

TP-87-31

Received by SK GT Date 3/3/08 SK Time NO 14072 \$30.00
\$50.00 fee received by SK GT # NO 18271 \$20.00 Date 3/3/08
Watermaster Comments received? _____ Date 4/11/07

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that the department has examined this application for temporary approval to use water under the provisions of Section 42-202a, Idaho Code, and has determined that:

- _____ a) The application for temporary approval should be denied.
- ☒ b) The application for temporary approval should be approved, since
1. The temporary approval can be properly administered.
 2. Other water sources are not readily available.
 3. The approval is in the public interest.
 4. The approval will not injure known public values associated with the water source or any known water rights.

This application is therefore hereby:

- _____ a) DENIED
- ☒ b) APPROVED, subject to the following conditions:
1. Diversion and use of water under this approval is subject to all valid existing water rights.
 2. The applicant assumes all risk the use of the water under this approval may injure other water rights.
 3. This approval authorizes a maximum diversion of 5 AF and a maximum rate of diversion of 0.35 cfs.
 4. This approval does not grant a right-of-way across the land of another, does not create a continuing right to use the water and may not be used in connection with a use which requires a continuing water supply.
 5. The department may cancel this approval at any time if the department identifies injury to other water rights.
 6. This approval expires on 12/31/08.
 7. This approval does not create a continuing right to use water.
 8. The holder of this temporary permit shall not divert at a rate or in a manner that will significantly reduce the flow in the water source or otherwise adversely affect fish, wildlife or other public values.
 9. Other: Water intakes should be screened to prevent entrainment or impingement of fish or other aquatic life. The maximum screen mesh size should be 0.1 inches; approach velocities should not exceed 0.5 ft/second.
 10. Contact the DEPARTMENT OF WATER RESOURCES prior to diversion of water from streams.

DATED this 20 day of March, 2008.

Robert G. Haynes
For the Director

RECEIVED

MAR 03 2008

Form 202a 10/07

IDWR/STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Indent No TP-87-31

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(5 AF or less)

Name of applicant(s) J&D Placer claim, Delbert L. DuPont, Phone 208-669-212, message only

Address P.O. Box 117, Harvard, ID. 83834 E-Mail idaminer40@yahoo.com

1. Source of water North of the Palouse River Tributary to Palouse River
2. Location of point of diversion SE 1/4 NE/NW 1/4 Sec. 14 Township 42N Range 2W B.M.

County Latah

3. Location of place of use SE 1/4 NE/NW 1/4 Sec. 14 Township 42N Range 2W B.M. (See attachment)

County Latah

4. Proposed use of water For the removal of gold from gravel and sample holes on J& D Placer Claim

5. Amount of water

Maximum rate of diversion _____ cfs or 2" pump 158 gpm

Maximum daily volume 790 AF; Total volume 5 AF

6. Duration of diversion June 1, 2008 to Nov. 30, 2008
Day-month Day-month

7. Proposed diversion works Mining for Gold

8. Who owns the property at the requested point of diversion? USFS, Clearwater National Forest

9. Describe the arrangement allowing access to the water We will be crossing the creek at claim site
Pump will be set on bank above creek and pumped to Trommel. We will be using a 2" pump.

Remarks The water being pumped out of the North Fork, Palouse River will be returned back into the river via the old dredge tailings. It will soak back through the rock. The water will only be pumped when we are using the trommel.

I hereby acknowledge that I assume risk if the diversion and use of the water under this approval injures other water rights. I certify this is a temporary use and that I am not seeking a continuing right to use water

Date 2/27/08

Delbert J. DuPont Agent
Applicant

Received by S. Kueser Date 3-3-08 Time 8:30 AM
\$50.00 fee receipted by S. Kueser # NO19672 Date 3-3-08
Watermaster Comments received? _____ Date _____

\$30.00, as state owes me \$20.00

NOTICE OF MINING LOCATION

1. STATE OF Idaho Hoodoo MINING DISTRICT Latah COUNTY

2. LOCATOR (S) James L. Brigham - Roger O'Connor - Richard L. Montgomery - Michael E. Chambers
 ADDRESS (ES) P.O. Box 415, Albion, WA. 99102-0145 - 3827 13th, Lewiston ID. 83501 - 3370 Willow St., Kamiah, ID. 83536 - 1865 Reservoir Rd., Clarkston, WA. 99403

3. NAME OF CLAIM: J&D Placer #1 4. DATE OF LOCATION: 08/10/04

5. TYPE OF CLAIM ☐ LOPE ☒ PLACER ☐ MILL SITE ☐ TUNNEL SITE
☐ AMENDED LOCATION & BLM MC NUMBER
☐ POWER SITE WITHDRAWN (PL359)

6. TOWNSHIP (S) 42 N. RANGES (S) 2W SECTION (S) 14
 QUARTER SECTION(S) (OR LEGAL SUBDIVISION) Legal Subdivision BOISE MERIDIAN

7. THE BOUNDARIES ARE DESCRIBED AS FOLLOWING USING DISTANCE AND DIRECTION (METES & BOUNDS) BEGINNING AT CORNER MONUMENT WHERE NOTICE IS POSTED WHICH IS CORNER

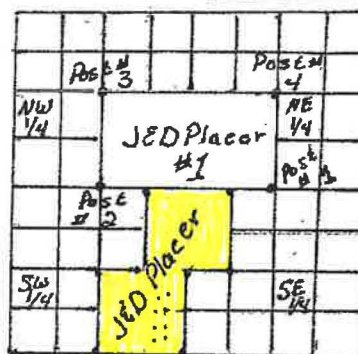
THENCE <u>2640 Ft. West</u>	TO CORNER OR ANGLE <u>90 degrees</u>
THENCE <u>1320 Ft. North</u>	TO CORNER OR ANGLE <u>90 degrees</u>
THENCE <u>2640 Ft. East</u>	TO CORNER OR ANGLE <u>90 degrees</u>
THENCE <u>1320 Ft. South</u>	TO CORNER OR ANGLE <u>90 degrees</u>

(THE POINT OF BEGINNING)

MORE THAN 4 CORNERS OR ANGLES

THENCE	TO CORNER OR ANGLE
THENCE	TO CORNER OR ANGLE
THENCE	TO CORNER OR ANGLE
THENCE	TO CORNER OR ANGLE

DIAGRAM OF CLAIM OR SITE
 (SHOW CONTIGUOUS OR ADJOINING CLAIMS/SITES IF KNOWN)



Rge 2W

2" = 1 mile

8. POSTED LOCATION NOTICE IS FURTHER DESCRIBED AS 1320 FEET, EAST
 DIRECTION FROM SW Corner NE Corner Section 14 (PERMANENT SURVEY MONUMENT OR NATURAL OBJECT, I.E. TOPOGRAPHIC FEATURE).
 THE ADJOINING CLAIMS/SITES ARE: J&D Placer to the South the Prince to the North

9. WITNESS: _____ 10. AGENT (IF ANY FOR LOCATOR (S)) James L. Brigham
 11. AFFIDAVIT OF LOCATOR (S)
 STATE OF Idaho COUNTY OF Latah SS.

I, James L. Brigham
 DO SOLEMNLY SWEAR THAT I AM A CITIZEN OF THE UNITED STATES OF AMERICA (OR HAVE DECLARED MY INTENTION TO BECOME SUCH), AND THAT I AM ACQUAINTED WITH THE MINING GROUND DESCRIBED IN THIS NOTICE OF LOCATION, AND HEREWITH CALLED THE J&D Placer #1 LOPE/PLACER CLAIM OR SITE; THAT THE GROUND AND CLAIMSITE THEREIN DESCRIBED OR ANY PART THEREOF HAS NOT TO THE BEST OF MY KNOWLEDGE AND BELIEF, BEEN PREVIOUSLY LOCATED ACCORDING TO THE LAWS OF THE UNITED STATES AND THIS STATE OR IF SO LOCATED, THAT THE SAME HAS BEEN ABANDONED OR FORFEITED BY REASON OF THE FAILURE OF SUCH FORMER LOCATORS TO COMPLY IN RESPECT THERETO WITH THE REQUIREMENTS OF SAID LAWS.

SIGNATURE James L. Brigham
 SUBSCRIBED AND SWORN TO BEFORE ME THIS 12 DAY OF September, 2004

SIGNATURE Donna Reisenauer

12. BLM Serial No. _____



Commission Expires - 11-21-2009

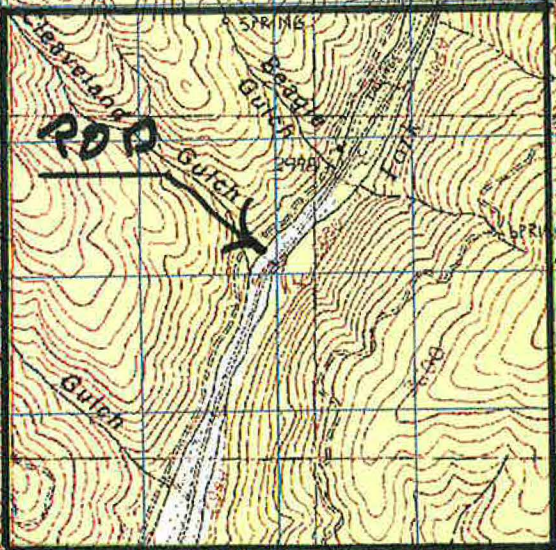
490304
 AT THE REQUEST OF: James Brigham
 DATE & HOUR: 9/10/04 8:35 AM
 SUSAN PETERSEN
 LATAH COUNTY RECORDER
 FEE \$ 300 BY Unit
Picked up depu

RECEIVED

MAR 03 2008

IDWR/North

COPY



S T J O E

Palouse

Graves Mdw River

Wagner

California

Gulch

California Gulch

Gulch

Greenhorn Gulch

Hooded

Gulch

North

North

Star

Creek

Graves Mdw

River

Wagner

California

Gulch

California Gulch

Gulch

Greenhorn Gulch

Hooded

Gulch

North

North

Star

Creek

Graves Mdw

River

Wagner

California

Gulch

California Gulch

Gulch

Greenhorn Gulch

Hooded

Gulch

North

North

Star

Creek

Graves Mdw

River

Wagner



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

03/20/2008

COPY

DELBERT L DU PONT
J & D PLACER CLAIM,
PO BOX 117
HARVARD ID 83834

RE: Temporary Permit No. TP-87-31

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-87-31 .

Please be advised that THE PERMIT IS SUBJECT TO THE EFFECTIVE DATES AND CONDITIONS STATED ON PAGE TWO OF THE APPLICATION.

If you have any questions or if this office can be of further assistance, please contact us.

Sincerely,

Robert G. Haynes, P.E.
Regional Manager

Enclosure – Receipts N018271 and N19072



State of Idaho

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

FAX TRANSMITTAL COVER SHEET

DATE: 3/10/08

TO: Ray Hennekey

FROM: IDWR

FAX #: 208-799-5012

NOTE: BLANK FORMS ARE AVAILABLE ON THE INTERNET AT:
www.idwr.state.id.us/info/forms.htm

DOCUMENT DESCRIPTION:

Application for Temporary Water
Appropriation - Delbert Dufort

TOTAL PAGES SENT: 5 PLUS (+) COVER SHEET

CONTACT:

Keith Franklin
(NAME OF SENDER)

CHARGES: One (1) free copy per request, cover sheet not included. Two (2) or more copies per request are \$0.25 per page with a \$0.50 minimum

PLEASE CONSIDER THIS DOCUMENT AS A BILLING STATEMENT.

THE CHARGE FOR YOUR FAX COPIES IS \$ _____

PLEASE REMIT BY RETURN MAIL TO THE ABOVE ADDRESS.

PHONE NO: (208) 762-2800

FAX NO: (208) 762-2819

FAXED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

March 10, 2008

RAY HENNEKEY
IDAHO DEPARTMENT OF FISH & GAME
3316 16TH STREET
LEWISTON, ID 83501

Re: Application For a Temporary Approval of a Water Appropriation

Dear Mr. Hennekey:

The Department of Water Resources is seeking comment and/or recommendation from your agency, regarding an application to temporarily appropriate 5.0 acre-feet of water from the North Fork of the Palouse River, which is tributary to the Palouse River, by Delbert DuPont for gold mining purposes. A copy of the application is attached for your reference.

Would you please submit your comments no later than March 17, 2008? If we do not hear from you by that date, we will assume that no comment from you, means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

You may send comments by regular mail to the address above, by FAX to 208-762-2819 or by e-mail to keith.franklin@idwr.idaho.gov.

If you have any questions, don't hesitate to contact me at this office.

Thank you.

Sincerely,

Keith E. Franklin
Water Resources Agent

Encl/kf

FAXED



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

March 3, 2008

Delbert L. DuPont
PO Box 117
Harvard, ID 83834

COPY

Re: Application For Temporary Water Appropriation

Dear Mr. DuPont:

The Idaho Department of Water Resources is in receipt of your application to appropriate water on a temporary basis for a placer mining operation, however, the application was accompanied by a partial fee of \$30.00. You mention the state owes you \$20.00, which would make up the balance for the required \$50.00 fee.

I can find no record of the state owing you \$20.00. You will need to supply me with documentation that a refund for some other reason is owing. You can reach me at 1-208-762-2800.

Sincerely,

Keith E. Franklin
Senior Water Resources Agent

COPY