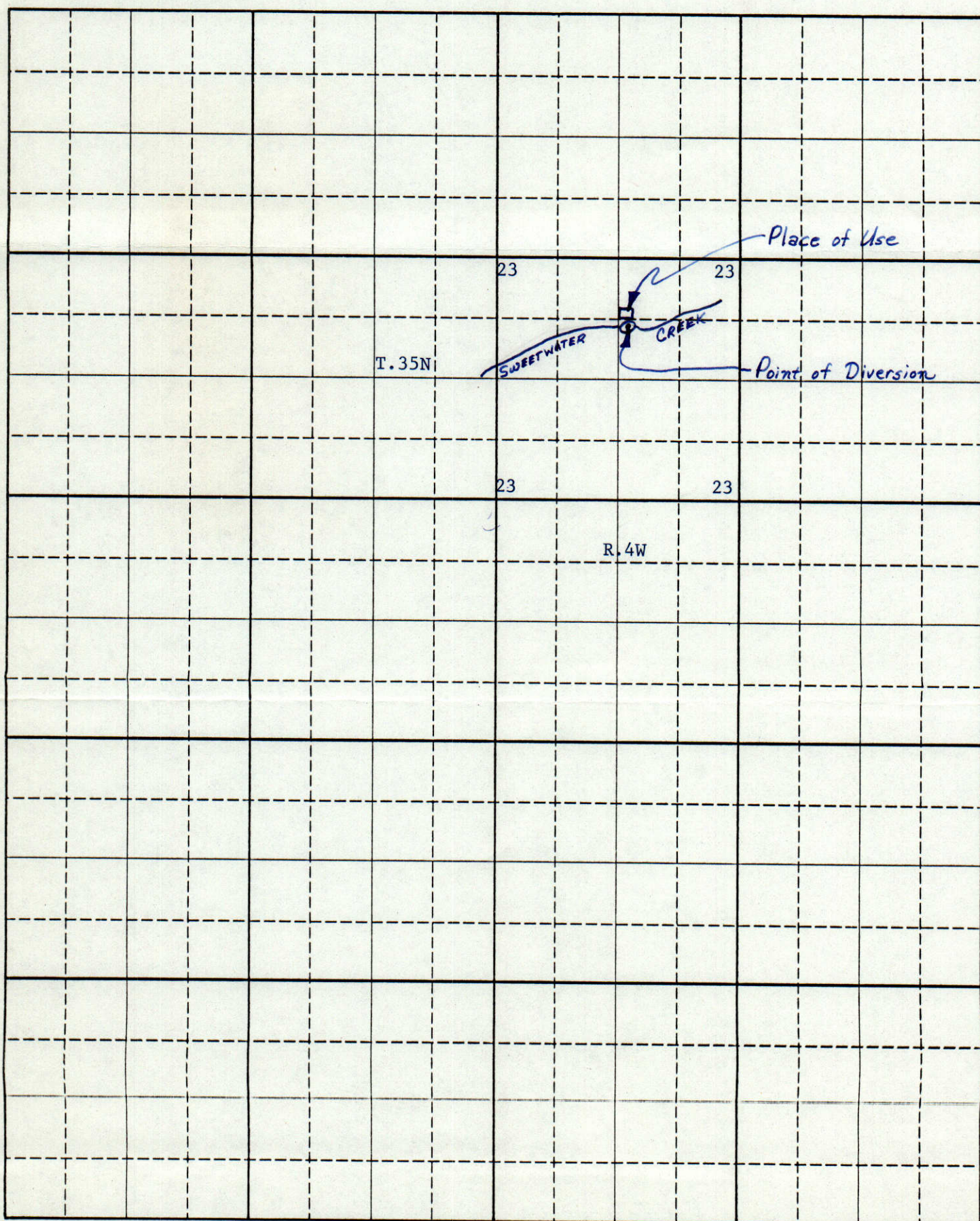


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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.

Dwain L Braucha
(Applicant)

PUBLISHER'S AFFIDAVIT OF PUBLICATION

RECEIVED

SEP 20 1974

Department of Water Resources
Northern District Office

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Dwain L. Braucher, Route 1, Box 179, Lapwai, Idaho, has on Sept. 3, 1974 submitted Application No. 85-7092 for a permit to appropriate 0.06 cubic feet per second of water from Sweetwater Creek, tributary of Clearwater River by means of pump, pipelines, and sprinklers within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, T. 35N, R. 4W, B.M., Nez Perce County to be used from April 1 to Oct. 31 for the irrigation of three acres within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, T. 35N, R. 4W, B.M. of the State of Idaho. 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, 401 Front Ave., Coeur d'Alene, Idaho 83814 on or before Sept. 30, 1974.

R. KEITH HIGGINSON
Director

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

A.E. Hall

, being duly sworn deposes and says, I am the Business Manager 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 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly 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, once a week for 2 consecutive weeks, the first publication thereof being on the 12th day of September, A. D. 19 74, and the last publication thereof being on the 19th day of September, A. D. 19 74, 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 published in every issue and number of the said paper, during the period and times of publication as set forth above.

Oliver E. Hall

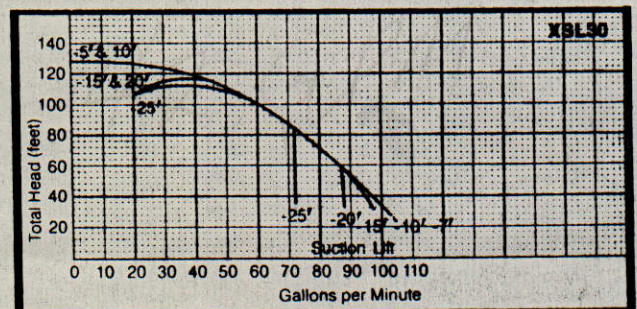
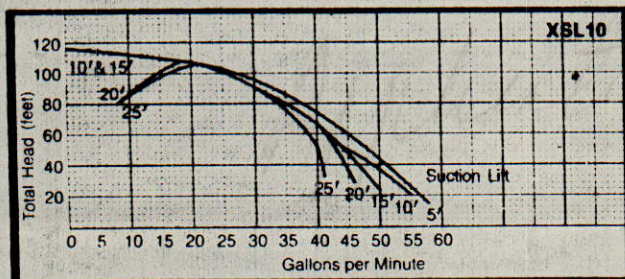
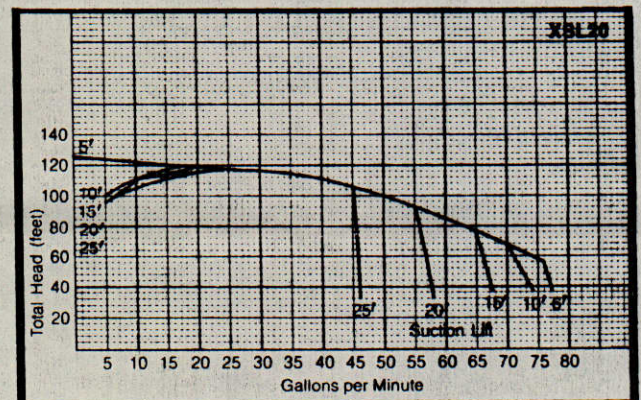
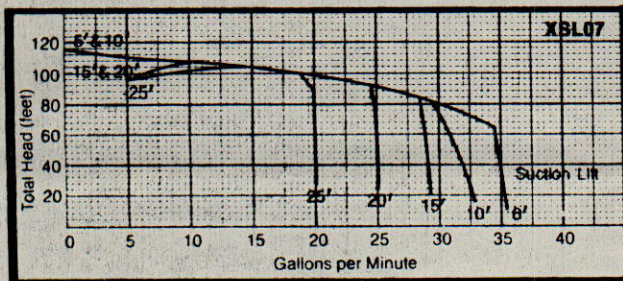
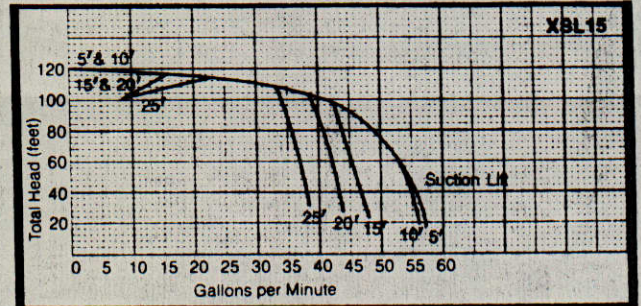
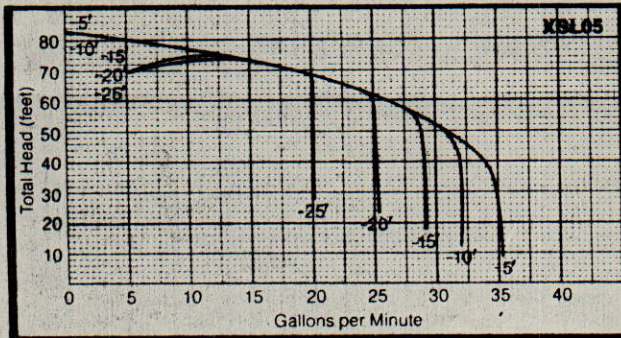
SUBSCRIBED AND SWORN TO BEFORE ME THIS THE
17th day of September, 1974.

Norman W. Dil 8-28-76

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

MICROFILMED

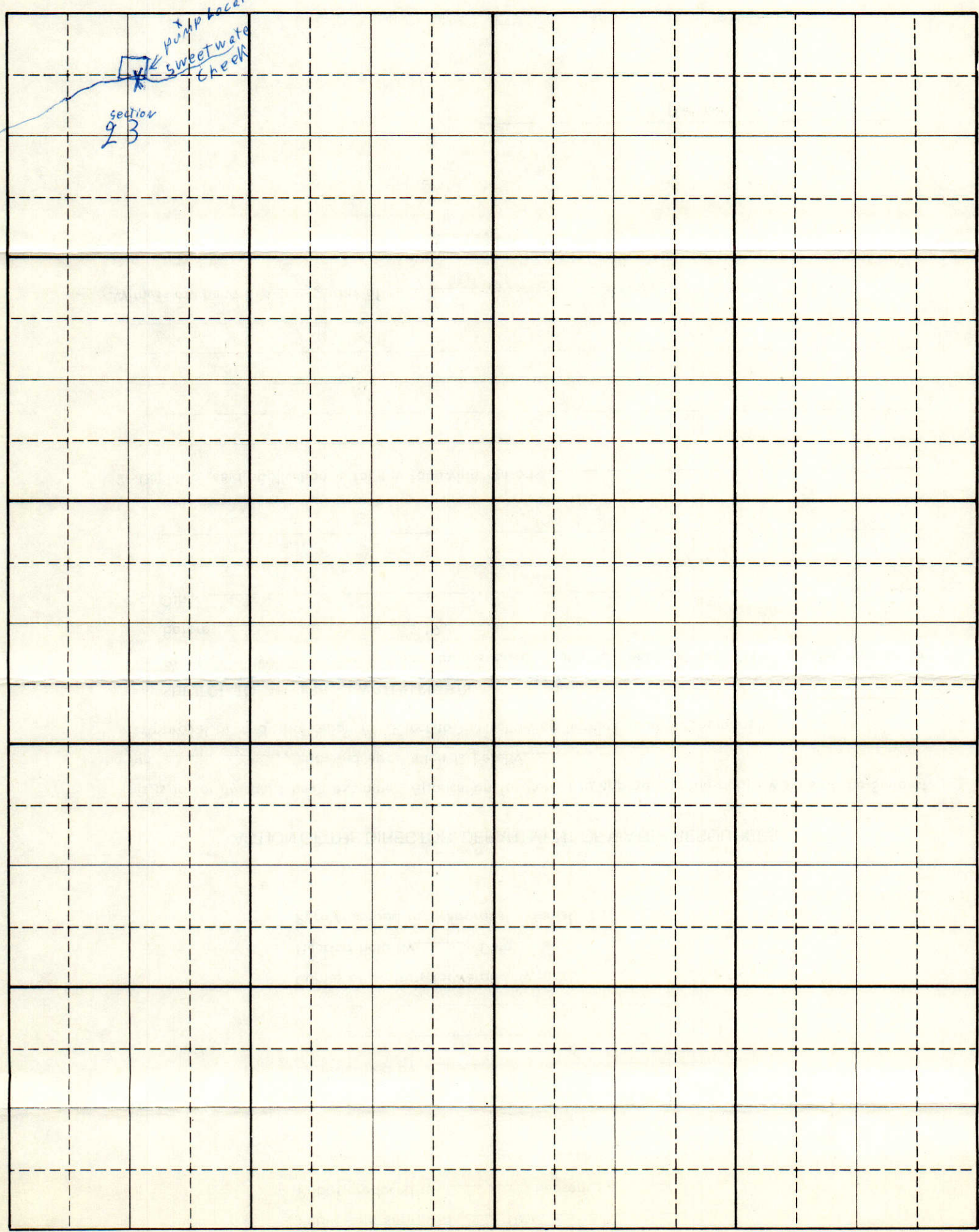
Series XSL PERFORMANCE CURVES



APPROVED

35 N.
4 W.

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

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.

Quinn L Braucher
(Applicant)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 85-7092 Priority September 3, 1974 Amount 0.06 cfs

THIS IS TO CERTIFY, that DWAIN L. BRAUCHER
of Lapwai, Idaho, has complied with the terms and conditions of Permit
No. 85-7092 issued pursuant to Application for Permit dated September 3, 1974,
and has submitted proof to the Department of Water Resources on October 31, 1977,
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 0.06 cfs of water from Sweetwater Creek,
tributary to Clearwater River, 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
Irrigation	from <u>April 1</u> to <u>October 31</u>	at <u>0.06</u> cfs and	<u>10.5</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.06 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 for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
10.5 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Twp. 35N
Rge. 4W, 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 $\frac{1}{4}$				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 $\frac{1}{4}$	
35N	4W	23																	3

Total number of acres irrigated 3

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 30 day of
July, 19 79.

Director

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 28 1975

APPLICATION FOR EXTENSION OF TIME

Department of Water Resources

State of Idaho)

County of NEZPERCE

Permit No. 85-7092

Dwain L Braucher of 1801 7th Ave Apt. E Lewiston
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. 85-7092.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before November 1, 1975.

That he has heretofore performed the following work described under said permit:

No work has yet been started

Costing \$ 2 1/4

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: The money I had saved for this
irrigation was used to pay for divorce, Plus
my wife took half the savings making it
impossible to complete.

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to November 1, 1976.

Dwain L Braucher
(signature) *

Subscribed and sworn before me this 23rd day of October, 19 75.

seal

Bruce A. Lambert
Notary Public residing at
Lewiston, Idaho

My commission expires May 1, 1978

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
and the time within which to submit proof of beneficial use of water is extended
to November 1, 1977.

Witness my hand this 29 day of October, 19 75

A. Kenneth Dunn
A. KENNETH DUNN, Administrator
Operations Division

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

MB

Identification No. 85-7092

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Dwain L. Braucher PH: 843-2516
post office address Route 1, Box 179, Lapwai, Idaho
2. Source of water supply Sweetwater Creek which is a tributary of Clearwater River
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 23 Township 35N
Range 4W B.M. Nez Perce County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Sweetwater Creek at a point in SW $\frac{1}{4}$
of NE $\frac{1}{4}$ of Section 23 Township 35N Range 4W B.M. _____
4. Water will be used for the following purposes:
Amount 0.06 for Irrigation purpose from April 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.06 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 2 h.p. pump, 350 feet of pipe,
and sprinkler system.

b. Height of storage dam _____ 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 _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ 300.00.
8. Description of proposed uses:
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: _____

MICROFILMED

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	
35N	4W	23		3															3

Total number of acres to be irrigated 3

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

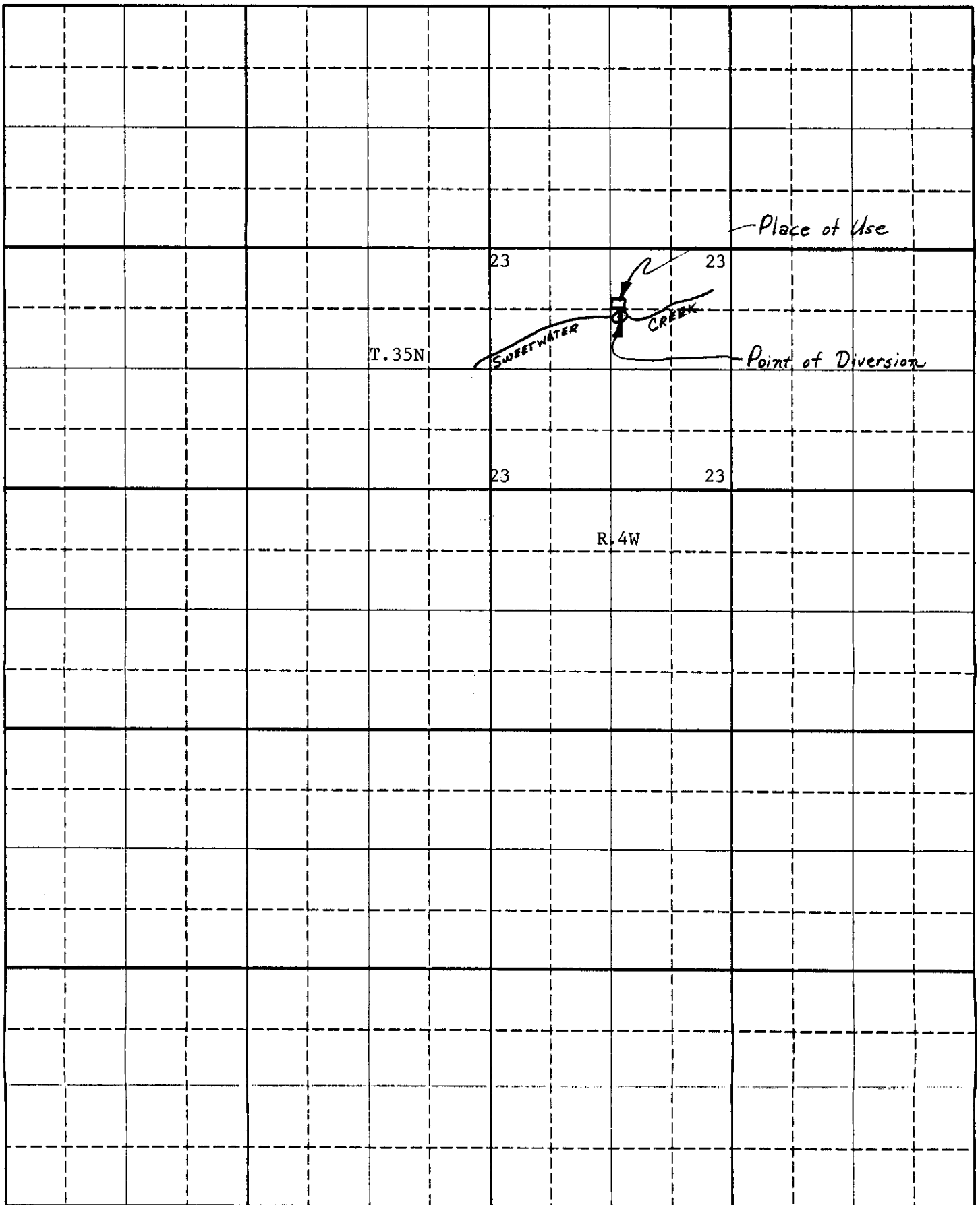
9. a. Who owns the property at the point of diversion Marshal Dugger

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

c. If the property is owned by a person other than the applicant, describe the arrangement with the applicant to make this filing I have purchased the land four years ago and am buying on contract.

10. Remarks The irrigation will be for pasture and garden.

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

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.

Dwain L Braucher
(Applicant)

Proposed Priority: 9-03-1974

Received by CP Date 9-3-74 Time 1:00 pm
Preliminary check by FE Fee \$ 10.00
Receipted by FE Date 9-3-74 (Rec't. #15062)
Publication prepared by CP Date 9-6-74
Published in LEWISTON MORNING TRIBUNE
Publication dates 9-12 & 9-19-74
Publication approved CP Date 9-23-74
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by 1986

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 85-7092, 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 November 1, 1975.
- c. Other: _____

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

Witness my hand this 9 day of October 19 74.


Director

PUBLISHER'S AFFIDAVIT OF PUBLICATION

RECEIVED

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

A.E. Hall

, being duly sworn
deposes and says, I am the Business Manager
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
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 12th day of
September, A. D. 19 74, and the last publica-
tion thereof being on the 19th day of September,
A. D. 19 74, 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.

Alvin E. Hall

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

17th day of September, 1974

Norman W. Dil 8-28-74

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

MICROFILMED

ACTION

N OWNER LAST NAME - BRAUCHER FIRST NAME - DWAIN L.
N CITY - LAPWAI STATE - ID
N SOURCE - SWEETWATER CREEK TRIBUTARY OF - CLEARWATER RIVER
N STAGE - LICENSE PRIORITY - 09-03-1974 COUNTY - NEZ PERCE TOTAL DIV. RATE - .0600CFS
N TOTAL DIV. VOLUME - 10.50 AFA
N DIVERSION POINT - SWNE 23 35N 04W
N FROM - 04-01 TO - 10-31 USE - IRRIGATION USE DIV. RATE - .0600CFS USE DIV. VOLUME - 10.50 AFA
N USE - IRRIGATION PLACE OF USE - TWN 35N RNG 04W SEC 23 TRACT NWNE AC 03

3/79

IDENT. NO. 85-7092

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

NOT DELIVERABLE
AS ADDRESSEE
UNABLE TO FORWARD

25
RECEIVED

JUN 17 1979

Department of Water Resources

NO CARD C.M.B.

Dwain L. Braucher
1801 7ty Ave., Apt. E
Lewiston, ID 83501

2
Sent to
Box 179
Lapwai, ID
83540



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

July 31, 1979

Dwain L. Braucher
1801 7th Ave., Apt. E
Lewiston, ID 83501

Dear Mr. Braucher:

RE: Water Right No. 85-7092

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED

TOTAL ACREAGE _____ **3**

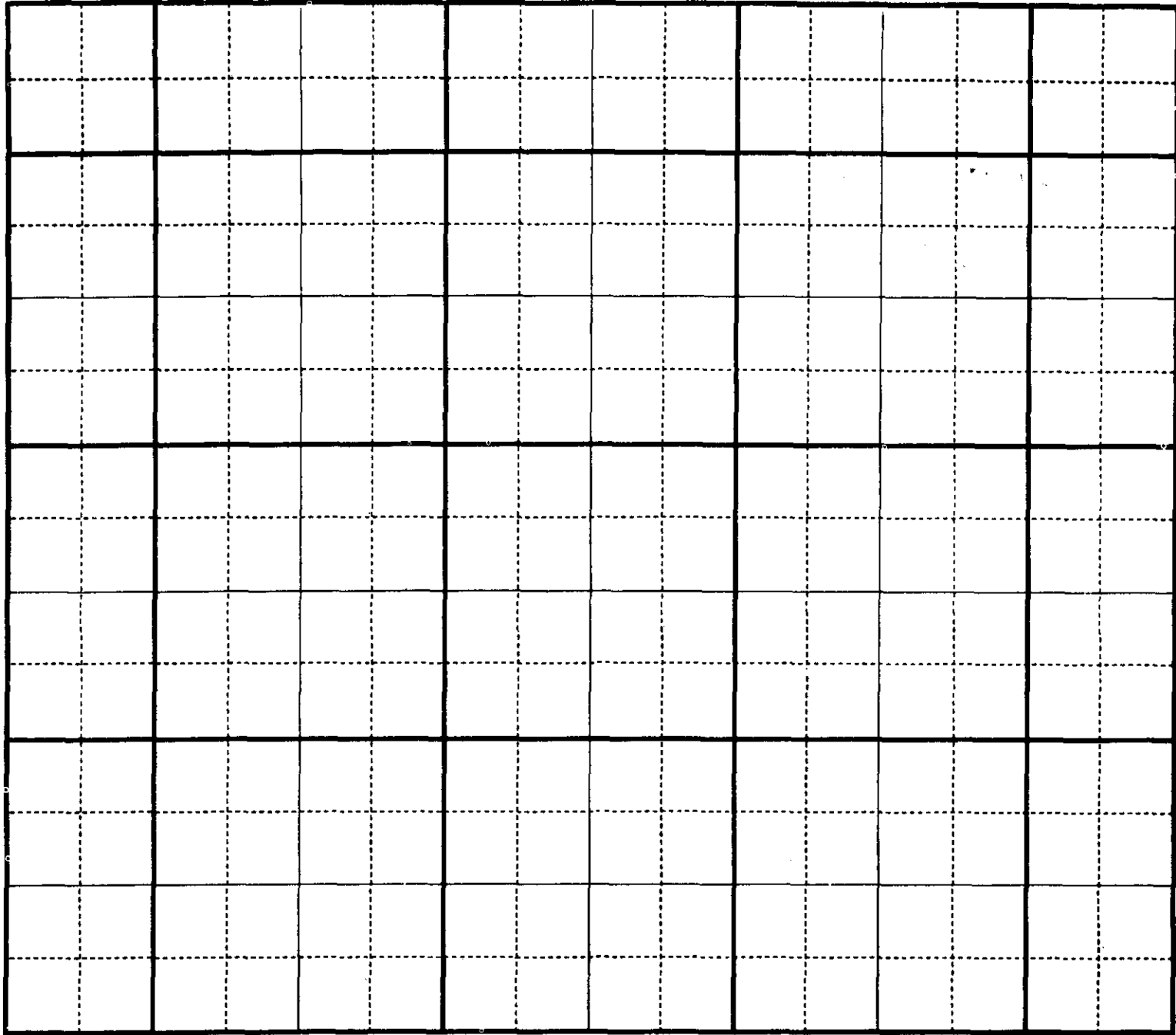


Diagram of System

4
DATE OF EXAM 8/27/78

ACREAGE
Found 3
Recommended 3

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 0.06 c.f.s. V = 10.5 AF/Ann. from Jan 1 to Oct 31
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 9.48 gpm 37.92 gpm Method of measurement _____

Total Q recommended 0.06 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 10.5 AF/Ann

Recommended Amendments:

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

MEASUREMENT CALCULATION:
4 RB 30 @ 40 psi @ 3/16 x 1/8 Nozz / c = 9.48(4) = 37.92 gpm 0.065 cfs x 3.5(3) = 10.5 AF/Ann
HLB-8

SYSTEM DESCRIPTION:
Goulds x 5430 Ser# 75/3hp pump in stream with pipe to Sp. hds.

REMARKS:
Contacted center Stan Bruch

Examiner's Signature J. K. Date 8/31/78

Checked by Bob Haynes Date 8/10/78

Approved by _____ Date _____

85-7092

U.S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE
RECEIVED

INVENTORY & EVALUATION
OF LAND, WATER, AND RELATED RESOURCES

NOV 31 1977

REQUESTED BY Dwain Braucher LOCATION Sweet water

ASSISTED BY Ben Gill DATE 10-12-77

* ☒ INDIVIDUAL ☐ GROUP ☐ UNIT OF GOVERNMENT

SITUATION: Mr Braucher has about 2 acres of pasture
which he is irrigating. This pasture was seeded
to orchard grass, but now portions of the
pasture are taken over by annual grasses. Mr
Braucher requested information on pasture
seeding and management. Soil is Mendota
silt loam.

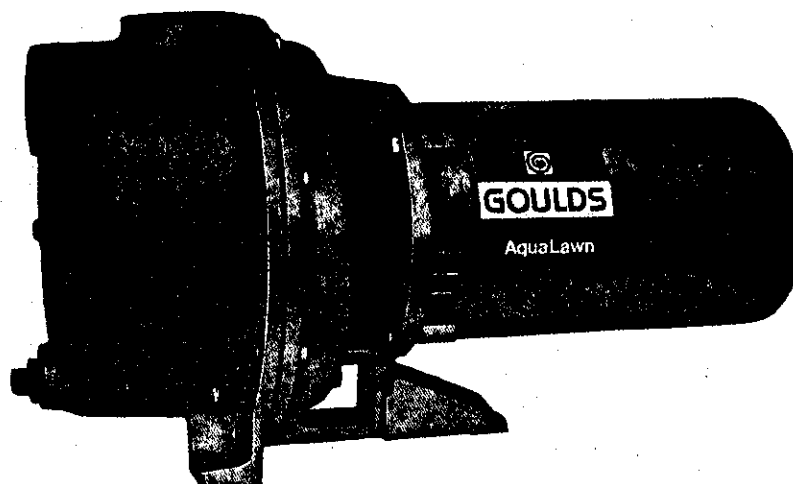
SUGGESTED SOLUTION(S) For best results annual grasses
should be plowed under and the pasture reseeded
to orchard grass. Minimum seeding rate for
orchard grass is 6 pounds per acre. The
new seeding should not be grazed during
the first year. If the seeding is done
with a hand broadcast the amount of seed
should be doubled.

Grazing in the spring should not start
until orchard grass is 8"-10" tall and stoped
when it is grazed to 6". This is when stock
should be rotated to another part of the

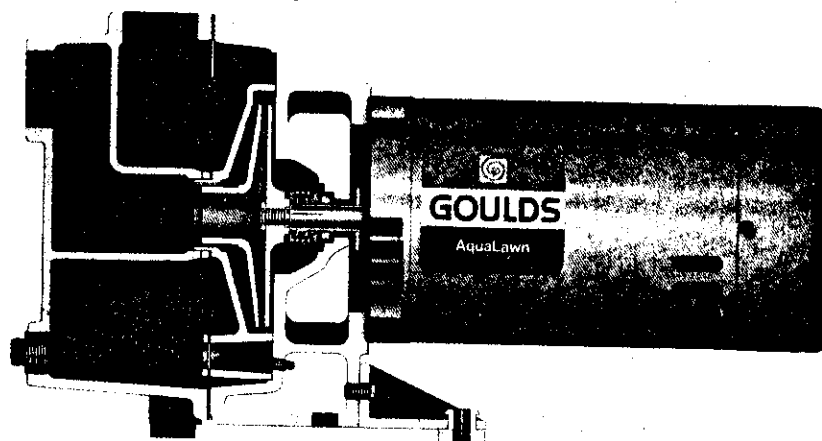
* Check appropriate category

85-7092
goes with field,

Series XSL



Model XSL— $\frac{1}{2}$ to 3 H.P.



Water is retained in the casing while the pump dispels any air through an exclusive separation chamber. Once primed, this pump stays primed.

SPECIFICATIONS

Horsepower		$\frac{1}{2}$	$\frac{3}{4}$	1	$1\frac{1}{2}$	2	3
Model Number	1 ϕ	XSL05	XSL07	XSL10	XSL15	XSL20	XSL30
	3 ϕ	—	—	—	—	XSL23	XSL33
Weight (lbs.)		54	56	62	72	77	114
Pipe Size	Suction	$1\frac{1}{2}$ "	$1\frac{1}{2}$ "	$1\frac{1}{2}$ "	$1\frac{1}{2}$ "	$1\frac{1}{2}$ "	$1\frac{1}{2}$ "
	Discharge	$1\frac{1}{4}$ "	$1\frac{1}{4}$ "	$1\frac{1}{4}$ "	$1\frac{1}{4}$ "	$1\frac{1}{4}$ "	$1\frac{1}{2}$ "

†Recommended suction pipe be increased to 2" on XSL30 and XSL33.

PERFORMANCE RATING

Gallons per Minute

Model	XSL05			XSL07			XSL10			XSL15			XSL20			XSL30		
Discharge PSI	20	30	40	20	30	40	20	30	40	20	30	40	20	30	40	20	30	40
Total Suction Lift	10 ft.	28	4	31	30	16	43	35	23	53	49	38	71	63	89	76	58	—
	15 ft.	26	—	29	28	—	42	33	18	45	43	—	66	59	86	73	—	—
	20 ft.	23	—	25	24	—	40	30	—	42	39	—	57	55	83	69	—	—
	25 ft.	—	—	20	19	—	37	27	—	36	34	—	48	45	72	65	—	—

SEE 75

J. D. JACOBS, INC.

INVOICE NUMBER

LEWISTON. Shermood 3-6345
CRAIGMONT - WAvery 4-3581

Farm Machinery
913 MAIN ST.
LEWISTON, IDAHO

D 55609

NAME DWAIN L. BRAUCHER
ADDRESS 1410 RIFON, APT. A
CITY LEWISTON, ID 83501

DATE 7.21.76

ORDERED BY

SHIPPED BY

Will call

SOLD BY <u>JB</u>	CASH	C. O. D.	CHARGE <u>X</u>	REC'D ON ACCT	MOSE. RET'D	PAID OUT
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QUAN.	PART NUMBER	DESCRIPTION	PRICE	EXTENSION
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1	XSL 30	GOULD 1 ϕ , 220V		
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		3HP Pump		406 ⁰⁰
--	--	----------	--	-------------------

		FREIGHT		13 ⁴⁴
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				<u>419⁴⁴</u>
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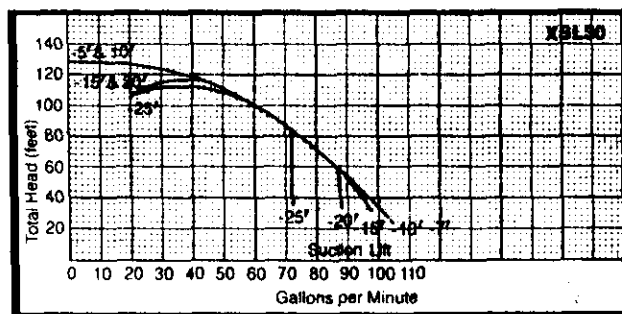
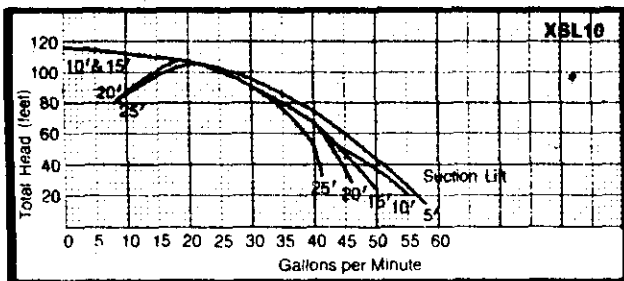
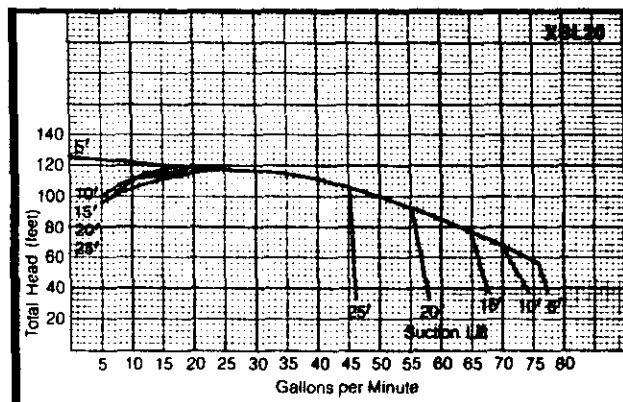
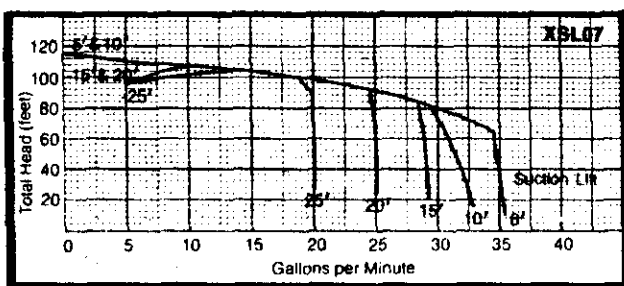
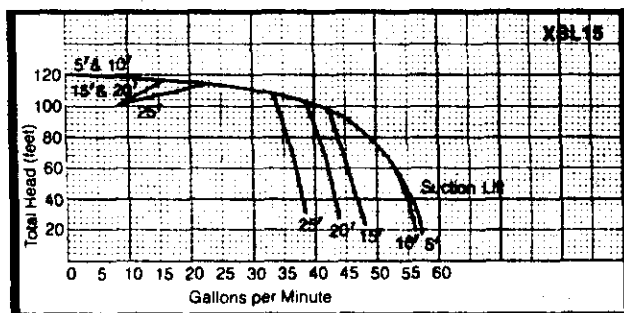
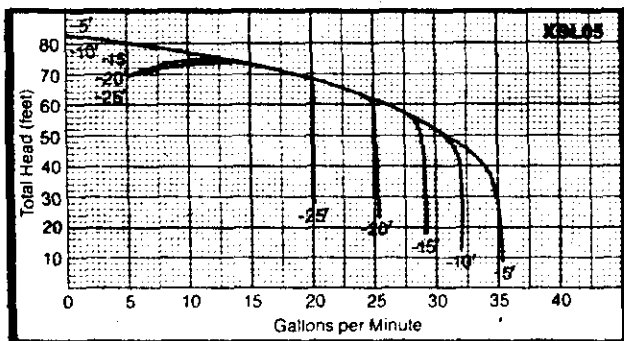
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--	--	--	--	--

4 RB 1/8 x 3/16
30
K. Strei
420 x 2" ALUMINUM TUBING
6 SPRINKLER HEADS
5 FOOT SECTION LIST
15' RISE TO HIGH SIDE
OF FIELD
10 15 77

Series XSL PERFORMANCE CURVES



November 9, 1977

Re: Permit No. 85-7092

Dwain L. Braucher
Rt. 1, Box 179
Lapwai, Idaho 83540

Dear Mr. Braucher:

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,

JANICE RENK
Water Rights

RECEIVED

OCT 31 1977

Identification No. 85-7092

Department of Water Resources

Permit No.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Dwain L Bravcher
- b) Post Office Address RTI Box 179 Lapwai, Idaho 83540
2. Permit Number 85-7092
3. Date of Priority that you are prepared to establish 9-03-1974
4. a) Source from which water was appropriated SWEETWATER CREEK
- b) Location of the point of diversion: S.W. 1/4 N.E. 1/4, Section 23
Township 35 N., Range 4 W. Boise Meridian, Other points of diversion: NONE

5. a) The amount of water and use to which the water has been applied:
Amount NONE AVAILABLE for IRRIGATION purposes from APRIL 1 to OCT 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)
Due to DROUGHT NO WATER OF ANY SIGNIFICANCE
b) Total amount appropriated WAS APPROPRIATED 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: NO WATER AVAILABLE

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) HOLE WAS DUG IN EDGE OF CREEK 2' X 2' X 2' DEEP FOR SUCTION HOSE
b) Describe the type and size of measuring device which you have installed at your point of diversion: NORMAL PUMP CAPACITY IS .0936 CFS
c) Give well driller's name and address and the date the well was completed:
N/A

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
NONE

Exam typed

11/7/77 by [Signature]

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: 2 1/2 Acres of Pasture App. 1/4 Acre of House & Lawn, 1/4 Acre Fruit Trees & Garden

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
35N	4W	23		3															3

Total number of acres irrigated 3

10. Remarks: _____

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

10-28-77 (Date) Dwain L Brancher (Signature)

State of Idaho)
) ss.
 County of Boise)

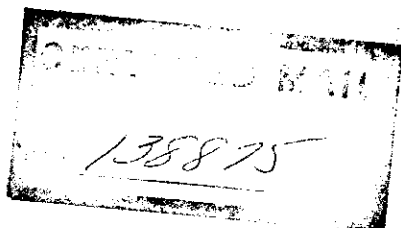
On this 28 day of October, 1977, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Ruth Carver
 Notary Public residing at Lewiston

My commission expires 6-17-78

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Idaho House
Lewiston, Idaho 83720



CHECKED
Refused
Other
Reason
Signature
Date

Dwain L. Braucher
1801 7th Ave., Apt. #E
Lewiston, ID 83501

Betty Braucher
2031 Ninth Ave
Clarkston, WA

RECEIVED

SEP 20 1977

Department of Water Resources

9/27/77
96
916

August 31, 1977

CERTIFIED MAIL

138 875

Re: Permit No. 85-7092

Dwain L. Braucher
1801 7th Ave., Apt. E
Lewiston, Idaho 83501

Dear Mr. Braucher:

One of the conditions of approval of your water Permit No. 85-0092 (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 November 1, 1977. 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.

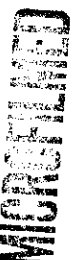
Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit



October 29, 1975

Re: Permit No. 85-7092

Dwain L. Braucher
1801 7th Ave., Apt. E
Lewiston, ID 83501

Dear Mr. Braucher:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to **November 1, 1977.**

Sincerely,

D. Darlene Reich
Water Rights Supervisor



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

October 22, 1975

Re: Permit No. 85-7092

Mr. Dwain L. Braucher
1801 7th Ave., Apt. E
Lewiston, Idaho 83501

Dear Mr. Braucher:

We have enclosed an application for extension of time form. Please complete the form and give us information concerning the works that you have already completed. This form needs to be returned to this office on or before November 1, 1975 in order to keep the permit from lapsing.

If you have any questions regarding this form, please contact this office or our District Office at 667-6484 or Route 5, Box 203, Suite 1, Coeur d'Alene, ID 83814.

Sincerely,

Bobby D. Fleenor
BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

Dear Sir.

I am requesting an extension of time
I have gotten a divorce and
made it financially impossible
to proceed with the irrigation
system. I enclose a duplicate
copy of the divorce as proof.

Thank you
Dwain Braucher

Water permit No. 85-7092

Dwain Braucher
1801 7th Ave apt E
Lewiston, Idaho
83501

MB

Wilfrid W. Longeteig
Strom & Longeteig
120 West Main
Craigmont, Idaho
Phone: 924-5567

RECEIVED

OCT 10 1975

Department of Water Resources

FILED
AT 9:35 O'CLOCK

MAY 22 1975

JAMES LLOYD
Clerk of the District Court

By *Margaret Allen*
DEPUTY

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF NEZ PERCE

DWAIN BRAUCHER,

Plaintiff

Case No. 29211

JUDGMENT AND DECREE

-vs-

BETTY I. BRAUCHER,

Defendant

The above entitled case having come on duly and regularly for hearing at regular session, of the above entitled Court, at Lewiston, Idaho, in the above Judicial District, before the undersigned JOHN H. MAYNARD on the 22nd day of May, 1975, the Plaintiff appearing in person with his counsel of record, Wilfrid W. Longeteig, of Strom & Longeteig, and the Defendant having been personally served with Summons and Complaint on the 27th day of January, 1975, in Nez Perce County, State of Idaho, and within the jurisdiction of this Court, by George W. Minden, a citizen of the State of Idaho and of the United States of America, above the age of 18 years, pursuant to the order of this Court; the Defendant having appeared for the purpose of temporary order, but having failed to Answer and having filed her refusal to plead further, and having been duly served with Notice of Intent to Take Default, and the time allowed by law for answer or pleading having fully expired; and an order for the entry of the default of the Defendant having been entered, and the default entered, and the Plaintiff having filed an Affidavit showing that the Defendant is

not a member of the Military of the United States or any other service which is subject to the Soldiers' and Sailors' Civil Relief Act of 1940 and laws amendatory thereto and is of legal age and a competent person; and the Court having received oral and documentary evidence, as well as evidence and corroborating evidence as to the Plaintiff's residence in the State of Idaho, and the Plaintiff having waived Findings of Fact and Conclusions of Law, hereby orders and decrees as follows:

I.

That the bonds of matrimony now and heretofore existing between the Plaintiff, Dwain Braucher, and the Defendant, Betty I. Braucher, be, and the same are hereby forever dissolved; and that they are divorced and released from all marital obligations between them from and after the date of this Decree.

II. JUDGMENT AND DECREE

That the Property Settlement Agreement made and entered into between the Plaintiff and the Defendant, dated the 16th day of May, 1975, an original signed copy of which has been introduced as evidence in this case and appears among the records and files hereof as Plaintiff's Exhibit No. 1, be and the same is hereby approved, ratified, confirmed and made a part hereof.

Dated this 22nd day of May, 1975. On the 22nd day of May, 1975, the Plaintiff appearing in person with his counsel of record, Wilfred W. Longesteg, of Street 2, Longesteg, and the Defendant having been personally served with a copy of this Decree by the Sheriff of the County of Idaho, and within the jurisdiction of this Court, by George W. Minden, a citizen of the State of Idaho and of the United States

JOHN H. MAYNARD

I, James E. Lloyd, Clerk of the above entitled Court do hereby certify the foregoing to be a full, true and correct copy of the original. Decree in the above entitled cause as the same now appears on file and of record in my office.

WITNESS my hand and official seal this MAY 22 1975

JAMES E. LLOYD, Clerk

By Karen Rell
Deputy

default entered, and the Plaintiff having filed an Affidavit showing that the Defendant is

PS Form 3811, Nov. 1973

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

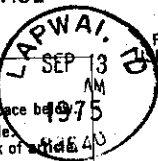
● SENDER: Complete items 1 and 2. Add your address in the "RETURN TO" space on reverse.		
1. The following service is requested (check one).		
☐	Show to whom and date delivered.....	15¢
☐	Show to whom, date, & address of delivery..	35¢
☐	DELIVER ONLY TO ADDRESSEE and show to whom and date delivered.....	65¢
☐	DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery	85¢
2. ARTICLE ADDRESSED TO:		
3. ARTICLE DESCRIPTION:		
REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	27229	
(Always obtain signature of addressee or agent)		
I have received the article described above.		
SIGNATURE		
4. DATE OF DELIVERY		
5. ADDRESS (Complete only if requested)		
6. UNABLE TO DELIVER BECAUSE:		
		CLERK'S INITIALS

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

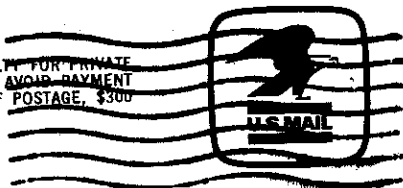
SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



RETURN
TO



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

September 2, 1975

CERTIFIED MAIL

27229

Re: Permit No. 85-7092

Dwain L. Braucher
Route 1, Box 179
Lapwai, Idaho 83540

Dear Mr. Braucher:

One of the conditions of approval of your water Permit No. 85-7092 (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 November 1, 1975. 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

October 16, 1974

Re: Permit No. 85-7092

Mr. Dwain L. Braucher
Route 1, Box 179
Lapwai, Idaho 83540

Dear Mr. Braucher:

Enclosed is a copy of your approved Application for Permit No. 85-7092. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 85-7092

☒ Source
☒ Point of Diversion
☒ County
~~reduce~~ ☒ 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) EP 9/3/74

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

(4) EP 9/2/74

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) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) CP 9/23

Affidavit of Publication received(date) SEPT. 20, 1974

(12) CP 9/6

Final date for protests SEPT. 30, 1974
Protests received: yes _____ no /

(13) EP 9/30

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

(14) EP 9/30

Action recommended:

/ Approve _____ Deny

9/3/74 Proposed Priority

_____ Reason for Reduction _____

NO Measuring device required

_____ See attached sheet for other conditions of approval

3 1974

/ No special conditions for approval
Department of Water Resources

(15) District North By [Signature] Date 9/30/74

MICROFILMED

September 6, 1974

Re: Application No. 85-7091 - Merlin J. Anderson
" " 85-7092 - Dwain L. Braucher

Lewiston Morning Tribune
505 C Street
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,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notice(s)

Bill Submitted 9-23-74 by JD

INDEXED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Dwain L. Braucher,

Route 1, Box 179, Lapwai, Idaho

has on Sept. 3, 1974 submitted Application No. 85-7092

for a permit to appropriate 0.06 cubic feet per second ~~as follows:~~

of water from Sweetwater Creek, tributary of Clearwater River

by means of pump, pipelines, and sprinklers

within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, T. 35N, R. 4W, B.M., Nez Perce County

to be used from April 1 to Oct. 31

for the irrigation of three acres

within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, T. 35N, R. 4W, 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, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before Sept. 30, 1974.

R. KEITH HIGGINSON

Director

Published in the Lewiston Morning Tribune, Lewiston, Idaho

on Sept. 12 and Sept. 19, 1974

NOTICE

September 6, 1974

Re: Application for Permit No. 85-7092

Mr. Dwain L. Braucher
Route 1, Box 179
Lapwai, ID 83540

Dear Mr. Braucher:

Attached is your receipt No. 15062 in the amount of \$10 for the filing fee on the above referenced application which was received in this office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Attachment

MICROFILMED

September 4, 1974

Mr. Dwain L. Braucher
Route 1, Box 179
Lapwia, ID 83540

Dear Mr. Braucher:

We have begun processing your Application for Permit; however, we have taken the liberty of typing it for your convenience and we are returning it for your review and signature.

Please note under Items 4 and 5a that we have reduced the quantity of water you requested. The maximum amount of water we can allow is 0.02 cubic feet per second per irrigated acre, unless the need for more water can be justified.

After reviewing all items on the Application, please sign at the bottom of Page 3 and return the form to our office. If you should have any questions in this matter, feel free to contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enclosure

MICROFILMED

Identification No. 85-7092

Application No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Dwain L. Braucher Phone: 843-2516
post office address Rt. 2, Box 179 Lapwai, Idaho
2. Source of water supply Sweetwater Creek which is a tributary of Cleatwater River
3. a. Location of point of diversion is S.W. $\frac{1}{4}$ of N.E. $\frac{1}{4}$ of Section 23 Township 35 N
Range 4 W B.M. Nezperce County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into Sweetwater Creek at a point in S.E. $\frac{1}{4}$ of N.W. $\frac{1}{4}$ of Section 23 Township 35 N Range 4 W B.M. _____

4. Water will be used for the following purposes:

Amount .10 for Irrigation purpose from April 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

- a. .10 cubic feet per second and/or
- b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Previously 2 HP 350 FT
Existing PUMP, Pipes, and
sprinkler system.

- b. Height of storage dam _____ 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 _____ inches; proposed depth of well is _____ feet.

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

① is completed by spring years.

- b. Estimated construction cost is \$ 300.00.

8. Description of proposed uses:

- 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: _____

MICROFILMED

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	
35N	4W	23		3															3

Total number of acres to be irrigated 3

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

9. a. Who owns the property at the point of diversion Dwain Blanchet Marshal Dwyer
 b. Who owns the land to be irrigated or place of use Dwain Blanchet Marshal Dwyer
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing I Have purchased the Land 4 years Ago & Am paying on contract.

10. Remarks The irrigation will be used for pasture, and garden.

35 N.
4 W.

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

Proposed Location

Sweetwater Creek

Section 23

Scale: 2 inches equal 1 mile

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

Edward L. Braucher
(Applicant)

RECEIVED

AUG 19 1974

Department of
Northern District Office

RECEIVED

AUG 19 1974

Department of
Rt. 1 Box 129

Logan, Idaho 83340

Department of Reclamation

Dear Sir,

Would you please send
the proper forms for filing of
irrigation rights. We have a small
acreage that Sweetwater Creek runs
through. We would appreciate any
information.

Sincerely

Mrs. Durin Broucher

APPL. SENT 8-19-74. d

MICROFILMED