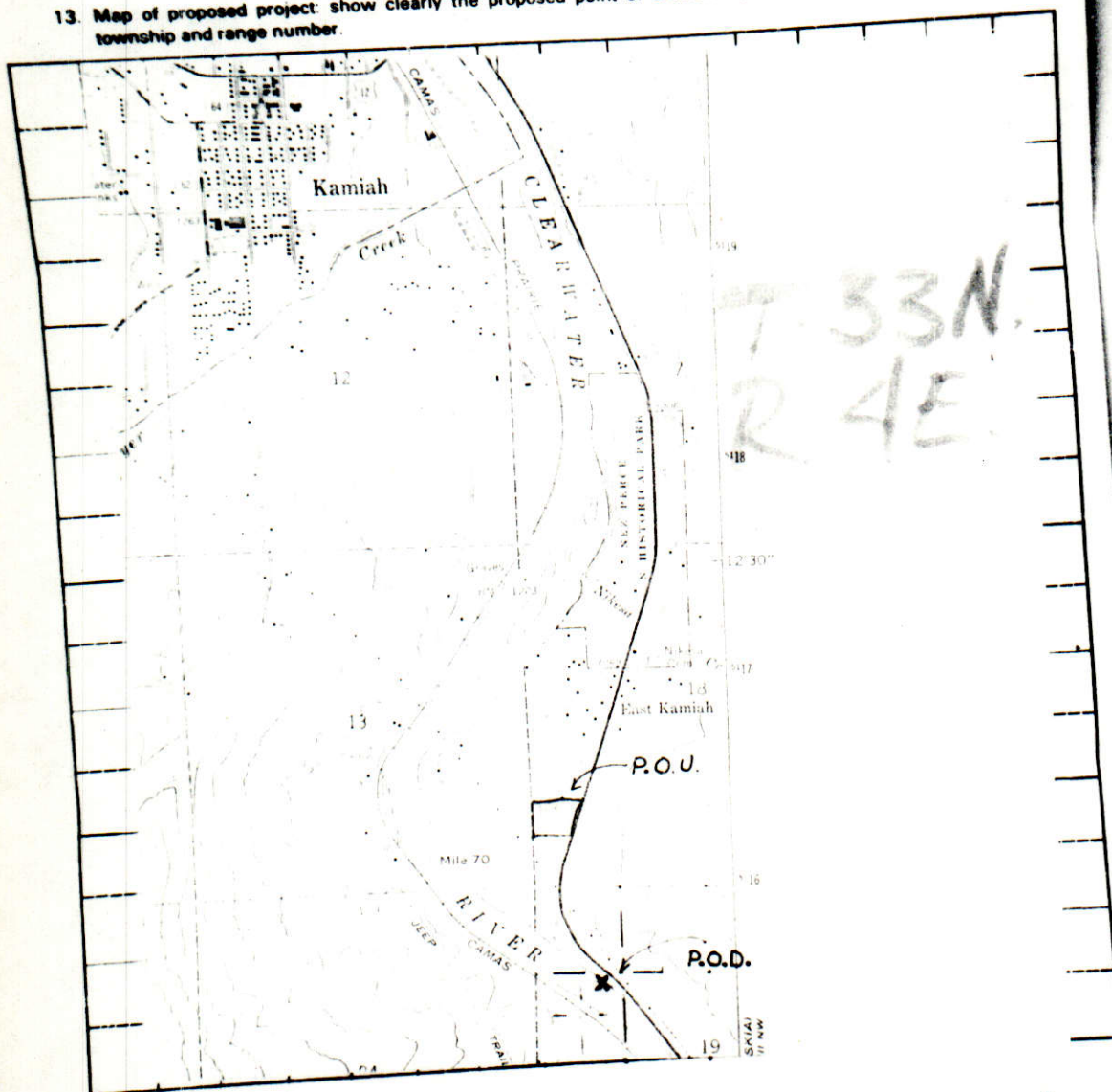


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

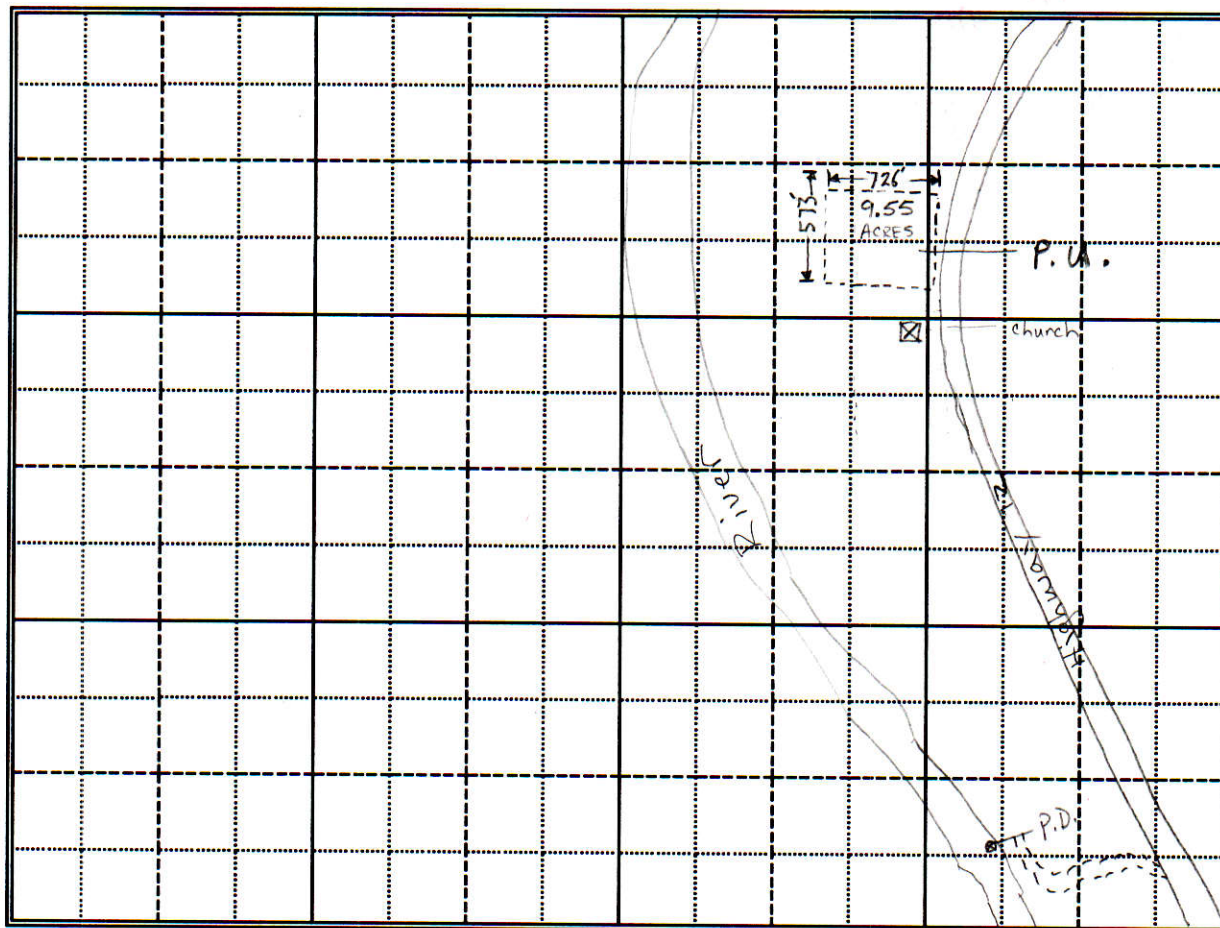


Scale 2 inches equal 1 mile

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.

Marty Rupp
(Applicant)
Bishop, Kamiah LDS Church

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = NTS

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Baldor	10	F185	Berkley	4"

*Code to correspond with No. on map and aerial photo

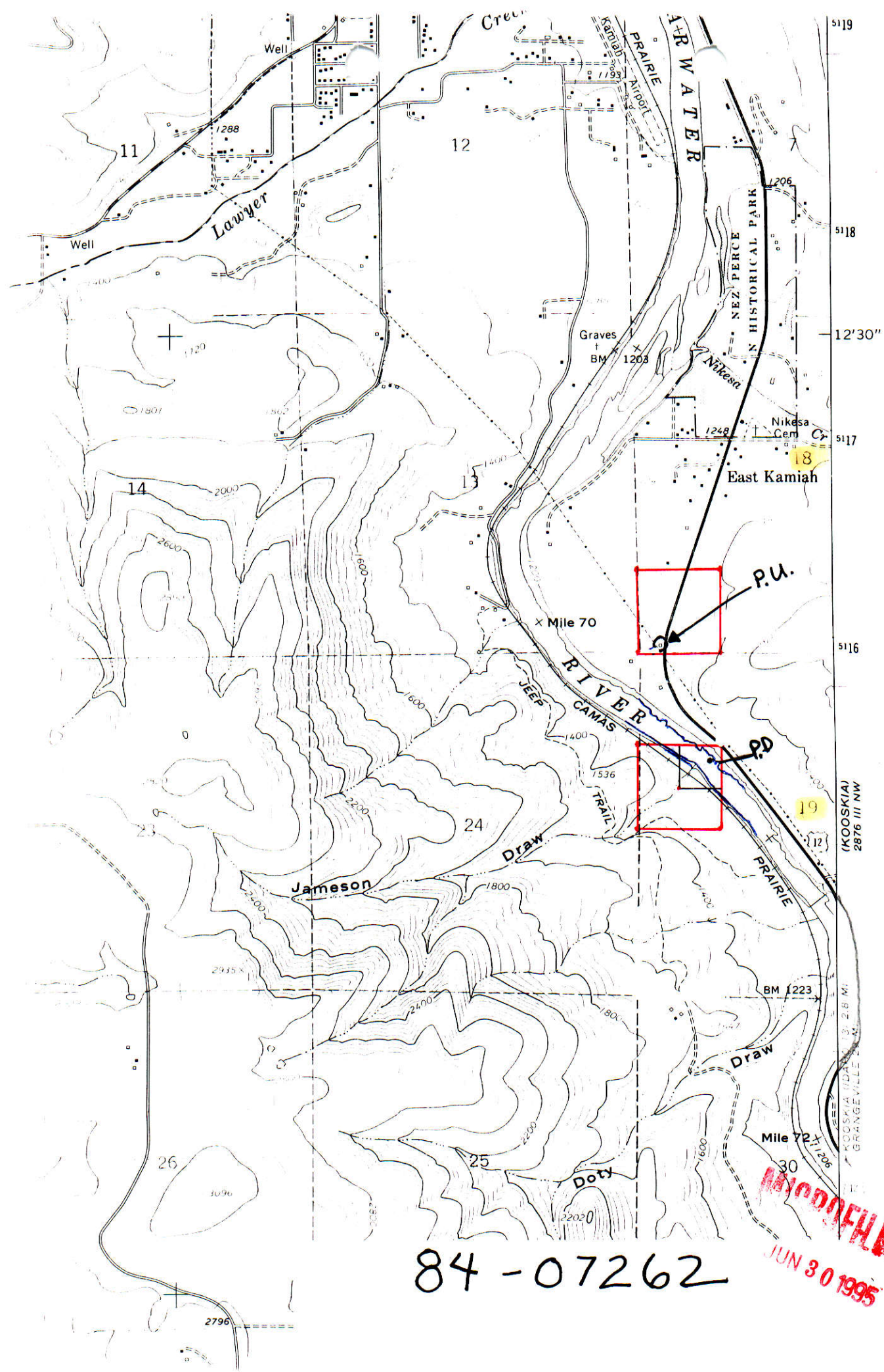
D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
None						

2. Measurements: Bucket Method

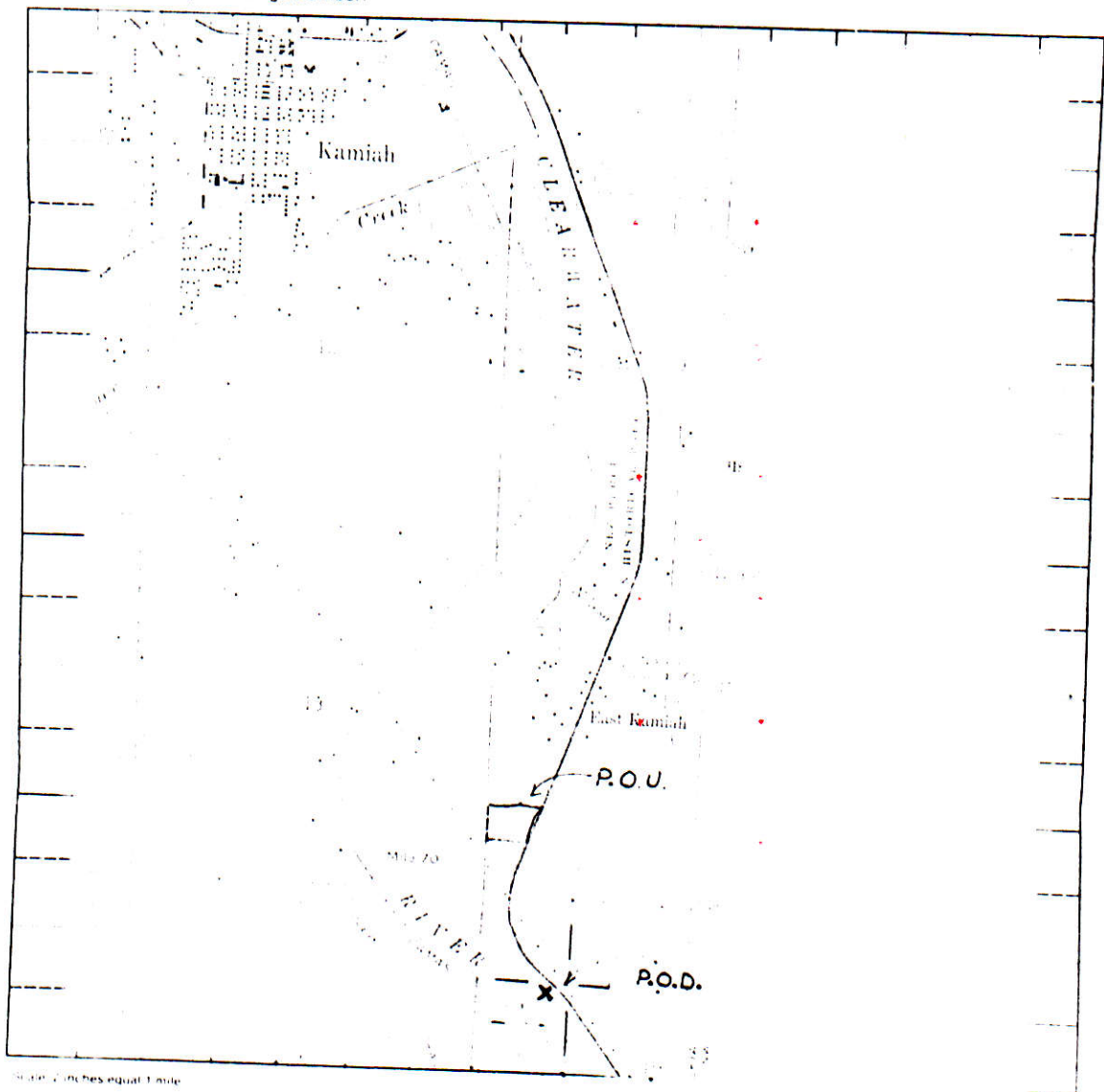
JUN 30 1995



84-07262

UNRECORDED
JUN 30 1995

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



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.

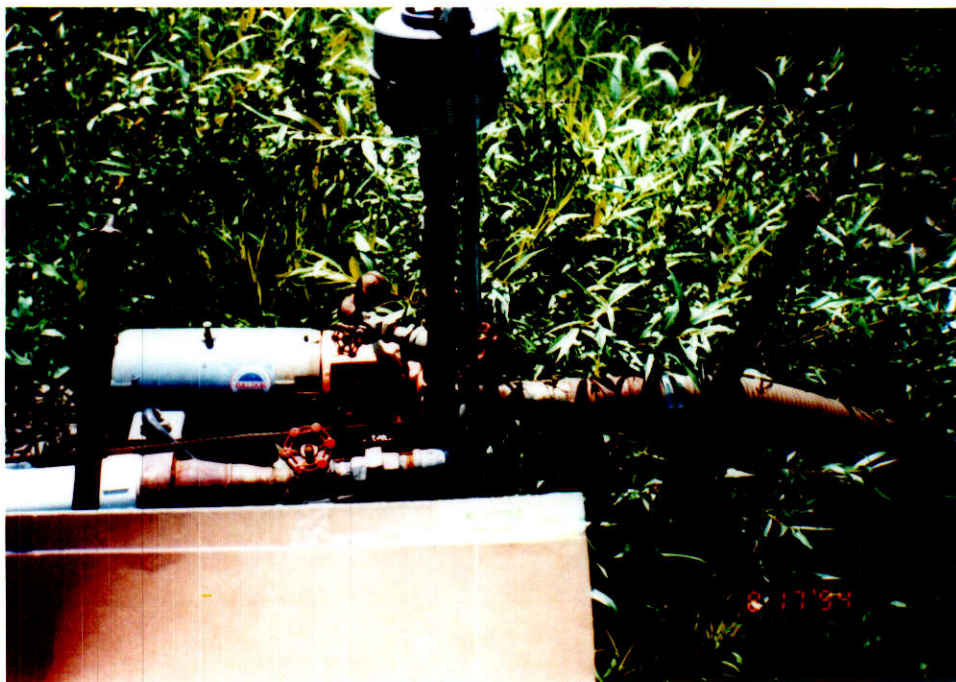
Monty Rapp
(Applicant)
Bishop, Kamiah & L.D.

APPROVED
JUN 30 1995



84-07262

P. D



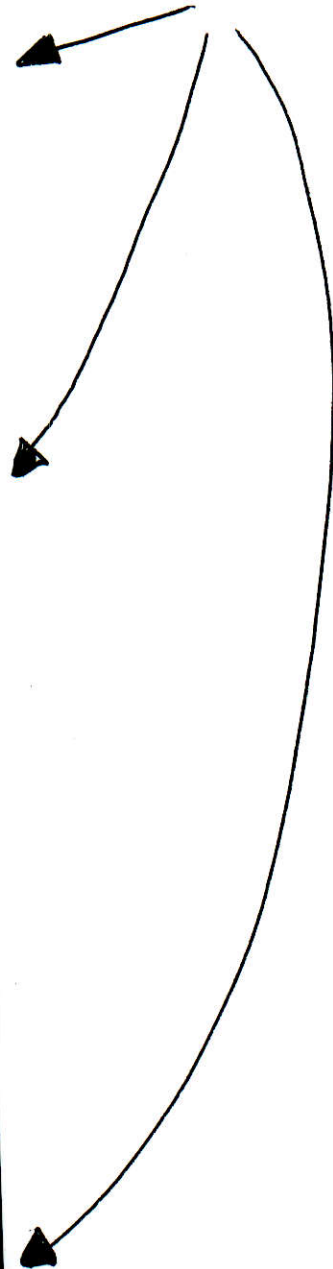
Motor & pump from
P. D



MICROFILMED
JUN 30 1995

84-07262

Im. P. U.



MIDWESTERN
JUN 30 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 84-07262

Priority: December 15, 1993

Maximum Diversion Rate:

0.08 CFS

Maximum Diversion Volume:

18.0 AF

This is to certify, that CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
C/O LLOYD LOUTZENHISER
E 2150 16TH AVE S

POST FALLS ID 83854

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated September 25, 1990; and
has submitted Proof of Beneficial Use on December 15, 1993. An examination indicates
that the works have a diversion capacity of 0.120 cfs of water from:

CLEARWATER RIVER

tributary to SNAKE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.08 CFS	18.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 10, SWNW), Sec. 19, Township 33N, Range 04E
IDAHO County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
33N	04E	18	SWSW 6		6

Total number of acres irrigated: 6

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water conferred by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. The total combined rate of diversion under this right and Right 84-07191 shall not exceed 0.12 cfs.

RECORDED
JUN 30 1995

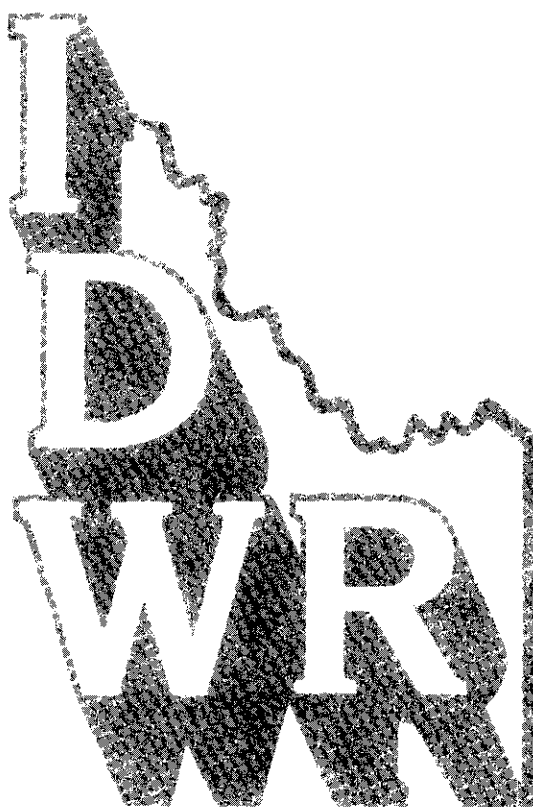
State of Idaho
Department of Water Resources

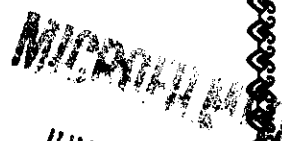
WATER RIGHT LICENSE

WATER RIGHT NO. 84-07262

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 16TH
day of JUNE, 1995.


Acting for KARL J. DREHER, Director




JUN 30 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 84-07262	)	
	)	ORDER OF
IN THE NAME OF THE CHURCH OF JESUS CHRIST	)	REINSTATEMENT
OF LATTER-DAY SAINTS	)	
	)	

This matter having come before the Idaho Department of Water Resources (Department), the Department finds as follows:

FINDINGS OF FACT

1. On January 22, 1991, the Department issued Permit No. 84-07262 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before February 1, 1992.

2. On November 30, 1991, the Department sent a proof due notice to the permit holder.

3. On February 5, 1992, the Department sent a lapse notice to the permit holder.

4. On July 16, 1993, the permit holder submitted proof to the Department under the impression they were renewing their permit.

5. On July 20, 1993, the Department returned the proof as being unacceptable as filed. The Department requested several pieces of information to be submitted within 60 days as to a reasonable cause why the proof was late, and if the water had been put to beneficial use during the authorized permit period.

6. On October 27, 1993, the Department refunded the license exam fee and informed the permit holder of the procedure of reinstatement.

7. Section 42-218a.2., Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence clearly establishing the extent of beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.

8. On December 15, 1993 the permit holder submitted an acceptable proof with a \$50.00 license examination fee. On January 10, 1994, the permit holder submitted evidence to confirm that water has been put to beneficial use during the authorized development period. The evidence consisted of two (2) affidavits stating the water was in use during the authorized permit period.

APPROVED
APR 20 1994

CONCLUSIONS OF LAW

1. The permit holder has submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used as identified on the permit.

2. The permit holder has shown sufficient cause why the proof of beneficial use was not submitted in a timely manner.

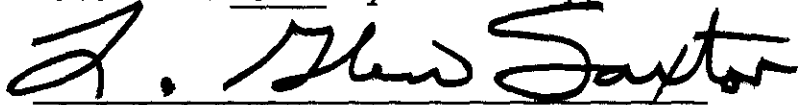
3. The permit can be reinstated with the date of priority advanced to the date proof of beneficial use was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 84-07262 is REINSTATED.

IT IS FURTHER ORDERED that the date of priority of this permit is advanced to December 15, 1993.

Dated this 24th day of January, 1994.



L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED

APR 20 1994

RECEIVED

JUL 16 1993

RECEIVED

DEC 15 1993

Department of Water Resources

STATE OF IDAHO Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ 50.00
Date 7-16-93
Receipt No. 0028156
Received by 04

Amount 50.00
Date 12-15-93
Receipt # 0029218
Rec. by J. N. Nant

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 84-07262 Telephone No. 1-773-6261
1-773-6243

2. Name(s) of Permit Holder(s): The Church of Jesus Christ of Latter Day Saints

3. Post Office Address: E. 2150 16th Ave Post Falls, ID 83854

4. Source of Water: River - Clearwater/Tributary of Snake River

a. If ground water, well driller's name: _____ Date drilled: _____

b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use:

Domestic _____ (No. of households) Irrigation 7 (No. of acres)

Stockwater _____ (No. and type of stock) Other _____

6. Total rate and/or volume for which proof is submitted 0.14 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes XNo Installed? Yes No

OR

Flow Measurement Port: Required? Yes XNo Installed? Yes No

8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Loyd Loutzenhiser
Name

1-773-6261
Telephone No.

E. 2150 16th Ave. Post Falls ID 83854
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

X 10-29-93
Date

X [Signature] 10-29-93
Signature (and title if on behalf of a company or organization) APR 20 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 84-07262

Proposed Priority: September 25, 1990 Maximum Diversion Rate: 0.14 CFS
This is to certify, that CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
RT. 2 BOX 611
KAMLAH, ID 83536

has applied for a permit to appropriate water from:

CLEGGWATER RIVER tributary of SNAKE RIVER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	0.14 CFS

LOCATION OF POINT(S) OF DIVERSION: LOT 10(NESW), Sec. 19, Township 33N, Range 04E
IDAHO County

<u>PLACE OF USE:</u> IRRIGATION	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
<u>TWP</u> <u>RNG</u> <u>SEC</u>				
33N 04E 18	SWSW 7			7
Total number of acres irrigated:				7

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1992.
2. Subject to all prior water rights.
3. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

22nd day of January, 1991.

R. Keith Higginson
for R. Keith Higginson, Director

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Idaho - ss.

Marietta Hanson, being first duly sworn, says she is the Bookkeeper of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho county, State of Idaho, and is of general circulation in said county and state, that the said notice, of which the one hereto attached is a true copy, was published in said paper for 2 weeks, being published 2 times, the first publication being on the 3rd day of October, 1990, and the last publication on the 10th day of October, 1990; that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said notice or advertisement.

Marietta Hanson

STATE OF IDAHO)

COUNTY OF)

On this 10th day of October in the year of 1990, before me, a Notary Public, personally appeared Marietta Hanson, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Notary Public for Idaho
Residing at Grangeville, Idaho
My commission expires 9-10-92

SERVICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
RE 3-20-90

Source: CLEARWATER RIVER
Tribe: SHOSHONE

Location: 140 CFS
Total Number: 140 CFS

For: 140 CFS
To: 140 CFS

For: 140 CFS
To: 140 CFS

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To: 140 CFS

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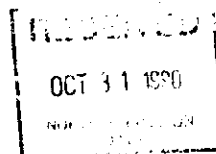
For: 140 CFS
To: 140 CFS

For: 140 CFS
To: 140 CFS

For: 140 CFS
To: 140 CFS

RECEIVED
OCT 15 1990
NORTHWEST REGION
IDWR

Kamiah LDS Church
Page Two
October 2, 1990



11.a. Who owns the property at the point of diversion?

b. Who owns the property at the place of use?

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.

This information must be submitted to this office with any other information you deem appropriate within 30 days of the above date. Failure to communicate with this office within that time may result in the voiding of your application. The time limit may be extended upon request and showing of good cause that additional time is required for submittal of the information.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

Tom D. King
Sr. Water Resource Agent

Enc: receipt

Received by pm Date 9/25/90 Time 1:00pm Preliminary check by TDK
Fee \$ 30.00 Received by pm # N4157 Date 9/25/90
Publication prepared by pm Date 9/26/90 Published in 10/3-10/90
Publication approved pm Date 10/1/90

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. _____, and said application is hereby _____.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS

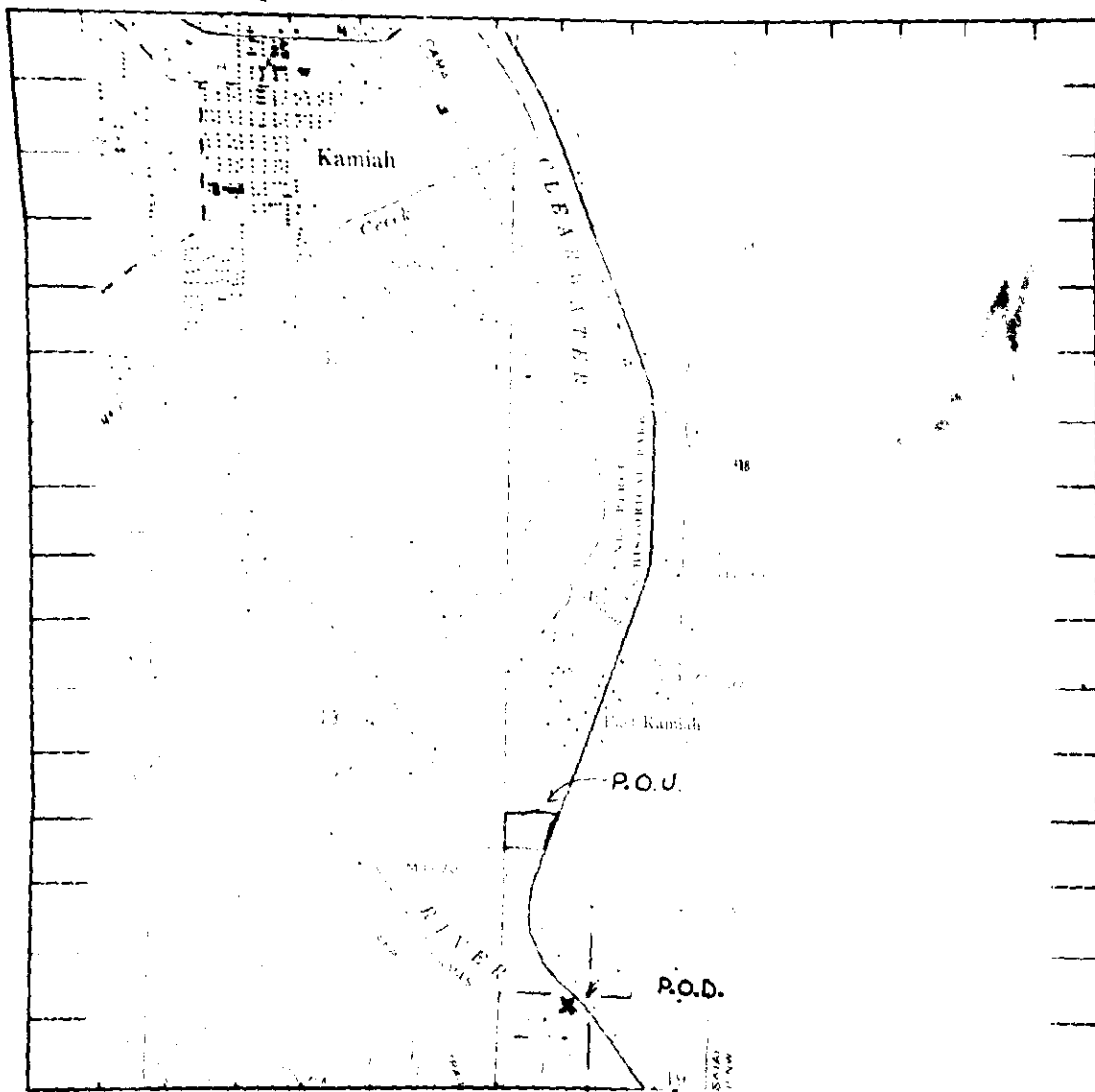
b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 _____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

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



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.

Wm. J. Rupp
(Applicant)
Bishop, Kamiah LDS Church

8 Description of proposed uses (if irrigation only, go to item 9)

- Hydropower: show total feet of head and proposed capacity in KW
- Stockwatering: list number and kind of livestock
- Municipal: show name of municipality
- Domestic: show number of households
- Other: describe fully

9 Description of place of use

- If water is for irrigation: indicate acreage in each subdivision in the tabulation below
- If water is used for other purposes: place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols

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	
33N	4E	18									7								7

Total number of acres to be irrigated: 7

10. Describe any other water rights used for the same purposes as described above: AB4-07191 - SEE REMARKS

- Who owns the property at the point of diversion? THE APPLICANT
- Who owns the land to be irrigated or place of use? THE APPLICANT
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.

12. Remarks: THIS FILING IS THE RESULT OF ADDITIONAL ACREAGE IRRIGATED FROM WATER RIGHT # 84-07191 / BRBA CLAIM # AB4-07191.

Form 202
6/55

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 84-1262

To appropriate the public waters of the State of Idaho

1. Name of applicant KAMIAH L.O.S. CHURCH Phone 935-2900
Post office address RT. 2 BOX 611, KAMIAH, ID 83536
2. Source of water supply CLEAR WATER RIVER which is a tributary of SNAKE RIVER
3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot 10
Sec. 19 Township 33N. Range 4E. B.M. IDAHO County: additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.14 for IRRIGATION purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
5. Total quantity to be appropriated is (a) 0.14 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 10 H.P. PUMP, BURIED
PLASTIC PIPELINES TO PLACE OF USE.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

W.A.
adj. claim.

PHYSICAL FACILITIES
Lewiston ID PM Group
3810 16th Street
Lewiston, Idaho 83501

RECEIVED

JUN 29 1995

Department of Water Resources

June 26, 1995

State of Idaho
Department of Water Resources
1301 North Orchard St., Statehouse Mail
Boise, Idaho 83720-9000

Re: Mailing address

Dear Sirs:

We recently received our water right certificate (#84-07262) and wish to inform you that our address for mailing purposes has changed.

The new address is:

The Church of Jesus Christ of Latter-Day Saints
Lewiston Idaho PM Group
3810 16th Street
Lewiston, Idaho 83501

Thank You,


Kent Zirker
PM Supervisor

KZ/jb

Computers updated
7/3/95
SC



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 16, 1995

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
C/O LLOYD LOUTZENHISER
E 2150 16TH AVE S
POST FALLS ID 83854

RE: WATER RIGHT NO. 84-07262

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

JUN 30 1995

LICENSE REVIEW
Cindy Zimmerman

Permit #: 84-7262 Name: LDS Church Date: 6/14/95
App Rcd 12/25/90 Priority 12/15/93 Examined 8/17/94 ✓ Lots ✓
(proof late)

NAME Chng OK Or Address Change?

SOURCE Clarify source
Prelim. Order to Void - Source change.

P/D Amendment Needed? -P39, P38
Overlap(s) 84-7191

P/U Amendment Needed? -P41, P38
Overlap(s) 84-7191 & 84-7261 (Gw) full overlap of 84-7191 3.5A
(See paragraph list for governmental agencies.)

RATE Permit/fee limits 0.14 / 0.14 ✓
Measured Q= cfs Theoretical Q= cfs
Bucket method: 4g in 70 sec = 3.12 gpm x 18 hd/line = 56.16 cpm = 0.12 cfs
0.12 ÷ 9.5A = 0.0126 cfs/A x 6A = 0.08 cfs
Recommended rate 0.08 cfs

VOLUME Season of Use: (B) 4/15-10/15 = 184 days
Calculations: 6.0 A x 3.0 AF/A = 18.0 AFA

TOTAL SYSTEM: AC x AF/A = AFA
(-) 84-7191: 9.5 x 3.0 = 28.5
w/ 84-7262: 3.5 x 3.0 = 10.5
6.0 x 3.0 = 18.0

Flow limit: 0.08 x 184 x 1.9835 = 29.2 AF
Recommended volume 18.0 AF

USES Same Nature of Use? -P46
Amendment Needed?

REMARKS Multiple p/d's in 1/4?
Irrigation water overlap (WB3) (If gw use sw)
WB1 84-7191/0.12 cfs

CONDITIONS Measuring (R01)/Locking (R02) Devices
Watermaster Control (R04) - WD #
R29 Irrigation rate/volume overlap
Water Quality
Other

PRIORITY due 2/1/92 Correct fee? Yes/No Receipt # 6029248 12/15/93
Order to Reinstate Needed? Yes/No Done?
Advance(d)? Yes/No Advance(d) to:

COMMENTS: Same p/d & diversion works as 84-7191, total system irrigates 9.5 A.

RECOMMENDED	CFS	DIV VOL
<u>1rr/6A</u>	<u>0.08</u>	<u>18.0</u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>
<u>TOTAL</u>	<u>0.08</u>	<u>18.0</u>

Adjustment Memo ✓
LICENSE: P49
#1 AMEND LTR: P46 or
P39/P41/P37 & P38
#2 AMEND LTR: P42/P47

MEMORANDUM

DATE: June 14, 1995
TO: File No. 84-07262
FROM: Cindy Zimmerman *CJ*
SUBJECT: Adjustments to Beneficial Use Exam

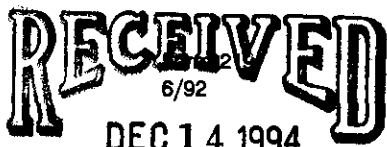
=====

The following adjustments were made on the field exam to reflect the point of diversion overlap with license 84-07191.

1. Standard season of use for area B is April 15 to October 15.
2. Place of use.
 - a. Total system irrigates 9.5 acres
 - b. 3.5 acres of system are licensed under 84-07191.
 - c. Recommended acres irrigated = a - b
= 9.5 - 3.5
= 6.0 acres
3. Rate of Diversion.
 - a. System's rate per acre x acres = rate of diversion
= (9.5 ÷ 0.12) x 6.0
= 0.0126 x 6.0
= 0.0756
round to = 0.08 cfs
4. Annual Volume
 - a. Irrigation = 6.0 acres x 3.0 AF/acre = 18.0 AFA

RECORDED

JUN 30 1995



Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 84-07262

1. Owner: Church of Jesus Christ Latter Day Saints Phone No. (208) 773-6261

Current Address: E. 2150 16TH Ave. So. Post Falls, ID 83854

2. Accompanied by: _____ EXAM DATE: 8/17/94

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Clearwater River tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 84-07191, L84-07191, 84-07261

2. Other water rights with the same point of diversion: 85-07145, L84-07191

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	NW	19	33N	4E	Idaho	U.S.G.S. Topo.,

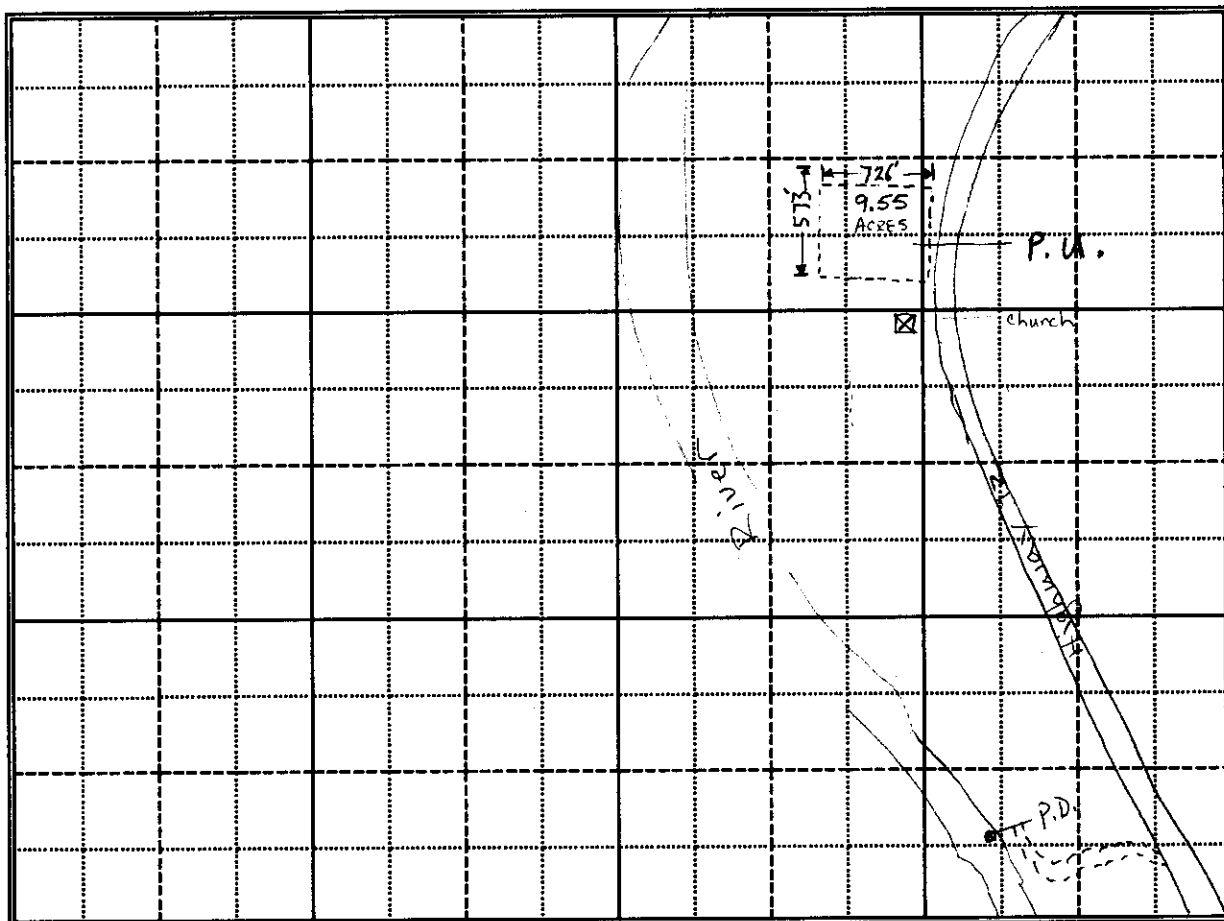
2. Place(s) of Use:

Indicate Method of Determination U.S.G.S. Topo.,

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
33N	4E	18											9.5						9.5

MAINTAINED
JUN 30 1995

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = NTS

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Baldor	10	F185	Berkley	4"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
None						

2. Measurements: Bucket Method

JUN 30 1995

E. NARRATIVE/REMARKS/COMMENTS

This water right filing is for 7 acres. I found 9.5 acres are being irrigated.

Have conditions of permit approval been met? ☒ yes ☐ no

RECEIVED

JUN 30 1995

Additional Computation Sheets Attached

18 sprinkler heads on 1 line at a time. #1 sprinkler had 4gal/78sec.

$$\begin{array}{r} 3.12 \text{ gpm} \\ \times 18 \text{ sprinkler heads} \\ \hline 5616 \text{ gpm} \\ \times .00223 \text{ cfs} \\ \hline .12 \text{ cfs} \end{array}$$

$$\begin{array}{r} \times \frac{60 \text{ sec.}}{77 \text{ sec}} \\ \hline \frac{77x = 240}{77} \\ x = 3.12 \text{ gpm} \end{array}$$

#18 " had 4gal/76sec.

Aug. 4gal/77sec.

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{9.5 \times 3.0 = 28.5}{}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{.12 \times 214 \times 1.9835 = 50.9}{}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{28.5}$$

2. Volume Calculations for Other Uses:

Nowe

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs) *	V (afa)
Irrigation	04-01	11-01	.12 *	28.5 *
Totals:			.12 *	28.5 *

___ Change P.D. as reflected above ___ Add P.D. as reflected above X None
 ___ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

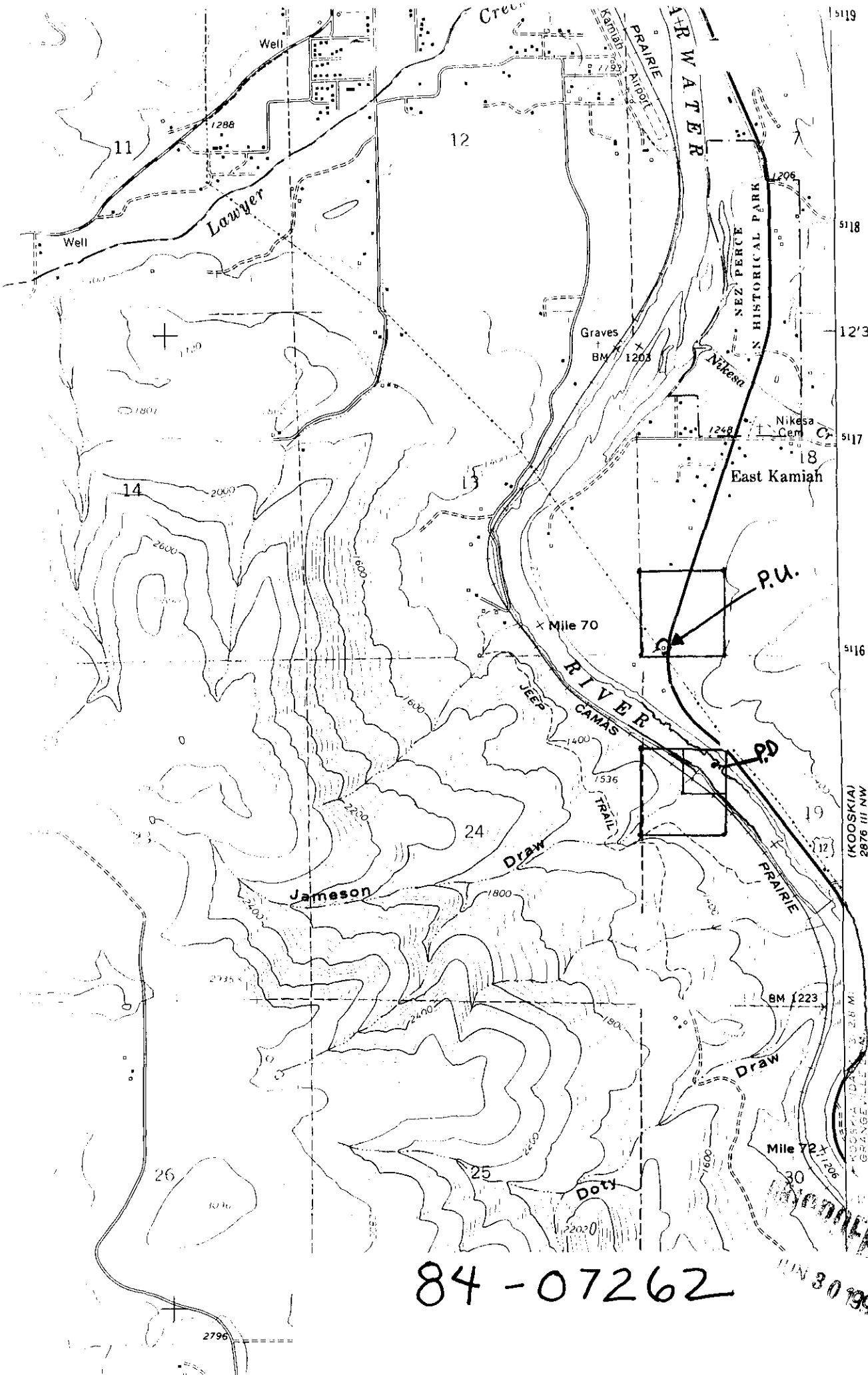
Field Examiner's Name Jon M. Kunz Date 9/8/94

Reviewer	Date
----------	------

* Adjustments made during review of this right for licensing approval.
See memo for additional information 6/14/95 czg.

REFILMED

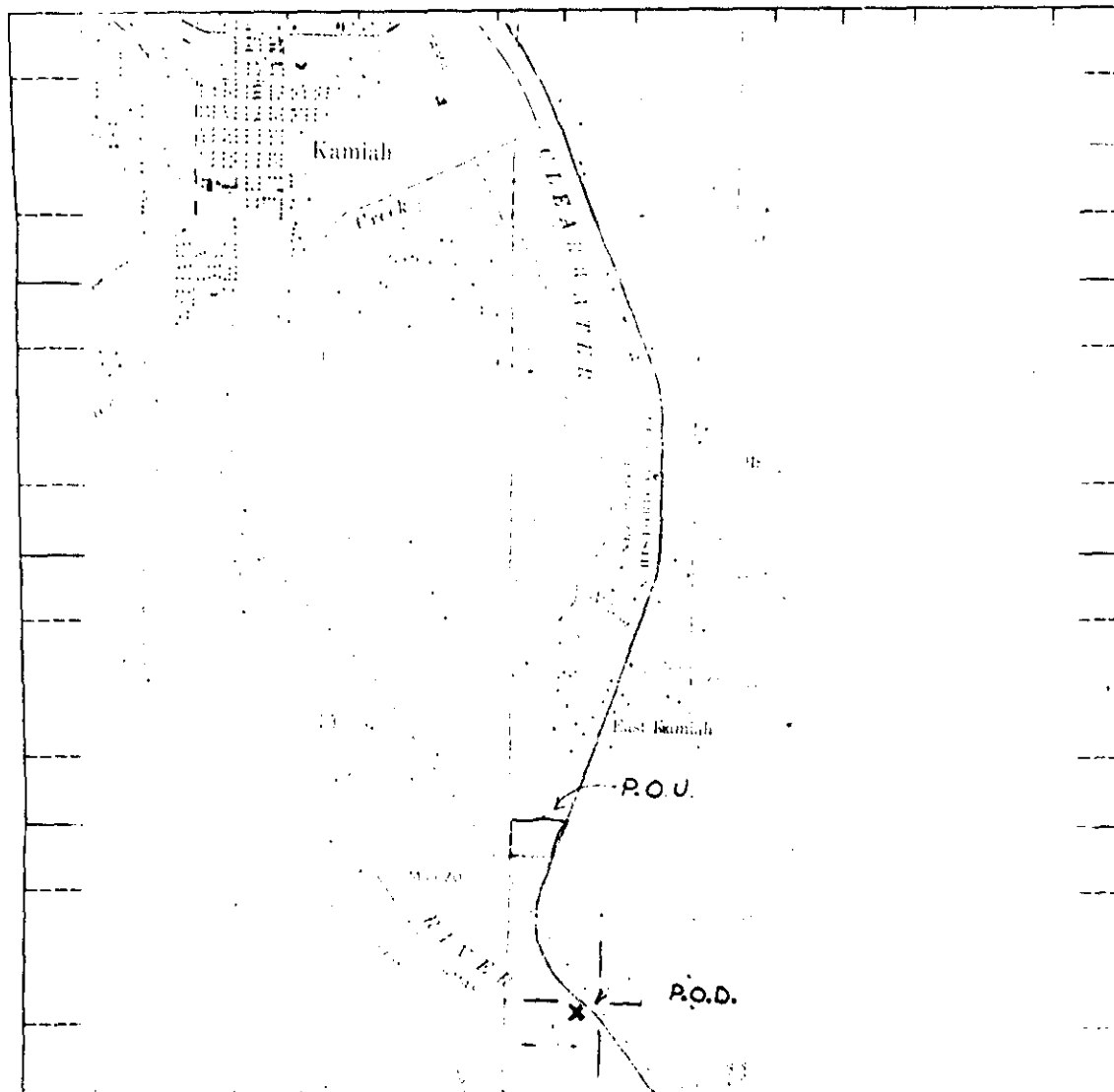
JUN 30 1995



84-07262

RECEIVED
JUN 30 1995

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



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

Walter R. Rupp
(Applicant)
Bishop, Kamiah, ID

APPROVED
JUN 30 1995



84-07262

P. D



Motor & pump from
P. D

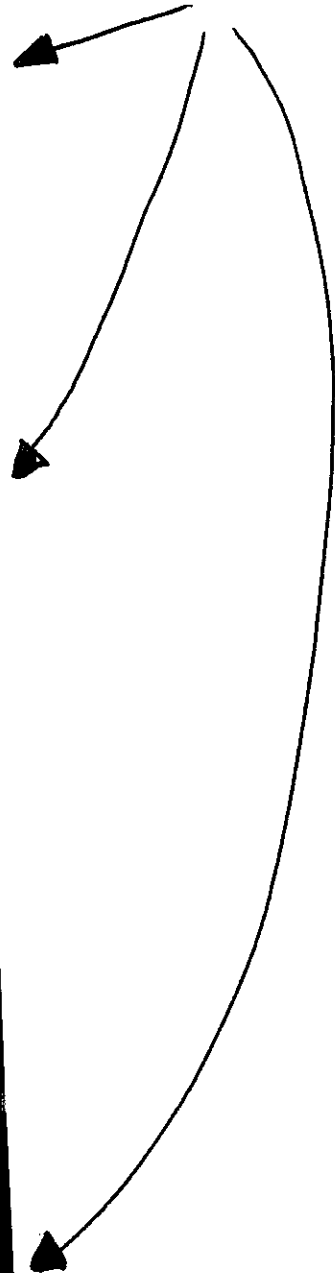
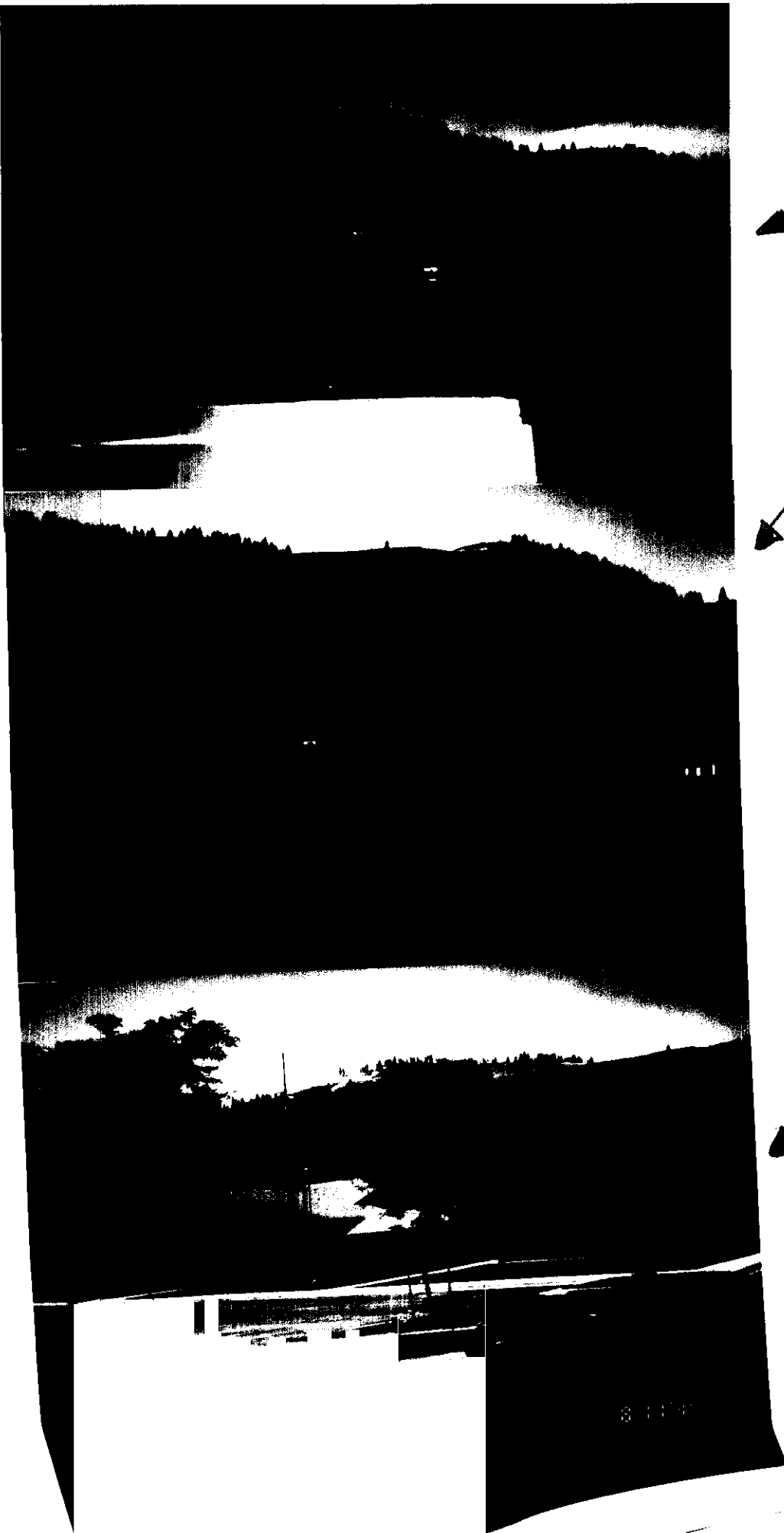


UNRECORDED

JUN 30 1995

#84-07262

Im. P. U.



RECEIVED
JUN 30 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 24, 1994

THE CHURCH OF JESUS CHRIST
OF LATTER-DAY SAINTS
C O LLOYD LOUTZENHISER
E 2150 16TH AVE
POST FALLS ID 83854

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 84-07262

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing your date of priority to December 15, 1993, since your proof was submitted after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Couer d'Alene, at (208) 769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR - Region

RECEIVED

APR 20 1994

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

KAMIAH WARD
Lewiston Idaho Stake

RECEIVED

JAN 10 1994

Aug 12, 1993

To whom it may concern,

Since May 29, 1985 when a permit was issued, the Kamiah Ward of the L. D. S. Church has benefitted from the use of the Clearwater River water. We have used it to irrigate potatoes corn, and alfalfa hay, each summer subsequent to that date.

Sincerely,

Monty Rupp
Kamiah Ward Bishop

RECEIVED

APR 20 1994

RECEIVED

JAN 10 1994

Department of Water Resources

August 15, 1993

To Whom it May Concern,

In 1985 we installed an irrigation system to water crops and lawn at the church. We installed a pump at the Clearwater river and piped it to the church grounds. We have been using the water every year since.

An Agreement for electric service and an application for permit for water was approved in 1985.

Thank You,
Lynn Erb

APR 20 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 27, 1993

Mr Loyd Loutzenhiser
Church of Jesus Christ of Latter Day Saints
E 2150 16th Ave
Post Falls, ID 83854

Re: Permit No. 84-07262

Dear Mr Loutzenhiser:

The Department has attempted on several occasions during the past few months to assist you in reinstating the above referenced lapsed permit. However, our attempts have been unsuccessful.

Therefore, the Department has begun the process to refund the \$50 license examination fee that was previously submitted. The process takes between two and four weeks and will arrive under separate cover.

Because you have indicated your desire to reinstate the permit, I encourage you to do so as soon as possible. When you have assembled all the previously requested information, return it along with a properly completed and signed proof of beneficial use and license examination fee. Remember, that your priority date is being severely penalized for every day that the Department does not possess the above requested information.

The Department also wants to inform you that if you are currently diverting water from the Clearwater River under this permit, you are doing so illegally since you do not possess a valid permit. You could be subject to legal action.

If you have any questions, or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Senior Secretary

Enclosure

C: Fiscal

RECEIVED
OCT 28 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 20, 1993

Mr Loyd Loutzenhiser
Church of Jesus Christ of Latter Day Saints
E 2150 16th Ave
Post Falls, ID 83854

RE: Permit Nos. 84-07262

Dear Permit Holder:

Returned is the proof of beneficial use statement submitted in connection with the above referenced permit. Unfortunately, it is unacceptable as filed. First of all, the form needs to be signed and dated at the bottom. Secondly, your correspondence indicates your belief that you are "renewing" your water right permit. This is not the case. You were issued a permit and were to file "proof of beneficial use" by February 1, 1992. In other words, you were required to divert and beneficially use the water by the time. Despite a certified proof due notice and a lapse notice mailed to you and notifying you of the proof due date, the Department did not receive your proof of beneficial use statement for the above referenced permit until July 16, 1993. The permit lapsed on February 1, 1992, so the 60-day late period during which the permit can be readily reinstated has passed.

Because you failed to file the proof of beneficial use in a timely manner, and pursuant to Section 42-218a, Idaho Code, (copy enclosed) the permit can be reinstated only if you submit the following:

- a) Two pieces of evidence to show that beneficial use of the water did commence and to show the extent of the use of water during the authorized permit period from the time the permit was issued (January 22, 1991) until the proof due date (February 1, 1992), and
- b) Reasonable cause why the proof of beneficial use was filed late.

Your proof of beneficial use statement along with any information which may have been submitted with it, will remain on file in this office for 60 days to allow you an opportunity to assemble and submit the additional required information.

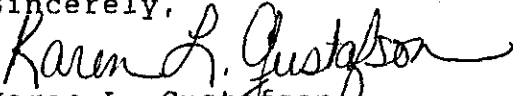
You should also be aware, that since the proof was filed late, your priority date has been penalized. Provided you supply the requested information, your priority date of September 25, 1990 will be advanced to the date an acceptable proof of beneficial use

NOV 19 1993

is received by the Department.

If you have any questions or if I can be of any further assistance,
please feel free to contact me.

Sincerely,


Karen L. Gustafson
Secretary/Records Manager

Enclosure

NOV 19 1993

RECEIVED

JUL 16 1993

For Office Use Only
Amt. of Fee \$ 5.00
Date 7-16-93
Receipt No. C028156
Received by 09

STATE OF IDAHO Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

copy

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 84-07262 Telephone No. 1-773-6261
1-773-6243

2. Name(s) of Permit Holder(s): The Church of Jesus Christ of Latter Day Saints

3. Post Office Address: E. 2150 16th Ave Post Falls, ID 83854

4. Source of Water: River - Clearwater/Tributary of Snake River

a. If ground water, well driller's name: _____ Date drilled: _____

b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use:

Domestic _____ (No. of households) Irrigation 7 (No. of acres)

Stockwater _____ (No. and type of stock) Other _____

6. Total rate and/or volume for which proof is submitted 0.14 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes ☒ No Installed? Yes ☐ No

OR

Flow Measurement Port: Required? Yes ☒ No Installed? Yes ☐ No

8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Loyd Loutzenhiser 1-773-6261
Name Telephone No.

E. 2150 16th Ave. Post Falls ID 83854
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

X
Date

X
Signature (and title if on behalf of a company or organization)

NOV 19 1993

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

RECEIVED
JUL 16 1993
Department of Water Resources

PHYSICAL FACILITIES
Post Falls ID PM Group
East 2150 16th Avenue
Post Falls, Idaho 83854

July 14, 1993

Mr. David Shaw
State of Idaho
Dept. of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

RE: Water Permit for The Church of Jesus Christ of
Latter-Day Saints- Kamiah Branch
Renewal of Permit #84-07262

Dear Mr. Shaw:

Attached is the necessary paperwork to renew our water permit along with the fee required. Please notify my office of the renewal of this permit as soon as possible. If you have questions, please don't hesitate to contact me.

Sincerely,


Loyd Loutzenhiser
PM Supervisor

ll:ca
attachments

NOV 19 1993

I certify that file No. 84-17262
has been reviewed and is ready to be MICROFILMED
and DESTROYED.

Brenda Miller
Signature

5-30-92
Date

The attached proof report is the water right as it appeared in the database prior to the final status and deletion from the database.

WRS0000P
(08-26)

IDAH0 DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

05/30/92 10:26:53
Page 1

Water Right Number - 84-07262

Prefix Translation: WATER RIGHT

Old (D) Number -

Last Name -

First Name -

Address -

*** C - CURRENT OWNER ***

CHURCH OF JESUS CHRIST LATTER DAY SAINTS

1 - RT. 2 BOX 611

2 -

3 -

City- KAMIAH

Phone - 208-935-2980

State- ID Zip- 83534

Priority Date - 09/25/1990

Region - 18 NORTHERN

Stage - P - PERMIT

Status -

Source - CLEARWATER RIVER

Tributary - SHAKE RIVER

Twp	Rng	Sec	Tract	Lot	Rf18	County	Point of Diversion	Stream Index (Blank if no Index Code)
33N	04E	19	NE SW NW	10		(49) IDAHO		

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01	0.140	

Total Div. Rate - 0.140

Twp	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
33N	04E	18	SW SW		7.0	01 IRRIGATION		(49) IDAHO

Total Acres: 7.0

Diversion Means - PUMP AND PIPELINE.

Non-Irrigation Use -

Other Rights for Same Use - 84-7191 AND 84-7191.

Remarks - No Remarks found.

Old Water Right Numbers - No Old Water Right Numbers found.

Conditions of Approval -

- 004 - The issuance of this right in no way grants any right-of-way or easement across the land of another.
- 03A - The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

WRS0000P
(08-26)

IDAH0 DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

05/30/92 10:24:53
Page 2

Water right number - 84-07262

Prefix Translation: WATER RIGHT

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - - - Comments -
Date: 02/05/1992 User Id: VMLT Subject: Lapse Notice Sent
Lapse Notice Sent

+ - - Audit Fields - 09/26/90 STYPA 01/17/91 SKAGGS 02/05/92 COMMENTS

+ - - - - Water Rights Dates and Flage Area

Proof Date	- 02/01/1992	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 01/22/1991	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Meeting Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Correy Act	-
Order Show Cause	- 00/00/0000	Receipt Number	- W004107	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 09/25/1990	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
RT. 2 BOX 611
KANIAN ID 83536

February 5, 1992

RE: PERMIT NO. 84-07262 LAPSE NOTICE

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated November 30, 1991. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 2/5/92
a copy of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

KJG

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
RT. 2 BOX 611
KAMIAH ID 83536

November 30, 1991

RE: PERMIT NO. 84-07262 PROOF DUE NOTICE

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before February 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mall, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR
J. KEITH HIGGINSON
DIRECTOR

November 6, 1991

Church of Jesus Christ of Latter Day Saints
Route 2, Box 611
Kamiah, ID 83536

Re: Permit No. 84-07262

Dear Permit Holder:

Returned is your Proof of Beneficial Use form submitted to this office on August 19, 1991, indicating the total rate of water use to be .14 cfs.

When the total maximum rate of diversion is greater than 0.04 cfs, a license examination fee is required to be submitted with the proof. A license examination fee based on a rate of flow of .14 cfs. is \$50. Note the enclosed instruction sheet/fee schedule.

Please return this form and fee to me within 30 days of the date of mailing. Upon receipt of the proof form and fee, we will continue processing your proof by notifying the region that a field exam is needed.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

Enclosures



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mall, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DEPUTY GOVERNOR

January 23, 1991

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
RT. 2 BOX 611
KAMIAH, ID 83536

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 84-07262

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HOGGINS
DIRECTOR

January 17, 1991

IDAHO DEPARTMENT OF LANDS
Bryce D. Taylor
Statehouse
Boise, ID 83720

RE: Applications to Appropriate Water
#84-7262 & #91-7113

Dear Mr. Taylor:

During State Office review of the applications referenced above, your letter of November 1, 1990 has been considered.

The Department appreciates your comments on applications that may be of interest to the Department of Lands. Your concerns are considered as they affect the appropriation of water and processing of applications. Your letter of approval for these applications will become a permanent part of the water right file. If your Department requires any other action on the part of the applicant, you should contact the applicant directly.

Thank you for your comments.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

1
D
W

IDAHO DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83726

STANLEY F. HAMILTON
DIRECTOR

November 1, 1990

BOARD OF LAND
COMMISSIONERS
CARL S. ANDRUS
Governor
PETE T. CENARRUBA
Secretary of State
JIM JONES
Attorney General
J.D. WILLIAMS
State Auditor
JERRY L. EVANS
Sup. of Public
Instruction

TO: Department of Water Resources
Northern Region

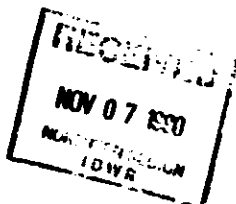
FROM: Bryce D. Taylor
Leasing Specialist

RE: 91-7113 Archie McGregor, Jr.
95-8676 Lima Greenhouses
84-07262
85-07552

Please include a term in your permit to appropriate water that your permit also constitutes a permit from the Department of Lands for installation of the intake.

Bryce

BDT:lr



KEEP IDAHO GREEN
PREVENT WILDFIRE

84-07262

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
RT. 2 BOX 611
KANIAN, ID 83536

Source: CLEARWATER RIVER

Tributary: SNAKE RIVER

Diversion Pt: LOT 10 (NESWNW) Sec 19 T 33N R 04E

Use: IRRIGATION (.140 CFS)
Total Diversion: (.140 CFS)

Date Filed: 9/25/ 1990

In: T33N R04E S18 SWSW

7.0 ACRES TOTAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

October 25, 1990

Mr. Monty Rupp
Kamiah LDS Church
Rt. 2 Box 611
Kamiah, Id. 83536

Re: Water Appropriation Application #84-07262

Dear Applicant:

NOTICE OF PENDING ORDER VOIDING APPLICATION

On September 25, 1990, you filed with the Department of Water Resources an application to appropriate the public water of the state of Idaho. This application was given the above referenced number, and you were instructed to furnish additional information to the department within 30 days of receipt of the letter.

As of this date we have not received the below listed information:

Item #11: This item is in three parts, if the applicant does not own the property at either the point of diversion (part a.) or where the water is to be used (part b.) then part c. must be completed by explaining the arrangements made to allow the applicant to make this filing. If the source is a spring or other body of water wholly or entirely contained upon the lands of another it is considered to be private water. To appropriate private water the applicant must produce the owners written permission, executed and acknowledged as required for the conveyance of real estate.

11.a. Who owns the property at the point of diversion?

b. Who owns the property at the place of use?

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.

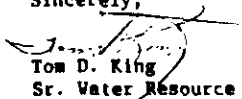
Kamiah LDS church
Page Two
October 25, 1990

It is therefore necessary to ask you to withdraw your application by signing the enclosed withdrawal form and returning it to this office or to explain why the Department should not void your application.

If you fail to respond to this inquiry prior to November 12, 1990, the Department will void your application on the grounds that it does not contain the information necessary for the director to make a determination of the impacts and implications of the proposed project, in accordance with IC 42-204.

If you have any questions concerning this matter you may contact me at this office prior the above date.

Sincerely,



Tom D. King
Sr. Water Resource Agent

Enc: Relinquishment

CERTIFICATION

I hereby certify that on this _____ day of _____, 1989, I mailed the original copy of this letter, postage prepaid to the person and address listed below.

RELINQUISHMENT

TO WHOM IT MAY CONCERN :

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho,

No. _____.

Signed at _____ this _____ day of _____,
19____.

Permit Holder

Attest:



State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KENN HIGGINS
Director

October 16, 1990

Mr. Bryce D. Taylor
Leasing Specialist
Idaho Department of Lands
Statehouse
Boise, Id. 83720

Re: Appropriation Application No. 84-07262

Dear Mr. Taylor:

According to Idaho Code 42-3806, no Stream Channel Alteration Permit is required for a water user to construct or maintain a diversion structure, under a valid water right or water right permit. This means that once an appropriation permit is issued, a Stream Channel Alteration Permit is not required.

Any person or organization wishing to develop a water right on a navigable stream in the State of Idaho must obtain an encroachment permit from the Idaho Department of Lands, since an appropriation permit is not an easement to cross or operate upon the lands of another and it is not possible to develop a water right in trespass.

If I can be of any further assistance, please feel free to contact me at this office.

Sincerely,


TOM D. KING
Senior Water Resource Agent

TDK/pas



IDAHO DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83720

STANLEY F. HAMILTON
DIRECTOR

RECEIVED

OCT 12 1990

NORTHERN REGION
IDWR

October 3, 1990

BOARD OF LAND
COMMISSIONERS
OSCAR S. ANDERSON
Governor
PETER T. CHAMBERLAIN
Secretary of State
JIM JONES
Attorney General
J.D. WILLIAMS
State Auditor
JERRY L. EVANS
Sect. of Public
Instruction

To: Department of Water Resources
Northern Region

From: Department of Lands
Bryce D. Taylor
Leasing Specialist

Re: 84-7262
Kamiah L. D. S. Church

If the pump and/or pipeline are to be installed below the ordinary high water mark, applicant needs to file for a stream channel alteration permit. The stream alteration permit, when issued, should contain a term that says "This permit also constitutes a permit from the Department of Lands".

BDT
BDT:lr

KEEP IDAHO GREEN
PREVENT WILDFIRE

IDAHO DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83726

STANLEY F. HAMILTON
DIRECTOR

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OCT 12 1990

NORTHERN REGION
IDWR

October 3, 1990

BOARD OF LAND
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PETE T. DENAFOR
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JIM JONES
Attorney General
J.D. WILLIAMS
State Auditor
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Supr. of Public
Instruction

To: Department of Water Resources
Northern Region

From: Department of Lands
Bryce D. Taylor
Leasing Specialist

Re: 84-7262
Kamiah L. D. S. Church

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BDT
BDT:lr

KEEP IDAHO GREEN
PREVENT WILDFIRE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

October 2, 1990

Kamiah L.D.S. Church
Rt. 2 Box 611
Kamiah, Id. 83536

Re: Water Appropriation Application # 84-07262

Dear Applicant:

The Idaho Department of Water Resources acknowledges receipt of your Application For Permit To appropriate the Public Waters Of The State Of Idaho and have assigned to it the above referenced number. To assist us in providing you with prompt, accurate service, please refer to this number in all future matters concerning this application. We have also received your filing fee in the amount of \$30.00 for which your Receipt #N-004107 is enclosed.

Your appropriation application is currently in the process of being advertised in the county newspaper. The advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests.

If the application is protested, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before the application can be approved or denied, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If the application is not protested it would normally be forwarded to the main office in Boise for a complete review and approval or denial. However the application will not be approved until you supply this department with the following additional information:

Item #11: This item is in three parts, if the applicant does not own the property at either the point of diversion (part a.) or where the water is to be used (part b.) then part c. must be completed by explaining the arrangements made to allow the applicant to make this filing. If the source is a spring or other body of water wholly or entirely contained upon the lands of another it is considered to be private water. To appropriate private water the applicant must produce the owners written permission, executed and acknowledged as required for the conveyance of real estate.

Kamiah LDS Church
Page Two
October 2, 1990

11.a. Who owns the property at the point of diversion?

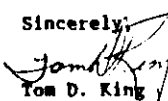
b. Who owns the property at the place of use?

c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

This information must be submitted to this office with any other information you deem appropriate within 30 days of the above date. Failure to communicate with this office within that time may result in the voiding of your application. The time limit may be extended upon request and showing of good cause that additional time is required for submittal of the information.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,


Tom D. King
Sr. Water Resource Agent

Enc: receipt



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

September 26, 1990

Dept. of Lands
Statehouse
Boise, Id. 83720

Re: 84-7262

Gentlemen:

Enclosed is a recent filing with this Department that may be of interest to your agency.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms

Enclosure

