u>	<u>LICENSE</u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u>1ST AMEND LETTER</u>	<u>P37</u>
<u> </u>	<u> </u>	<u> </u>	<u>2ND AMEND LETTER</u>	<u>P31 + P38</u>
<u> </u>	<u> </u>	<u> </u>		<u>P42</u>



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

February 6, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

GENE SCHWAB
RT 1 BOX 170
LAPWAI ID 83540

RE: Licensing Review for Permit No. 85-07600

Dear Mr. Schwab:

This is a follow up to the telephone conversation we had today regarding the well between your home and Art's. According to the Nez Perce County Assessor's Office, your property is in both Government Lots 13 and 14. I am enclosing a copy of the plat map you included in the original application for permit. Would you please mark on it where the well is located in relation to the Subdivision Lot lines? We want to make sure the license reflects your water right as it has been developed.

I will delay any further processing of this matter for 14 days to give you time to return the information. Thank you for your assistance.

Sincerely,

Brenda L. Chapman
Water Resource Agent

Enclosure

APR 30 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JAN 28 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 85-07600

1. Owner: Dorey, Gene, Jerry, Jim Schwab Phone No. (208) 843-2011

Current Address: RT1 Box 170 LAPWAI Id 83540

2. Accompanied by: Gene Schwab EXAM DATE: 7-18-95

Address: SAME AS ABOVE Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: N/A

2. Other water rights with the same point of diversion: N/A

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	13		SE	NE	23	35N	04W	NEZ/PERE	U.S.G.S. 7.5 min Quad

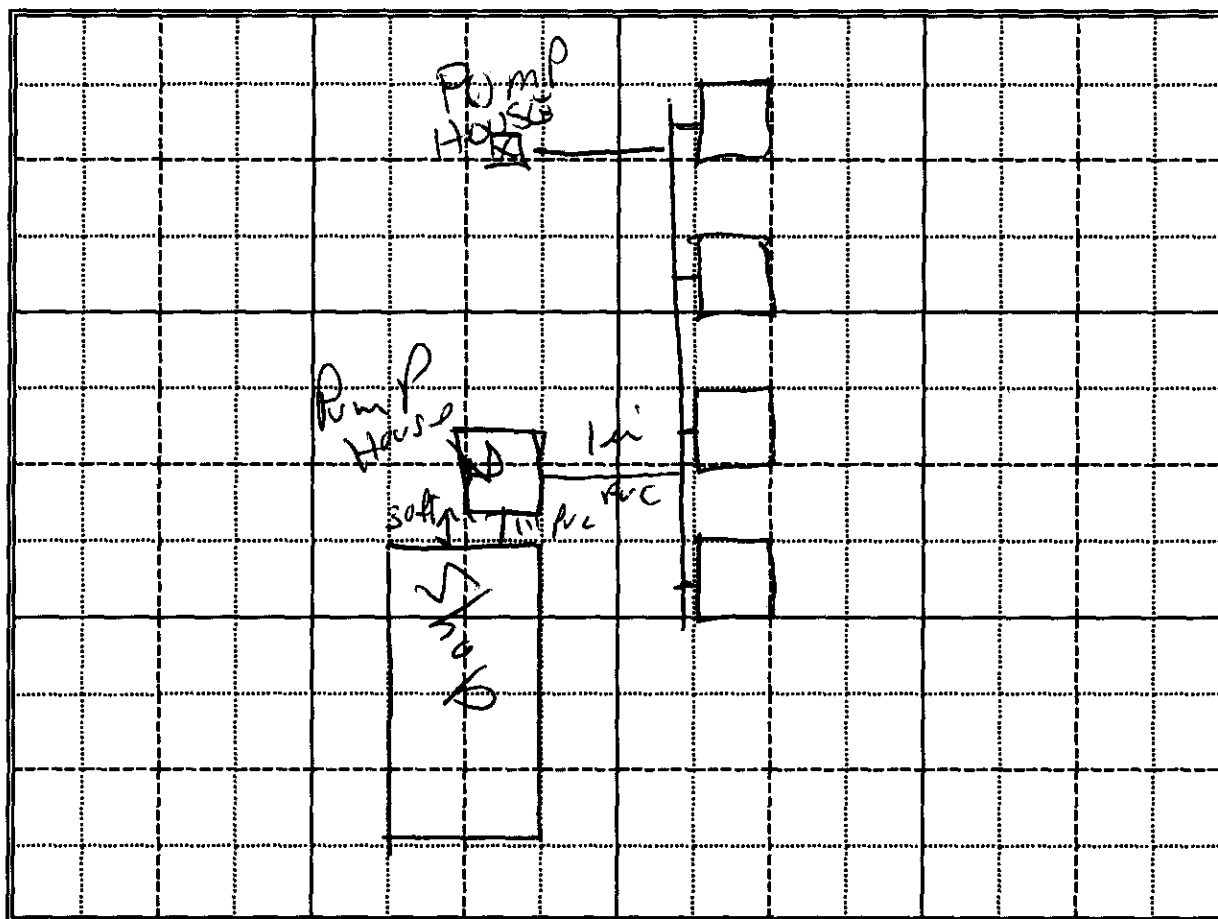
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
35N	04W	23				D													1/2

APR 30 1996

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#1	FRANKLIN	1	2824085010	Submersible	1 in
#2			?		

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: _____

APR 30 1996

E. NARRATIVE/REMARKS/COMMENTS

2 WELLS WITH 1 H.P. PUMPS SERVE 4 HOMES
AND ONE SHOP WITH DOMESTIC WATER. 1"
SEABOARD 80 PVC PIPE IS USED FOR WATER
DELIVERY SYSTEM.

ONE WELL HAS ARTESIAN FLOW OF APPROXIMATELY
27 GPM AND PRODUCES 50 GPM WHEN PUMPED
WITH 1 H.P. PUMP.

OTHER WELL PRODUCES AN ESTIMATE OF 15 GPM.

HOMES + SHOP HAVE APPROXIMATELY $\frac{1}{2}$ ACRE
OF LAWN IRRIGATION TOTAL

Have conditions of permit approval been met? ☒ yes ☐ no

APR 30 1996

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method: direct**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

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

2. Volume Calculations for Other Uses:

4 HOMES @ 0.60 AFA = 2.4 AFA

1 HOME @ 1.2 AFA = 1.2 AFA

3.6 AFA**H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Domestic</u>	<u>01-01</u>	<u>12-31</u>	<u>0.7</u>	<u>3.6</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.7</u>	<u>3.6</u>

2. 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

I. AUTHENTICATIONField Examiner's Name Wayne Baldwin Date 11-1-95

Reviewer _____ Date _____

RECORDED
APR 30 1996

SEAL

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 85

DATE: 1-NOV-95

COMPLETE BY: WAYNE BALDWIN

HORSEPOWER = 1

PUMP EFFICIENCY = 70%

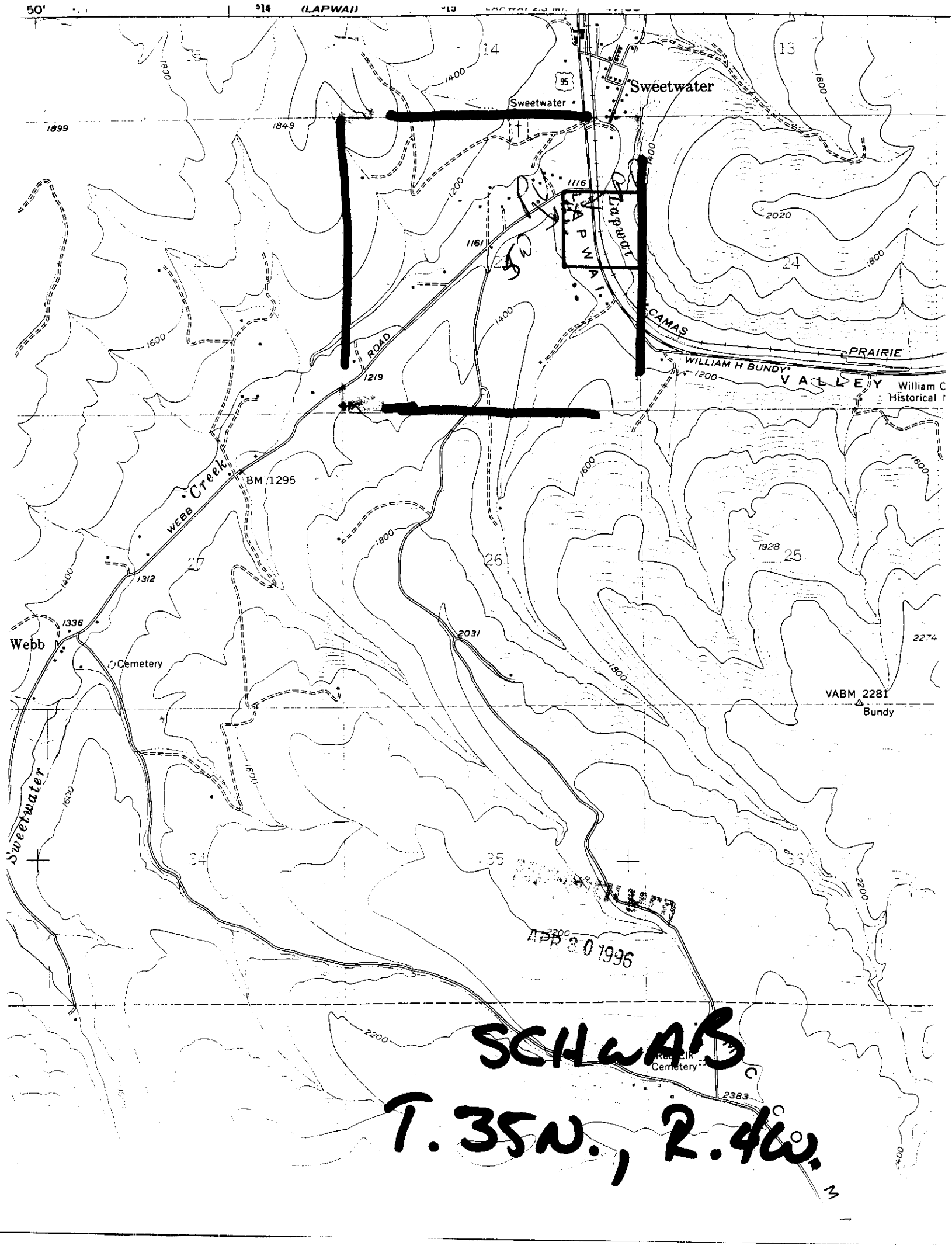
DYNAMIC LIFT = 89 FEET

SYSTEM PRESSURE = 50 PSI

QUANTITY = 0.03 CFS

MICROFILMED

APR 30 1996



SCHWAB
T. 35N., 2.4W.

WELL DRILLER'S REPORT

State law requires that a person be bonded with the State Department of Water Resources within 30 days of the completion of a bond document as well.

1. WELL OWNER

Name Gabe Schwab
Address Rt 1 Box 212 Lapwai, Id. 83640
Drilling Permit No. 85-92-N-67
Water Right Permit No. _____

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase ☐ Modification
☐ Abandoned (describe abandonment or modification procedures such as liners, screen, materials, plug depths, etc. in lithologic log, section 9.)

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Monitor
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

☒ Rotary ☒ Air ☐ Auger ☐ Reverse rotary
☐ Cable ☐ Mud ☐ Other _____
 (backhoe, hydraulic, etc.)

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
+ 2.50 inches	6 inches	+ 2 feet	= 2.5 feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun
Size of perforation? _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No
 Manufacturer _____ Type _____
 Top Packer or Headpipe _____
 Bottom of Tailpipe _____

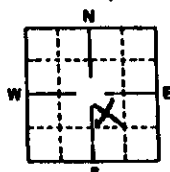
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
 Diameter _____ Slot size _____ Set from _____ feet to _____ feet
 Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____
 Placed from _____ feet to _____ feet

Surface seal depth: 21 Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit
☐ Temp. surface casing ☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded
☐ Solvent Weld ☐ Cemented between strata

Describe access port Top of casing

8. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____ /

Lot No. _____ Block No. _____

County Nez Perce

Address of Well Site 25

(give at least name of road)

T. 37 N ☒ or S ☐

NW 1/4 SE 1/4 Sec. 23, R. 4 E or W ☒

7. WATER LEVEL

Static water level 0 feet below land surface.
Flowing? ☒ Yes ☐ No G.P.M. flow 15
Artesian closed-in pressure 12 p.s.i.
Controlled by: ☒ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality Good
Describe artesian or temperature zones below.

8. WELL TEST DATA

☐ Pump ☐ Baller ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
50		1.50

9. LITHOLOGIC LOG

[illegible]

10. Work started 8-31-92 finished 9-1-92

11. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Blankett Drilling Firm No. 126

Address Rt 1, box 20, Fairport, N.Y. Date 9 12 72

Signed by Drilling Supervisor Graydon K. Kordahl

and
(Operator) Jim Ahlberg
(If different than the Drilling Supervisor)



PO



PO

PO

APR 8 0 1996

August 9, 1994

DOUGLAS GENE JIM &
JERRY SCHWAB
ROUTE 1 BOX 170
LAPWAI ID 83540

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 85-07600

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur d'Alene, at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

AUG 16 1994

July 27, 1994

Douglas, Gene, Jim
& Jerry Schwab
Route 1 Box 170
Lapwai, ID 83540

RE: Permit No. 85-07600

Dear Permit Holder :

Returned is the Proof of Beneficial Use form submitted to this office in connection with the above referenced permit. Unfortunately, it can not be accepted as filed.

The proof indicates the total rate of diversion of water to be 0.11 cfs from a ground water (well) source. The license exam fee for a rate of 0.11 cfs is \$50.00.

Please return the original proof along with the examination fee of \$50.00 as soon as possible to avoid any further delay in processing the proof. Please address any correspondence directly to me.

If you have any questions or if I can be of any further assistance, please feel free to contact me at (208)327-7953.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

RECEIVED
JUL 28 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 20, 1994

DOUGLAS SCHWAB
GENE SCHWAB
JERRY SCHWAB
JIM SCHWAB
RT 1 BOX 170
LAPWAI ID 83540

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 85-07600

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

If a well has not already been constructed you are required to obtain a "drilling permit" from the department. The right to drill a well is not a part of this permit to appropriate water.

Sincerely,

A handwritten signature in black ink, appearing to be 'Jim Johnson', written over a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

AUG 16 1994

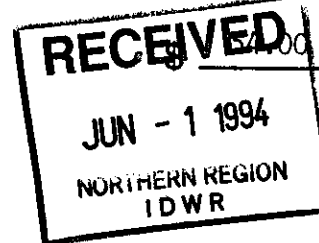
TRIBUNE PUBLISHING COMPANY, INC
The Lewiston Morning Tribune
505 C St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 052694 INVOICE L00400372
Account No. 96475085-07600
Description 00372NOTICE
Times 2 Lines 48
Tab Lines _____

**LEGAL ADVERTISING
INVOICE**

SOLD TO:

IDAHO DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD. SUITE 210
SOEUR D'ALENE
ID 83814



NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

Karen J. Lewis, being duly sworn
deposes and says, I am the Legal Clerk
of the Tribune Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho, publishers of the
LEWISTON MORNING TRIBUNE, a newspaper of general circulation
published at Lewiston, Nez Perce County, Idaho; That the said Lewiston
Morning Tribune is an established paper and has been published regular
ly and issued regularly at least once a day for more than 21 consecutive
years next immediately preceding the first publication of this notice, and
has been so published uninterrupted for said period; that the

NOTICE OF APPLICATION

attached hereto and which is made a part of this affidavit was published in
the said Lewiston Morning Tribune, 2 time(s). Publication be
ing on 051994
WEEK 2 for 2 consecutive WEEKS, the first
publication thereof being on the 051994, and the last pu
lication thereof being on the 052694, and said

NOTICE OF APPLICATION

was so published in the regular and entire issue of said newspaper an
not in a supplement thereof and was so published in every issue an
number of the said paper, during the period and times of publication a
set forth above.

Karen J. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS THE _____
day of _____ 1994

Notary Public in and for the State of Idaho
residing at Lewiston, therein

NOTICE OF APPLICATION FOR

The following notice has been filed for the public waters of the State of Idaho:

SCHWAB, GEORGE
SCHWAB, JIM
SCHWAB, DOUGLAS
SCHWAB, JIM
RT 1 BOX 170
LAWTON, ID 83400

Source: GROUNDWATER
Division: _____

Let it be known that
the following notice has been filed for the public waters of the State of Idaho:

Use: _____

Date Filed: 4/10/94
In: NEZ PERCE County
T35N R04W S23 SENE
85-07330

ENGLISH, STEVE
MCATEE, KENT
P.O. BOX 744
HAILEY, ID 83421

Source: GROUNDWATER
Division: _____

Let it be known that
the following notice has been filed for the public waters of the State of Idaho:

Use: _____
Date Filed: 4/10/94
In: NEZ PERCE County
T37N R04W S23 SENE

For additional information con
cerning the property location, call
the Northern Regional Office at
(208) 743-1430.

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the applicant and with the
Director, Dept. of Water Resources,
Northern Region, 1910 Northwest
Blvd., Suite 210, Soeur d'Alene, Ida
ho 83814 on or before June 1, 1994.
R. K. KIRK, Director



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

CECIL D. ANDRUS
Governor
May 13, 1994

R. KEITH HIGGINSON
Director

Gene, Douglas, Jim and Jerry Schwab
Rt. 1 Box 170
Lapwai, Id. 83540

Gentlemen:

Subject: Water Appropriation Application for Permit Number 85-7600.

The Idaho Department of Water Resources hereby acknowledges receipt of the above-referenced Application for Permit to appropriate the Public Waters of the State of Idaho. Enclosed is Receipt Number N7548. Please refer to your Application for Permit Number in future matters concerning this water right application.

Your Application for Permit is currently being prepared for advertising in the local county newspaper. The advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for submittal of protests.

If your application is not protested, it will be forwarded to Boise for processing. Normal processing time is approximately 3 to 4 months, if the application is not protested. If your Application for Permit is protested, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before your Application for Permit can be approved. If the protest is not resolved, this Department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State Office in Boise.

If your Application for Permit is for a well (groundwater) that was constructed after July 1, 1987, you must apply for a well drilling permit upon approval of your Application for Permit if no permit was obtained by previous owners to construct the well. Well Drilling Permits can only be issued by this office to holders of approved Applications for Permit.

If I can be of further assistance, please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resource Agent
Enc. - Receipt

AUG 16 1994

)

14481

Gross	CR/Disc	Net
30.00		30.00

AUG 1 6 1994

04/13/94

*****30.00**

85-07600

SCHWAB, GENE
SCHWAB, JERRY
SCHWAB, DOUGLAS
SCHWAB, JIM
RT 1 BOX 170
LAPWAI, ID 83540

Source: GROUNDWATER

Diversion Pt: LOT 14 (SENE) and
LOT 13 (SENE) Sec 23 T 35N R 04W in NEZ PERCE County.

Use: DOMESTIC (.110 CFS)
Total Diversion: (.110 CFS)

Date Filed: 4/18/1994

In: NEZ PERCE County
T35N R04W S23 SENE


AUG 16 1994