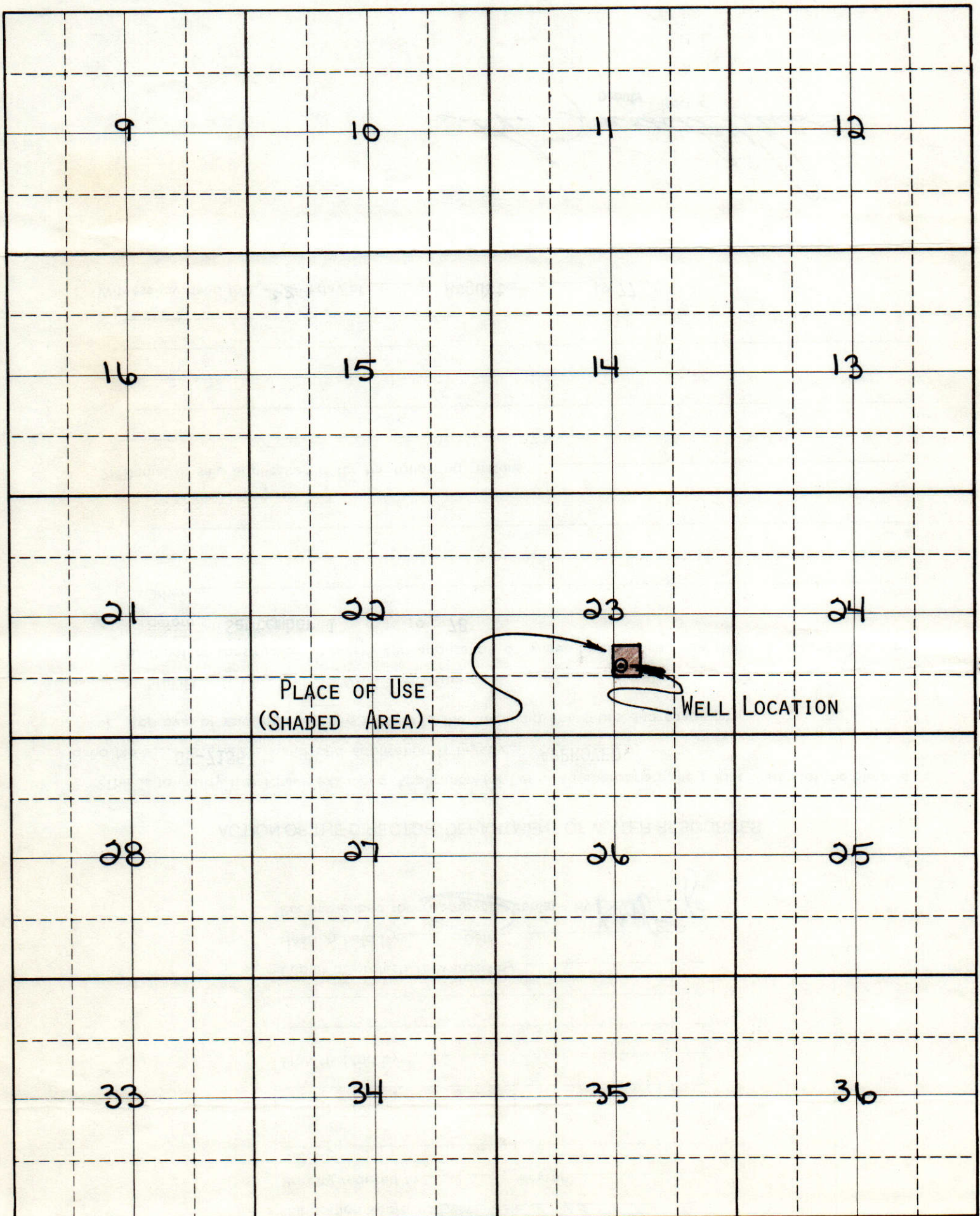


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

R. 5 W., B.M.

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.

Lynn Schwandt
(Applicant)

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Raelene Thornton

, being duly sworn
deposes and says, I am the Classified Bookkeeper
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 regularly and
issued regularly at least once a day for more than 20 consecu-
tive years immediately preceding the first publication of this
notice, and has been so published uninterruptedly for said
period; that the Notice of Application for Water
attached hereto and which is made a part of this affidavit was
published in the said Lewiston Morning Tribune, once a
week for 2 consecutive weeks, the
first publication thereof being on the 7 day of
July, A. D. 19 77, and the last publica-
tion thereof being on the 14 day of July,
A. D. 19 77, and said Notice of Application
was so published in the regular and entire issue of the said
newspaper and not in a supplement thereof and was so pub-
lished in every issue and number of the said paper, during the
period and times of publication as set forth above.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Lynn &/or Edith M. Schwandt,
Sr. 6915 Tammany Creek Rd.,
Lewiston, Id., has on June 24,
1977, submitted Application No.
85-7155 for a permit to appropriate
0.20 cubic feet per second of water
from a groundwater source by
means of well, pump & pipeline
within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23,
T35N, R5W, B.M., Nez Perce
County to be used from Feb. 1 to
Nov. 31 for the irrigation of 10
acres within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec.
23, T35N, R5W, B.M.

If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with the
Idaho Department of Water
Resources, 4055 Government
Way, Coeur d'Alene, Idaho 83814,
on or before July 25, 1977.

C. STEPHEN ALLRED
Director

MICROFILMED

OK
7-18-77

Raelene Thornton

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE
14 day of July, 1977.

Charles E. [Signature]

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

TELEPHONE A/C 208 743-5623 or 743-3907

BURNS & WITT WELL DRILLING
AIR ROTARY AND CABLE TOOL - IRRIGATION AND DOMESTIC WELLS
2019 POWERS AVENUE LEWISTON, IDAHO 83501

PRINTCRAFT

WELL OWNER LYNN SCHWANDT ADDRESS LEWISTON

WORK STARTED July 12, 1973 FINISHED July 16, 1973

TOTAL DEPTH OF WELL 214 STATIC LEVEL 54'

GALS. PER MINUTE 130 TEMP. 56°

SIZE OF HOLE DRILLED 6"

CASING AMT. INSTALLED 16' 8" 8" SIZE

ADDITIONAL INFORMATION

STATEMENT

DATE AUG 4, 1973

214' @ \$7.00 - 1498.00
1 1/2" 6" PIPE (3.50) 392.00
16' 8" PIPE (4.50) 72.00

BENTONITE CLAY \$8.00
FOR SEAL

\$1970.00

Pump - 1601.82

3571.82
2000

REC. \$2000.00 1571.82

J.R. Burns

8/7/73

Rec. 1571.82 Sept. 27-73"

FORMATIONS

OVERBURDEN

25'

50'

75'

100'

125'

150'

175'

200'

225'

250'

275'

300'

325'

350'

375'

400'

425'

450'

475'

500'

525'

550'

Prod. in full
Sept. 27-1973
Earl P. Witt

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 85-7155 Priority June 3, 1977 Amount 0.10 cfs

THIS IS TO CERTIFY, that EDITH M. &/or LYNN SCHWANDT, SR.
of Lewiston, Idaho, has complied with the terms and conditions of Permit
No. 85-7155 issued pursuant to Application for Permit dated June 3, 1977,
and has submitted proof to the Department of Water Resources on August 28, 1978,
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a
capacity for the diversion of 0.10 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows.

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 1</u> to <u>December 1</u> at <u>0.10 cfs</u> and <u>30 acre feet</u>		
	from _____ at _____ cfs and _____		
	from _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.10 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
30 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, Twp. 35N,
Rge. 5W, B.M. in the County of Nez Perce

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	
35N	5W	23													10

Total number of acres irrigated 10

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 2nd day of
July, 19 80.

Deputy Director

Identification No. _____

Application No. 85-7155

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

- 1 Name of applicant Edith M. &/or
Lynn Schwandt, Sr. Phone: 743-1651
post office address 6915 Tammany Creek Road Lewiston, Idaho 83501
- 2 Source of water supply ground water which is a tributary of N/A
- 3 a Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 23 Township 35 N.
Range 5 W. B M Nez Perce County; additional points of diversion if any None
- b If water is not consumed, it will be discharged into N/A at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B M _____
- 4 Water will be used for the following purposes.
Amount 0.20 cfs for irrigation purpose from February 1 to November 30 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- 5 Total quantity to be appropriated
a 0.20 cubic feet per second and/or
b _____ acre feet per annum
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. 5 hp well pump pumps directly
piped into sprinkler irrigation system.
- b Height of storage dam N/A feet, active reservoir capacity _____ acre feet, total reservoir
capacity _____ acre feet, materials used in storage dam _____
Period of year during which storage will occur _____ to _____ inclusive
(Mo Day) (Mo Day)
- c ~~Proposed~~ well diameter is 6 inches, ~~proposed~~ depth of well is 214 feet
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years (Now in service)
b Estimated construction cost is \$ 3,600.00
- 8 Description of proposed uses N/A
a If water is **not** for irrigation
(1) Give the place of use of water _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B M _____
(2) Amount of power to be generated _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered _____
(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe _____

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

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	
35 N.	5 W.	23														10			10

Total number of acres to be irrigated 10

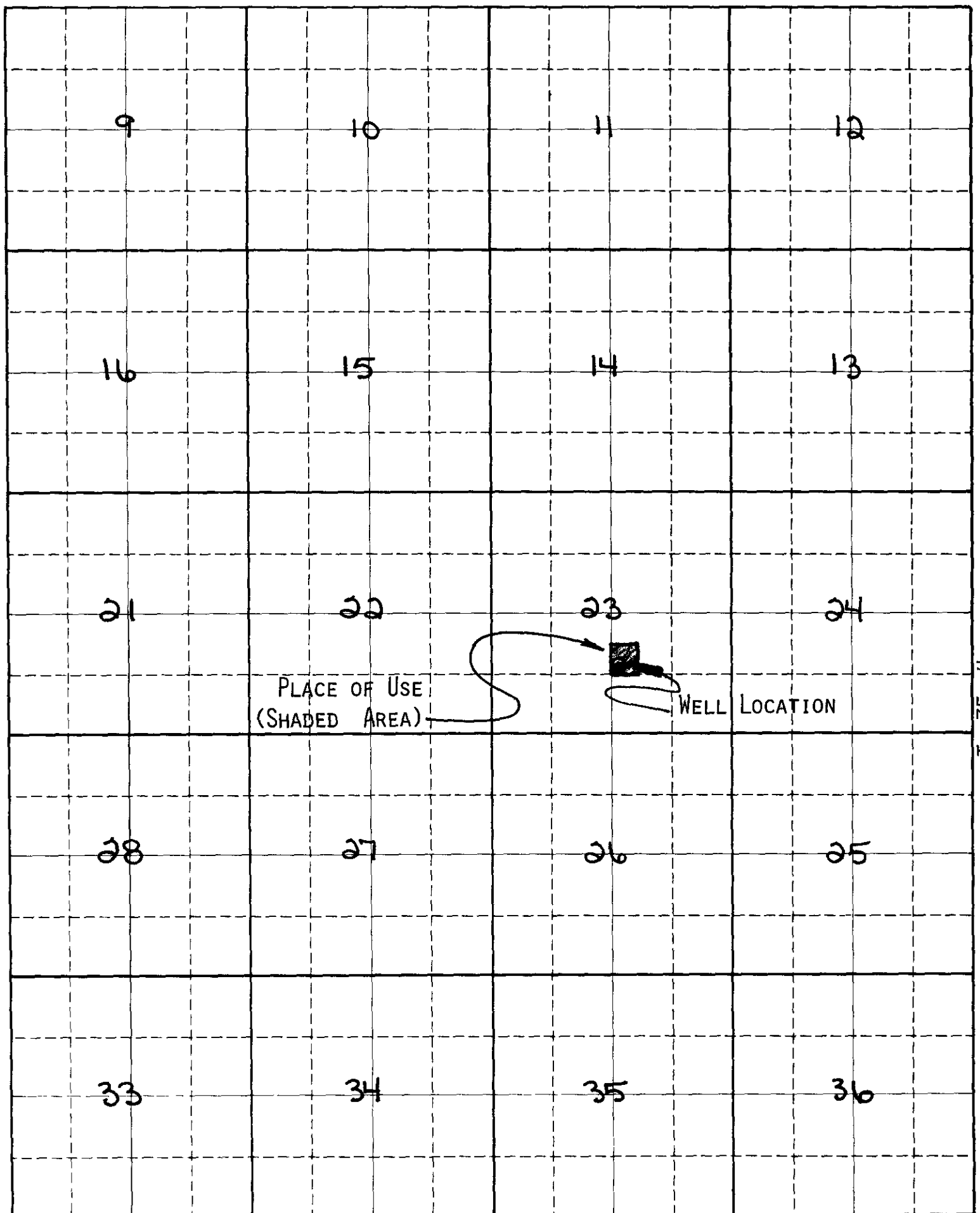
c. Describe any other water rights used for the same purposes as described above.
None (See Remarks)

- 9 a. Who owns the property at the point of diversion Applicant
b. Who owns the land to be irrigated or place of use Applicant
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing N/A

10. Remarks Applicant has two existing wells within the area shaded on the maps. Claims to Water Rights for these two wells are on file with your Department. These two existing wells are domestic use only wells.

Attached is a \$25.00 check for the application fee.

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



Scale 2 inches equal 1 mile

R. 5 W., B.M.

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

L. J. Schmidt
(Applicant)

Proposed Priority 6/ 3/77

Received by B Date 6-24-77 Time 1:00 pm
Preliminary check by TR Fee \$ 10.00
Receipted by TR Date 6-24-77 (5611)
Publication prepared by B Date 6-27-77
Published in Shoshone News-Tribune
Publication dates 7-14/14-77
Publication approved SAW Date 7-18-77
Priority reduced to _____ Reason _____

Protests filed by _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RWT jg

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

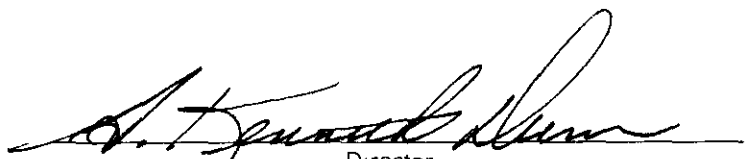
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No 85-7155, and said application is hereby APPROVED

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

- a SUBJECT TO ALL PRIOR WATER RIGHTS.
- b Proof of construction of works and application of water to-beneficial use shall be submitted on or before September 1, 19 78.
- c Other _____

2 Denial of said application is for the following reasons _____

Witness my hand this 22 day of August, 19 77.


Deputy Director

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Raelene Thornton

, being duly sworn
deposes and says, I am the Classified Bookkeeper
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 regularly and
issued regularly at least once a day for more than 20 consecu-
tive years immediately preceding the first publication of this
notice, and has been so published uninterruptedly for said
period; that the Notice of Application for Water
attached hereto and which is made a part of this affidavit was
published in the said Lewiston Morning Tribune, once a
week for 2 consecutive weeks, the
first publication thereof being on the 7 day of
July, A. D. 1977, and the last publica-
tion thereof being on the 14 day of July,
A. D. 1977, and said Notice of Application
was so published in the regular and entire issue of the said
newspaper and not in a supplement thereof and was so pub-
lished in every issue and number of the said paper, during the
period and times of publication as set forth above.

Raelene Thornton

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE
14 day of July, 1977

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

WATER RIGHT NUMBER 85-7155

WATER RIGHTS EDIT REPORT

11/19/81

PAGE 51

ACT
ION

C ADDRESS LINE 1 - 6915 TAMMANY CREEK RD.

C STAGE - LICENSE

C TOTAL DIV. VOLUME - 30.00 AFA

C FROM - 03-01 TO - 12-01 USE - IRRIGATION

USE DIV. RATE - .1000CFS USE DIV. VOLUME - 30.00 AFA

WATER RIGHT NUMBER H5-7155

OWNER LAST NAME - SCHWANDT ✓

FIRST NAME - EDITH M. ✓

ORIG OWNER -

OWNER LAST NAME - SCHWANDT, SR. ✓

FIRST NAME - LYNN ✓

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - LEWISTON ✓

STATE - ID ✓ ZIP CODE - 83501 ✓

SOURCE - GROUNDWATER ✓

TRIBUTARY OF -

STAGE - PERMIT *license*

STATUS -

PRIORITY - 06-03-1977 ✓

COUNTY - NEZ PERCE ✓

TOTAL DIV. RATE -

.2000 CFS

TOTAL DIV. VOLUME -

.00 AFA

PRE/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NASE 23 35N 05W LOT

REDIV -

FROM - 02-01 TO - 11-31 USE - IRRIGATION

USE DIV. RATE -

.2000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - 14N 35N R4G 05W SEC 23 TRACT NWSE LOT WC 10 ✓

DECREE NAME -

DATE -

TOTAL ACRES

10 ✓

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 09-01-1978 PERMIT/DENIED - 08-22-1977 PROTESTED -

HEARING -

OLD NO. -

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

DIVERSION MEANS - WELL, PUMP, PIPELINE & SPRINKLERS.

,C1
:ON

N OWNER LAST NAME - SCHWANDT FIRST NAME - EDITH M.
N OWNER LAST NAME - SCHWANDT, SR. FIRST NAME - LYNN
N CITY - LEWISTON STATE - ID *zip 83501*
N SOURCE - GROUNDWATER
N STAGE - PERMIT PRIORITY - 06-03-1977 COUNTY - NEZ PERCE TOTAL DIV. RATE - .2000CFS
N DIVERSION POINT - NWSE 23 35N 05W
N FROM - 02-01 TO - 11-31 USE - IRRIGATION USE DIV. RATE - .2000CFS
N USE - IRRIGATION PLACE OF USE - 1WN 35N RNG 05W SEC 23 TRACT NWSE AC 10
N PROOF DUE - 09-01-1978 PERMIT/DENIED - 08-22-1977
N PROOF MADE - P

** W ** PROOF DUE YEAR SHOULD NOT BE LESS THAN CURRENT YR.

N DIVERSION MEANS - WELL, PUMP, PIPELINE & SPRINKLERS.

3/79

IDENT. NO. 88-7155

ID A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

Present Owner: _____

B. Tributary of:

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

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

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: *A*

2/1/77

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>35N</i>	<i>5W</i>	<i>23</i>														<i>10</i>			<i>10</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: *9-1-1978*
 B. Date Permit Approved or Denied: *8-22-1977*
 C. Protested Date:
 D. Hearing Date:
 E. Old Number:
 F. Proof Made (P or blank): *P*
 G. Field Exam Made (P,R,F or blank):
 H. Conditions of Approval: _____

14. Diversion Means (brief narrative): *well, pump, pipeline & sprinklers.*



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 8, 1980

Edith & Lynn Schwandt, Sr. ✓
6915 Tammany Creek Road
Lewiston, Idaho 83501

Dear Mr. & Mrs. Schwandt,

RE: License No. 85-7155

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:mr
Enclosure

May 8, 1980

Edith M. &/or Lynn Schwandt, Sr.
6915 Tammany Creek Road
Lewiston, Idaho 83501

Dear Mr. & Mrs Schwandt:

During our final pre-licensing review of your permit No. 85-7155, we have noticed that you initially applied for an annual irrigation period of use from February 1 to November 31. Our standard period of use is from March 1 to December 1 annually.

If you feel that water diverted to your fields between February 1 and March 1 is beneficially used, please contact me prior to May 30, 1980. Otherwise, a license will be issued pursuant to Jan Grover's previous letter.

Sincerely,

DAVID R. TUTHILL JR., P. E.
Supervisor, Water Allocation Section

DRT:jg



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 9, 1980

Lynn F. Schwandt, Sr.
6915 Tammany Creed Rd.
Lewiston, Idaho 83501

Dear Mr. Schwandt,

A representative of this Department has made an examination of the works covered by your Permit No. 85-7155, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.10 cfs Source: groundwater

The maximum quantity diverted shall not exceed 30 acre feet
per year.

Point(s) of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, Twp. 35N, Rge. 5W, B.M.

Beneficial use: Irrigation of 10 acres within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23,
Twp. 35N, Rge. 5W.

Priority date established: June 3, 1977

Conditions (if any):

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

Sincerely,

JAN GROVER

Water Rights Supervisor

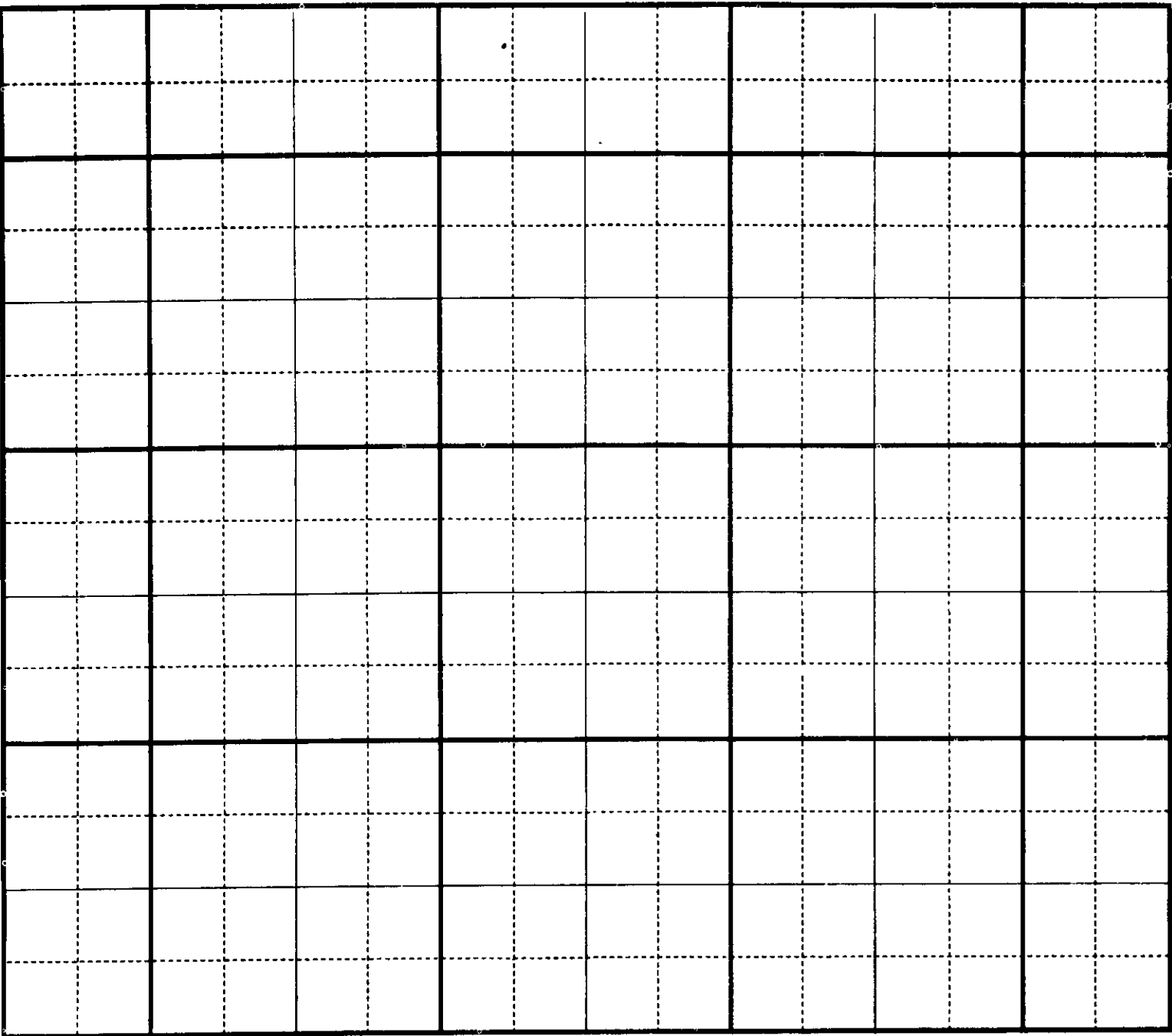


Diagram of System

DATE OF EXAM 8-7-79

ACREAGE
Found 10
Recommended 10

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q= 0.10 c.f.s. V= 30.0 AF/Ann. from 4-1 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 Method of measurement

Total Q recommended Meter No. Type Condition

Total V recommended

Recommended Amendments:

P.D.
Place of Use
Other
None ✓

MEASUREMENT CALCULATION:
(8) Rain Bird 30 - 1/4" x 3/32 x 7° @ 24 psi = 5.55(8) = 44.4 = 0.10 cfs
0.10 cfs (1.98) 214 = 41.92 AF/ann

SYSTEM DESCRIPTION:
Well with 5hp submersible pump with buried line to 3" laterals
5 8 sprinkler heads.

REMARKS:
No one home irrigation in progress

Examiner's Signature J King Date 8-16-79
Checked by Bob Haynes Date 8-31-79
Approved by Date

BURNS & WITT WELL DRILLING
AIR ROTARY AND CABLE TOOL — IRRIGATION AND DOMESTIC WELLS
2019 POWERS AVENUE LEWISTON, IDAHO 83501

TELEPHONE A/C 208 743-5623 or 743-3907 BURNS & WITT WELL DRILLING AIR ROTARY AND CABLE TOOL - IRRIGATION AND DOMESTIC WELLS 2019 POWERS AVENUE LEWISTON, IDAHO 83501			FORMATIONS OVERBURDEN	25' 50' 75' 100' 125' 150' 175' 200' 225' 250' 275' 300' 325' 350' 375' 400' 425' 450' 475' 500' 525' 550'
WELL OWNER <i>Lynn J. Hansen</i>	ADDRESS <i>1311 E. 1st St.</i>			
WORK STARTED <i>July 12, 1973</i>	FINISHED <i>July 16, 1973</i>		<i>LAUA</i>	<i>110</i>
TOTAL DEPTH OF WELL <i>214</i>	STATIC LEVEL <i>5'</i>			<i>148</i>
GALS. PER MINUTE <i>11</i>	TEMP. <i>60</i>		<i>SHALE</i>	<i>160</i>
SIZE OF HOLE DRILLED			<i>LAUA</i>	<i>1</i>
CASING	AMT. INSTALLED	SIZE		<i>202</i>
			<i>PERDS</i>	<i>1</i>
			<i>LAUA</i>	<i>214</i>
ADDITIONAL INFORMATION	STATEMENT			
	DATE <i>AUG 4</i> , 19 <i>73</i>			
	<i>214' @ 7.00 - 1498.00</i>			
	<i>112' 6" PIPE (3.50) 392.00</i>			
	<i>16' 8" PIPE (4.50) 72.00</i>			
	<i>BENTONITE CLAY 8.00</i>			
	<i>FOR SEAL</i>			
	<i>\$ 1970.00</i>			
	<i>Pump - 1601.82</i>			
	<i>3571.82</i>			
	<i>2000</i>			
	<i>REC. \$ 2000.00 1571.82</i>			
	<i>J.R. Burns</i>			
	<i>8/7/73</i>			
	<i>Rec. 1571.82 Sept. 27-73</i>			
<i>Paid in full</i>				
<i>Sept. 27 - 1973</i>				
<i>Earl P. Witt</i>				

MACROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address.
Statehouse
Boise, Idaho 83720
(208) 384-2215

September 22, 1978

Lynn F. Schwandt, Sr.
6915 Tammany Creek Road
Lewiston, ID 8370

Dear Mr. Schwandt:

Re: Permit No. 85-7155

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

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

If you have any questions regarding the field examination, please contact our regional office in Coeur d'Alene.

Sincerely,

RITA FLECK
Water Rights

MICROFILMED

Identification No. _____

Permit No. _____

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

AUG 28 1978

Department of Water Resources

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder LYNN F. SCHWANDT, SR.
b) Post Office Address 6915 Tammany Creek Road, Lewiston, Idaho 83501
2. Permit Number 85-7155
3. Date of Priority that you are prepared to establish June 3, 1977
4. a) Source from which water was appropriated Ground Water
b) Location of the point of diversion: NW 1/4 SE 1/4, Section 23
Township 35N., Range 5W. Boise Meridian, Other points of diversion:
NONE
5. a) The amount of water and use to which the water has been applied:
Amount 0.20 cfs for irrigation purposes from February 1 to November 31 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 .20 cfs and/or acre-feet per annum
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: Air Test by Burns & Witt Well Drilling
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
N/A
b) Describe the agreement or understanding by which you take water from the works:
N/A
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) 5 hp. well pump pumps directly piped into sprinkler irrigation system
b) Describe the type and size of measuring device which you have installed at your point of diversion: Airline with gauge and valve
c) Give well driller's name and address and the date the well was completed: Burns & Witt Well Drilling, 2019 Powers Avenue, Lewiston, ID 83501; Date Well Completed: 7/16/73; Date pump installed: 7/20/73. Copy of the statement of the well driller attached.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
N/A

MICROFILMED

9/27/81

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
35N	5W	23													10				10

Total number of acres irrigated 10

10. Remarks: Applicant has two existing wells within the NW¼ of the SE¼, Twp. 35N. R. 5 WBM. Claims to water rights for these two wells are on file with your Department. These two existing wells are domestic use only wells.

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

August , 1978
(Date)

Lynn Stewart
(Signature)

State of Idaho)
County of Nez Perce) ss.

On this 25th day of August , 19 78 , personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Cheryl J. Armstrong
Notary Public residing at Lewiston, Nez
Perce County, Idaho.

My commission expires November 21, 1979

RECEIVED

AUG 28 1978

KNOWLTON & MILES

ATTORNEYS AT LAW
312 SEVENTEENTH STREET • P. O. DRAWER 717
LEWISTON, IDAHO 83501
208-743-7211

Department of Water Resources

TO State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

DATE August 25, 1978

SUBJECT Permit no. 85-7155

Attention Rita Fleck

Dear Ms. Fleck:

Enclosed are the original Proof of Application of Water to Beneficial Use and one copy. The original has been executed by Mr. Schwandt before a notary public.

If there is any further information you require in this matter, please let us know. Any further information or documents on this matter should be mailed to Mr. Schwandt in care of our office.

Yours very truly,

KNOWLTON AND MILES

Owen L. Knowlton (cr)
Owen L. Knowlton

OLK:CA
Enc. (2)

Certified Receipt No. 358787

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

June 30, 1978

Re: Permit No. 85-7155

168867

Edith M. &/or Lynn Schwandt, Sr.
6915 Tammany Creek Road
Lewiston, ID 83501

Dear Mr. & Mrs. Schwandt:

One of the conditions of approval of your water Permit No. 85-7155 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before September 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.


RITA FLECK
Water Rights

Encl: Proof affidavit

RECEIVED
JUL 1 1978
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BOISE, IDAHO

August 26, 1977

Re: Permit No. 85-7155

Edith M. &/or Lynn Schwandt, Sr.
6915 Tammany Creek Road
Lewiston, ID 83501

Dear Mr. &/or Mrs. Schwandt:

Enclosed is a copy of your approved Application for Permit No. 85-7155 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Schmidt

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) SK 6-24-77

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) SK 6-24-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____ RMS

Other rights on the same place of use

(10) _____

Comments: None

(11) SAW 7-18-77

Affidavit of Publication received(date) 7-18-77

(12) _____

Final date for protests 7-25-77

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or
applicant: yes ☒ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

6-3-77 Proposed Priority

_____ Reason for Reduction _____

_____ Measuring device required

_____ See attached sheet for other conditions of
approval

☒ No special conditions for approval

(15) District Northern

By Bob Haynes

Date 7-26-77

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

June 30, 1977

RE: Applications No. 86-7067, 85-7155, 85-7153
Claim No. 85-4094

Lewiston Morning Tribune
505 C St
Lewiston, Id 83501

Gentlemen:

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

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

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:cp

Enc: Legal Notice(s)

RECEIVED

Bill received
7-18-77
OK SDW

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lynn &/or Edith M Schwandt, Sr
6915 Tammany Creek Rd. Lewiston, Id
has on June 24, 1977 submitted Application No. 85-7155
for a permit to appropriate 0.20 cubic feet per second ~~1000 cubic feet per second~~
of water from a groundwater source
by means of well, pump & pipeline
within the NW 1/4 Sec 23, T35N, R5W, B.M., Nez Perce County

to be used from Feb 1 to Nov 31

for the irrigation of 10 acres

within the NW 1/4 Sec 23, T35N, R5W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before July 25, 1977.

C. STEPHEN ALLRED
Director

Published in the Lewiston Morning Tribune, Lewiston, Id
on July 7 and July 14, 1977





STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D'ALENE, IDAHO 83814

June 27, 1977

RE: 85-7156

Lynn &/or Edith M Schwandt, Sr
6915 Tammany Creek Rd
Lewiston, Id 83501

Dear Mr & Mrs Schwandt,

Attached is your receipt No. **5611** in the amount of **\$10.00** for the filing fee on the above referenced item which was received in this office.

Sincerely,

Alea Beito
Secretary

AB

Attachment

RECEIVED

June 9, 1977

Mrs Edith J. Schwandt
6915 Tammany Creek Rd
Lewiston, Id 83501

Dear Mrs Schwandt,

As we discussed in our telephone conversation of 6-9-77, we are returning your Application for Permit along with your check #92-313 in the amount of \$25.00. As we indicated, the maximum allowable under Idaho law is 0.02 cfs per irrigated acre. We have decreased the amount from 0.67 cfs to 0.20 cfs (90 gpm). This decreases the filing fee to \$10.00. Please resubmit the application with a \$10.00 check and we will proceed with the processing.

If we can be of any further assistance, please do not hesitate to contact us.

Sincerely,

FRED EISENBARTH
Water Resource Planner

FE:ab

Enclosures

RECEIVED