

Identification No. 29 7149

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 Steve W. Smith
post office address P.O. Box 2, Swan Lake, Idaho
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 28 Township 12S
Range 38E B.M. Bannock County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ 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 0.04 for domestic purpose from Jan. 1 to Dec. 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. 0.04 cubic feet per second ~~and for~~
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well and pump

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 6 inches; proposed depth of well is 150 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 350.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 28 Township 12S
Range 38E 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 one.
(5) If water is to be used for other purposes describe: _____

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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	
12S	38E	28								X	(Domestic Use)								

Total number of acres to be irrigated _____

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

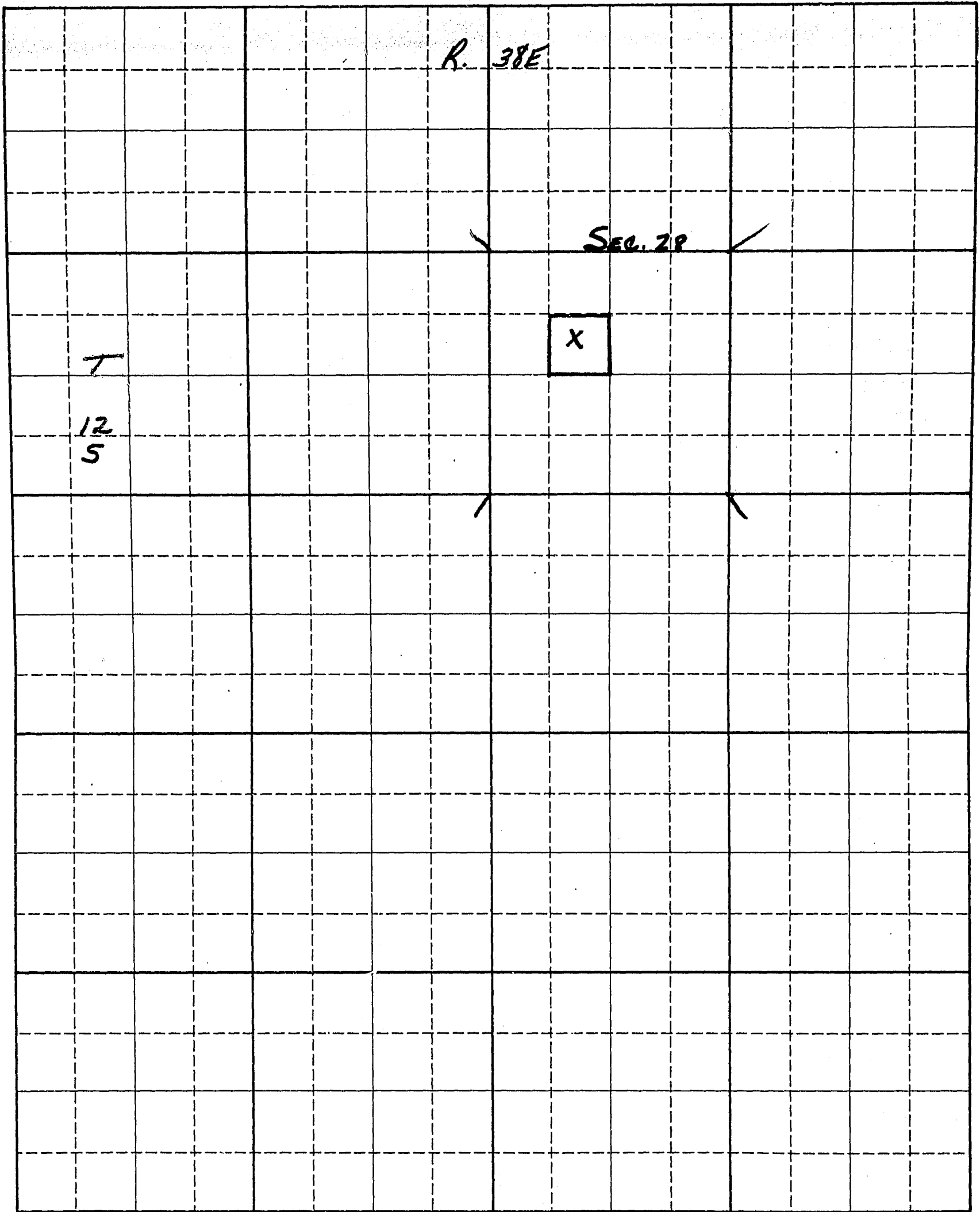
9. a. Who owns the property at the point of diversion Applicant

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 _____

10. Remarks _____

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.

(Applicant)

29-7149

Proposed Priority 7-23-1973

Received by mt Date 7-23-73 Time 11:30A

Preliminary check by NCY Fee \$ 10.00

Received by mt Date 7-23-73 # 10281

Publication prepared by mt Date 7-26-73

Published in Idaho State Journal

Publication dates August 2-9, 1973

Publication approved NCY Date 8/20/73

Priority ~~rejection~~ 7-23-73 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NCY MT

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. 29-7149, 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 August 1, 1978.
- c. Other: _____

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

Witness my hand this 24th day of August, 1973.

P. Keith Higo
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

(1) NCY 7/23/73

Application No. 29-7149 Smith

(2)

- ☒ 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

(3)

NCY 7/23/73

In form to receipt Yes

" "

Send Copies to:
☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(4)

" " N.A.

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant

(5)

" "

In form for advertising Yes

(6)

" "

Located within Water District No. N.A.

(7)

" "

Critical groundwater area: yes no X

(8)

" "

Groundwater levels:

Decline (comment)

X Stable (comment) WB = 21

Increasing (comment)

(9)

" "

Comments: _____

(10)

ymb 8-10-73

Affidavit of Publication received (date) 8-10-73

(11)

_____ _____

Final date for protests Aug. 20, 1973
Protests received: yes no

(12)

_____ _____

Date and Place of hearing _____

Decision reached at hearing N.A.

(13)

NCY 8/20/73

All requested information received from agencies or applicant
yes no

(14)

" "

Action recommended:

☒ Approve

Priority 7/23/73

☐ Deny

Reason for Reduction _____

☐ Measuring device required

☐ See attached sheet for additional conditions of approval

☒ No additional conditions for approval

(15)

District E

By NCY

Date 8/20/73

29-7149

Original

PROOF OF PUBLICATION

RECEIVED

STATE OF IDAHO
County of Bannock

ss.

AUG 10 1973

Department of Water Administration
Eastern District Office

Arleen Turner

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Steve W. Smith, P.O. Box 2, Swan Lake, Idaho has on 7-23-73 submitted Application No. 29-7149 for a permit to appropriate 0.04 cubic feet per second of water from a ground-water source by means of well and pump within the SE 1/4 NW 1/4, Sec. 28, T. 12S, R. 38E, B.M. Bannock County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family within the SE 1/4 NW 1/4, Sec. 28, T. 12S, R. 38E, 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 Administration, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before August 20, 1973.

R. KEITH HIGGINSON
Director

Aug. 2, 9, 1973
No. 457

being first duly sworn on oath deposes and says: That _____
was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

August 2, 1973 _____, 19_____
August 9, 1973 _____, 19_____
_____, 19_____, 19_____
_____, 19_____, 19_____
_____, 19_____, 19_____

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Arleen Turner

Subscribed and sworn to before me this 9th _____
day of August, 1973

Debra L. Lusk

Notary Public, State of Idaho
Residence: Pocatello, Idaho

29-7149

PROOF OF PUBLICATION

RECEIVED

AUG 10 1973

STATE OF IDAHO
County of Bannock

ss.

Department of Water Administration
Eastern District Office

Arleen Turner

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Delia L. Lusk

Notary Public, State of Idaho
Residence: Pocatello, Idaho

Duplicate

29-7149

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Steve W. Smith,

P. O. Box 2, Swan Lake, Idaho

has on 7/23/73 submitted Application No. 29-7149

for a permit to appropriate 0.04 cubic feet per second ~~acre feet per annum~~

of water from a ground-water source

by means of well and pump

within the SE1/4, Sec. 28, T. 12S, R. 38E, B.M. Bannock County;

to be used from Jan. 1 to Dec. 31

for domestic purposes for one family

within the SE1/4, Sec. 28, T. 12S, R. 38E, B.M.

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R. KEITH HIGGINSON

Director

Published in the Idaho State Journal, Pocatello, Idaho

on August 2 and August 9, 1973.

*Not
aw.
aw.*

29-7149

1004

July 27, 1973

Re: Application for Permit No. 29-7149 - Steve W. Smith

Idaho State Journal
Box 431
Pocatello, ID 83201

Gentlemen:

Enclosed you will find 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 the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:mb

Enc: Legal Notice (1)

Bill submitted

8-10-73 by GML

29-7149

6714-6C

NOTICE OF APPLICATION FOR

NOTICE OF APPLICATION FOR
WATER PERMIT

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R. KEITH HIGGINSON

Director

Aug. 2, 9, 1973
No. 457

August 24, 1973

Re: Permit No. 29-7149

Mr. Steve W. Smith
P. O. Box 2
Swan Lake, ID 83281

Dear Mr. Smith:

Enclosed is a copy of your approved Application for Permit No. 29-7149 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosure

29-7149



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

May 31, 1978

CERTIFIED MAIL

138969

Re: Permit No. 13-7143 (Old No. 29-7149)

Steve W. Smith
P.O. Box 2
Swan Lake, Idaho 83281

Dear Mr. Smith:

One of the conditions of approval of the above referenced water right 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 August 1, 1978. The enclosed affidavit form is the document you must complete and submit as the proof of application of water to 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.

Janice Renk

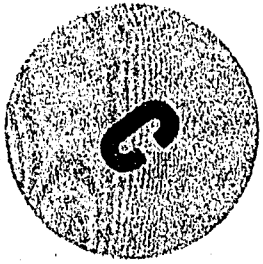
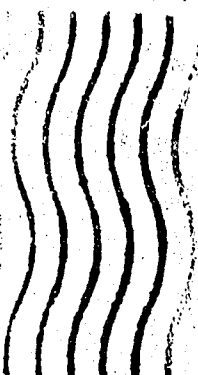
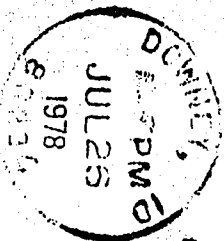
JANICE RENK
Water Rights

Encl: Proof affidavit

S.W. Smith
Susan Lake, Idaho
83281

DEPARTMENT OF Water RESOURCES
Statehouse
Boise, Idaho

83120



Identification No. _____

Permit No. **RECEIVED**

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

JUL 27 1978

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE Department of Water Resources

1. a) Name of Permit Holder Steve W. Smith
b) Post Office Address P.O. Box 2 Swan Lake, IDAHO 83281
2. Permit Number 13-7143 (old No. 29-7149)
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated 6" Water Well
b) Location of the point of diversion: S.E. 1/4 N.W. 1/4, Section 28
Township 12 South, Range 38 East Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.04 for Domestic purposes from 1-1 to 12-31 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 0.04 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: Self and AVERAGE of Farm Home - Stead.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder: 37-05-1
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 Well & Pump
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)
6" Water Well 3/4 Casing, 120' deep - 3/4 HP Submersible pump - powered by 5kw Generator w/ 1 1/4 Pipe
b) Describe the type and size of measuring device which you have installed at your point of diversion:
N/A
c) Give well driller's name and address and the date the well was completed:
Forest Cagle, Downey, Idaho
Approx May 1 1974
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Water for House - Garden and 2 water Troughs

9/22/78 JF

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

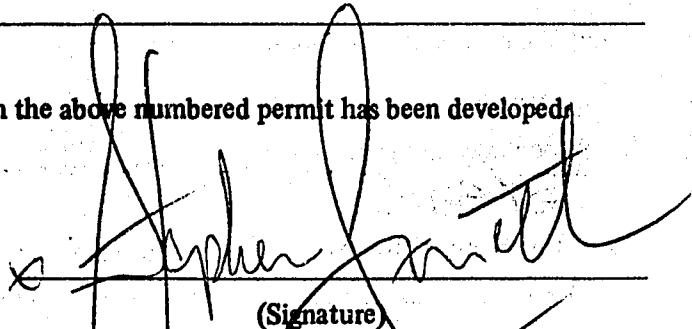
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	38E	28									X (Domestic Use)								

Total number of acres irrigated _____

10. Remarks: _____

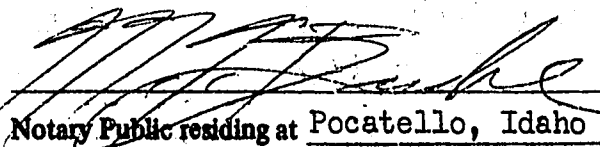
The above information is a true statement of the extent to which the above numbered permit has been developed.

7-26-78
(Date)


(Signature)

State of Idaho)
) ss.
County of Bannock)

On this 26 th day of July, 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.


Notary Public residing at Pocatello, Idaho

My commission expires April 16, 1982



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

October 4, 1978

Steve W. Smith
P. O. Box 2
Swan Lake, ID 83281

Dear Mr. Smith:

Re: Permit No. 13-7143

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 Idaho Falls.

Sincerely,

RITA FLECK
Water Rights

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 13-7143 Priority July 23, 1973 Amount 0.04 cfs

THIS IS TO CERTIFY, that STEVE W. SMITH
of Swan Lake, Idaho, has complied with the terms and conditions of Permit
No. 13-7143 issued pursuant to Application for Permit dated July 23, 1973,
and has submitted proof to the Department of Water Resources on July 27, 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 0.04 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
Domestic	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</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 0.04 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
1.2 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Twp. 12S,
Rge. 38E, B.M. in the County of Bannock

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 $\frac{1}{4}$	
12S	38E	28								X									

Total number of acres irrigated _____

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
November, 19 79.

Director

DEPARTMENT OF WATER RESOURCES FIELD REPORT

1. Name of permit holder Steve W. Smith SEP 28 1978
Post office address P.O. Box 2, Luray, Va., Ill. Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 0.04 c.f.s. for domestic
_____ AF/Annum (nature of use)

Period of Use: from 1-1 to 1-2-31
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.04 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 12 N/S, Range 38 E/W, B.M., Section 28, Subdivision SE 1/4 NW 1/4, Barnock County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Other Points of Diversions: _____

Description of diverting works: 6" x 120', 3/4 Hp submersible pump, 5KW generator with 1/4 pipe

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>12.5</u>	<u>38E</u>	<u>28</u>								<u>X</u>									

TOTAL ACREAGE _____

Permit No. 13-7143
Examination for 6/14

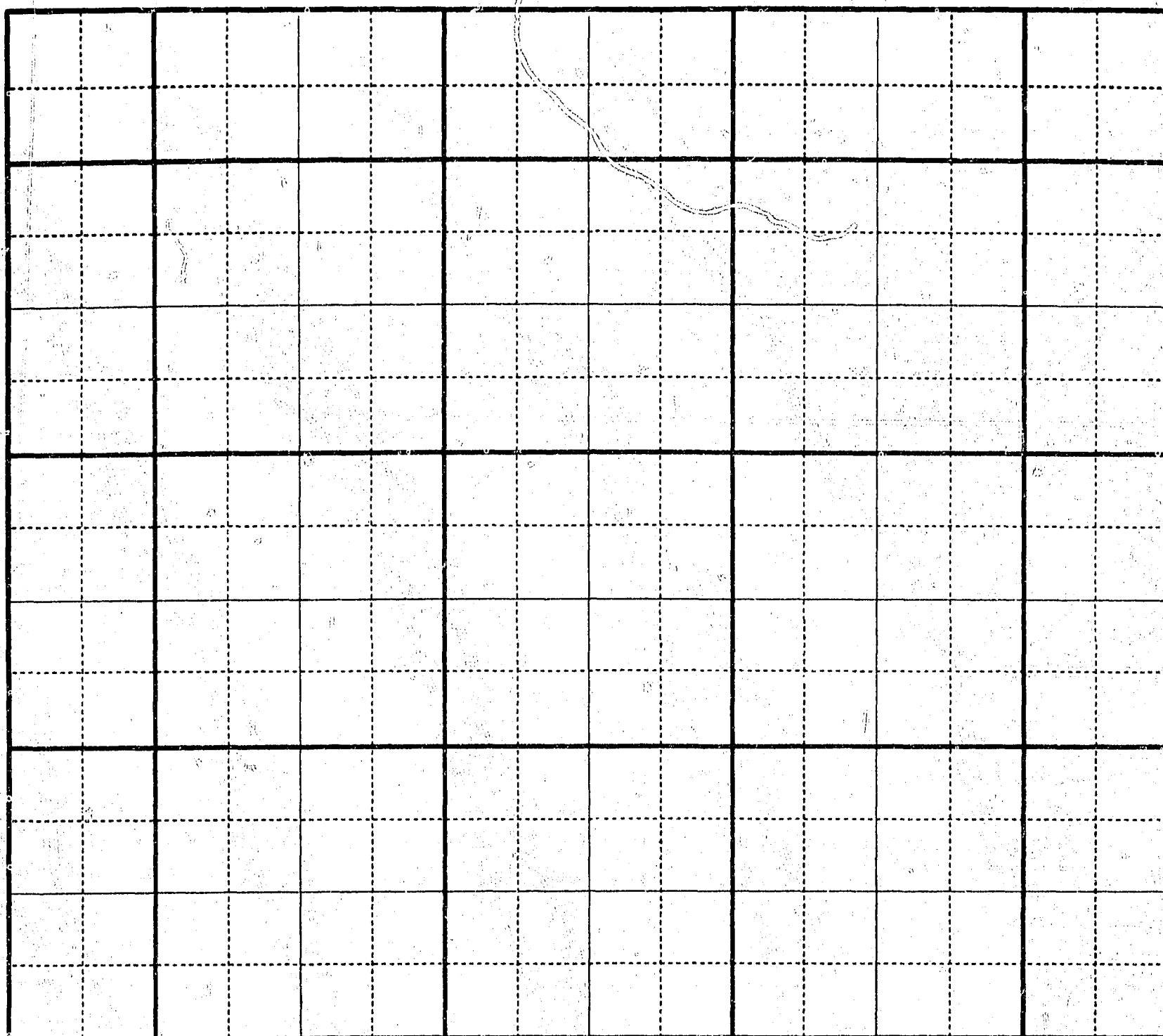


Diagram of System

DATE OF EXAM Jan. 15, 79

ACREAGE
Found N/A
Recommended N/A

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Domestic Q = .04 c.f.s. V = 1.2 AF/Ann. from Jan 1 to Dec 31
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

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

Exchange? yes _____ no X

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

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

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

Total Q measured N/A Method of measurement N/A

Total Q recommended .04 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 1.2 AF/yr

Recommended Amendments:

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

MEASUREMENT CALCULATION:

Q by assignment .04 cfs per single family domestic unit
V by assignment 1.2 AF/yr per single family domestic unit

SYSTEM DESCRIPTION:

6" x 120' 3/4 Hp. submersible pump, 5 Kw generator with 1 1/4 pipe

REMARKS:

8 line small owner 120 acres in 1/2 of NW 1/4 & NE 1/4 of NW 1/4
a lease is located in the SE 1/4 of NW 1/4 as 1/2, registered to him.

Examiner's Signature John D. Carlson Date Jan 15, 79

Checked by Rodney A. Parker Date 1/18/79

Approved by _____ Date _____



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

December 12, 1979

Steve W. Smith
P.O. Box 2
Swan Lake, Idaho 83281

Dear Mr. Smith,

RE: Permit No. 13-7143

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