

02/13/2013

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 84-12265

NAME AND ADDRESS: STATE OF IDAHO
DEPARTMENT OF LANDS
300 N 6TH ST, STE 103
PO BOX 83720
BOISE ID 83720-0050

SOURCE: PETE AND CHARLIE CREEK

TRIBUTARY: LOLO CREEK

QUANTITY: 1.370 AFY

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

The capacity of the 2 storage reservoirs is 0.50 AF. The reservoirs may be refilled multiple times up to the total diversion volume in a single year.

The quantity of water under this right for industrial use shall not exceed 0.20 acre-feet per day.

PRIORITY DATE: 09/08/1968

POINT OF
DIVERSION:

T34N R05E S4 SESE Within CLEARWATER County
T34N R05E S9 NESE Within CLEARWATER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
INDUSTRIAL STORAGE	01/01 12/31	1.37 AFY
FIRE PROTECTION STORAGE	01/01 12/31	1.37 AFY
STOCKWATER FROM STORAGE	01/01 12/31	1.37 AFY
FIRE PROTECTION FROM STORAGE	01/01 12/31	1.37 AFY
STOCKWATER STORAGE	01/01 12/31	1.37 AFY
INDUSTRIAL FROM STORAGE	01/01 12/31	1.37 AFY

Industrial use is for forest practices and forest dust abatement as provided for by Section 42-201, Idaho Code.

PLACE OF
USE:STOCKWATER FROM STORAGE in CLEARWATER County

T34N R05E S04	SESE	T34N R05E S09	NESE
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INDUSTRIAL FROM STORAGE in CLEARWATER County

T34N R05E S04	NESW	T34N R05E S04	NWSW
T34N R05E S04	SWSW	T34N R05E S04	SESW
T34N R05E S04	NESE	T34N R05E S04	NWSE
T34N R05E S04	SWSE	T34N R05E S04	SESE
T34N R05E S09	NENE	T34N R05E S09	NWNE
T34N R05E S09	SWNE	T34N R05E S09	SENE
T34N R05E S09	NENW	T34N R05E S09	NWNW
T34N R05E S09	SWNW	T34N R05E S09	SENW
T34N R05E S09	NESW	T34N R05E S09	NWSW
T34N R05E S09	SWSW	T34N R05E S09	SESW
T34N R05E S09	NESE	T34N R05E S09	NWSE
T34N R05E S09	SWSE	T34N R05E S09	SESE

FIRE PROTECTION FROM STORAGE in CLEARWATER County

02/13/2013

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T34N R05E S04	NESW	T34N R05E S04	NWSW
T34N R05E S04	SWSW	T34N R05E S04	SESW
T34N R05E S04	NESE	T34N R05E S04	NWSE
T34N R05E S04	SWSE	T34N R05E S04	SESE
T34N R05E S09	NENE	T34N R05E S09	NWNE
T34N R05E S09	SWNE	T34N R05E S09	SENE
T34N R05E S09	NENW	T34N R05E S09	NWNW
T34N R05E S09	SWNW	T34N R05E S09	SENW
T34N R05E S09	NESW	T34N R05E S09	NWSW
T34N R05E S09	SWSW	T34N R05E S09	SESW
T34N R05E S09	NESE	T34N R05E S09	NWSE
T34N R05E S09	SWSE	T34N R05E S09	SESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



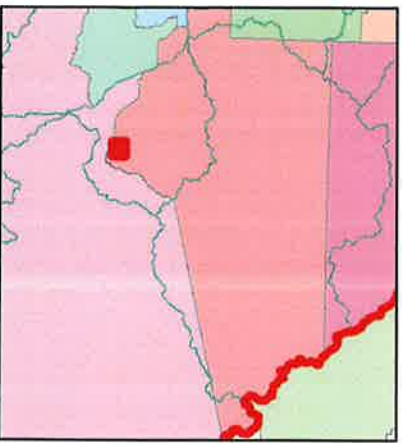
Idaho Department of Water Resources

Adjudication Recommendation

84-12265

(INDUSTRIAL FROM STORAGE)

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters

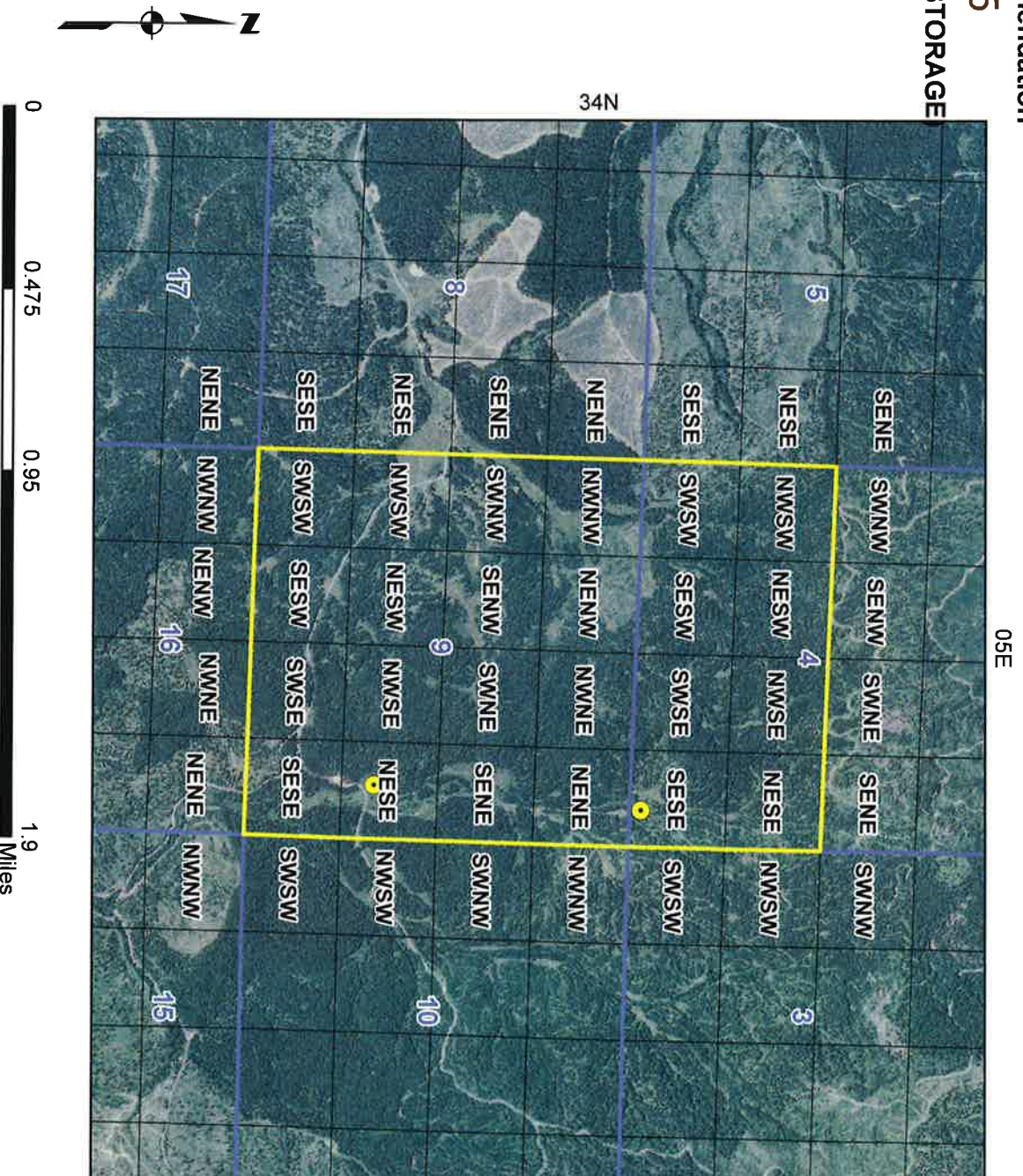


Clearwater County

IDWR Basin 84

Prepared by Cielland, Steve

2009 Aerial Photography



Idaho Department of Water Resources

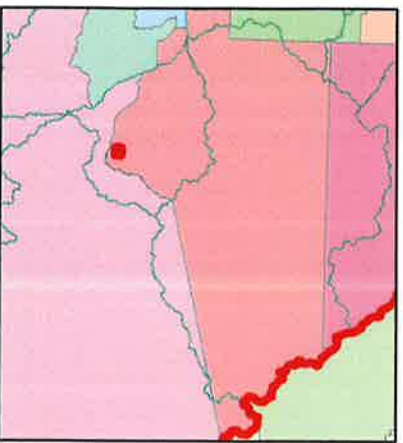


Adjudication Recommendation

84-12265

(STOCKWATER FROM STORAGE)

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters

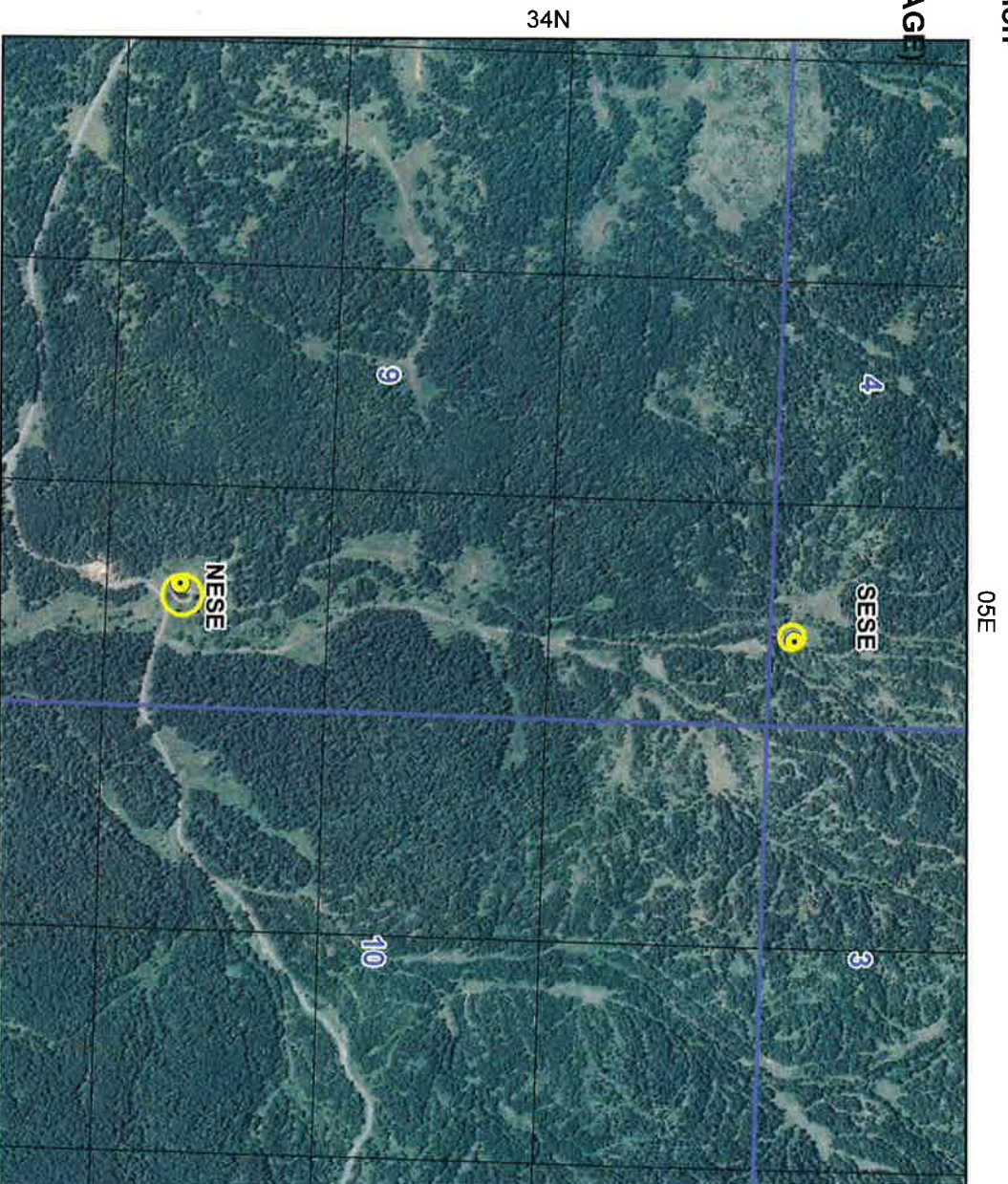


Clearwater County

IDWR Basin 84

Prepared by Cielland, Steve

2009 Aerial Photography



84-12265

Overlap S. 9

w/ 84-12272

* email to Denney
3/27/12

2-Pond Size:

$$\begin{array}{r} 1.39 \\ .11 \\ \hline 1.50 \end{array}$$

POU ERROR

claimed
N $\frac{1}{2}$ S. 4

owns S $\frac{1}{2}$

**MICA SUPERVISORY
AREA**

3258 West Industrial Loop
Coeur d'Alene ID 83815
Phone (208) 769-1577
Fax (208) 769-1597



TOM SCHULTS, DIRECTOR
EQUAL OPPORTUNITY EMPLOYER

STATE BOARD OF LAND COMMISSIONERS

C.L. "Butch" Otter, Governor
Ben Ysursa, Secretary of State
Lawrence G. Wasden, Attorney General
Donna M. Jones, State Controller
Tom Luna, Sup't of Public Instruction

September 26, 2011

Idaho Department of Water Resources
Attn: Craig Saxton
Idaho Water Center
322 East Front Street
P.O. Box 83720
Boise, Idaho 83720-0098

RECEIVED

OCT 03 2011

DEPARTMENT OF
WATER RESOURCES

Re: Fee Payment for Claim No. 84-12265

Dear Mr. Saxton:

The Idaho Department of Lands ("IDL") has prepared a late Notice of Claim for the above-referenced water right claim and will file a Motion to File Late Notice of Claim in the SRBA Court. In the event the SRBA Court grants IDL's motion, IDL requests that the Idaho Department of Water Resources initiate a SA-50 Interagency Billing Statement to bill IDL for the claim filing fee and the late claim fee. 1104²⁰ cs

If you have any questions, feel free to contact me at mdenney@idl.idaho.gov or 208-769-1577. Thank you for your assistance in this matter.

Sincerely,

Michael R. Denney
Area Manager- Mica