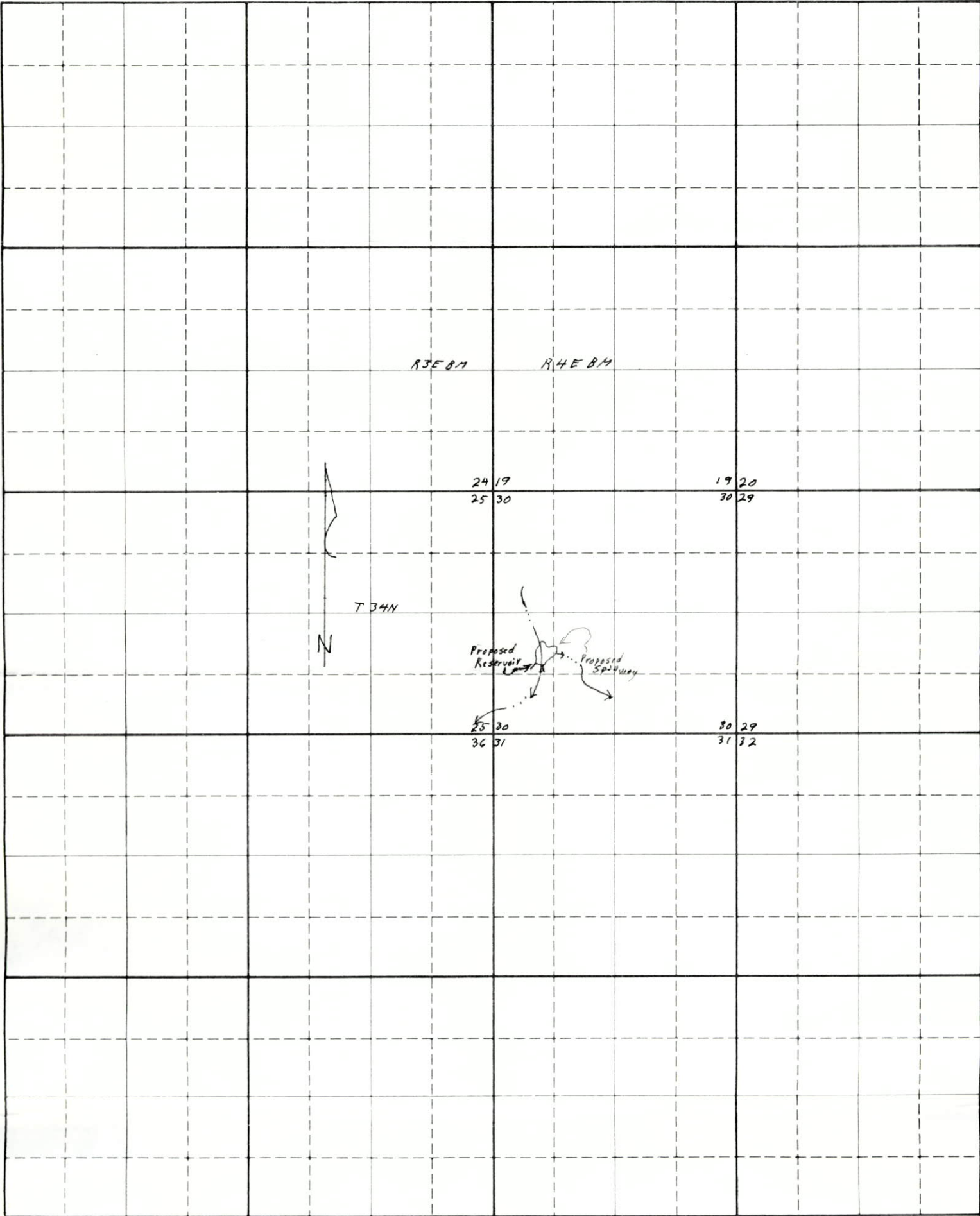


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

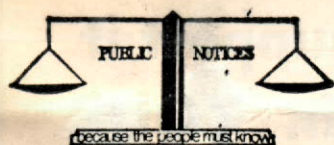
Deane Russell
(Applicant)

RECEIVED

DEC 23 1974

Department of Water Resources
Northern District Office

Affidavit of Publication



NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Deane Rundell, Box 242, Kamiah, Idaho has on Nov. 27, 1974 submitted Application No. 84-7024 for a permit to appropriate 22.6 acre feet per annum of water from an Unnamed Stream, tributary of Clearwater River by means of reservoir with dam within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 34N, R. 4E, B.M., Idaho County to be used from Jan. 1 to Dec. 31 for stockwater, fish propagation, and recreation within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 34N, R. 4E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho 83814 on or before Dec. 30, 1974.

R. KEITH HIGGINSON
Director

Published in the Cottonwood Chronicle, Cottonwood, Idaho on Dec. 12 and Dec. 19, 1974.

STATE OF IDAHO, }
COUNTY OF IDAHO, } ss.

I, LLOYD D. ROSE, being first duly sworn, depose and say that I am the Publisher of the COTTONWOOD CHRONICLE, a weekly newspaper, published and issued weekly at Cottonwood, Idaho County, State of Idaho, which is of general circulation in said county and state, that the said notice, of which the one hereto is attached is a true copy, was published in said newspaper for 2 weeks being published 2 times, the first publication being on the 12th day of December, 1974, and the last publication on the 19th day of December, 1974; and that the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight (78) consecutive weeks prior to the first publication of said notice or advertisement.

Subscribed and sworn to before me this _____ day

of _____, 197_____.

_____, Notary Public,
for the State of Idaho, residing at Cottonwood, Idaho.

MICROFILMED

R4E

T34N

30

pond
○

✓ Point(s) of diversion: NA

[illegible]

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Date 8/11/80
Date 8/13/80
Date 9/28/81

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 84-7024 Priority November 27, 1974 Amount 22.6 acre feet

THIS IS TO CERTIFY, that Richard DuClereque
of Kamiah, Idaho, has complied with the terms and conditions of Permit
No. 84-7024 issued pursuant to Application for Permit dated November 27, 1974,
and has submitted proof to the Department of Water Resources on November 13, 1979,
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 22.6 acre feet of water from unnamed stream,
tributary to Clearwater River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Stockwater</u>	<u>from January 1 to December 31</u>	<u>at n/a</u>	<u>cfs and 22.6 acre feet</u>
<u>Storage</u>			
<u>Recreation</u>	<u>from January 1 to December 31</u>	<u>at n/a</u>	<u>cfs and 22.6 acre feet</u>
<u>Storage</u>			
<u>Fish Prop.</u>	<u>from January 1 to December 31</u>	<u>at n/a</u>	<u>cfs and 22.6 acre feet</u>
<u>Storage</u>			

(both dates inclusive)

Subject, however, to the condition that no more than 22.6 acre feet 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
22.6 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 30,
Twp. 34N, Rge. 4E in the County of Idaho

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 $\frac{1}{4}$	
34N	4E	30																	

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 22 day of
October, 19 81.

Director

Det

RECEIVED

SEP 14 1979

Department of Water Resources

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

I, Deane Rundell, hereby assign to Richard DuClareque
of PO Box 10 Kamiah, Ida. 83536
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 84-7024
to appropriate the public waters of the State of Idaho. Water Lic. #1249/84-2003

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

NW 1/4 of SW 1/4 of Sect. 30 TWP 34N R4E B1N
22.6 AF Limestone, fish Rec.

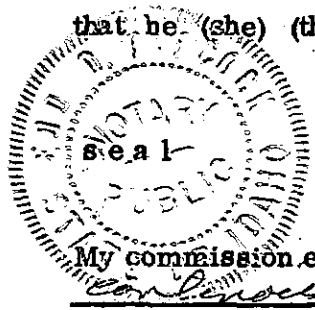
Made this 11 day of September, 19 79.

Deane Rundell
Permit Holder

Mary Rundell
Spouse of Permit Holder

State of Idaho)
County of Lewis) ss.

On this 11th day of Sept, 19 79, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.



Eldon D. Hancock
Notary Public residing at
Kamiah, Idaho

MICROFILMED

Assigned to Richard Du Clergue
Kamiah, Idaho

Identification No. 84-7024

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Deane Rundell Phone: 935 2682
post office address Box 242, Kamiah, Idaho 83536
2. Source of water supply An Unnamed Stream which is a tributary of Clearwater River
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 30 Township 34N
Range 4E B.M. Idaho County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Unnamed Stream at a point in NW $\frac{1}{4}$
of SW $\frac{1}{4}$ of Section 30 Township 34N Range 4E B.M. _____
4. Water will be used for the following purposes:
Amount 22.6 AF for Livestock, Fish, Recreation 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. _____ cubic feet per second and/or
b. 22.6 acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. reservoir with dam

b. Height of storage dam 12.8 feet, active reservoir capacity 22.6 acre feet; total reservoir
capacity 22.6 acre feet, materials used in storage dam: Clay Soil
Period of year during which storage will occur Jan 1 to Dec 31 inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 6000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 30 Township 34N
Range 4E 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 50 head cattle and 5 head horses

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: Fish Propagation and Recreation

MICROFILMED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

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

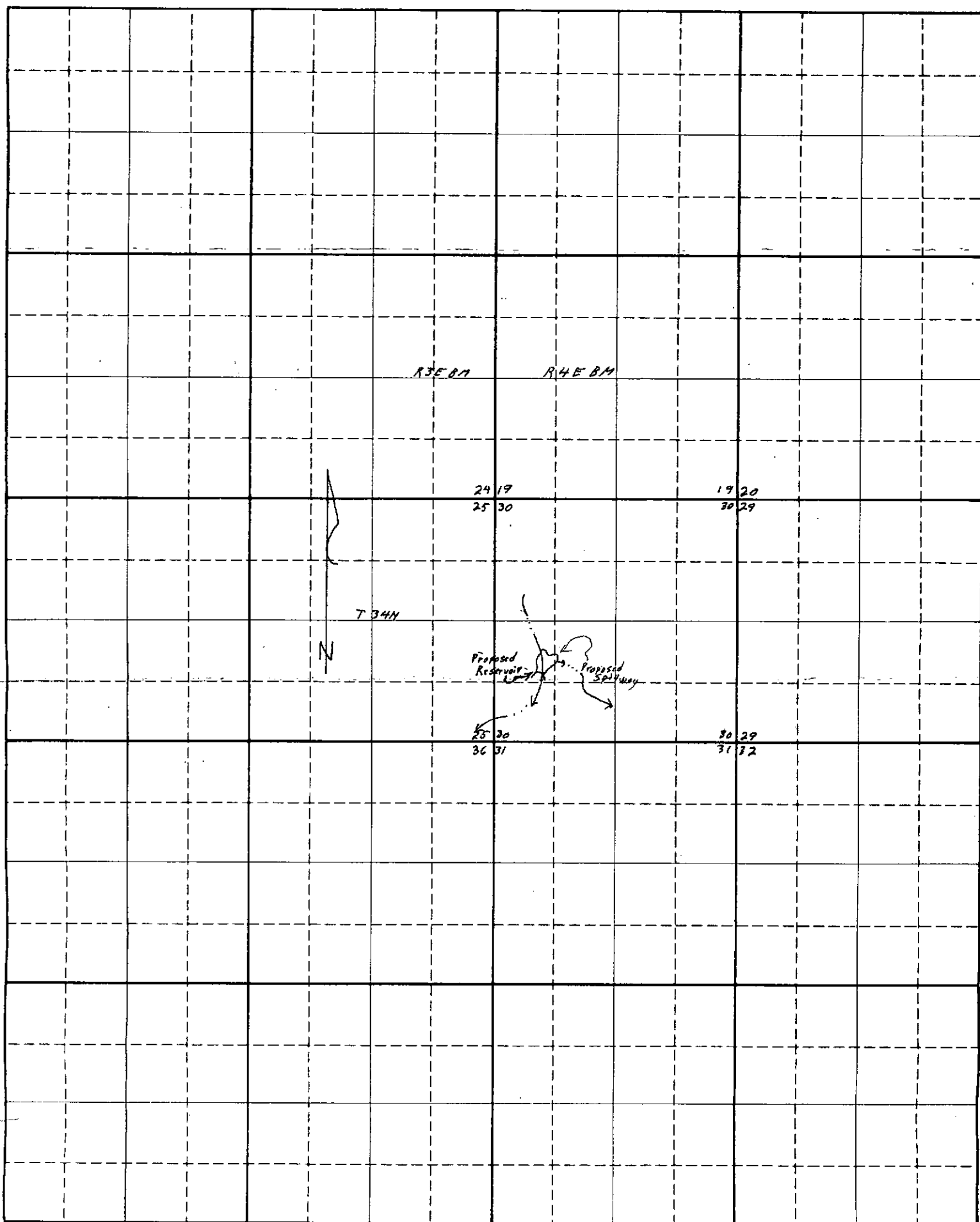
9. a. Who owns the property at the point of diversion Deane Rundell

b. Who owns the land to be irrigated or place of use Deane Rundell

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 Original design approved by R. Keith Higginson on Oct 28, 1968 for dam and Permit No. 84-7003 issued to Mr Harry Smick covered this project. Mr. Smick has since sold the property to Mr. Deane Rundell.

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.

Deane Russell
(Applicant)

Proposed Priority 11-27-1974

Received by CP Date 11-27-74 Time 1:00 p.m.

Preliminary check by Fee \$ 25.00

Received by CP Date 11/27/74 #15147

Publication prepared by CP Date 12-6-74

Published in Cottonwood Chronicle

Publication dates 12-12 & 12-19-74

Publication approved CP Date 12-30-74

Priority reduced to Reason

Protests filed by:

Copies of protests forwarded by

Hearing held by Date

Recommended for approval denial by DCF

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. 84-7024, 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 January 1, 1980.

c. Other:

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

Witness my hand this 9 day of January 1975.

Director

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 84-7024

☒ 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

(1) AP 12/2/74

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

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

(4) AP 12/2/74

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) CP 12/30

Affidavit of Publication received(date) DEL. 23, 1974

(12) CP 12/4

Final date for protests DECEMBER 30, 1974
Protests received: yes _____ no ☒

(13) AP 12/30

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

(14) AP 12/30

Action recommended:

☒ Approve _____ Deny

11/27/74 Proposed Priority

Reason for Reduction _____

Measuring device required _____

See attached sheet for other conditions for approval

☒ No special conditions for approval

(15) District North

By [Signature] Date 12/30/74

MICROFILMED

RECEIVED

JAN 2 1975
Department of Water Resources

RECEIVED

DEC 23 1974

Department of Water Resources
Northern District Office

Affidavit of Publication



NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Deane Rundell, Box 242, Kamiah, Idaho has on Nov. 27, 1974 submitted Application No. 84-7024 for a permit to appropriate 22.6 acre feet per annum of water from an Unnamed Stream, tributary of Clearwater River by means of reservoir with dam within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 34N, R. 4E, B.M., Idaho County to be used from Jan. 1 to Dec. 31 for stockwater, fish propagation, and recreation within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 34N, R. 4E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho 83814 on or before Dec. 30, 1974.

R. KEITH HIGGINSON
Director

Published in the Cottonwood Chronicle, Cottonwood, Idaho on Dec. 12 and Dec. 19, 1974.

STATE OF IDAHO, }
COUNTY OF IDAHO, } ss.

I, LLOYD D. ROSE, being first duly sworn, depose and say that I am the Publisher of the COTTONWOOD CHRONICLE, a weekly newspaper, published and issued weekly at Cottonwood, Idaho County, State of Idaho, which is of general circulation in said county and state, that the said notice, of which the one hereto is attached is a true copy, was published in said newspaper for 2 weeks being published 2 times, the first publication being on the 12th day of December 1974, and the last publication on the 19th day of December, 1974; and that the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight (78) consecutive weeks prior to the first publication of said notice or advertisement.

Lloyd D. Rose

Subscribed and sworn to before me this _____ day

of _____, 197_____.

_____, Notary Public,
for the State of Idaho, residing at Cottonwood, Idaho.

MICROFILMED

WATER RIGHT NUMBER 84-7024

OWNER LAST NAME - RUNDELL

OWNER LAST NAME - DU CLEREQUE

ADDRESS LINE 1 - P.O. BOX 10

ADDRESS LINE 3 -

SOURCE - UNNAMED STREAM

STAGE - LICENSE STATUS -

TOTAL DIV. VOLUME - 22.60 AFA TRFR/AMEND -

DIVERSION POINT - NWSW 30 34N 04E LOT REDIV -

FROM - 01-01 TO - 12-31 USE - STOCKWATER STORAGE

FROM - 01-01 TO - 12-31 USE - RECREATION STORAGE

FROM - 01-01 TO - 12-31 USE - FISH PROP. STORAGE

USE - STOCKWATER STORAGE

DECREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

FIRST NAME - DEANE

FIRST NAME - RICHARD

ADDRESS LINE 2 -

CITY - KAMIAH

TRIBUTARY OF - CLEARWATER RIVER

PRIORITY - 11-27-1974

WATER DIST. -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

USE DIV. RATE -

USE DIV. RATE -

USE DIV. RATE -

PLACE OF USE - TWN 34N R4G 04E SEC 30

STATE - ID ZIP CODE - 83536

COUNTY - IDAHO

DLE/CAREY ACT -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

USE DIV. RATE -

USE DIV. RATE -

USE DIV. RATE -

DATE -

ORIG OWNER - 0

ORIG OWNER -

TOTAL DIV. RATE -

.0000 -CFS

RIGHT BASIS -

USE DIV. VOLUME -

USE DIV. VOLUME -

USE DIV. VOLUME -

USE DIV. VOLUME -

TOTAL ACRES

0

VERIFIED JHA

4/18/85

OLD NO. -

3/79

IDENT. NO.

IDENT. NO. 84-7024

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

WATER RIGHT
DATA ENTRY LOG[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 2, 1981

RE: Permit No. 84-7024

Richard DuClereque
P.O. Box 10
Kamiah, ID 83536

Dear Mr. DuClereque:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

RECEIVED
NOV 11 1981

RECEIVED DEPARTMENT OF WATER RESOURCES

AUG 21 1980

FIELD REPORT

84-7024

Department of Water Resources

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	12-19-79	K	Assigned to Richard Duclerogue
☐ Telephone call made: (List Telephone No. used)	8/80		Letter sent concerning possible irrigation
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 8/11/80 Accompanied by Owner Total Q measured N/A
If source is surface water, estimate total flow of source _____
Methods of measurement Estimate Meets Permit requirements? _____

Measurement calculations: $V = (12)(6)(3.19) = 22.6 \text{ a-c-ft}$

$H = 12'$

$A = 6 \text{ ac}$

25-1

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
N/A								

System Description farm pond, details may be found under D 84-7024

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
Storage for fish, livestock and Recreation		22.6 ✓		
Total		22.6 ✓		

Remarks Volume taken from design specifications contained in D 84-7024

84-7003 - Relinquished

84-2003 - License - Springs

Irrigation & Domestic

35ac in NWNW Sec 31 T34N R4E

P10 NWSW Sec 30 T34N R4E

No Overlap RC 9/28/81 (different source & uses)

R4E

T34N

30

pond

Point(s) of diversion: N/A

[illegible]

Examiner's Signature Larry Beard
Checked by Bob Holmes
Approved by Tolson

Date 8/11/80
Date 8/13/80
Date 9/28/81

WATER RIGHT NUMBER 84-7024

OWNER LAST NAME - RUNDELL
OWNER LAST NAME - DU CLEREQUE
ADDRESS LINE 1 - P.O. BOX 10
ADDRESS LINE 3 -

FIRST NAME - DEANE
FIRST NAME - RICHARD

ORIG OWNER - D
ORIG OWNER -

ADDRESS LINE 2 -
CITY - KAMIAH

STATE - ID ZIP CODE - 83536

SOURCE - UNNAMED STREAM

TRIBUTARY OF - CLEARWATER RIVER

STAGE - LICENSE

STATUS -

PRIORITY - 11-27-1974

COUNTY - IDAHO

TOTAL DIV. RATE -

.0000 -CFS

TOTAL DIV. VOLUME -

22.60 AFA

TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWSW 30 34N 04E LOT REDIV -

0.0 0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

FROM - 01-01 TO - 12-31 USE - STOCKWATER STORAGE

USE DIV. RATE -

.0000

CFS

USE DIV. VOLUME -

22.60 AFA

FROM - 01-01 TO - 12-31 USE - RECREATION STORAGE

USE DIV. RATE -

.0000

CFS

USE DIV. VOLUME -

22.60 AFA

FROM - 01-01 TO - 12-31 USE - FISH PROP. STORAGE

USE DIV. RATE -

.0000

CFS

USE DIV. VOLUME -

22.60 AFA

USE - STOCKWATER STORAGE

PLACE OF USE - TWN 34N RNG 04E SEC 30 TRACT NWSW LOT AC

DECREE NAME -

DATE -

TOTAL ACRES

0

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

OK

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

December 19, 1979

Mr. Richard Duclercque
Star Route Box 10
Kamiah, ID 83536

RE: 84-7024

Dear Mr. Duclercque:

We acknowledge receipt of your statement of completion of water development and 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 do not know at this time when he will be able to conduct the examination, however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office.

Very truly yours,

Tom D. King
TOM D. KING
Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office

RECEIVED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 84-7024

Name(s) of Permit Holder: Richard Duclercque

Post Office Address: Star Route Box 10

Kamiah, Id 83536 Tel. No. 9352369

Source of Water: an unnamed stream

Extent of Use: ☐ Domestic 1 (number of households)
☐ Stockwater 50 cows - 7 horses (number and type of stock)
☐ Irrigation approx. 20 (acres) more later
☐ Other recreation - fish

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
 Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

Nov. 5, 1979
 Date

Richard Duclercque
 Signature of Permit Holder

MICROFILMED

~~P. Rausch~~
Richard Du Closague
Star Rt Box 10



RECEIVED

NOV 13 1979

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



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) 384-2245

October 31, 1979

101-04

Richard DuClercque
P. O. Box 10
Kamiah, ID 83536

Dear Mr. DuClercque:

One of the conditions of approval of your water Permit No. 84-7024 was that evidence of the extent of development must be submitted to this office on or before January 1, 1980. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card 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 within 60 days.

Sincerely,

RITA FLECK
Sr. Secretary

Enc: 1

RECORDED

for her

August 16, 1979

Mrs. Judy Du Clercq
P.O. Box 10
Star Route
Kamiah, ID 83536

Dear Mrs. Du Clercq:

Re: Files 84-2003 and 84-7024

I have researched our records for water rights on lands you described as the S¹/₄, Sec. 30 and the NE¹/₄, Sec. 31, T. 34 N., R. 4 E.

Water License No. 1249/84-2003 for domestic and irrigation use of the waters of a spring is appurtenant to the NW¹/₄ with point of diversion in the NE¹/₄, Sec. 30, T. 34 N., R. 4 E. Since a licensed right is considered real property and appurtenant to the land, the title to the water right passes with the title to the land unless specifically reserved.

I also located Permit No. 84-7024 for waters of an unnamed stream for livestock, fish, and recreational purposes for use in the NE¹/₄, Sec. 30, T. 34 N., R. 4 E. which is the personal property of Deane Rundell. I have enclosed an assignment form in the event Mr. Rundell wishes to assign his permit over to you as the new owner.

If I can be of further assistance, please do not hesitate to contact me.

Sincerely,

Roberta Garrett
Records Supervisor

RG:ab

Enclosures

October 4, 1979

Richard Du Clereque
P. O. Box 10
Kamiah, ID 83536

Re: Permit No. 84-7024

Dear Sir:

This office acknowledges the receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into the Department's records.

Enclosed for your records is a copy of the permit.

We have also received the assignment on the license no. 1249/84-2003. However, once a license is issued the water right becomes appurtenant to the land and whoever owns the land owns the water right. Therefore, we will place the assignment in the file as a record of the new ownership.

If you have any questions concerning this matter, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:pb

84-7024

October 25, 1974

Mr. Dean Rundell
Box 242
Kamiah, ID 83536

Dear Mr. Rundell:

Enclosed is an Application for Permit with instructions and also an Application for the Construction of a Small Dam. Please complete both forms and return them to our office for processing.

In researching our files, we find that the previous owner, Mr. Smick, once had a permit (No. 84-7003) for the same purpose as you intend. However, the permit was relinquished in 1972. He had applied for 22.6 Acre Feet of storage from an Unnamed Stream for the purpose of stockwater, fish propagation, and recreation. His point of diversion and place of use were listed as the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 30, Township 34 North, Range 4 East, B.M. This information may be useful.

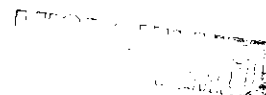
If we may be of any further assistance, feel free to contact our office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosures



January 13, 1975

Re: Permit No. 84-7024

Ms. Deane Rundell
Box 242
Kamiah, Idaho 83536

Dear Ms. Rundell:

Enclosed is a copy of your approved Application for Permit No. 84-7024. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Room 209
401 Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

December 6, 1974

Re: Application No. 84-7024 - Deane Rundell

Cottonwood Chronicle
Box 157
Cottonwood, ID 83522

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enc: Legal Notice(s)

Bill Submitted 12-30-74 by CP

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that **Deane Rundell,**

Box 242, Kamiah, Idaho

has on **Nov. 27, 1974** submitted Application No. **84-7024**

for a permit to appropriate 22.6 ~~XXXXXXXXXXXXXXXXXXXX~~ cubic feet per second acre feet per annum

of water from **an Unnamed Stream, tributary of Clarwater River**

by means of **reservoir with dam**

within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 34N, R. 4E, B.M., Idaho County

to be used from **Jan. 1 to Dec. 31**

for stockwater, fish propagation, and recreation

within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 34N, R. 4E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before _____

Dec. 30, 1974

R. KEITH HIGGINSON

Director

Published in the **Cottonwood Chronicle, Cottonwood, Idaho**

on **Dec. 12** and **Dec. 19, 1974**

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Deane Rundell, Box 242, Kamiah, Idaho has on Nov. 27, 1974 submitted Application No. 84-7024 for a permit to appropriate 22.6 acre feet per annum of water from an Unnamed Stream, tributary of Clearwater River by means of reservoir with dam within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 34N, R. 4E, B.M., Idaho County to be used from Jan. 1 to Dec. 31 for stockwater, fish propagation, and recreation within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 34N, R. 4E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho 83814 on or before Dec. 30, 1974.

R. KEITH HIGGINSON
Director

Published in the Cottonwood Chronicle, Cottonwood, Idaho on Dec. 12 and Dec. 19, 1974.

*o.k.
12-10-74
CP*

December 5, 1974

Re: Application for Permit No. 84-7024

Mr. Deane Rundell
Box 242
Kamiah, ID 83536

Dear Mr. Rundell:

Attached is your receipt No. 15147 in the amount of \$25 for the filing fee on the above referenced application which was received in this office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Attachment

MICROFILMED