

September 23, 1980

I, Linda Brown, daughter of Henry Mott, Hereby affirm
my permission for Henry Mott to transport water from my home to
his home whenever necessary.

Linda L. Brown
P.O. Box 571
Spirit Lake, Ida.

83869

RECEIVED

SEP 30 1980

Department of Water Resources
Northern District Office

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7663 Priority May 17, 1978 Amount 0.04 cfs

THIS IS TO CERTIFY, that John H. &/or Henry H. Mott
of Athol, Idaho, has complied with the terms and conditions of Permit
No. 96-7663 issued pursuant to Application for Permit dated May 17, 1978,
and has submitted proof to the Department of Water Resources on May 19, 1980,
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 0.04 cfs of water from Lewellen Creek,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u> at <u>0.04</u> cfs and <u>1.2</u> acre feet		
<u>(1 unit)</u>	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
1.2 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 20, Twp.
53N, Rge. 2W in the County of Kootenai

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 $\frac{1}{4}$	
53N	2W	20																	

Total number of acres irrigated _____

Use of water under this license is subject to control by the watermaster of
State Water District No. 96-A, Lewellen Creek.

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, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25th day of
April, 19 83.

Acting for the Director

Norman C. Young

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Identification No. _____
Application No. 96-7663

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPROVED

APPLICATION FOR PERMIT

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

1. Name of applicant John H &/or Henry H Mott Phone: 683-2996
post office address Rt 1 Box 81A, Athol, Id 83801
2. Source of water supply Lewellen Creek which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 20 Township 53N
Range 2W B.M. Kootenai County; additional points of diversion if any: _____

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 0.04 for domestic purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.04 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
pump & pipeline to place of use

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 _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 20 Township 53N
Range 2W B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 1.
(5) If water is to be used for other purposes describe: _____
domestic water for a single household

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

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

Total number of acres to be irrigated _____

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

9. a. Who owns the property at the point of diversion _____ Applicant

b. Who owns the land to be irrigated or place of use _____ Applicant

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

10. Remarks _____

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

[illegible]

Scale: 2 inches equal 1 mile

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

X John H. Smith
(Applicant)

Proposed Priority 5-17-78

Received by JK Date 5-17-78 Time 4:30 PM

Preliminary check by _____ Fee \$ 10⁰⁰

Receipted by JK Date 5-17-78 (10905)

Publication prepared by B Date 5-23-78

Published in 5-14 8-78

Publication dates call of alarm

Publication approved B Date 6-13-78

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JK SS

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. 96-7663, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 19 80.

c. Other: (1) Use of water under this permit is subject to control by the water-master of the state water district. (2) An alternate supply of water adequate to meet the needs of the permit holder for a sixty (60) day period shall be obtained.

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

Witness my hand this 4th day of June, 19 79.

J. Glen Sayton
Chief, Operations Bureau

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that John H &/or Henry H. Mott, Rt. 1 Box 21A, Athol, Id., has on May 17, 1978 submitted Application No. 96-2663 for a permit to appropriate 0.04 cubic feet per second of water from Lewellen Creek by means of

~~a canal & pipeline~~ within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, T53N, R2W, B.M., Kootenai County, to be used from Jan. 1 to Dec. 31 for domestic purposes within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, T53N, R2W, 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, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before June 19, 1978.

C. STEPHEN ALLRED
Director

Legal No. 505
June 1, 8, 1978

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Carole Hedge being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

Notice

of which the annexed is a printed copy, was published in the regular issue of said newspaper for *2* consecutive *weeks* commencing on the *1* day of *June*, 19*78*, and ending on the *8* day of *June*, 19*78*, and such publication was made as often during said period as said *daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Subscribed and sworn to before me this

8

day of

June

19*78*

Roberta Zimley
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

1008
LEADER

May 2, 1983

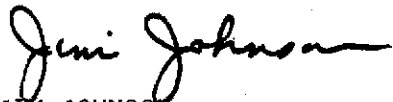
RE: Permit No. 96-7663

John H. &/or Henry H. Mott
Route #1, Box 81A
Athol, ID 83801

Gentlemen:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED

September 23, 1980

I, Linda Brown, daughter of Henry Mott, Hereby affirm
my permission for Henry Mott to transport water from my home to
his home whenever necessary.

Linda L. Brown

P.O. Box 374

Spent Lake, Ida.

84869

RECEIVED

SEP 30 1980

Department of Water Resources
Northern District Office

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State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

96-7663
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	6-16-80	JK	
	8-18-80	JK	
☒ Telephone call made:	9-2-80	JK	683-2996
(List Telephone No. used)			
☐ Appointment scheduled for:	9-2-80	at site	8:AM
(Date, time, location)			

EXAMINATION

Date 9-2-80 Accompanied by Mrs Mott Total Q measured -
If source is surface water, estimate total flow of source -
Methods of measurement Estimate Meets Permit requirements? NO

Measurement calculations: one hour

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	1/3	Century	F-3	Peerless	HV2668817	-	-	

System Description pump & motor beside creek with pipe to place of use

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

RECOMMENDED AMOUNTS

USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
Domestic	.04	1.2		
Total				

Remarks 9-2-80 told Mrs Mott must have alternate supply see she will try to arrange one.

9-15-80 Mr. Mott says he has made arrangements to take water from a spring. I requested a letter from the owner of the property - he does not know who owns it.

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MAP (Attach Aerial Photo)

[illegible]

SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: SW SW, 20-53N-2W

Place(s) of Use

[illegible]

Recommended Amendments:

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

Examiner's Signature

Checked by:

Approved by _____

Date 9-30-80

Date 10/1/80

Date 2-15-83

96-7663

September 18, 1980

Messrs Hohn H. Mott
and Henry H. Mott
Rt. 1 Box 81A
Athol, Idaho 83805

Re: 96-7663

Gentlemen:

One of the conditions of approval of Permit No. 96-7663 is that you acquire a second source of water adequate for sixty days.

This had not been done at the time I conducted the licensing examination. If you have not furnished this office with proof of a second source prior to October 15, 1980, the cancellation procedure will commence.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

MICROFILMED

August 18, 1980

Messrs. John H. Mott
and Henry H. Mott
Rt. 1 Box 81A
Athol, Idaho 83801

Re: 96-7663

Gentlemen:

I would like to conduct the required examination of your Lewellen
Creek water system in the near future.

Please contact this office to set a date and time for this examination.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

MICROFILMED

IDENT. NO. 96-7663

WATER RIGHT
DATA ENTRY LOG

[illegible]

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

June 16, 1980

Mr. John Mott
and Mr. Henry Mott
Rt. 1 Box 81A
Athol, Idaho 83801

RE: 96-7663

Gentlemen:

We acknowledge receipt of your statement of completion of water development and use for the above-referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We do not know at this time when he will be able to conduct the examination, however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. Your permit will remain valid until the examination is made.

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

Very truly yours,

TOM D. KING
Senior Water Resource Agent

TDK/fms

cc: IDWR - State Office

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DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 96-760

Name(s) of Permit Holder: John H & Henry H Mott

Post Office Address: RT 1 Box 81A Athol ID 83801

Tel. No. 6832996

Source of Water: Lewellen Creek

Extent of Use: ☒ Domestic 1 (number of households) Henry Mott
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

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

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

5-10-80
 Date

Henry H. Mott
 Signature of Permit Holder

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RECEIVED

MAY 19 1980

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

MOTT, JOHN H. & HENRY H.
RT. 1 BOX 81A
ATHOL, ID 83801

158091

APRIL 30, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 96-7663 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JULY 01, 1980. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

June 5, 1979

Messrs. John Mott
and Henry H. Mott
Route 1, Box 81 A
Athol, Idaho 83801

RE: 96-7663

Gentlemen:

Enclosed is a copy of your approved application for the above-referenced permit.

We direct your attention to the conditions of approval as listed on the fourth page, more specifically to the condition requiring you to make provision to obtain a 60-day supply of water without diverting it directly from the creek. This condition is necessary because there is not sufficient unappropriated water in Lewellen Creek to supply you with domestic water during the summer months.

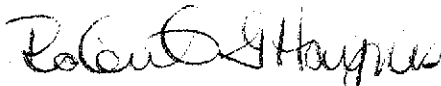
Several possible alternatives are available to you. Among those alternatives are:

1. You may wish to have a well drilled.
2. You may haul water from another source.
3. You may install a storage tank which could hold enough water diverted from the creek at times when water was plentiful to carry you through the dry period.

If you elect to install a storage tank, we suggest that it be of approximately a 10,000-gallon capacity for each household that you intend to serve with your system.

If you have any questions or if we may be of any service, please do not hesitate to contact us.

Sincerely,


ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

Enclosure

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96-7663

STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. S.W. Source
3. ✓ Point of Diversion
4. 0.04 Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 1 Time req. for Proof of B/U
7. ✓ Place of Use for other than irrig.
8. N/A Place of Use for irrigation (add acres)
9. A Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 10 Fee & Rec't. No. 5/17/78

Copies Sent To:

<u>NO</u> Idaho Health Department	<u>NO</u> U.S.F.S.
<u>✓</u> Idaho Fish & Game Dept.	<u>✓</u> Dept. of Lands
<u>✓</u> Bureau of Land Management	<u>✓</u> Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes 1 no

Other rights on same land N/A

Withdrawals of all protests received N/A yes no

Conditions:

ID Power Co. Letter - Snake R. NO
 ID Power Co. Letter - G.W. & Tribs. ✓
 Snake River Condition ✓
 Payette River Letter ✓
 Priority Date 5/17/78

Meas. Dev. or Sc. Meas. NO
 Totalizing meter ✓
 Supplemental ✓
 Right-of-Way Cond. ✓
 Watermaster Cond. yes
 Wtr. Dist No. ✓

Water Quality #16 NO
 Water Quality #10 ✓
 intrastate ✓ interstate ✓

Meas. Dev. Cond. for apps within a Water Dist. no

Code #16
 Add condition on Regional Staff Analysis Sheet.
 Send Bob H. letter

Juni
 Reviewer
5/29/79
 Date

An alternate supply of water adequate to meet the needs of the permit holder for a sixty (60) day period shall be obtained.

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

Mott

☒ 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) _____

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) _____

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) _____

Affidavit of Publication received(date) 6-13-78

(12) _____

Final date for protests 6-19-78
Protests received: yes _____ no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

5-17-78 Proposed Priority

_____ Reason for Reduction _____

_____ Measuring device required

☒ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District _____

By _____

MICHAEL MOTT
Date



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

May 25, 1978

RE: Applications for Permit No. 96-7662, 96-7661, 96-7663, 95-7847, 96-7665, 95-7848.

Coeur d'Alene Press
Second & Lakeside
Coeur d'Alene, Id 83814

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,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

Bill Manned
6-13-78
B

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that John H &/or Henry H Mott
Rt 1 Box 81A, Athol, Id
has on May 17, 1978 submitted Application No. 96-7663
for a permit to appropriate 0.04 cubic feet per second ~~XXXXXX~~
of water from Lewellen Creek
by means of a pump & pipeline
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 20, T53N, R2W, B.M., Kootenia County

to be used from Jan 1 to Dec 31
for domestic purposes

within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 20, T53N, R2W, 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, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before June 19, 1978.

C. STEPHEN ALLRED
Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Id
on June 1 and June 8, 1978

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