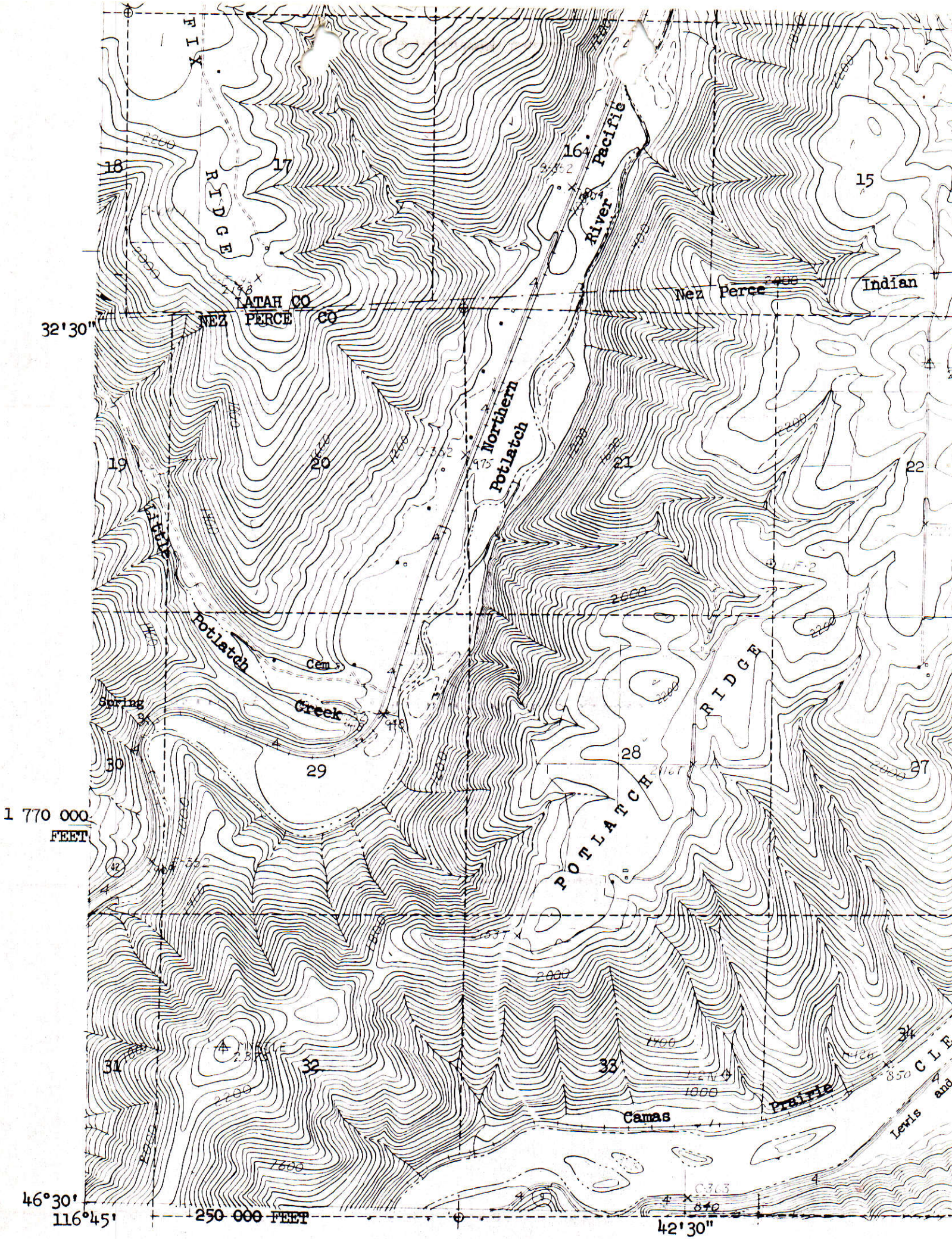
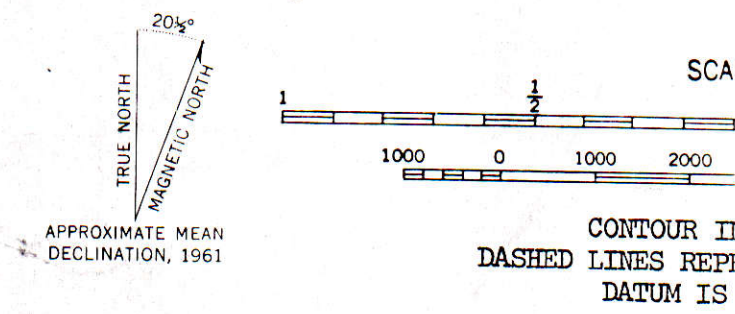


A hand-drawn map on a grid. The grid consists of 10 columns and 10 rows. A location is marked with a circle and a dot in the 5th column and 5th row. To the left of this mark, the text 'T37n' is written in the 4th column and 5th row, and 'R3W' is written in the 4th column and 4th row. To the right of the mark, the number '3' is written in the 6th column and 5th row.

January 1976
R. Keith Higgins
State Reclamation Engineer

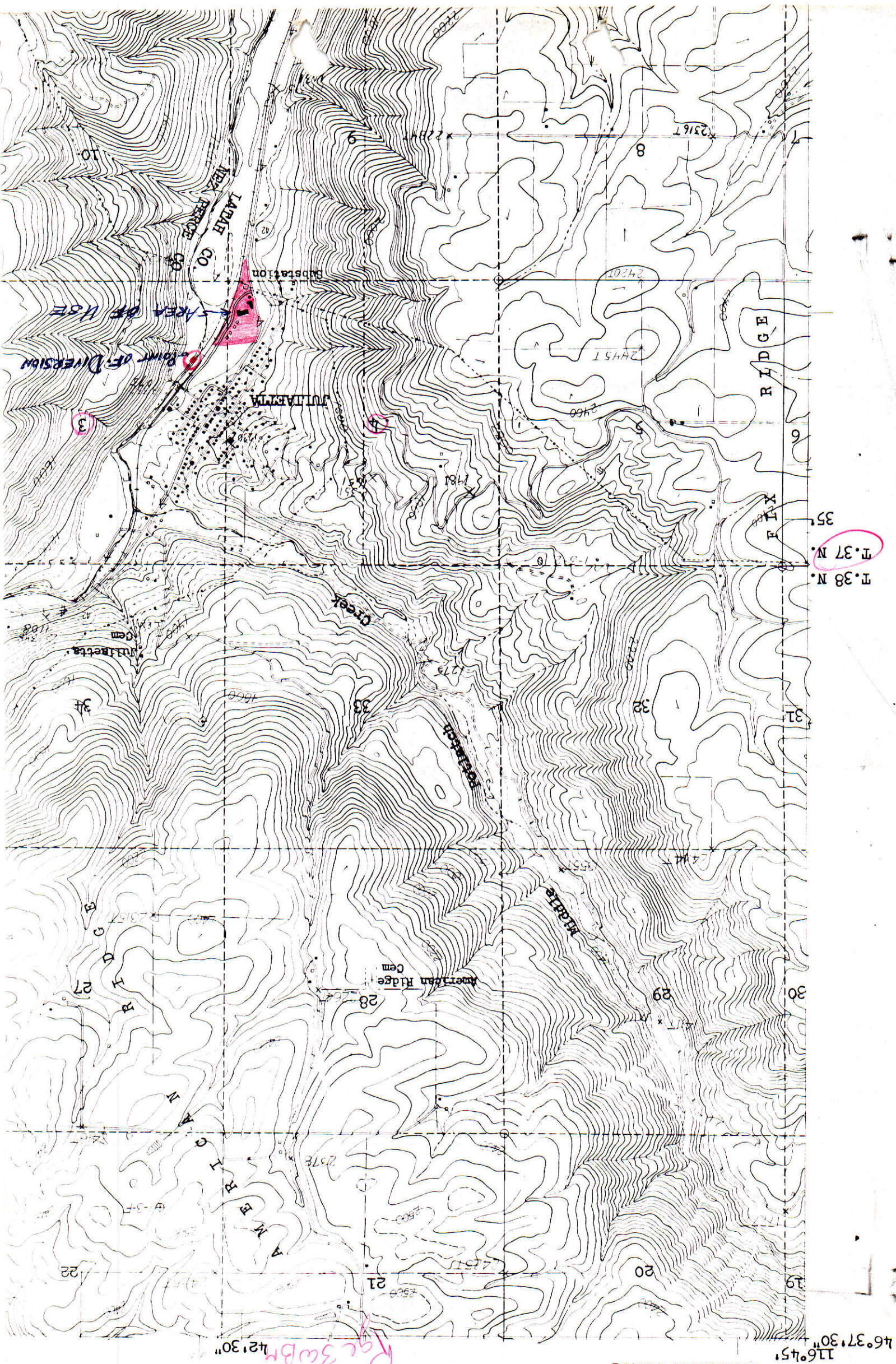


Mapped by Pacific Area, Geological Survey
 This is an unedited copy of an original manuscript including field additions made in 1961



26-7000

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



AFFIDAVIT OF PUBLICATION

W. L. McCreary

being first

duly sworn, deposes and says: I am Publisher of the KENDRICK GAZETTE, a newspaper of general circulation, published weekly at Kendrick, Latah County, Idaho; that the said KENDRICK GAZETTE is an established paper and has been published regularly at least once a week for more than 78 consecutive weeks next immediately preceding the first publication of this notice, and has been so published uninterruptedly for said period.

That the Notice of Application for
Water, Gem State Lumber Co.,
Juliaetta, Idaho

attached hereto and which is a made a part of this affidavit, was published in said KENDRICK

GAZETTE two consecutive times, the

first publication thereof being on the 24th

day of August, A. D., 1967

and the last publication thereof being on the

31st day of August, A. D. 1967

and that said Notice of Application for
Water

was 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 said paper, during the period and the times of publication as set forth above.

W. L. McCreary

Subscribed and sworn to before me this, the

31st day of Aug, 1967

[Signature]

Notary Public.

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Gem State Lumber Co. has on July 23, 1967, applied for permit to store 5.0 acres feet of water from Potlatch Creek, a tributary of the Clearwater River under application No 86-7000. Water will be diverted by a pump within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 37N, R. 3W, B. M., Latah County, and is to be used from January 1 to December 31 for a log pond and fire protection in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 37N, R. 3W, B. M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Kendrick Gazette,
Kendrick, Idaho, on August 24 and
August 31.

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R. KEITH HIGGINSON
State Reclamation Engineer
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August 31.

RECEIVED

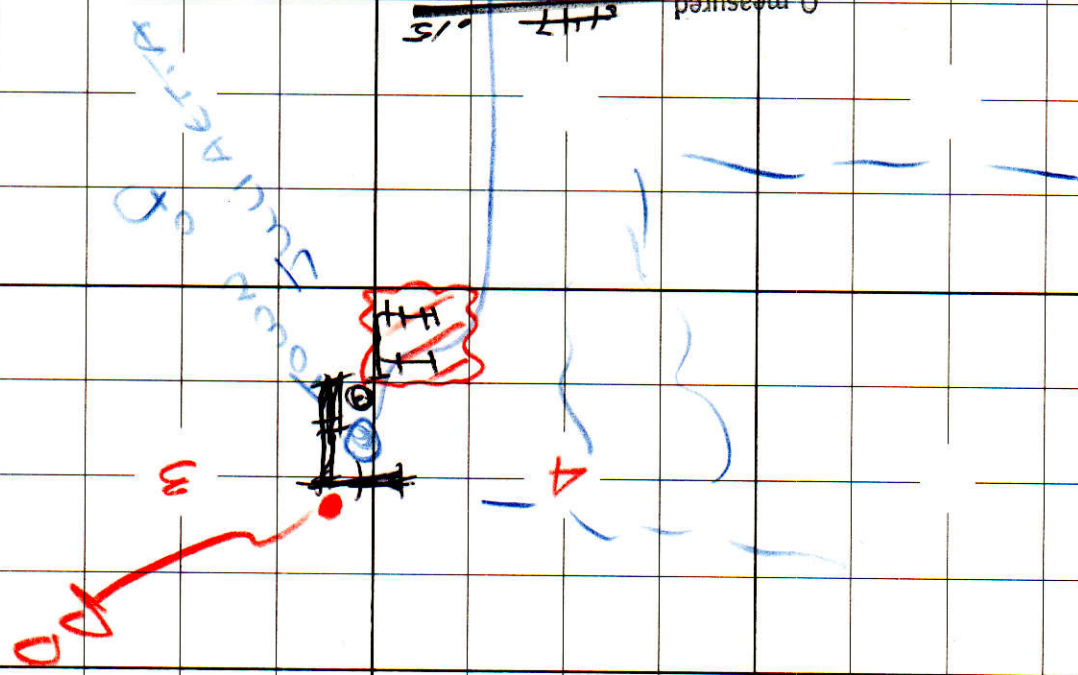
SEP 5 1967

Department of Reclamation

86-7000

95 7000

☐	Place of use
☐	P.D.
☐	None
Amendments	
Subdy.	
<u> </u>	recommended
<u> </u>	Found
<u> </u>	Acreage
<u> </u>	Volume
<u> </u>	Q recommended
<u> </u>	Q measured



R. G. C.

37

RECEIVED
JUL 22 1900

Department of Reclamation

NORTH



T37N., R3W.B.M.

3" Pipeline (317)

Point of Diversion

SECTION 4 SECTION 3
3249'

P₁

Road

N.P. Railway

Gravelly Creek

Pond
180' 520'

Quarter Section Line

427.8'

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

86-7000

NORTH

T37N, R3W.B.M.

SECTION 4

SECTION 3

224.9'

3" Pipeline (347)

Point of DIVERSION

Road

N.P. Railway

Pond

180'

520'

Quarter Section Line

RECEIVED
JUN 9 1967

Department of Reclamation

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

86-7000

Section Line

NORTH

T37N., R3W.B.M.

SECTION 4

SECTION 3

3249'

3" Pipeline (347)

Point of
DIVERSION

Road

N.P. Railway

Pond

180'

520'

Quarter Section Line

RECEIVED

JUN 9 1967

Department of Reclamation

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

86-7000

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 86-7000 Priority July 23, 1967 Amount 0.15 cfs

THIS IS TO CERTIFY, that Gem State Lumber Co.
of Juliaetta, Idaho, has complied with the terms and conditions of Permit
No. 86-7000 issued pursuant to Application for Permit dated July 23, 1967,
and has submitted proof to the Department of Water Administration on January 2, 1970,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.15 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from Potlatch Creek
tributary of the Clearwater River, is hereby confirmed in the following amounts:

Amount 0.15 cfs for Fire Protection from Jan. 1 to Dec. 31 (both dates inclusive)

Amount 0.15 cfs for Log Pond from Jan. 1 to Dec. 31 (both dates inclusive)

Amount 0.15 cfs for Wetting Logs from July 1 to Sept. 30 (both dates inclusive)
In Storage

Subject, however, to the condition that no more than 0.15 cfs of water be diverted at
any one time, said waters to be diverted within the

NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 3, Twp. 37 N, Rge. 3 W, B. M.

in the county of Latah; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 5 acre feet per year ~~for~~ for
the log pond and 28 acre feet per year for wetting logs in storage with the total amount
~~not to exceed 33 acre feet per year.~~ not to exceed 33 acre feet per year.

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 $\frac{1}{4}$	
37 N	3 W	4																X	

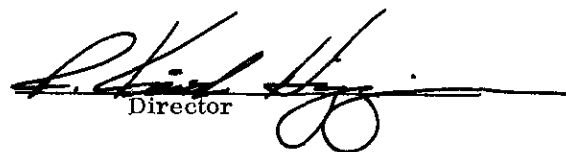
Total number of acres irrigated _____

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

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 21ST day of

May, 19 73.


Director

86 7000

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Permit No. 86-7000

No. 86-7000, and requests that the permit and permit map be changed as follows:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) Industrial -
for log pond, wet log storage in deck and fire protection
mo. - day mo. - day

For Log pond purposes from Jan. 1 to Dec. 31 (both dates incl.)

For Wet log storage in deck purposes from Jan. 1 to Dec. 31 (both dates incl.)

For Fire protection purposes from Jan. 1 to Dec. 31 (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

[illegible]

86-1000

A grid of 10 columns and 10 rows with dashed lines. Handwritten text "R34" and "T37" is in the 7th column, 4th row. A circled "3" is in the 5th column, 4th row.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

✓
this 31st day of December, 1969,
Gem State Lumber Company
By: H. C. Tanner
(signature) Manager

ACTION OF STATE RECLAMATION ENGINEER

hereby approve the above application for amendment for permit No. 86-7000.

January 19 70

[Signature]

State Reclamation Engineer

41962

APPROVED

86-7000

[illegible]

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.

H C Turner
(Applicant) **Manager**

Manager

86-7000

Received by 14 Date 9-23-67 Time 8:00 A

Preliminary check by Will Fee \$ 100

Received by 14 Date 7-24-67

Publication prepared by 14 Date Aug 17

Published in Boise Post

Publication dates Aug 24-31

Publication approved 14 Date Aug 10-15 (04)

Priority reduced to _____ Reason _____

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by 14 R.H. Jus

ACTION OF STATE RECLAMATION ENGINEER

APPROVED

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 86-7000, 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.

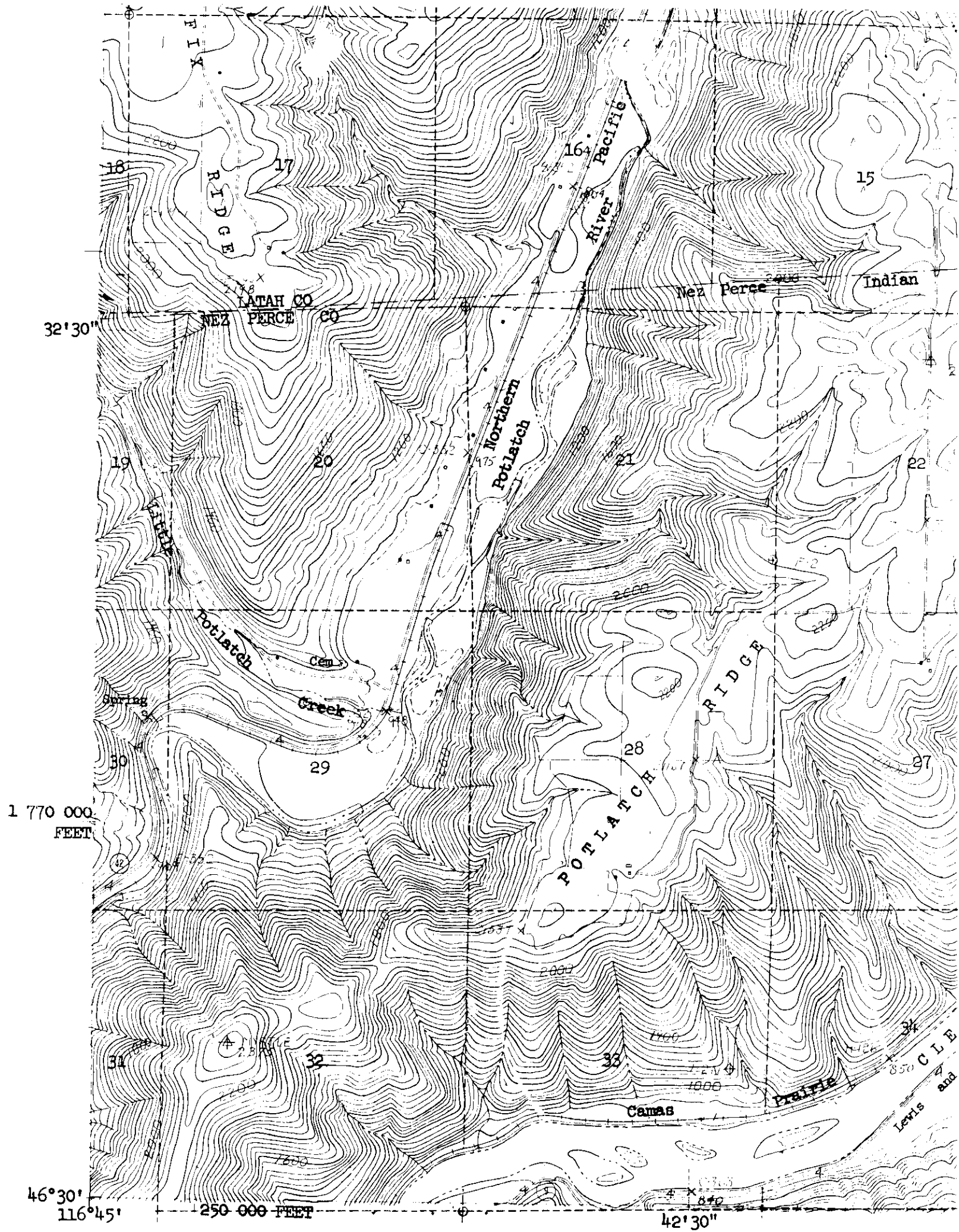
b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 68.

c. Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works.

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

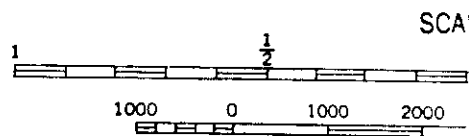
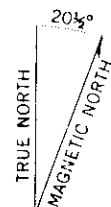
Witness my hand this 6th day of November, 19 67.

State Reclamation Engineer



Mapped by Pacific Area, Geological Survey

This is an unedited copy of an original manuscript including field additions made in 1961



CONTOUR II
DASHED LINES REPI
DATUM IS

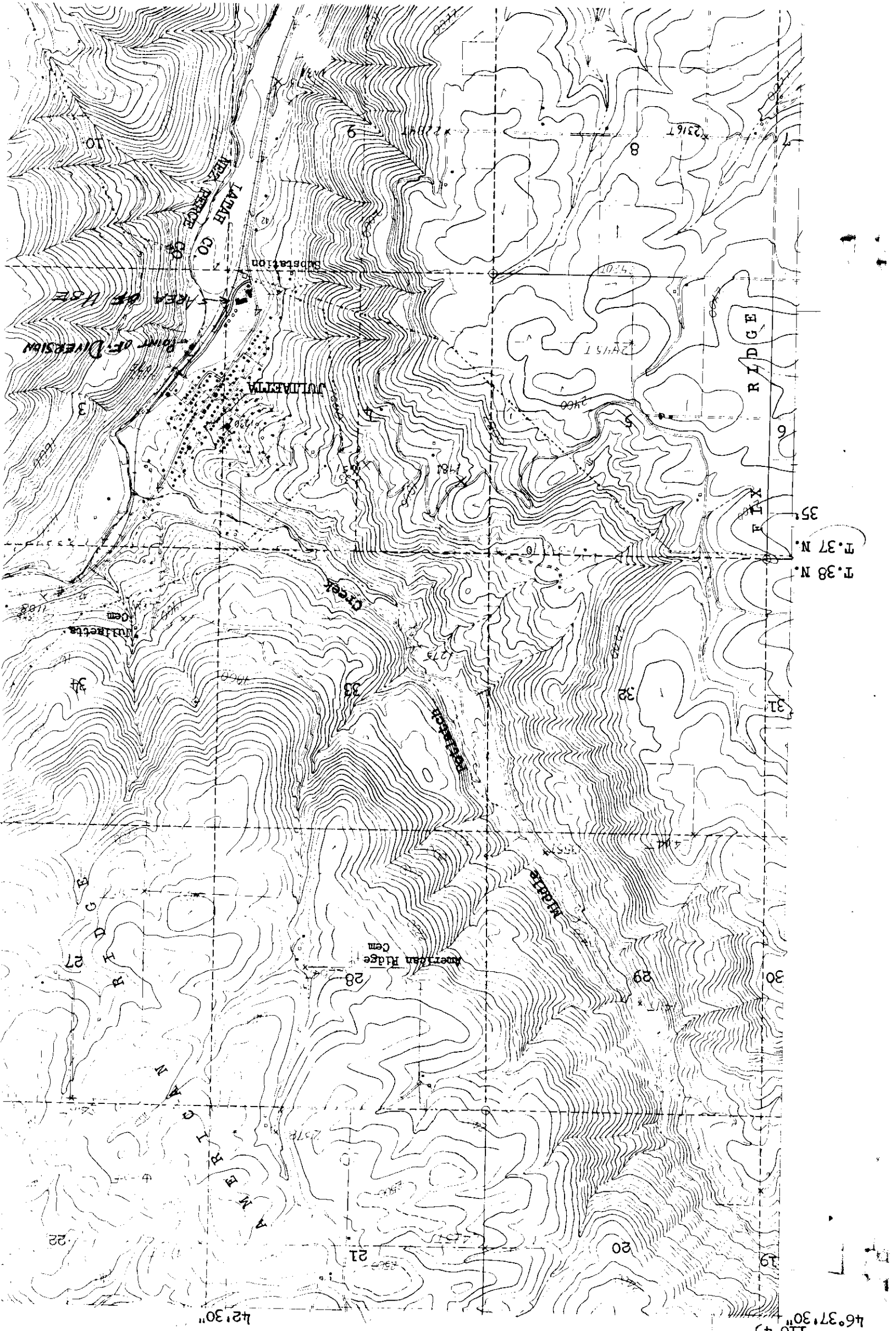
86-7000

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

116°45'

46°37'30"

00007-98



Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Gem State Lumber Co. (a partnership)
b) Post Office Address Juliaetta, Idaho
2. Permit Number 86-7000
3. Date of Priority that you are prepared to establish September 23, 1967, at 8:00 a.m.
4. a) Source from which water was appropriated Potlatch Creek
b) Location of the point of diversion: NW 1/4 SW 1/4, Section 3 ✓
Township 37 North, Range 3 West Boise Meridian, Other points of diversion: none
5. a) The amount of water and use to which the water has been applied:
amount _____ for log pond purposes from January 1 to December 31 incl. ✓
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for fire protection purposes from January 1 to December 31 incl. ✓
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for Wet log storage purposes from Jan. 1 to Dec. 31, incl. ✓
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 5.0 ✓ ~~XXXXXX~~ 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: measurement made from meter reading at pump station.
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: Not applicable
b) Describe the agreement or understanding by which you take water from the works: Not applicable
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) 10 h.p. electric pump with 3" intake and output, 347' of 3" pipe from pump to open ditch, 926' of open ditch of earth construction emptying into a pond of earth construction, 60' x 180' with average depth of 9'.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Badger 3" MLST Main Line Flanged tube meter - straight
c) Give well drillers name and address and date the well was completed Not applicable

EXAM TYPED
2-5-70 jms

86-7000

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Log pond for storage of logs at saw mill of permit holder and for fire protection for the saw mill, lumber storage areas and for log deck areas at the saw mill site.

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: Not applicable

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: The pump at the point of diversion is located in a wood frame building 6' x 6' with a concrete floor.

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

Gem State Lumber Company

December 31, 1969
(Date)

✓ By: H. C. Turner
(Signature) Manager

State of Idaho)
County of Latah) ss.

On this 31st day of December, 1969, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Frank Barton
Notary Public residing at Lewiston, Idaho

My commission expires Nov 16, 1972

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

RECEIVED
AUG 17 1967
Department of Reclamation

P. O. BOX 573
AREA CODE 208
SHERWOOD 3-4471

August 16, 1967

STATE OF IDAHO
Department of Reclamation
107 State House
Boise, Idaho 83701

Attention: Mr. Donald W. McEldowney

Re: Application of Gem State Lumber Company

Dear Mr. McEldowney:

Pursuant to your letter of July 27, 1967, I enclose herein the map furnished by your office upon which I have indicated the point of diversion and the entire area of use as I have located the same on the map. As the area of use I have indicated generally, but as accurately as possible the entire saw mill yard, which will include the log pond, log deck storage, all of the buildings of the saw mill and the open lumber storage area. It appears that we made an error in designating the point of diversion. Actually this should be the northwest quarter (NW $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of Section three (3), Township 37 North, Range 3 West, to the Boise Meridian.

You are hereby instructed to correct the application in accordance with the enclosed map. I hope that you will now be able to process the application so that we may proceed with the further steps in obtaining the permit.

Very truly yours,
Frank V. Barton
Frank V. Barton C.R.

FVB/cl
Enc: (1)

86-7000

RECEIVED
JUL 31 1967

STATE OF IDAHO
OFFICE OF STATE RECLAMATION ENGINEER
POWER OF ATTORNEY

Department of Reclamation

The undersigned owner (s) of Permit (Application) No. _____
of the State Reclamation Engineer of the State of Idaho hereby nominates
and appoints W. C. Turner, whose address is
Kendrick, Idaho, as attorney-in-fact, with full author-
ity to act for and on behalf of the undersigned in all matters pertaining
to Application or Permit. Such acts shall include, but not be limited
to the filing of applications, receiving of all notices, the signing and
filing of applications for extension of time and for amendment of said
Permit, and the submission of proofs of completion of works and beneficial
use of water.

Dated this 5th day of July, 1967.

GEM STATE LUMBER COMPANY

By [Signature]
Partner

By [Signature]
Partner

STATE OF WASHINGTON
YAKIMA) ss
County YAKIMA)

On this 5th day of July, 1967, personally
appeared before me the signer (s) of the above instrument, who duly
acknowledged to me that ~~xxxxxx~~ (they) executed the same.

Bernita Kull

Notary Public in and for the
State of Washington, residing
at Yakima.

My Commission expires:

June 27, 1969

86-7000

86-7000

DWM:KS

State Reclamation Engineer

R. KEITH HIGGINSON

Dated this 16 day of December, 1968.

extended to January 1, 1970.

use and installing a permanent measuring device for Permit No. 86-7000 be

IT IS THEREFORE ORDERED that the date for submitting proof of beneficial

to approve the request; and,

and inspected the project has found the reasons to be adequate upon which

WHEREAS, the Department of Reclamation having reviewed the application

use and install an adequate measuring device; and,

mation for an extension of time within which to submit proof of beneficial

WHEREAS, Gem State Lumber Company applied to the Department of Recla-

device be installed on or before December 1, 1968; and,

that proof of beneficial use be submitted and that a permanent measuring

WHEREAS, the application was approved on November 6, 1967 and required

use; and,

Latah County, Idaho for industrial and fire protection for a year-round

the diversion of 5.0 acre feet per annum of the waters of Potlatch Creek,

the public waters of the State of Idaho on September 9, 1967 and proposed

WHEREAS, Gem State Lumber Company made application to appropriate

IN THE MATTER OF APPLICATION FOR EXTENSION)
(OF TIME FOR PERMIT NO. 86-7000 in the name)
(OF GEM STATE LUMBER COMPANY
)

ORDER

STATE OF IDAHO

OF THE

BEFORE THE STATE RECLAMATION ENGINEER

AFFIDAVIT OF PUBLICATION

W. L. McCreary

being first

duly sworn, deposes and says: I am Publisher of the KENDRICK GAZETTE, a newspaper of general circulation, published weekly at Kendrick, Latah County, Idaho; that the said KENDRICK GAZETTE is an established paper and has been published regularly at least once a week for more than 78 consecutive weeks next immediately preceding the first publication of this notice, and has been so published uninterruptedly for said period.

That the Notice of Application for
Water, Gem State Lumber Co.,
Juliaetta, Idaho

attached hereto and which is a made a part of this affidavit, was published in said KENDRICK

GAZETTE two consecutive times, the

first publication thereof being on the 24th

day of August, A. D., 1967

and the last publication thereof being on the

31st day of August, A. D. 1967

and that said Notice of Application for

Water

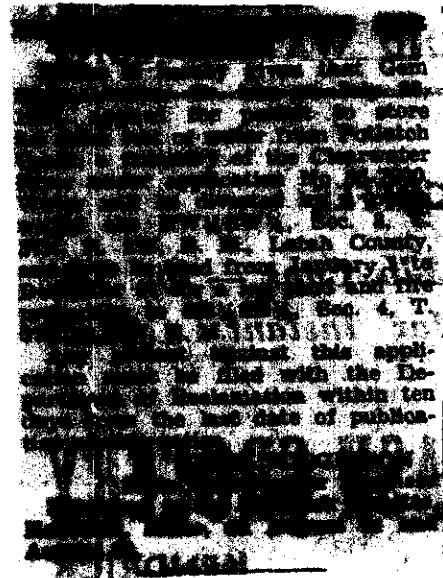
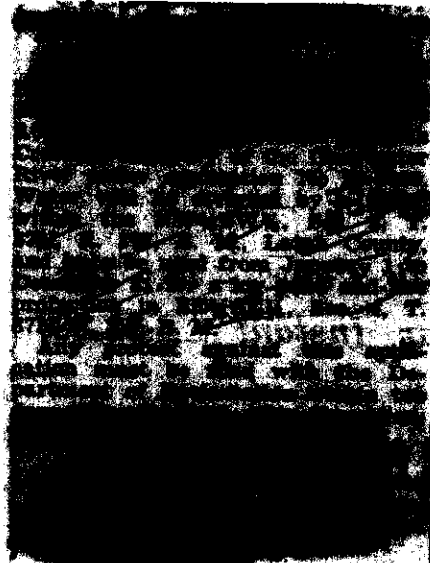
was published in the regular and entire issue of the said newspaper, and not in a supplement thereof and was so published in every issue and number of said paper, during the period and the times of publication as set forth above.

W. L. McCreary

Subscribed and sworn to before me this, the

31st day of Aug, 1967

Notary Public.



RECEIVED

RECEIVED

86-7000

KENDRICK, IDAHO, Aug. 31, 1967

IN ACCOUNT WITH

The

KENDRICK GAZETTE

Commercial Printing and Publishing

State Of Idaho

Dept. of Reclamation 107 State House

Boise, Idaho 83701

BALANCE						
Advertising	First Week	Second Week	Third Week	Fourth Week	Fifth Week	Total Inches
Aug. 31						
To publish Notice of Application For Water (Gem State Lumber Co.)						
\$5.75						
RECEIVED						
1967						
Department of Reclamation						

86-700

86-7000

WATER RIGHT NUMBER 86-7000

WATER RIGHTS EDIT REPORT

10/02/79

PAGE 106

ACT
ION

N OWNER LAST NAME - GEM STATE LUMBER CO.

CITY - JULIAETTA

STATE - ID

N SOURCE - POTLATCH CREEK

TRIBUTARY OF - CLEARWATER RIVER

N STAGE - LICENSE

PRIORITY - 07-23-1967

COUNTY - LATAH

TOTAL DIV. RATE - .1500CFS

N TOTAL DIV. VOLUME - 33.00 AFA

N DIVERSION POINT - NWSW 03 37N 03W

N FROM - 07-01 TO - 09-30 USE - INDUSTRIAL ✓

USE DIV. RATE - .1500CFS

USE DIV. VOLUME - 28.00 AFA

N FROM - 01-01 TO - 12-31 USE - INDUSTRIAL ✓

USE DIV. RATE - .1500CFS

USE DIV. VOLUME - 5.00 AFA

N FROM - 01-01 TO - 12-31 USE - FIRE PROTECTION

USE DIV. RATE - .1500CFS

N USE - INDUSTRIAL

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

N NON IRRIG USE - I/LOG STORING & LOG POND.

IDENT. NO. 86-7000

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 186-7000
 OTd No. _____ New No. _____

Record

1. Original Owner: Gem State Lumber Co.

Present Owner: _____

2. Address:

3. City: Julietta State: Id Zip: _____

4. A. Source of Water: Bottlach Creek

B. Tributary of: Clearwater River

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 7-23-1967

D. County: 57

E. Total Diversion Rate: .15

F. Total Diversion Volume: 33.

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NWSW</u>	<u>3</u>	<u>37N</u>	<u>3W</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 7-1 to 9-30 for 2 purposes. Amount .15/28.
 (cfs or AC-FT/yr)

from 1-1 to 12-31 for 2 purposes. Amount .15/5.

from 1-1 to 12-31 for 2 purposes. Amount .15 cfs

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: 1

[illegible]

9. A. Decree Name:

B. Decree Date:

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

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

I / Long Road

1/ long ^{storing} ~~up~~ ^{Ring}

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

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: *DL*

14. Diversion Means (brief narrative):

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

gc
RECEIVED
JAN 7 1975
Department of Water Resources
P. O. BOX 872
AREA CODE 208
743-4471

January 6, 1975

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Attention: Mr. R. Keith Higginson
Director

Re: Gem State Lumber Co.
License No. 86-7000

Dear Mr. Higginson:

The above named firm has a sawmill site in Juliaetta, Idaho and is now the holder of the above numbered license whereby the firm appropriates water from nearby Potlatch Creek, a tributary of the Clearwater River.

The firm has another requirement for water and desires to obtain a license which will allow the firm to appropriate approximately 700,000 gallons of water per month which water is needed for the boiler in the power plant of the sawmill and which is absolutely necessary to operate the sawmill.

In the past the firm has secured the water from the municipal system of Juliaetta, Idaho, however, there has been a considerable shortage of water for municipal use and this makes the acquisition of water from the municipality rather uncertain.

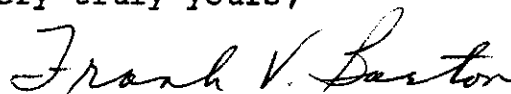
The proposal of the above named firm is to appropriate water through the same place of diversion and to bring it through the same system and then into a system leading to the boiler house which will consist of approximately 600 feet of pipe.

It is estimated that the cost for extending the system for this additional purpose will be about \$1,000.00.

MICROFILMED

I have not found a way under the statute to amend the present license to include this additional purpose and additional quantity of water, however, if there is such a procedure available to us please advise. If there is not a way of amending it, then I would appreciate it if you would forward to me the necessary forms so that we might make another application for a license for a water right for the boilers and the plant of Gem State Lumber Co.

Very truly yours,



Frank V. Barton

FVB:bk

MICROFILMED

January 8, 1975

Frank V. Barton
Lawyer
Porter Bldg., 622 Main St.
Lewiston, ID 83501

Dear Mr. Barton:

You are correct in your statement that the statutes contain no provision for expanding the use of water under an existing license.

Therefore, we are enclosing an application for permit form for the appropriation of the additional water that you need.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jg
Enclosure

MICROFILMED

May 24, 1973

Re: License No. 86-7000

Gem State Lumber Co.
Juliaetta, Idaho 83535

Gentlemen:

Enclosed please find a copy of the Water License issued on the above referenced permit.

Sincerely,

Bobby D. Fleenor
Assistant Director

kss

Enclosure

86 7000

May 10, 1973

Gem State Lumber Co.
Julietta,
Idaho 83535

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 86-7000 and has found the following:

Quantity of water diverted: 0.15 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.15 cfs

The maximum quantity diverted shall not exceed 33 acre feet per year.

Beneficial use: Log pond & fire protection purposes from Jan. 1 to Dec. 31 and wetting logs in storage from July 1 to Sept. 30 within SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, Twp. 37N, Rge. 3W, B.M.

Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, Twp. 37N, Rge. 3W, B.M.

Priority date established: July 23, 1967

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

86 7000

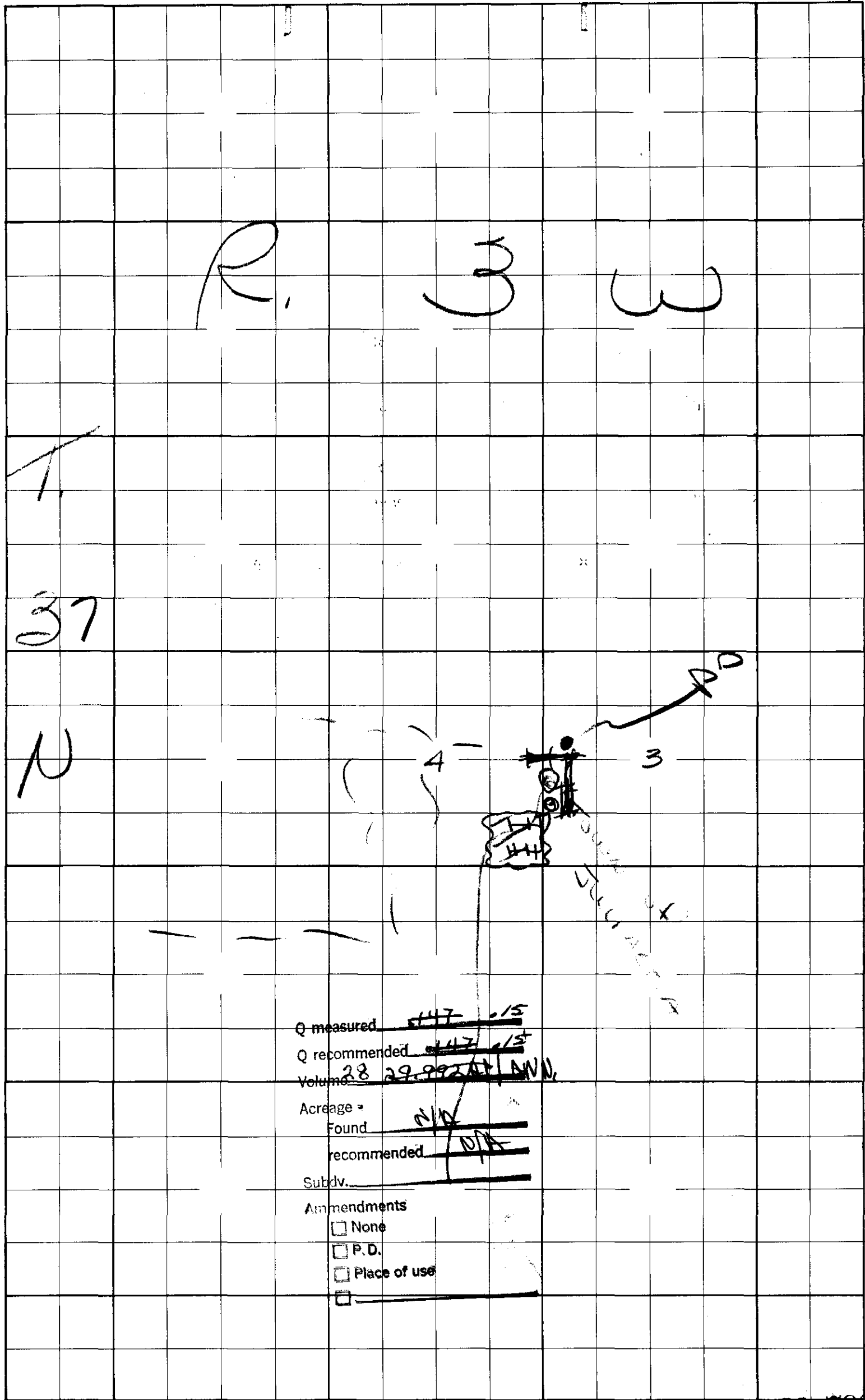
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 86-7000

REPORT ON PROOF OF b/u - Gem State Lumber Co, Juliaetta, Idaho

86 7000



Q measured 447 .15
Q recommended 447 .15
Volume 28 29.992 ANN
Acreage =
Found N/A
recommended N/A
Subdv. _____
Amendments
☐ None
☐ P.D.
☐ Place of use
☐ _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. 86-7000

This proof is for b/u ~ 5.0 cfs In Water District No.

1. Name of applicant Gem State Lumber Co., Juliaetta, Idaho 83535

2. Source of water supply: Potlatch Creek, tributary of the Clearwater River

3. Location of point of diversion: Is in the NW 1/4 of Section 3 of T. 37 N R. 3 W County of Latah

4. Describe works as they exist, giving dimensions and capacities of same: 75 gal per min
PROOF - 10 HP electric pump with 3" intake and output, 347' of 3" pipe from pump to open ditch, 926' of open ditch of earth construction emptying into a pond of earth construction, 60' x 180' with a very depth of 9'.

MEASURING DEVICE - Badger 3" MLST mainline flanged tube meter - straight

sum # 10587895

5. Water is used for: log pond, set log storage in deck, fire protection

6. State whether or not water has been turned into works of diversion: yes

10 gal per 8 sec = 75 gal min = 1.17 cfs
0.15 cfs

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE 1/4 Sec. 4, T. 37 N, R. 3 W, B. M. Water is used to
sprinkler logs at saw mill then
July August & September 92 days at 1.47
continuous use 1.47 x 92 = 135.24 AF/yr
0.15 (92) = 13.8 AF/yr
28.44 AF/yr

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: PROOF - the pump at the point of diversion is located in a wood frame building 6' x 6' with a concrete floor. - system as described above turned on for year running 3 or 4 times a week 25 sprinklers max

This examination was made on the 1 day of Aug, 1972

(Signed) Brian Ballou Examiner

108

DATE

EXAMINATION RECORDS

by:

by:

by:

by:

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

ASCS OFFICE - Moscow

SCS OFFICE - Moscow

Permit No. 86-7000

Examination for b/u - Gem State Lumber

County Latah

Quantity: 5.0 cfs Sec. 3 T. 37NR. 3W

Source: Potlatch Creek

P.D.: NW $\frac{1}{4}$ SW $\frac{1}{4}$

Use: log pond, fire protection, wet log storage in deck

~~Extension:~~

~~Protest:~~

~~Completion of Works:~~

~~Other Rights:~~

Filed: 7-23-67

Made: 1-2-70

Due: 12-1-68

Priority: 7-23-67

86 7000

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse -- Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

April 26, 1971

Mr. Frank V. Barton, Lawyer
622 Main Street
Lewiston, Idaho 83501

Dear Mr. Barton:

In reference to your letter of April 23, 1971, apparently there is some confusion in connection with Gem State Lumber Company's permit. We wish to clear the record in this matter in that permit no. 86-7000 was approved and issued by the Department on November 6, 1967 and a copy of the permit mailed to Gem State Lumber Co.

The examination you are referring to should be in connection with Gem State Company's proof of application of water to beneficial use submitted to the Department on January 2, 1970. In connection with this proof of beneficial use, the Department, on February 5, 1971, advised Gem State Lumber that the Department would conduct a field examination in reference to the licensing of this permit. Unfortunately, we have been operating with a 2 - 3 year back-log of exams. We have been able to reduce this lately and we hope to conduct this examination during the 1971 season.

If we can assist you further, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/bb

86 7000

RECEIVED
APR 23 1971
Department of Labor Administration

FRANK V. BARTON

LAWYER
PORTER BUILDING
622 MAIN STREET
LEWISTON, IDAHO
83501

April 23, 1971

P. O. BOX 573
AREA CODE 208
743-4471

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83707

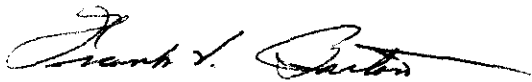
Attention: Mr. Donald W. McEldowney

Re: Permit No. 86-7000 - Gem State Lumber Co.

Dear Mr. McEldowney:

At the moment I am looking at your letter of February 5, 1970, addressed to Gem State Lumber Co. in care of Mr. W. C. Turner, Juliaetta, Idaho, which pertains to the above numbered permit and states that an examiner from your department would contact Mr. Turner and make examination of his installation for the appropriation of water from Potlatch Creek. Mr. Turner, manager of Gem State Lumber Co., has just contacted me saying that he has not received any information from any examiner of your department and as far as he knows the system has not been examined and, of course, the lumber company has not received the permit for appropriation. I am sure that this is probably an oversight but I do want to take this opportunity to bring it to your attention so that the necessary examination might be accomplished and the permit issued to the lumber company. I will appreciate your efforts in expediting this matter.

Very truly yours,


Frank V. Barton

FVB:bk

86 7000

February 5, 1970

Re: Permit No. 86-7000

Gem State Lumber Company
c/o Mr. W. C. Turner
Juliaetta, Idaho 83535

Gentlemen:

We acknowledge receipt of your affidavit submitted as proof of beneficial use on application for permit 86-7000.

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

We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than you should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

cc: Mr. Frank V. Barton
622 Main St.
Lewiston, Idaho 83501

86-7000
Form 8

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

January 23, 1970

RECEIVED
P.O. BOX 578
AREA CODE 208
743-4471
Department of Reclamation

State of Idaho
Department of Reclamation
107 Statehouse
Boise, Idaho 83707

Attention: Mr. Donald W. McEldowney

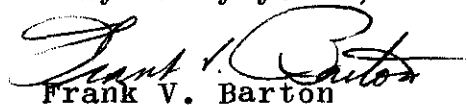
Re: Permit No. 86-7000 - Gem State Lumber
Company

Dear Mr. McEldowney:

Pursuant to your letter of January 8, 1970, I enclose
herein the proof of application of water to beneficial
use.

Will we receive some notification from you that our
permit to appropriate water has been fully substantiated
and in full force and effect?

Very truly yours,


Frank V. Barton

FVB/cl
Enclosure

86-7000

January 8, 1970

Re: Permit No. 86-7000 - Gam State Lumber Company

C
O
P
Y

Mr. Frank V. Barton
Porter Building
622 Main Street
Lewiston, Idaho 83501

Dear Mr. Barton:

Enclosed please find a copy of the APPROVED application for amendment for the above referenced permit. Also enclosed is departmental Receipt # 4036 in the amount of \$5.00 covering the filing fee for the amendment.

We are returning the Proof of Application of Water to Beneficial Use affidavit in order that you may affix your notary seal. We will consider the affidavit received on time, but please re-submit as quickly as possible.

If we may be of further assistance, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Copy of amendment w/receipt
Proof affidavit

86-7000

FRANK V. BARTON

LAWYER
PORTER BUILDING
622 MAIN STREET
LEWISTON, IDAHO
83501

December 31, 1969

RECEIVED

JAN 2 1970

Department of Reclamation

P. O. BOX 573
AREA CODE 208
SHERWOOD 3-4471

Department of Reclamation
State of Idaho
107 Statehouse
Boise, Idaho, 83707

Attention: Mr. Donald W. McEldowney

Re: Gem State Lumber Company, a partnership
Permit No. 86-7000

Dear Mr. McEldowney:

Enclosed please find the statement relative to application to beneficial use and the application for amendment of the permit to include the purpose of "wet log storage in deck".

Also enclosed is the permit holder's check for \$5.00, the fee required for the amendment.

Very truly yours,



Frank V. Barton

86-7000

December 17, 1969

Re: Permit No. 86-7000 - Gem State Lumber Company

C
O
P
Y

Mr. Frank V. Barton
Porter Building
622 Main St.
Lewiston, Idaho 83501

Dear Mr. Barton:

Please excuse our delay in answering your letter of December 1, 1969, in connection with the above referenced permit.

Please be advised that if an additional beneficial use of water is proposed under this permit, the permit holder would be required to submit an Application for Amendment prior to submitting proof of beneficial use.

We believe that an additional beneficial use could be added to the permit as long as the existing proposal, in respect to the quantity of consumptive use of the permit, is not expanded by the additional use. We are herewith referring to that amount of beneficial use that is consumed during a year as outlined by the original permit. There is a chance that after reviewing a proposed amendment, the Department would publish a notice advising the public of the proposal prior to taking action.

We are enclosing an amendment form for your use in this matter. You should also be advised that there is a \$5.00 filing fee that must be submitted with each amendment application.

Inasmuch as time is short, you could submit proof of beneficial use including the new proposed use along with the amendment.

If we can be of further assistance, please contact us.

Very truly yours,

DWM:DR
Enc: Amendment form

Donald W. McEldowney
Appropriation Examiner

86-7000

RECEIVED
DEC 3 1969

Department of Reclamation

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

December 1, 1969

P. O. BOX 573
AREA CODE 208
743-4471

Department of Reclamation
State of Idaho
107 Statehouse
Boise, Idaho 83707

Attention: Mr. Donald W. McEldowney

Re: Gem State Lumber Company, a Partnership
Permit No. 86-7000

Dear Mr. McEldowney:

While discussing with Mr. W. C. Turner, manager of the above-named lumber company, the facts necessary to complete the form relative to proof of application of the water to beneficial use I learned that they are using the water and have been using it for an accessory or additional purpose in that they have been using the water under a sprinkler system to keep the logs stored in deck at the mill site wet so as to preserve them against deterioration. This is another form or type of wet log storage in addition to or supplemental to pond storage. Of course, they are still using the pond for the fire protection purpose.

In view of this additional or accessory use I wonder how you would like us to show this on the proof of beneficial use form. I could show it as wet log storage in deck, which purpose would continue throughout the calendar year, then I could, in turn, refer to this in item 8 and section 10 for remarks on the form.

I would appreciate your early advice so that we can submit this document before the deadline, which according to your letter of October 31, 1969, is January 1, 1970.

Very truly yours,


Frank V. Barton

FVB/cl

86-7000

Re: Permit No. 86-7000

October 31, 1969

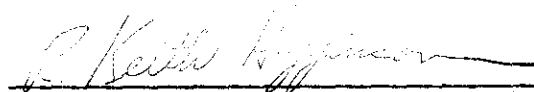
Gem State Lumber Company
c/o Mr. W. C. Turner
Juliaetta, Idaho 83535

Gentlemen:

One of the conditions of the approval of your permit
~~86-7000~~ was that proof of application of the water to
beneficial use be submitted to this office on or before _____
January 1, 1970.

Enclosed is an affidavit form which must be used to submit
this proof. You may request an extension of time provided the
delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension 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.



State Reclamation Engineer

Enclosure: Proof form
BR

CERTIFIED MAIL # 21387

Form 5

86-7000

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and address where delivered ☐ Deliver ONLY to addressee
(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.	1 SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)	<i>Gen State Lumber Co.</i>	
CERTIFIED NO. <i>21387</i>		2 SIGNATURE OF ADDRESSEE'S AGENT, IF ANY	<i>Hellie Millard</i>
INSURED NO.			
DATE DELIVERED <i>11-03-69</i>	3 SHOW WHERE DELIVERED (only if requested)	<i>86-2000</i>	

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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

POSTMARK OF
DELIVERING OFFICE

NOV

3

PM

1969

RETURN

83707

INSTRUCTIONS: Show name and address below and
complete instructions on other side, where applicable.
Moisten gummed ends, attach and hold firmly to back
of article. Print on front of article RETURN
RECEIPT REQUESTED.

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Annex # 2 Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83707

635-16-7148-10

Apr. 1967

POD Form 3811

May 2, 1969

C
O
P
Y
Re: Permit No. 86-7000

Gem State Lumber Company
c/o Mr. W. C. Turner
Juliaetta, Idaho 83535

Dear Mr. Turner:

In reference to a request of April 30, 1969, about the availability of measuring devices adaptable to a 3" closed system, please be informed that the Department suggests that you contact the local distributors for any of the major flow meter manufacturers such as Neptune, Badger, Sparling or Micrometer. Such information may be obtained from Water Works Equipment Company, 1402 Broadway, Boise, Idaho

If we may assist you in anyway, please feel free to contact us.

Very truly yours,

Donald W. McIlidowney
Appropriation Examiner

DWM:TC'

86-7000

Letter Lines Equipment Co.

February 7, 1969

C
Re: Permit No. 86-7000
Gem State Lumber Company

Frank

O
Frank V. Barton
Lawyer
Porter Building
633 Main Street
Lewiston, Idaho

P
Dear Mr. Barton:

Please forgive our oversight in not sending you a copy of the approved extension of time request for Permit No. 86-7000. The enclosed copy advances the date of proof due to January 1, 1970.

Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

Y
DWM:tg

Enc: copy of extension

86-7000

FRANK V. BARTON

LAWYER

PORTER BUILDING

622 MAIN STREET

LEWISTON, IDAHO

83501

Department of Reclamation

P. O. BOX 573

AREA CODE 208
SHERWOOD 3-4471

February 5, 1969

Department of Reclamation
State of Idaho
107 State House
Boise, Idaho 83701

Attention: R. Keith Higginson
State Reclamation Engineer

Re: Gem State Lumber Co., Juliaetta, Idaho
Permit 86-7000

Dear Mr. Higginson:

Reference is here made to my letter under date of November 13, 1968, addressed to you and containing an enclosure entitled "Application for Extension of Time for Making Proof of Beneficial Use".

The manager of the applicant recently contacted me asking if I had received any word relative to the application for extension of time. I advised him that I had not and that I would write to you to see what official action was taken on the application. I assume that probably the extension was granted, however, I would appreciate some notification from you.

As a result of my conversation with the manager, it is my understanding that all construction has been completed with the exception of installing the water meter and that a satisfactory meter has been located and obtained. It was not advisable to try to install the same before this date because of the unusually cold weather.

Awaiting your reply, I am

Very truly yours,

Frank V. Barton
Frank V. Barton

FVB/cl

86-7000

December 16, 1968

Re: Application No. 86-7000

C
O
P
Y

Gem State Lumber Company
Julietta,
Idaho 83535

Gentlemen:

Enclosed is an order approving your application of extension of time dated November 14, 1968. Proof of beneficial use for the above numbered permit is now due on or before January 1, 1970.

Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McElowney
Appropriation Examiner

DWM:ks
enclosure: Order
cc: Mr. Frank V. Barton
Attorney at Law
Porter Building, 622 Main Street
Lewiston, Idaho 83501

86-7000

APPLICATION FOR EXTENSION OF
TIME FOR MAKING PROOF
OF BENEFICIAL USE

Gem State Lumber Co., a partnership, Juliaetta, Idaho, permit number 86-7000 hereby applies for an extension of time for submitting proof of application of water to beneficial use on the grounds and for the reasons herein stated.

The applicant has completed all construction of the works for diverting the water and conveying the same to the pond as set forth in the Application For Permit bearing number 41962 and the entire system is complete with the exception of the installation of a metering device at the point of diversion.

The applicant has contacted and engaged J. D. Jacobs, Inc., 913 Main Street, Lewiston, Idaho, for the purpose of purchasing a proper measuring device. Applicant is informed that said firm has been investigating the acquisition of a proper device and has discussed the types of devices with some members of the personnel of the Idaho Department of Reclamation. To date the only device located and which it is believed would be approved by the Idaho Department of Reclamation is very large and seems very expensive, and such device is not deemed satisfactory by the applicant from the standpoint of cost and ease of installation.

The applicant is advised that the University of Idaho has or is conducting a study on such metering devices, and that information should soon be available regarding such devices and the accuracy and other characteristics thereof, and the applicant believes that with the benefit of such information it will be able to obtain a more satisfactory device and one more acceptable to the Idaho Department of Reclamation.

86-7000

The applicant respectfully requests an extension of time in this matter for a period of six (6) months from and after December 1, 1968.

DATED this 14th day of November, 1968.

Frank V. Santos
Attorney for Gem State Lumber Co.

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

RECEIVED

NOV 15 1968

Department of Reclamation

November 13, 1968

P. O. BOX 573
AREA CODE 208
SHERWOOD 8-4471

Department of Reclamation
State of Idaho
107 State House
Boise, Idaho 83701

Attention: R. Keith Higginson
State Reclamation Engineer

Re: Gem State Lumber Co., Juliaetta, Idaho
Permit 86-7000

Dear Mr. Higginson:

The permit holder has completed all construction of the diversion works and works for conveyance of the water in accordance with the permit issued some time ago, however, the metering device has not been installed for the reason that the permit holder seems to be experiencing some difficulty in obtaining a satisfactory device. The permit holder has been dealing with J. D. Jacobs, Inc. in Lewiston, Idaho, for the purpose of acquiring such a device. All of this is set forth with more detail in the enclosed application of the permit holder for an extension of time for submitting proof of application of the water to beneficial use.

It is respectfully requested that the extension be granted so that the applicant may obtain, if possible, some more up-to-date information from the University of Idaho concerning other metering devices which would probably be acceptable to your department.

Awaiting your reply, I am

Very truly yours,

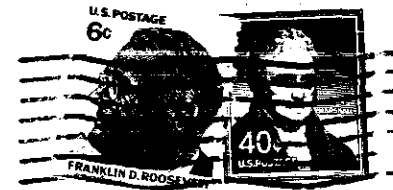
Frank V. Barton
Frank V. Barton

FVB/cl
Enclosure

cc: Gem State Lumber Co.
cc: Mr. Donald W. McEldowney

86-7000

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



Department of Reclamation
State of Idaho
107 State House
Boise, Idaho 83701

Attention: R. Keith Higginson
State Reclamation Engineer

CERTIFIED

No. 277955

MAIL

86-1000

RECEIVED

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

NOV 15 1968

Department of Reclamation

P. O. BOX 573
AREA CODE 208
SHERWOOD 3-4471

November 13, 1968

Department of Reclamation
State of Idaho
107 State House
Boise, Idaho 83701

Attention: R. Keith Higginson
State Reclamation Engineer

Re: Gem State Lumber Co., Juliaetta, Idaho
Permit 86-7000

Dear Mr. Higginson:

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It is respectfully requested that the extension be granted so that the applicant may obtain, if possible, some more up-to-date information from the University of Idaho concerning other metering devices which would probably be acceptable to your department.

Awaiting your reply, I am

Very truly yours,

Frank V. Barton
Frank V. Barton

FVB/cl

Enclosure

cc: Gem State Lumber Co.

cc: Mr. Donald W. McEldowney

86-7000

RECEIVED

NOV 15 1968

APPLICATION FOR EXTENSION OF
TIME FOR MAKING PROOF
OF BENEFICIAL USE

Department of Reclamation

Gem State Lumber Co., a partnership, Juliaetta, Idaho, permit number 86-7000 hereby applies for an extension of time for submitting proof of application of water to beneficial use on the grounds and for the reasons herein stated.

The applicant has completed all construction of the works for diverting the water and conveying the same to the pond as set forth in the Application For Permit bearing number 41962 and the entire system is complete with the exception of the installation of a metering device at the point of diversion.

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The applicant is advised that the University of Idaho has or is conducting a study on such metering devices, and that information should soon be available regarding such devices and the accuracy and other characteristics thereof, and the applicant believes that with the benefit of such information it will be able to obtain a more satisfactory device and one more acceptable to the Idaho Department of Reclamation.

86-7000

The applicant respectfully requests an extension of time in this matter for a period of six (6) months from and after December 1, 1968.

DATED this 14th day of November, 1968.

Frank L. Banton
Attorney for Gem State Lumber Co.

MEMORANDUM

TO: Don McEldowney, Appropriations Examiner DATE: November 26, 1968

FROM: Ken Dunn, Assistant State Reclamation Engineer

SUBJECT: Water Right Permit 86-7000 Gem State Lumber Co.

I met with Mr. W. C. Turner, Manager, Gem State Lumber Company concerning the installation of a measuring device for their system. Mr. Turner had understood that only one type of measuring device was acceptable by the department. I told him and his supplier, John Streif--Lewiston, Idaho, that any good commercial meter would be acceptable. Mr. Turner indicated that he would go ahead with the purchase and installation of a meter.

For this system, a meter is the only practical measuring device. The installation now pumps from the river and discharges from the pipe directly into their pond, with no open ditch.



Signature

jb

86-7000

October 3, 1968

Re: Permit No. 86-7000

Gem State Lumber Company
Julietta,
Idaho 83535

Gentlemen:

One of the conditions of the approval of your permit 86-7000 was that proof of application of the water to beneficial use be submitted to this office on or before December 1, 19 68.

Enclosed is an affidavit form which must be used to submit this proof. You may also request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension 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.



State Reclamation Engineer

Enclosure: Proof form

cc: Frank V. Barton, Attorney
Porter Building, 622 Main Street
Lewiston, Idaho 83501

86-7000

Form 5

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services).

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

1

Gem State L. Co.

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

3

SHOW WHERE DELIVERED (only if requested)

CSG 71648-10 GPO

86-1000

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PERMIT FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

POST MARK OF
DELIVERING OFFICE

JULIAET
OCT
4
A.M.
1968

86-7000

INSTRUCTIONS: Show name and address below and
complete instructions on other side, where applicable.
Moisten gummed ends, attach and hold firmly to back
of article. Print on front of article RETURN
RECEIPT REQUESTED.

RETURN
TO

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Annex # 2 Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83707

86-7200

65-16-71248-10

POB Form 3811 Apr. 1967

RECEIVED

DEC 1 1967

Department of Reclamation

FRANK V. BARTON

LAWYER

PORTER BUILDING

622 MAIN STREET

LEWISTON, IDAHO

83501

November 30, 1967

P. O. BOX 573

AREA CODE 208
SHERWOOD 3-4471

STATE OF IDAHO
Department of Reclamation
107 State House
Boise, Idaho 83701

Attention: Mr. Donald W. McEldowney

Re: Application of Gem State Lumber Company,
Juliaetta, Idaho

Dear Mr. McEldowney:

Since my letter to you under date of August 16, 1967, I have heard nothing from you regarding the application of the above firm. The only information I have had comes from a notice of application for water printed in the August 24, 1967 issue of the Kendrick Gazette.

I would appreciate hearing from you regarding this application and the present status of the same. I assume that there probably was no protest and that the firm now has a designated period of time within which to complete the construction of the works for appropriation of the water.

Please bring me up to date as soon as possible.

Very truly yours,

Frank V. Barton
Frank V. Barton *cl.*

FVB/cl

86-7000

November 6, 1967

Re: Permit 86-7000

**Gem State Lumber Co. (a partnership)
Juliaetta, Idaho 83635**

Gentlemen:

We enclose a copy of your approved application for permit 86-7000 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

**Donald W. McEldowney
Water Rights Clerk**

DWM:nw

**Enclosure: Copy of application
Receipt No. 33887 for \$10.00**

86-7000

Form 4

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

107 STATE HOUSE

BOISE, IDAHO 83701

October 17, 1967

RECEIVED
OCT 19 1967
Department of Reclamation

Re: Application 86-7000

The Kendrick Gazette
Kendrick,
Idaho

Gentlemen:

On September 5, 1967 we returned your bill of publication to you for certification. As of the date of this letter, we have not received the bill in return. Please check your records and send the certified bill to us as soon as possible so that we may continue processing the application.

Very truly yours,

Donald W. McEldowney
nmw

Donald W. McEldowney
Water Rights Clerk

DWM:ks

Dear Sirs;

Received Payment on or near Sept. 19, 1967. Affidavit of Publication was sent. Also a received bill. Check Your Records.

Sincerely:

The Kendrick Gazette

86-7000

October 17, 1967

Re: Application 86-7000

The Kendrick Gazette
Kendrick,
Idaho

Gentlemen:

On September 5, 1967 we returned your bill of publication to you for certification. As of the date of this letter, we have not received the bill in return. Please check your records and send the certified bill to us as soon as possible so that we may continue processing the application.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:ks

86-7000

September 5, 1967

Re: Application 86-7000

The Kendrick Gazette
Kendrick,
Idaho

Gentlemen:

Returned herewith is the bill of publication on the above referenced application. Please certify the bill stating that it is true and just and that no part of the bill has been paid.

Also, please be advised that we have received the affidavit in the correct form.

Very truly yours,

Donald W. McElowney
Water Rights Clerk

DWM:kt

Enclosure: bill of publication

86-7000

August 17, 1967

Re: Application 86-7000

**The Kendrick Gazette
Kendrick,
Idaho**

Gentlemen:

Enclosed you will find 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 proofing 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 date. If you can not publish the notice on the proposed dates, please contact us immediately.

The expense of this publication is to be paid by the Department of Reclamation to whom you must furnish an affidavit of publication with the bill as soon as the publication is completed.

Very truly yours,

**Donald W. McEldowney
Water Rights Clerk**

DWM:ks

Enclosure: legal notice

P.S. Please send a certified bill.

86-7000

Form 3

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Gem State Lumber Co.
has on July 23, 1967 applied for permit to ~~(divert)~~ store divert
5.0 Acres but per second of the Clearwater River of water from Potlatch
Creek, a tributary under application No. 86-7000. Water will be
diverted by a pump within the NW 1/4, Sec. 3, T. 37N,
R. 3W, B.M., Latah County and is to be used from January 1
to December 31 for a log pond and fire protection
in SE 1/4, Sec. 4, T. 37N, R. 3W, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Kendrick Gazette Kendrick
Published in the August 24 August 31
Idaho, on _____ and _____.

86-7000

July 27, 1967

Re: Application No. 86-7000
Gem State Lumber Company

Frank V. Barton, Lawyer
Porter Building
622 Main Street
Lewiston, Idaho 83501

Dear Mr. Barton:

Thank you for your letter of July 19, 1967, on the above referenced application. We have recorded the power of attorney submitted by the company appointing Mr. Turner as their agent.

The map you submitted with this letter does show the point of diversion; however, we are having a hard time identifying the point of diversion's location as being in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 37 N, R. 3 W, B.M. Therefore, we are enclosing a photo copy of a geological survey map of your area. Please indicate in red pencil on this map the point of diversion. Also the area of use coloring it in red.

If you would then forward this map back to the Department of Reclamation with instructions to correct the application as to the map, we can then proceed with the processing of your application. Your assistance in this matter is greatly appreciated.

Very truly yours,

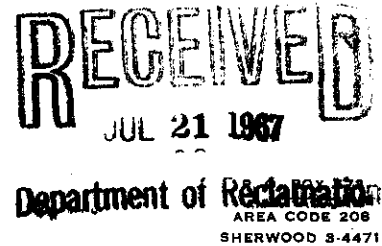
Donald W. McEldowney
Water Rights Clerk

DWM:nw

Enclosure: Map

86-7000

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



July 19, 1967

STATE OF IDAHO
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Application of Gem State Lumber Company

Attention: Mr. Donald W. McEldowney

Dear Mr. McEldowney:

You are advised that the applicant does hereby confirm and approve the changes made in the application as reflected in the first paragraph of your letter to the undersigned, dated June 29, 1967.

At this time I enclose another photo copy of the map which is supplementary to the application. This map shows more clearly the point of diversion on Potlatch Creek. In the above mentioned letter you state that you also need a designation of the place of use. In this regard, I call your attention to the pond which is shown near the lower left hand margin of the map. This is the log pond of the saw mill, which will also serve as a storage area for the water for fire, if needed.

If you are interested in the location of the buildings, where the water may be used in the event of fire, then you may wish to know that the buildings are located on the south and on the northwest sides of the pond. There is also open lumber storage in the vicinity of the buildings.

If you need anything further with regard to the place of use, please let me know. Also enclosed please find the Power of Attorney which you requested.

Very truly yours,


Frank V. Barton

FVB/cl
Enc. (2)

86-7000

NORTH

Department of Reclamation

3" Pipeline

(317)

Point of
Divergence

T37N., R3W.B.M.

SECTION 4

SECTION 3

2262'

PM

Road

N.R. Railway

Gravelly Creek

Pond

180'

520'

Quarter Section Line

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

86-7000

Copy of this letter sent to
W. C. Turner, Manager on
July 19, 1967 DMC

held 20 days

June 29, 1967

Re: Application of Gem State Lumber Company

Frank V. Barton
Attorney at Law
Porter Building
622 Main Street
Lewiston, Idaho 83501

Dear Mr. Barton:

Pursuant to our telephone conversation, we are changing the quantity of water requested under the above referenced application to 5 acre feet per annum. Also under statement 7 we are changing the time required for completion of the works and application of the water to beneficial use to 1 year. As indicated in the conversation, we are still in need of a map showing the point of diversion as well as the place of use.

Please be advised, that until we receive a power of attorney from Mr. W. C. Turner, Manager of Gem State Lumber Company, the application can not be accepted. Form for designation of power of attorney is enclosed. Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

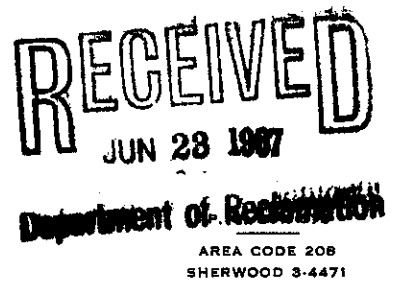
DWM:rw

Enclosure: Power of Attorney Form

86-7000

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

June 22, 1967



STATE OF IDAHO
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Gem State Lumber Company - Application

Attention: Mr. Donald W. McEldowney

Dear Mr. McEldowney:

Enclosed please find the application for permit being
filed by Gem State Lumber Company.

Also enclosed please find a check in payment of the
application fees.

Very truly yours,

Frank V. Barton

Frank V. Barton

E.D.

FVB/ed
Enc.

86-7000

NORTH

T37N., R3W.B.M.

SECTION 4

SECTION 3

2249'

3" Pipeline (cont)

Point of
DIVERSION

Road

N.P. Railway

Pond

180'

520'

Quarter Section Line

RECEIVED

JUN 9 1967

Department of Reclamation

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

86-7000

Section line

NORTH

T37N, R3W.B.M.

SECTION 4

SECTION 3

3249'

3" Pipeline (347)

River
DIVERSION

Road

N.P. Railway

Pond

180'

520'

Quarter Section Line

RECEIVED

JUN 9 1967

Department of Reclamation

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

86-7000