

Handwritten blue text on the grid:

- $R2W$ at (4, 4)
- $T32N$ at (3, 3)
- 21 at (4, 3)
- x at (5, 4)
- R at (5, 4)
- P/L at (5, 4)

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NENE SEC 21 T37N R2W

Place(s) of Use

[illegible]

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

☒ None

☐ Other

Examiner's Signature _____

Checked by

Approved by

Date _____

Date _____

Date _____

NOT REFILED

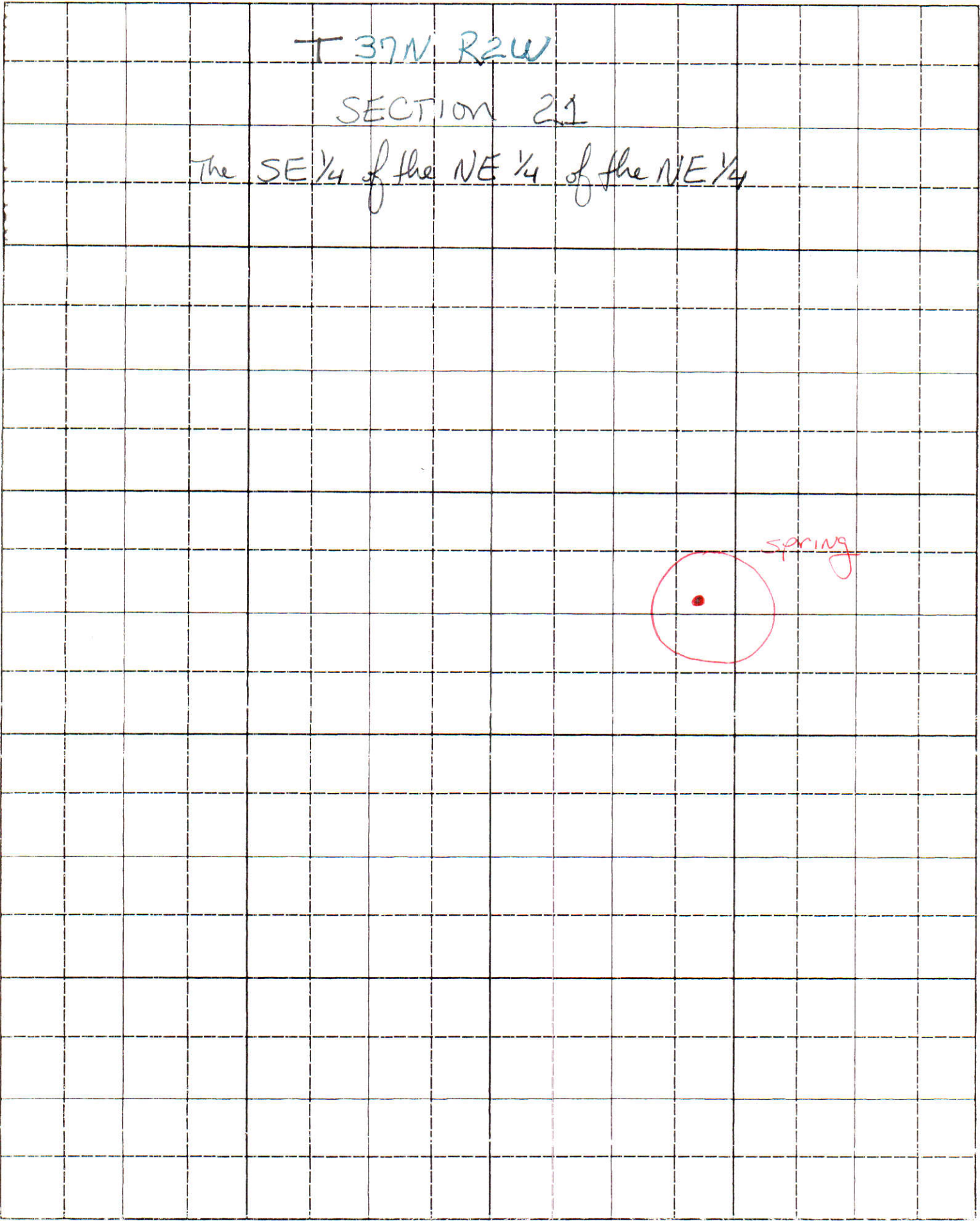
AUG 24 1981



UNRECORDED

AUG 24 1987

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.

Vivian Schmidt Gerald Schmidt
(Applicant)

FILED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 86-7166

Priority: April 5, 1983 Amount: .02 CFS .7 AFA

This is to certify, that GERALD SCHMIDT
VIOLA SCHMIDT

RT. 1 BOX 26
KENDRICK, ID 83537

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated April 5, 1983, and has submitted proof to the Department of Water Resources on September 12, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .02 cfs of water from;

SPRING

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Stockwater	01/01 to 12/31	.02 cfs	.7 afa

LOCATION OF POINT OF DIVERSION(S): NENE , Sec. 21, Township 37N, Range 2W
Nez Perce County

PLACE OF USE: Stockwater

TWN RGE SEC

37N 2W 21 NENE

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. 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 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 17th day of July, 1987.

MICROFILMED

AUG 24 1987

Acting for the Director

Norm C. Young

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Gerald & Viola Schmidt Phone 289-3927

Post office address P.O. Box 26, Kendrick, Idaho 83537

2. Source of water supply Spring (~~groundwater~~) which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21 Township 37N

Range 2W B.M. Nez Perce County. additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for stockwater purposes from Jan 1 to Dec 31 (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:

a. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Concrete reservoir with
1000 gallon holding tank.

b. Height of storage dam N/A feet, active reservoir capacity N/A acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage Jan 1 to Dec 31 inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 1 year (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21 Township 37N

Range 2W B.M.

(2) Amount of power to be generated: N/A horsepower under _____ feet of head.

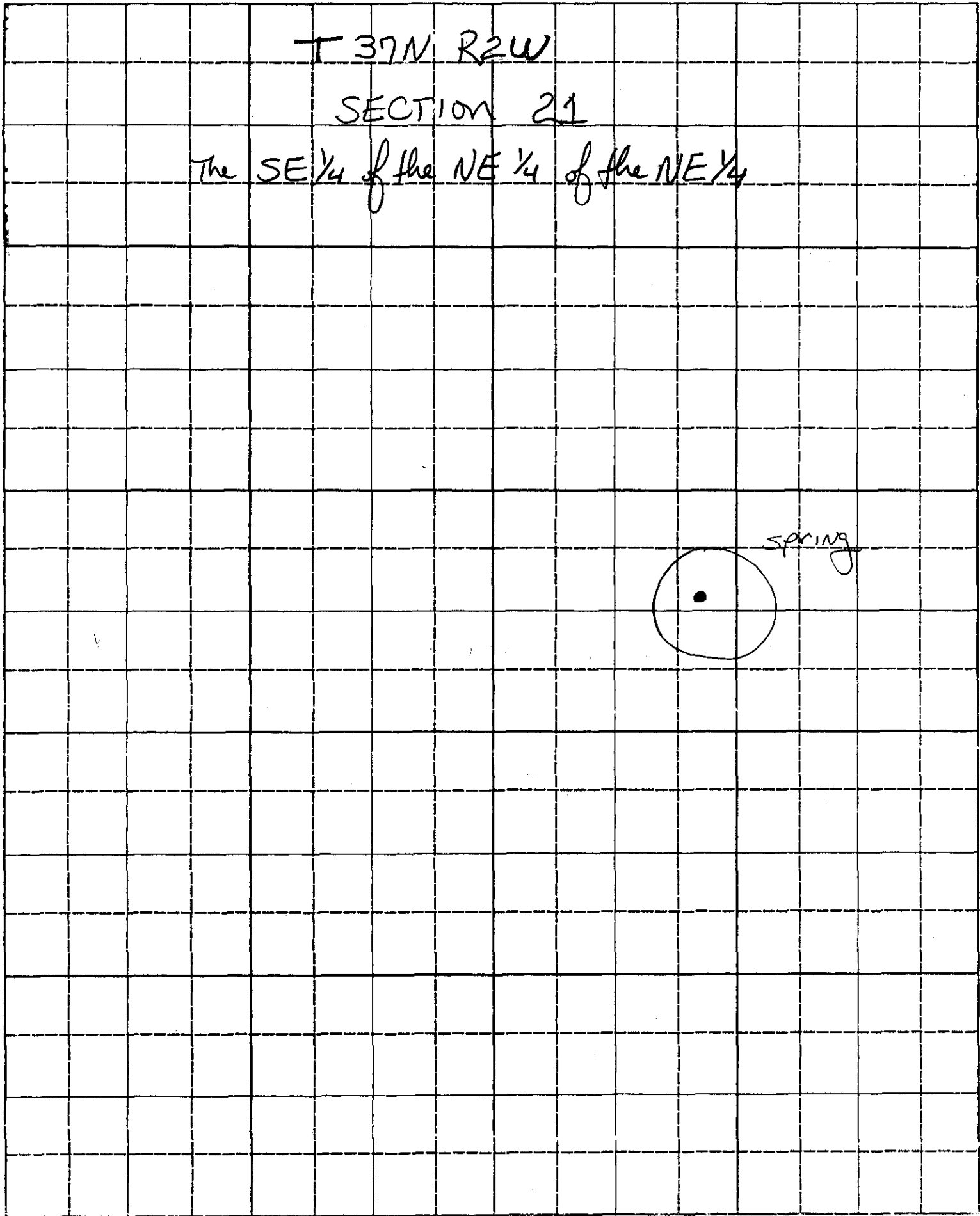
(3) List number of each kind of livestock to be watered 100 head Hereford cows

(4) Name of municipality to be served N/A, or number of families to be
supplied with domestic water N/A.

(5) If water is to be used for other purposes describe: stockwater

MICROFILMED

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.

Vincent Schmidt Gerald Schmidt
(Applicant)

MICROFILMED

Proposed Priority 4/5/83
Received by RYA Date 4/15/83 Time 12:30 PM
Preliminary check by RYA Fee \$ 30.00
Receipted by RYA Date 4/15/83 # 27545
Publication prepared by RYA Date 4/24/83
Published in Lewiston Tribune
Publication dates 4/28-5/5/83
Publication approved ZB Date 5/9/83
Protests filed by: None

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RC

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. 86-7166, 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 July 1, 19 84.
- 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. Other:

Witness my hand this 16th day of June, 1983.

L. Glen Saxton
Chief, Operations Bureau

MICROFILMED

PUBLISHER'S AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER RIGHTS

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

85-7332

WILKIN, GEORGE
1618 17TH AVE., LEWISTON, ID 83501

Source: SPRING trib. to BROWNS CREEK

Date Filed: 04/15/1983

Diversión Pt: SESE Sec 35 T 33N R 04W

Use: STOCKWATER, (0.02 CFS)

DOMESTIC, (0.04 CFS)

In: SESE Sec 35 T 33N R 04W

85-7337

PAULEY, JOHN P.
P.O. BOX 115, PECK, ID 83545

Source: GROUNDWATER

Date Filed: 04/20/1983

Diversión Pt: NWNE Sec 14 T 36 N R 01W

Use: DOMESTIC (0.04 CFS)

In: NWNE Sec 14 T 36N R 01W

86-7166

SCHMIDT, GERALD &/or VIOLA
P.O. BOX 26, KENDRICK, ID 83537

Source: SPRING

Date Filed: 04/15/1983

Diversión Pt: NENE Sec 21 T 37N R 02W

Use: STOCKWATER (0.04 CFS)

In: NENE Sec 21 T 37N R 02W

86-7167

REDROCK LAND & WATER CO.
INC.

4601 HATWAI RD., LEWISTON, ID 83501

Source: GROUNDWATER

Date Filed: 04/14/1983

Diversión Pt: LOT 04 (SWNW) Sec 27 T 36N R 05W

Use: IRRIGATION (0.10 CFS)

DOMESTIC (0.10 CFS)

In: LOT 04 Sec 27 T 36N R 05W LOT 01 Sec 28 T 36N R 05W FOR 7 ACRES

86-7175
SMITH, CECIL D.

425 AIRWAY ST., LEWISTON, ID 83501

Source: SPRING trib. to CLEARWATER RIVER, UNNAMED STREAM

trib. to CLEARWATER RIVER.

Date Filed: 04/18/1983

Diversión Pt: SWSW Sec 26 T 37N R 02W

Use: IRRIGATION (0.03 CFS)

STOCKWATER (0.02 CFS)

DOMESTIC (0.02 CFS)

In: SWSW Sec 26 T 37N R 02W FOR 1 ACRES

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before May 16, 1983.

KEN DUNN, Dir.

STATE OF IDAHO,

County of Nez Perce

ss.

Gayle Schumacher

, being duly sworn

deposes and says, I am the Classified Bookkeeper of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 20 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said

period; that the NOTICE OF APPLICATION FOR WATER RIGHT attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a

week for 2 consecutive weeks, the

first publication thereof being on the 25th day of

April, A. D. 19 83, and the last publica-

tion thereof being on the 5th day of May,

A. D. 19 83, and said NOTICE OF APPLICATION FOR WATER

was so published in the regular and entire issue of the said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

5th day of May, 19 83

Gerald M. Sant

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

Department of Water Resources
Northern District Office

MICROFILMED

July 20, 1987

GERALD & VIOLA SCHMIDT
RT. 1 BOX 26
KENDRICK, ID 83537

RE: Permit No. 86-7166

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

UNRECORDED

AUG 24 1987

June 23, 1987

GERALD & VIOLA SCHMIDT
RT. 1 BOX 26
KENDRICK, ID 83537

RE: Permit No. 86-7166

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

AUG 24 1987

10 DAY

86-7166

Permit No.

1. Measurement Calculations

- a) **Field Measurement Calculations (Include theoretical capacities and system capacity)**

Exam Est cap. as 0.02 cfs

- b) Volume Calculations for Irrigation:**

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{10cm}}$$

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

$$V = \text{Smaller of } V_{LB} \text{ and } V_{DB} =$$

- c) **Volume Calculations for Other Uses:**

$$\text{Stock} = 50H \times 0.0134 = 0.67 \text{ or } 0.7 AF$$

2. Overlap Review

- a) Other water rights with same place of use: _____

- b) Other water rights with same point of diversion: _____

- c) **Analysis:**

MICROFILMED

AUG 24 1987

RECOMMENDED AMOUNTS

- | Permit No. | Priority | Amount | App. Date | Date Proof Submitted | System Capacity |
|------------|----------|--------|-----------|----------------------|-----------------|
| 86-7166 | 4-5-83 | 0.02 | 4-5-83 | 9-12-83 | 0.02 |

4. Permit Holder: Gerald &/or Viola Schmidt

Address: Rt. 1 Box 26, Kendrick, Id. 83537

5. Source: SPRING tributary to _____

6. Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
Stock	1-1	12-31	0.02	0.7

Allowable Maximums: 0.02 0.7

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

Twp.	Rge.	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	
37N	2W	21	X																
Total Acres _____																			

9. Recommended Conditions/Remarks: _____

10. Recommended Amendments

☐ 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 _____11. Examiner's Signature _____ Date 11/1/11

Checked in Regional Office by _____ Date _____

Approved in State Office by Ron Howerton Date 4-6-81

OK G.S. 6/15/87

Department of Water Resources
86-7166
Permit No.
Schmidt

DATE	INITIALS	REMARKS
------	----------	---------

[illegible]

Date 7/10/84 Accompanied by Mr Schmidt Total Q measured _____
Source Spring Tributary to Sinks Supp. annubar measurement sheet used? _____
If source is surface water, estimate total flow of source 0.02 cfs
Methods of measurement Estimate Meets permit requirements? Yes

Measurement calculations: _____

[illegible]

System Description Developed spring w/ 4' diam concrete ring piped to stock tank. ~15 head cattle present, Recmitter runs up to 50 head

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

Irrigation requirement = _____ AFA/Acre

Q (cfs)

V (afa)

FROM

TO

Stock

0.02

0.7

1-1

12-31

Total

0.02

0.7

Remarks

MICROFILMED

AUG 24 1987

A grid of graph paper with handwritten labels:

- R2W1** at (4, 3)
- T32N** at (3, 2)
- 21** at (4, 2)
- Small handwritten marks **x**, **H**, and **P/W** are located near the **R2W1** label.

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NENE SEC 21 T 37N R 2W

Place(s) of Use

[illegible]

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

☒ None
☐ Other

Examiner's Signature _____

Checked by

Approved by _____

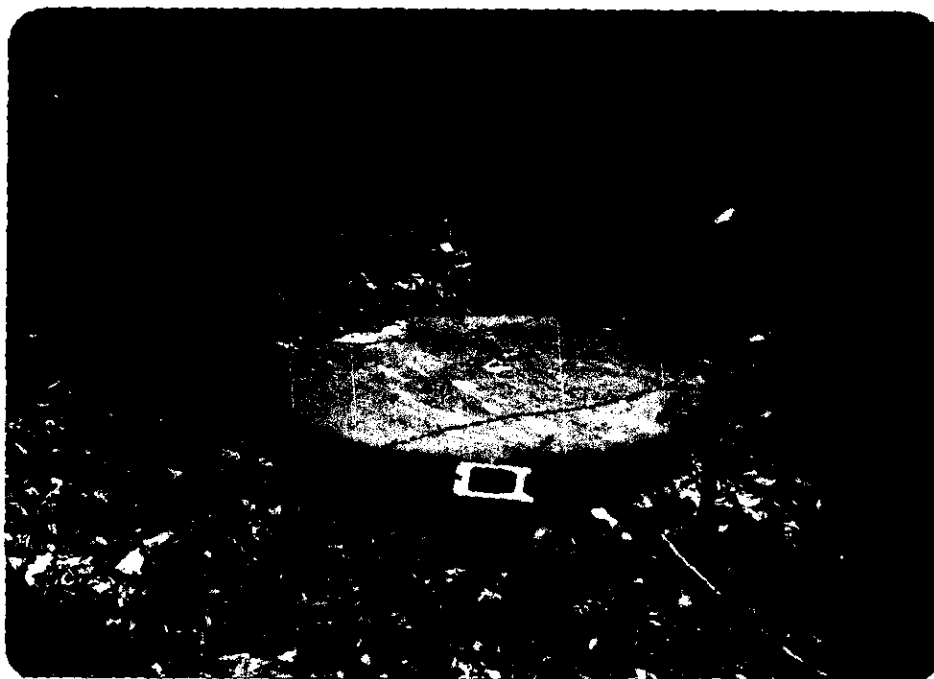
Date 7/10/84

Date 8/16/84

Date _____

MICROFILMED

AUG 24 1981



MICROFILMED

AUG 24 1981

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

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

OCTOBER 18, 1983

GERALD SCHMIDT
RT. 1 BOX 26
KENDRICK ID 83537

RE: Permit No. 86-7166

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A condition of approval of your original permit required the installation of a measuring device which, according to the proof card submitted by you, has not been installed. A measuring device must be installed and operating at the time the field examination is made. If a measuring device is not installed your permit may be subject to cancellation.

A condition of approval of your original permit required the installation of an access port which, according to the proof card submitted by you, has not been installed. An access port must be installed prior to the time a field examination is made.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 667-6484 or in person at our office.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card (statement that the permit holder(s) has completed development to the extent shown below), permit No. 86-7166.

Name(s) of Permit Holder: GERALD & VIOLA SCHMIDT

Post Office Address: KENDRICK IDAHO 83537
RT. 1 BOX 26 Tel. No. 208-289-3921

Source of Water: SPRING

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 50 Cows (number and type of stock)
☐ Irrigation (acres)
☐ Other

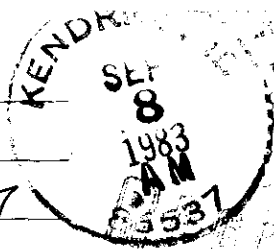
Measuring Device: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No
Access Port: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

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

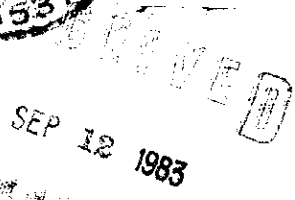
9-6-83
Date

Gerald Schmidt
Signature of Permit Holder

Gerald Schmidt
RT 1 BOX 26
Hendrick, Id. 83537



RECEIVED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

SCHMIDT, GERALD & VIOLA
P.O. BOX 26
KENDRICK, ID 83537

JULY 06, 1983

RE: PERMIT NO. 86-7166

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT. ALSO ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE POSTCARD THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: DMH APPLICATION NUMBER: 86-7166

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.

Field check by: _____

Date: _____

Comments: _____

- ☒ Yes ☒ No
☒ Yes ☒ No
☒ Yes ☒ No
☒ Yes ☒ No*

Field check required.

Critical groundwater area.

Request dam safety information. Sent by: _____ Date: _____

In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No
☐ Yes ☐ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

- ☒ Yes ☐ No*

In form for advertising.

Final date for protests: 5-16-83 ✓

- ☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5/9/83 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.

- ☐ Yes ☒ No

Measuring device required.

- ☐ Yes ☒ No

Access port required.

- ☐ Yes ☒ No

Will water be delivered by watermaster? If yes, what district? _____

7/15/83

Date of priority recommended.

Special conditions of approval or cover letter. _____

By: DMH

Date: 5/25/83

STATE OFFICE REVIEW:

return receipt

RECEIVED
JUN 14 1983

Department of Water Resources

- ☐ See attached sheet for more information.

By: DMH

Date: 6/15/83

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director May 24, 1983

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Mr. and Mrs. Gerald Schmidt
P.O. Box 26
Kendrick, Id. 83537

Re: 86-7166

Dear Mr. and Mrs. Schmidt:

Would you please sign the enclosed application on page 3 and then
return it at your earliest convenience so that we may continue
processing it.

Sincerely,

Patricia M. Stypa
Secretary

Enc. - Appln.

RECEIVED

86-Z166-

SCHMIDT, GERALD &/or VIOLA

P.O. BOX 26, KENDRICK, ID 83537

Source: SPRING

Date Filed: 04/15/1983

Diversion Pt: NENE Sec 21 T 37N R 02W

Use: STOCKWATER (0.04 CFS)

In: NENE Sec 21 T 37N R 02W



KIM J. TROUT
ATTORNEY AT LAW

BOLLINGER PLAZA
SUITE 104
LEWISTON, IDAHO 83501
TELEPHONE: (208) 743-1234

April 12, 1983

State of Idaho
Department of Water Resources
4055 Government Way
Coeur d' Alene, ID 83814

Re: Gerald & Viola Schmidt Application and Claim to Water Right

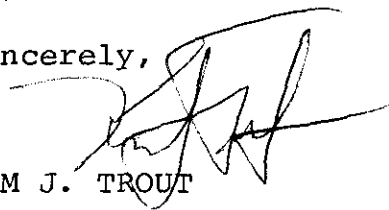
Dear Sir or Madame:

Enclosed you will find a Claim to Water Right, executed by Mr. and Mrs. Schmidt and an Application for Permit executed by myself, as attorney for the Schmidts. I have also enclosed a check in the amount of \$60.00 as the required fee in this matter.

Please direct all future correspondence with regard to this matter to me at the above address.

If you have any questions, please do not hesitate to contact me.

Sincerely,



KIM J. TROUT

dlr
Enclosures

IDENT. NO. 86-7166

WATER RIGHT
DATA ENTRY LOG

[illegible]