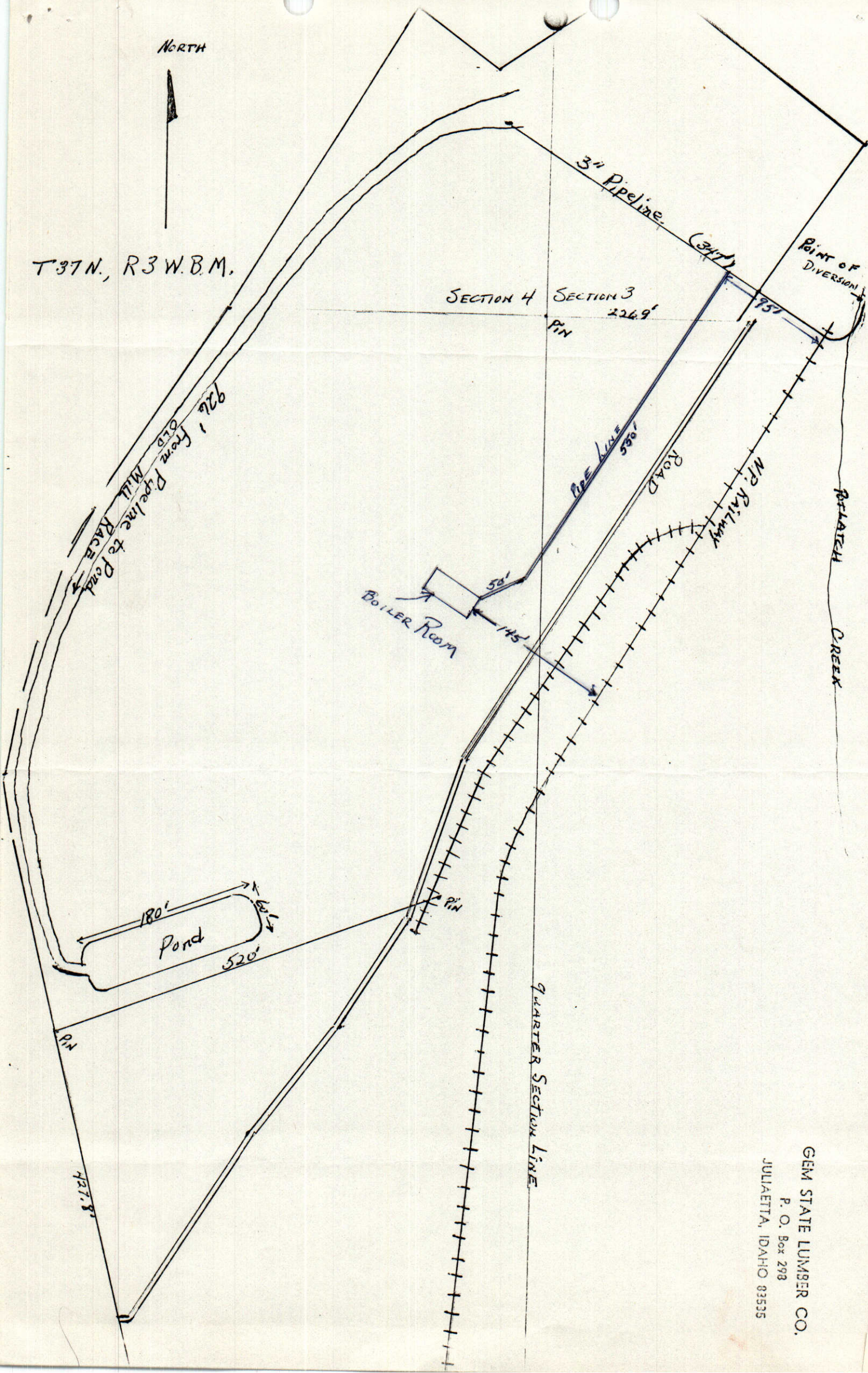


NORTH

T37N, R3W.B.M.



GEM STATE LUMBER CO.
P. O. Box 298
JULIAETTA, IDAHO 83535

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

116°45'
46°37'30"

42°30"



Affidavit of Publication

STATE OF IDAHO
County of Latah

} ss.

A. J. Marneau

being first duly sworn, on oath,
deposes and says:

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates:

February 6,
13, 1975

the same being the dates designated for the publication of said legal notice.

Marneau
Subscribed and sworn to before

me this 13th day of February

19 75

Carol George

Notary Public,
residing at Moscow, Idaho

RECEIVED

FEB 18 1975

Department of Water Resources
Northern District Office

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Gem State Lumber Company, P.O. Box 298, Juliaetta, Idaho has on Jan. 29, 1975 submitted Application No. 86-7046 for a permit to appropriate 0.036 cubic feet per second of water from Potlatch Creek by means of pipeline within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 37N, R. 3W, B.M., Latah County to be used from Jan. 1 to Dec. 31 for manufacturing purposes within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 37N, R. 3W, 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 Feb. 24, 1975.

R. KEITH HIGGINSON
Director

Feb. 6, 13, 1975

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 86-7046 Priority January 29, 1975 Amount 0.04 cfs

THIS IS TO CERTIFY, that Gem State Lumber Company
of Juliaetta, Idaho, has complied with the terms and conditions of Permit
No. 86-7046 issued pursuant to Application for Permit dated January 29, 1975,
and has submitted proof to the Department of Water Resources on March 28, 1977,
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 0.20 cfs of water from Potlatch Creek,
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
Industrial	from <u>January 1</u> to <u>December 31</u> at	<u>0.04</u> cfs and	<u>18.4</u> acre feet
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs 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
18.4 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3, Twp.
37N, Rge. 3W in the County of Latah

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$
37N	3W	4																X

Total number of acres irrigated _____

Industrial use is for sawmill power plant.

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 31 day of
August 19 82.

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR EXTENSION OF TIME

Department of Water Resources

State of Idaho)
County of Latah)

Permit No. 86-7046

W. C. Turner of Juliaetta
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:
manager and

That he is the holder, or the duly authorized/agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. 86-7046.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before April 1, 19 76.

That he has heretofore performed the following work described under said permit:

That all work for the application of the water to the use
intended was completed several months ago and the water was
applied to the intended use pursuant to the above numbered
permit.

Costing \$ 1,000.00

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: The work was completed as above stated but

a flooding situation in Potlatch Creek a few weeks ago damaged
the diversion point, and a closer inspection of the damage
disclosed that the metering device was damaged. Repairs
are necessary before the appropriation of the water and
application of the same to the intended use can be inspected.

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to October 1, 19 76.

GEM STATE LUMBER COMPANY

W. C. Turner, Manager
(signature) *

Subscribed and sworn before me this 24th day of March, 19 76.

seal

Frank Barber
Notary Public residing at

Levinston, Idaho

My commission expires Nov. 16, 1976

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. Kenneth Dunn, Administrator, Operations Division,
hereby APPROVE the above application for extension of time for Permit No. 86-7046
to April 1, 1977.

Witness my hand this 5 day of April, 19 76

A. Kenneth Dunn
Administrator, Operations Division

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, State Capitol, Boise, Idaho 83720.

Identification No. 86-7046

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 Gem State Lumber Co. Phone: 276-3401
post office address P.O. Box 298, Juliaetta, Idaho 83535
2. Source of water supply Potlatch Creek 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 3 Township 37N
Range 3 W B.M. Latah County; additional points of diversion if any: None
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.036 for manufacturing purpose from January 1 to December 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. 0.036 cubic feet per second and/or
b. NA acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Using the diversion point and facility and the pipe line installed and constructed under License of Water Right No. 86-7000 and connecting to said pipe line and laying 610 feet of $\frac{1}{2}$ inches pipe to the sawmill boiler room
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ (Mo. Day) to _____ (Mo. Day) inclusive.
- 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 $\frac{1}{4}$ years. allow 1 year IDF
b. Estimated construction cost is \$1,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 4 Township 37N Range 3W B.M. _____
(2) Amount of power to be generated: NA hp under _____ feet of head.
(3) List number of each kind of livestock to be watered NA
(4) Name of municipality to be served NA, or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe: Water will be used in boilers in the sawmill power plant.

MICROFILMED

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

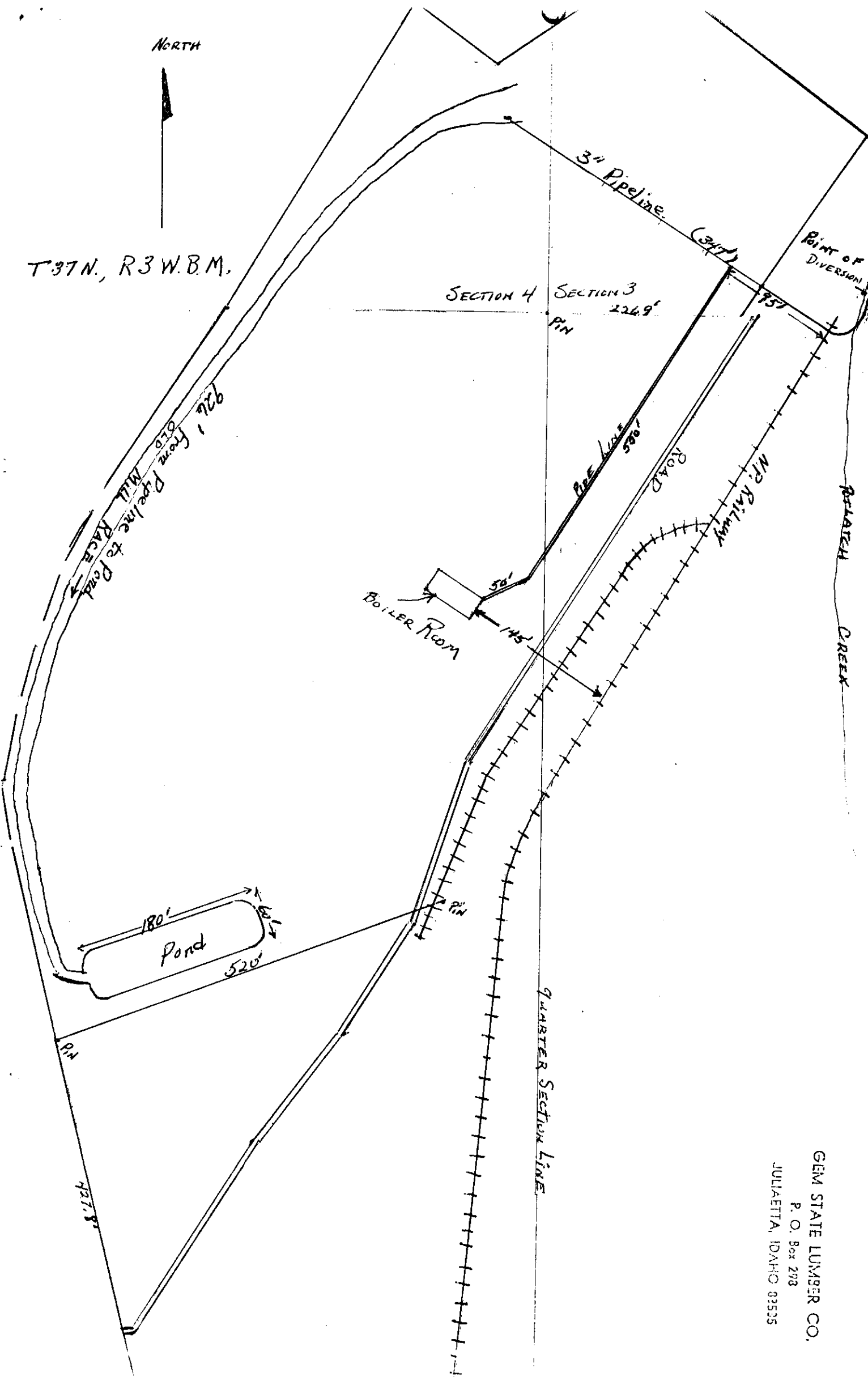
TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
		NA																	

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 Burlington Northern, Inc., successor of
- b. Who owns the land to be irrigated or place of use Northern Pacific Railroad Co. none
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing None

10. Remarks _____



GEM STATE LUMBER CO.
P. O. Box 298
JULIAETTA, IDAHO 83535

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

46°37'30" 116°45'

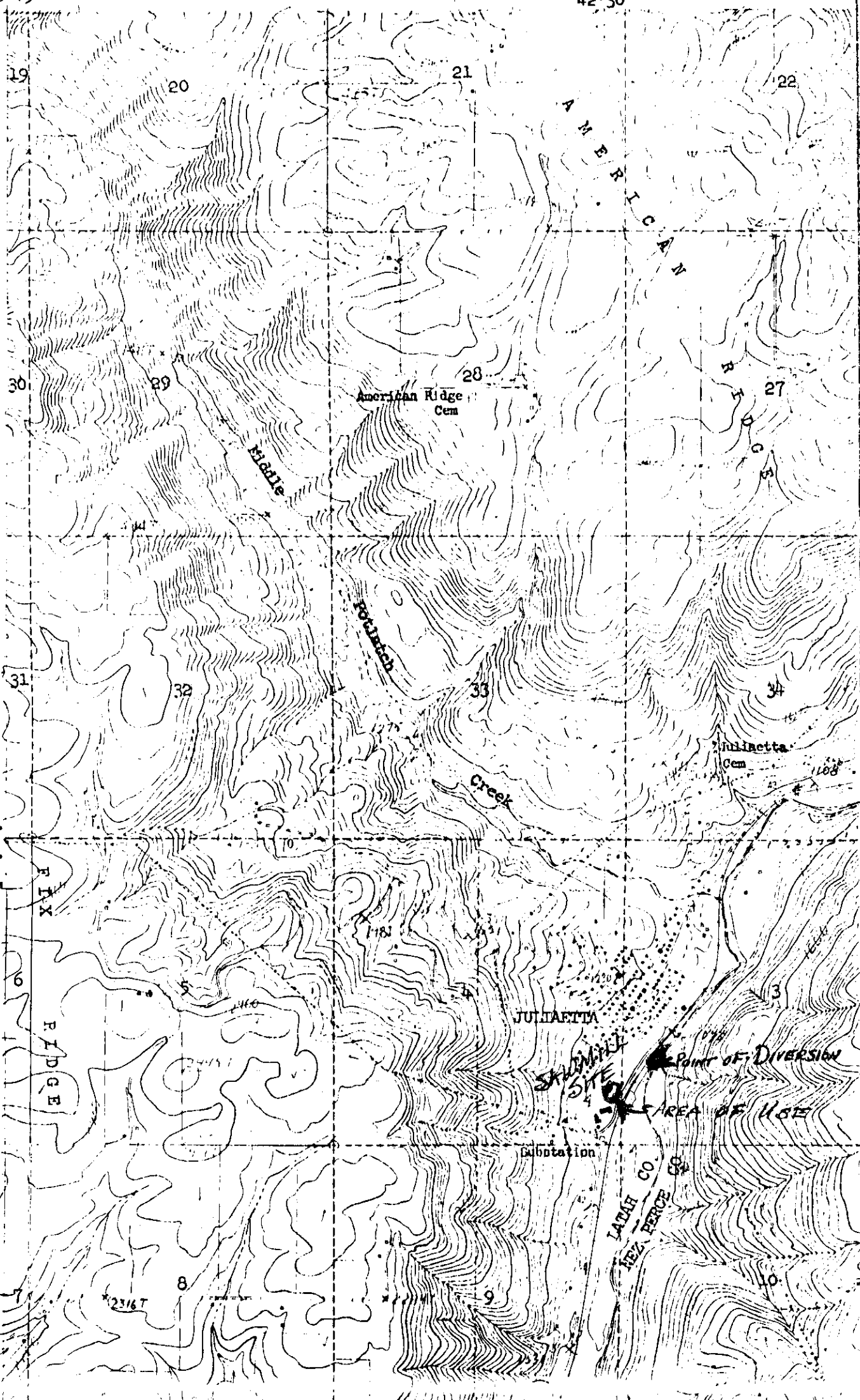
42°30"

T.38 N.

T.37 N.

35'

FIX
RIDGE



This image shows a full page of blank graph paper. The grid consists of 20 columns and 20 rows of small squares. There are four larger squares formed by thicker lines, each measuring 10x10 small squares. A faint, illegible watermark or smudge is visible in the lower-left quadrant of the page.

By: Kim C. Johnson
(Applicant) Manager

Proposed Priority ~~1-29-1975~~

Received by Date 1/29/75 Time
Preliminary check by Fee \$ 10.00
Receipted by Date 1-29-75 Receipt # 734
Publication prepared by CP Date 1-31-75
Published in Daily Idahonian
Publication dates 2-6 & 2-13-75
Publication approved CP Date 2-25-75
Priority reduced to Reason

Protests filed by:

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

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. 86-7046, 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 April 1, 1976.
- c. Other: Approval of this permit does not grant an easement or right-of-way across the land of another person.

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

Witness my hand this 6 day of March 19 75.

R. Karl H. [Signature]
Director

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

A. J. Marneau

being first duly sworn, on oath,
deposes and says:

That he is the printer of The
DAILY IDAHONIAN, a newspaper
of general circulation, printed and
published daily except Sunday at
Moscow, Latah County, Idaho, in
compliance with Sections 60-106,
60-107, and 60-108 of the Idaho
Code and the amendments there-
to; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supple-
ment thereto, upon the following

dates:

February 6,
13, 1975

the same being the dates desig-
nated for the publication of said
legal notice.

Shannon

Subscribed and sworn to before

me this 13th day of February

19 75

Carol Deage

Notary Public,

residing at Moscow, Idaho

RECEIVED

FEB 11 1975

Department of
Northern District

P.O. Box 208, Juliaetta, Idaho 83401
Application No. 62-7946 for a permit to appropriate 0.036 cubic
feet per second of water from Pishelash Creek by means of
pipeline within the Northern District, N. H. SW. B.M.
Latah County to be used for manufacturing purposes with
B.M.
If issued, this permit shall be subject to water rights.
Protests against the granting of the permit were filed with
the Idaho Department of Water Resources, 100 Front Ave.,
Coeur d'Alene, Idaho, 83316 on or before February 1, 1975.

Notary Public, B. J. HIGGINSON

Feb. 6, 1975

RECORDED

September 22, 1982

RE: Permit No. 88-7046

Gen State Lumber Company
P.O. Box 298
Juliaetta, ID 83535

Gentlemen:

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

Sincerely,

A handwritten signature in cursive script that reads "Jim Johnson".

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

A faint, tilted rectangular stamp or mark, possibly a date stamp, located in the bottom left corner of the page. It appears to contain the word "JUL" and some numbers.

ACT
IONOWNER LAST NAME - GEM STATE LUMBER CO.
ADDRESS LINE 1 - P.O. BOX 298

SOURCE - POTLATCH CREEK

STAGE - PERMIT

DIVERSION POINT - NWSW 03 37N 03W

USE - INDUSTRIAL

USE - INDUSTRIAL

PROOF DUE - 04-01-1977 PERMIT/DENIED - 03-06-1975

COND. OF APPRVL - 04

CITY - JULIAETTA

TRIBUTARY OF - CLEARWATER RIVER

PRIORITY - 01-29-1975 COUNTY - LATAH

STATE - 10 ZIP CUDF - 83535

TOTAL DIV. RATE - .0400CFS

USE DIV. RATE - .0400CFS

PLACE OF USE - TWN 37N RNG 03W SEC 04 TRACT SESE

** W ** PROOF DUE YEAR SHOULD NOT BE LESS THAN CURRENT YR.

N DIVERSION MEANS - PIPELINE.

IDENT. NO. 86-7046

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

[illegible]

8. Use Code: **I**

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date: 4 - 1 - 1977

B. Date Permit Approved or Denied: 3-6-1975

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: 04

14. Diversion Means (brief narrative): pipelines

RECEIVED

APR 7 1977

Department of Water Resources
Northern District Office

Phone _____

Phone _____

Potlatch Cr.

Clearwater River ^(name)

Amount 0.036 c.f.s. for Industrial
AF/Annum (nature of use)

(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses:

Max Rate of Diversion 0.036 cubic feet per second and annual volume _____ AF/Annum.

Township 37N N/S, Range 3W E/W, B.M., Section 3, Subdivision NW 1/4 SW 1/4, Latah County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions:

Description of diverting works: using the diversion point and facility and the pipeline installed and constructed under permit no. 86-7000 and connecting thereto 610 feet of 1 1/2 inch pipe conveying water to the sawmill boiler room.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

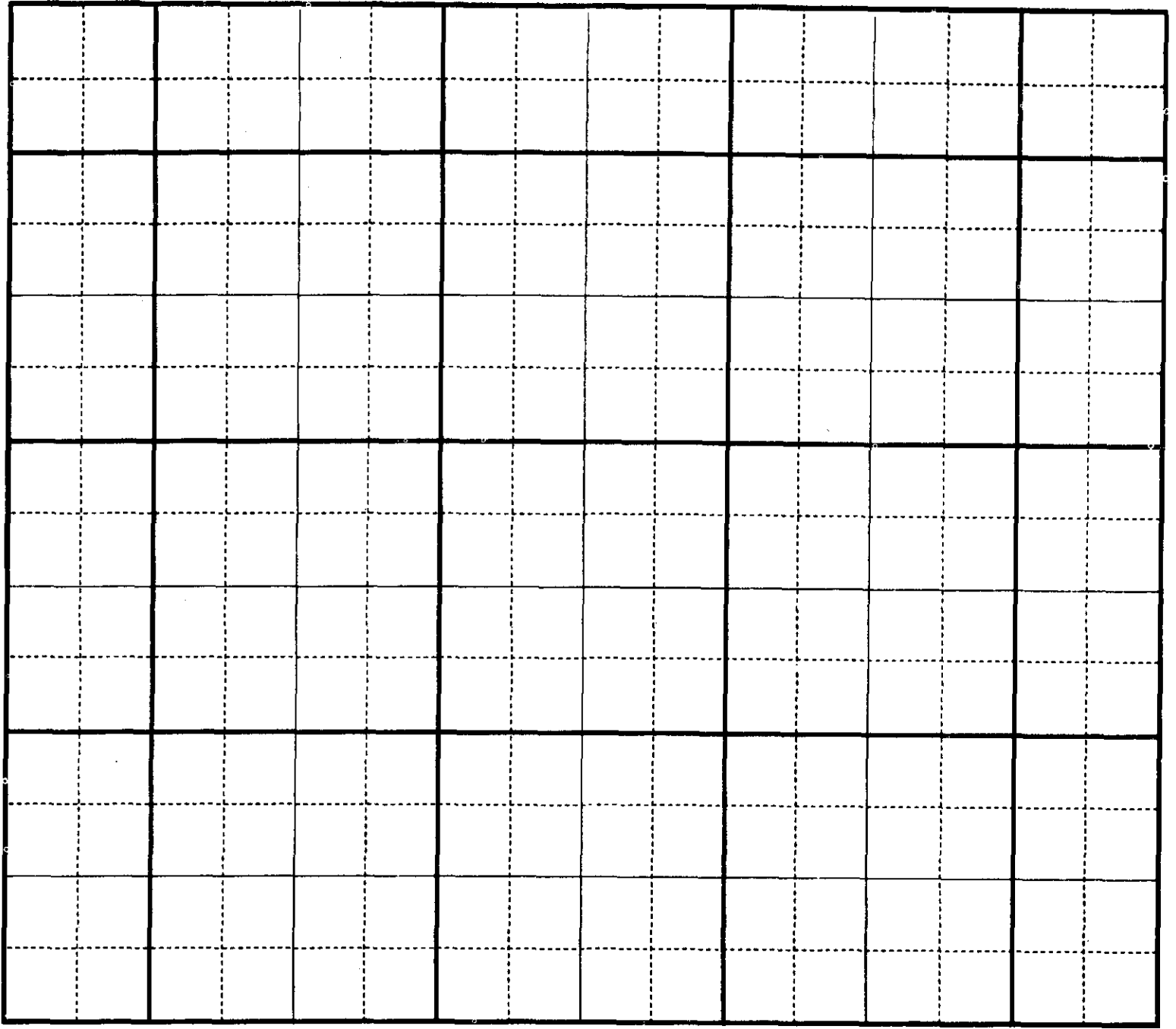


Diagram of System

10/10/10

DATE OF EXAM 8-5-77

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Industrial Q: 0.036 cfs from Jan 1 to Dec 31

Rounded to .04 per Admin Memo

Is water co-mingled? yes _____ no X

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no X

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 90 gpm. Method of measurement meter

Total Q recommended 0.036 cfs Meter No. 105872 Type Bodger Condition good

Total V recommended _____

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:
0.15 cfs licensed under 86-7000 V = 18.4 AFA
90 gpm = 0.20 cfs 0.20 cfs measured per proof statement
448.8 - 0.15 cfs licensed per
0.05 cfs use
- 0.036 Applied for ← rounded to .04 per Admin Memo
0.014 over

SYSTEM DESCRIPTION:
Washington 20 hp pump # BW15 697 with pipe line to place
at use.

REMARKS:
Used in conjunction with and added to license
86-7000.

Examiner's Signature Van King Date 8-8-77
Checked by Bob Haynes Date 8-10-77
Approved by Robyn Date 8/6/80

11/25/80 per 8-30-82

warthog
20hp

~~149 1166~~

BW15
697

2
88
95

$$90 \text{ ppm} = \frac{0.20}{.15} \\ .105$$

Exp.

13500

11/11/11

April 6, 1977

Gem State Lumber Co.
Box 298, c/o W. M. Turner
Juliaetta, Idaho 83535

Re: Permit No. 86-7046

Dear Mr. Turner:

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

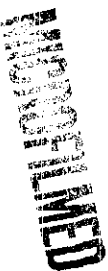
Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Coeur d'Alene.

Sincerely,

JANICE RENK
Water Rights Bureau

/jr



Identification No. _____

Permit No. 86-7046

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

APR 23 1977
Department of Water Resources

1. a) Name of Permit Holder Gem State Lumber Company
b) Post Office Address P.O. Box 298, Juliaetta, Idaho 83535
2. Permit Number 86-7046
3. Date of Priority that you are prepared to establish January 29, 1975
4. a) Source from which water was appropriated Potlatch Creek
b) Location of the point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3
Township 37 N, Range 3 W Boise Meridian, Other points of diversion: None
5. a) The amount of water and use to which the water has been applied:
Amount 0.036 cfs for Manufacturing purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.036 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Reading of meter on pipe line by manager of Gem State; 16,340 gal. per day average or 5,980,440 gal per year or 18.35 acre feet per year
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
N.A.
b) Describe the agreement or understanding by which you take water from the works:
N.A.
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Using the diversion point and facility and the pipe line installed and constructed under permit No. 86-7000 and connecting thereto 610 feet of 1 1/2 inch pipe conveying water to the sawmill boiler room.
b) Describe the type and size of measuring device which you have installed at your point of diversion:
N.A.
c) Give well driller's name and address and the date the well was completed:
N.A.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
The water is used in the sawmill boiler to provide part of the power used in the manufacture of lumber products.

MICROFILMED

4/6/77 j

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40-acre subdivision; N.A.

Total number of acres irrigated _____

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

By W.C. Turner
W.C. Turner (Signature) Manager

My commission expires November 16, 1980

File

FRANK V. BARTON
LAWYER
PORTER BUILDING
622 MAIN STREET
LEWISTON, IDAHO
83501

RECEIVED

MAR 28 1977

DEPARTMENT OF WATER RESOURCES

P. O. BOX 573
AREA CODE 209
743-4471

March 25, 1977

Department of Water Resources
State of Idaho
Boise, Idaho 83720

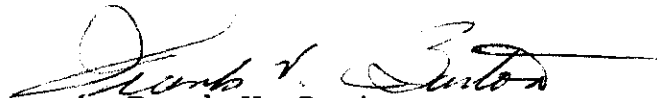
Re: Gem State Lumber Co.
Permit # 86-7046

Dear Sirs:

Enclosed please find Proof of Application of
Water to Beneficial Use used by Gem State
Lumber Company in connection with Permit No.
86-7046.

If there is any question please contact the
undersigned.

Very truly yours,


Frank V. Barton

FB:br
Enc.

RECEIVED

January 31, 1977

CERTIFIED MAIL

138273

Re: Permit No. 86-7046

Gem State Lumber Co.
W. C. Turner
Box 298
Juliaetta, Idaho 83535

Dear Mr. Turner:

86-7046

One of the conditions of approval of your water Permit No. _____ (see last page of your approved permit) was that evidence of the extent of development be submitted by ~~April 15, 1977~~ application of water to beneficial use to this office on or before _____. Enclosed is an affidavit form which must 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 affidavit 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.



R. KEITH HIGGINSON
Director

RKH:jg

cc: Frank Barton, Attorney, Box 573, Lewiston, ID 83501

April 6, 1976

Re: Permit No. 86-7046
Gem State Lumber Co.

Mr. Frank V. Barton
Attorney at Law
P.O. Box 573
Lewiston, Idaho 83501

Dear Mr. Barton:

Enclosed herewith is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use has been extended to April 1, 1977.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

ddr
Enclosure

cc: Gem State Lumber Company

FRANK V. BARTON

LAWYER

PORTER BUILDING

622 MAIN STREET

LEWISTON, IDAHO

83501

P. O. BOX 573

AREA CODE 208

743-4471

March 25, 1976

Department of Water Resources
State of Idaho Statehouse
Boise, Id 83720

Attention: R. Keith Higginson, Director

Re: Gem State Lumber Company
Permit No. 86-7046

Dear Mr. Higginson:

Enclosed please find an application for the above named
permittee for extension of time relative to proof of
application for water of beneficial use.

Very truly yours,


Frank V. Barton

FVB:bk
Enc.

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.
• Complete items 1, 2, and 3 on reverse side.
• Moisten gummed ends and attach to back of article.

RETURN
TO



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE: \$300



● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.	
1. The following service is requested (check one). ☐ Show to whom and date delivered..... 15¢ ☐ Show to whom, date, & address of delivery.. 35¢ ☐ RESTRICTED DELIVERY. ☐ Show to whom and date delivered..... 65¢ ☐ RESTRICTED DELIVERY. ☐ Show to whom, date, and address of delivery 85¢	
2. ARTICLE ADDRESSED TO:	
3. ARTICLE DESCRIPTION: REGISTERED NO. <u>138228</u> CERTIFIED NO. INSURED NO. (Always obtain signature of addressee or agent) I have received the article described above. SIGNATURE ☐ Addressee ☐ Authorized agent	
4. DATE OF DELIVERY <u>2-02-76</u>	POSTMARK FEB 2 1976
5. ADDRESS (Complete only if requested)	
6. UNABLE TO DELIVER BECAUSE:	

January 30, 1976

CERTIFIED MAIL

138328

Re: Permit No. 86-7046

Gem State Lumber Co.
Box 298
Juliaetta, Idaho 83535

Gentlemen:

One of the conditions of approval of your water Permit No. 86-7046 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before April 1, 1976. Enclosed is an affidavit form which must 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 affidavit 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

March 7, 1975

Re: Permit No. 86-7046

Gen State Lumber Co.
Box 298
Juliaetta, Idaho 83535

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 86-7046. 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

RECEIVED
MARCH 11 1975

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 86-7046

- ☒ 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) SP 4/24/75

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) SP 4/24/75

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 2/25

Affidavit of Publication received(date) FEB. 18, 1975

(12) CP 1/31

Final date for protests FEBRUARY 24, 1975

Protests received: yes _____ no ☒

(13) SP 2/25/75

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

(14) SP 2/25/75

Action recommended:

☒ Approve _____ Deny

1/29/75 Proposed Priority

_____ Reason for Reduction _____

_____ Measuring device required

← See attached sheet for other conditions of approval

☒ No special conditions for approval

Approval does not grant an easement or right-of-way across the land of another person.

(15) District _____

By [Signature] Date 2/25/75

MICROFILMED

Call Turner,
W.C. Turner, Jr.

276-34101

February 3, 1975

Re: Application for Permit No. 86-7046 - Gem State Lumber Company

Mr. Frank V. Barton
Lawyer
622 Main Street
Lawiston, ID 83501

Dear Mr. Barton:

Attached is your receipt No. 734 in the amount of \$10 for the filing fee on the above referenced application which was received in this office.

Feel free to contact us if we may be of any further assistance.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Attachment

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

January 31, 1975

Re: Application No. 86-7046 - Gem State Lumber Company

Daily Idahonian
Box 399
Moscow, ID 83843

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: 2-25-75. 4

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Gem State Lumber Company,

P.O. Box 298, Juliaetta, Idaho

has on Jan. 29, 1975 submitted Application No. 86-7046

for a permit to appropriate 0.036 cubic feet per second ~~and for the purpose of~~

of water from Potlatch Creek

by means of pipeline

within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 37N, R. 3W, B.M., Latah County

to be used from Jan. 1 to Dec. 31

for manufacturing purposes

within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 37N, R. 3W, 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 Feb. 24, 1975.

R. KEITH HIGGINSON

Director

Published in the Daily Idahonian, Moscow, Idaho

on Feb. 6 and Feb. 13, 1975

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Gem State Lumber Company, P.O. Box 298, Juliaetta, Idaho has on Jan. 29, 1975 submitted Application No. ~~66-7048~~ for a permit to appropriate 0.036 cubic feet per second of water from Potlatch Creek by means of pipeline within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 37N, R. 3W, B.M., Latah County to be used from Jan. 1 to Dec. 31 for manufacturing purposes within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 37N, R. 3W, 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 Feb. 24, 1975.

R. KEITH HIGGINSON
Director

Feb. 6, 13, 1975

OK.
2-10-75
S

RECEIVED
FEB 13 1975
IDAHO DEPARTMENT OF
WATER RESOURCES

FRANK V. BARTON

LAWYER

PORTER BUILDING

622 MAIN STREET

LEWISTON, IDAHO

83501

January 28, 1975

RECEIVED

JAN 29 1975

Department of Water Resources
P. O. BOX 200
AREA CODE 200
743-4471

State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

Attention: Mr. Bobby D. Fleenor
Chief, Water Rights

Re: Gem State Lumber Co.
Juliaetta, Idaho

Dear Mr. Fleenor:

Enclosed please find an application for permit to appropriate water filed herewith on behalf of Gem State Lumber Co.

Permit me to remind you or at least repeat some statements in the prior letter to the effect that under the existing permit and in accordance therewith, we have established the necessary mechanism and the pipelines for the diversion of water and it is the plan to run another line from the existing pipeline down to the boiler room for the purpose of supplying water to the two large boilers used in the power plant for the sawmill.

The quantity of water needed is 700,000 gallons per month, I would appreciate it if you would check my computations relative to the amount of water for which this application is presented. I am not too confident of my figures in this matter.

I understand that the application fee, in this instance, is \$10.00 and I have therefore enclosed my check for that amount.

Please process this application if you find the same correct and acceptable.

Very truly yours,


Frank V. Barton

FVB:bk
Encs.

UNRECORDED