

Affidavit of Publication

STATE OF IDAHO

County of Bonner,

ss.

Marie Martin,
being duly sworn, says that she is the Co-Publisher
of the PRIEST RIVER TIMES, a weekly newspaper printed and
published at Priest River, Bonner County, Idaho, and has been
continuously and uninterruptedly published in said County during
a period of 78 consecutive weeks prior to the first publication of
the annexed notice for publication, is a newspaper of general cir-
culation made up of at least eight pages of at least seven columns
each, printed from typematter or stereotyped forms of at least
nineteen and three-fourths inches depth, has at least 1250 bona fide
subscribers living within said Bonner County, and is published at
regular weekly intervals. That the annexed is a true copy of the
notice for publication in the case of

Notice of Application for Water Permit

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 13th day of September, 1973,
and

ending on the 20th day of September, 1973,
and that said notice was published in said newspaper proper, and
not in supplement form.

Marie Martin

Subscribed and sworn to before me this

20th day of September, 1973

George C. Connolly
Notary Public for Idaho,
Residing at Priest River, Idaho

RECEIVED

SEP 24 1973

Department of Water Administration
Northern District Office

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lo-
ran J. Brumley, Route No. 1, Box
27, Priest River, Idaho has on Sep-
tember 5, 1973 submitted Applica-
tion No. 96-7221 for a permit to
appropriate 0.04 cubic feet per sec-
ond of water from a ground water
source by means of pump and
pipeline within Gov't. Lot 1, Sec.
25, T. 56N, R. 5W, B.M., Bonner
County to be used from Jan. 1 to
Dec. 31 for domestic purposes
within Gov't. Lot 1, Sec. 25, T.
56N, R. 5W, 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 Ad-
ministration, 401 Front Ave.,
Coeur d'Alene, Idaho, 83814 on or
before October 1, 1973.

R. KEITH HIGGINSON,
Director.

Published in the Priest River
Times, Priest River, Idaho on Sept.
13 and Sept. 20, 1973.

37-2t

96 7221

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7221 Priority Sept. 5, 1973 Amount 0.04 cfs

THIS IS TO CERTIFY, that LORAN J. BRUMLEY
of Priest River, Idaho, has complied with the terms and conditions of Permit
No. 96-7221 issued pursuant to Application for Permit dated September 5, 1973,
and has submitted proof to the Department of Water Resources on October 15, 1974,
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 a ground water source,
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>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.04</u> cfs and	<u>1.2</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
1.2 acre feet per year, said waters to be diverted within ~~the~~ Gov't. Lot 1 of Sec. 25,
Twp. 56 N, Rge. 5 W, B. M. in the County of Bonner

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
56 N	5 W	25			Gov't.	Lot 1													

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25 day of
August, 19 75.

Director

96
Identification No. ^x 96-7221

Application No. _____

LICENSE ISSUED FOR 04 SEC. FT.
LICENSE PAGE NO. _____

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant Loran J. Brumley
post office address Route #1, Box 27, Priest River, Idaho
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is Gov't. Lot 1 ~~1/4 of~~ 1/4 of Section 25 Township 56N
Range 5W B.M. Bonner County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 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 and 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 6 inches; proposed depth of well is 70 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: Gov't. Lot 1 ~~1/4 of~~ 1/4 of Section 25 Township 56N
Range 5W 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 one.
(5) If water is to be used for other purposes describe: _____

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

Total number of acres to be irrigated_____

10. Remarks _____

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

P.D. AND PLACE OF USE T-56N

35

R-5W

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.

Loran J. Brumley
(Applicant)

96 7221

~~Proposed Priority~~ 9-5-1973

96 7221

Received by KK Date 9/5/73 Time 10:30 A
Preliminary check by KK Fee \$ 10.00
Receipted by KK Date 9/5/73 # 11923
Publication prepared by CP Date 9-7-73
Published in PRIEST RIVER TIMES
Publication dates 9-13 + 9-20-73
Publication approved CP Date 9-25-73
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for (approval) denial by dr 148

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 96-7221, 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 November 1, 19 74.
- c. Other: _____

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

Witness my hand this 10th day of October 19 73.

D. Keith Higin
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>TE</u>	<u>9/5/73</u>	Application No. <u>96-7221</u> Name <u>Lorain J. Brumley</u>
(2)	<u>TE</u>	<u>9/5/73</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)			Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>TE</u>	<u>9/5/73</u>	In form for advertising _____
(6)	<u>CP</u>	<u>9-25-73</u>	Affidavit of Publication received <u>SEPTEMBER 24, 1973</u>
(7)	<u>CP</u>	<u>9-10-73</u>	Final date for protests <u>OCTOBER 1, 1973</u> Protests received: yes _____ no ☒
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)			Located within Water District No. _____
(10)	<u>TE</u>	<u>10/1/73</u>	Critical groundwater area: yes _____ no ☒
(11)	<u>TE</u>	<u>10/1/73</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)	<u>TE</u>	<u>10/1/73</u>	Action recommended: ☒ Approve Priority <u>9/5/73</u> ☐ Deny Reason for Reduction _____ See attached sheet for conditions of approval <u>TE</u> <u>10/1/73</u> No conditions for approval
(14)	<u>TE</u>	<u>10/1/73</u>	District <u>Northern</u> By <u>Paul E. Smith</u> Date <u>10/1/73</u> Title <u>Tech</u>

96-7221

Affidavit of Publication

STATE OF IDAHO

County of Bonner,

ss.

Marie Martin,

being duly sworn, says that he is the Co-Publisher of the PRIEST RIVER TIMES, a weekly newspaper printed and published at Priest River, Bonner County, Idaho, and has been continuously and uninterruptedly published in said County during a period of 78 consecutive weeks prior to the first publication of the annexed notice for publication, is a newspaper of general circulation made up of at least eight pages of at least seven columns each, printed from typematter or stereotyped forms of at least nineteen and three-fourths inches depth, has at least 1250 bona fide subscribers living within said Bonner County, and is published at regular weekly intervals. That the annexed is a true copy of the notice for publication in the case of

Notice of Application
for Water Permit

as it was published in the regular and entire issue of said paper for a period of two consecutive weeks, commencing on the 13th day of September, 1973, and

ending on the 20th day of September, 1973, and that said notice was published in said newspaper proper, and not in supplement form.

Marie Martin

Subscribed and sworn to before me this

20th day of September, 1973

George Connolly
Notary Public for Idaho,
Residing at Priest River, Idaho

RECEIVED

SEP 24 1973

Department of Water Administration
Northern District Office

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Roran J. Brumley, Route No. 1, Box 27, Priest River, Idaho has on September 5, 1973 submitted Application No. 96-7221 for a permit to appropriate 0.04 cubic feet per second of water from a ground water source by means of pump and pipeline within Gov't. Lot 1, Sec. 25, T. 56N, R. 5W, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for domestic purposes within Gov't. Lot 1, Sec. 25, T. 56N, R. 5W, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before October 1, 1973.

R. KEITH HIGGINSON,
Director.

Published in the Priest River Times, Priest River, Idaho on Sept. 13 and Sept. 20, 1973.

37-2t

96 7221

August 26, 1975

Re: Permit No. 96-7221

Loran J. Brumley
Route 1, Box 27
Priest River, ID 83856

Dear Mr. Brumley:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:rb

Enc.

C
O
P
Y

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

RECEIVED

OCT 20 1975

447-6075

1. Name of permit holder Loran J. Brumley
 Post office address Rt. 1, Box 27, Priest River, ID Phone _____
 Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
 (name spring, stream, etc.)
 Tributary to _____

3. Water will be used for the following purposes:
 Amount 0.04 c.f.s. for domestic
 _____ AF/Annum (nature of use)
 Period of Use: from Jan. 1 to Dec. 31
 (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: _____

Permit No. 96-7221
 Examination for b/u

4. Total amount to be appropriated:
 Max Rate of Diversion 0.04 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:
 Township 56N N/S, Range 5W E/W, B.M., Section 25, Subdivision Govt Lot 1 1/4, Bonner
 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: 1/2 hp motor, 6" well casing, 70' deep.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

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	
56N	5W	25	Govt Lot #1																

TOTAL ACREAGE _____

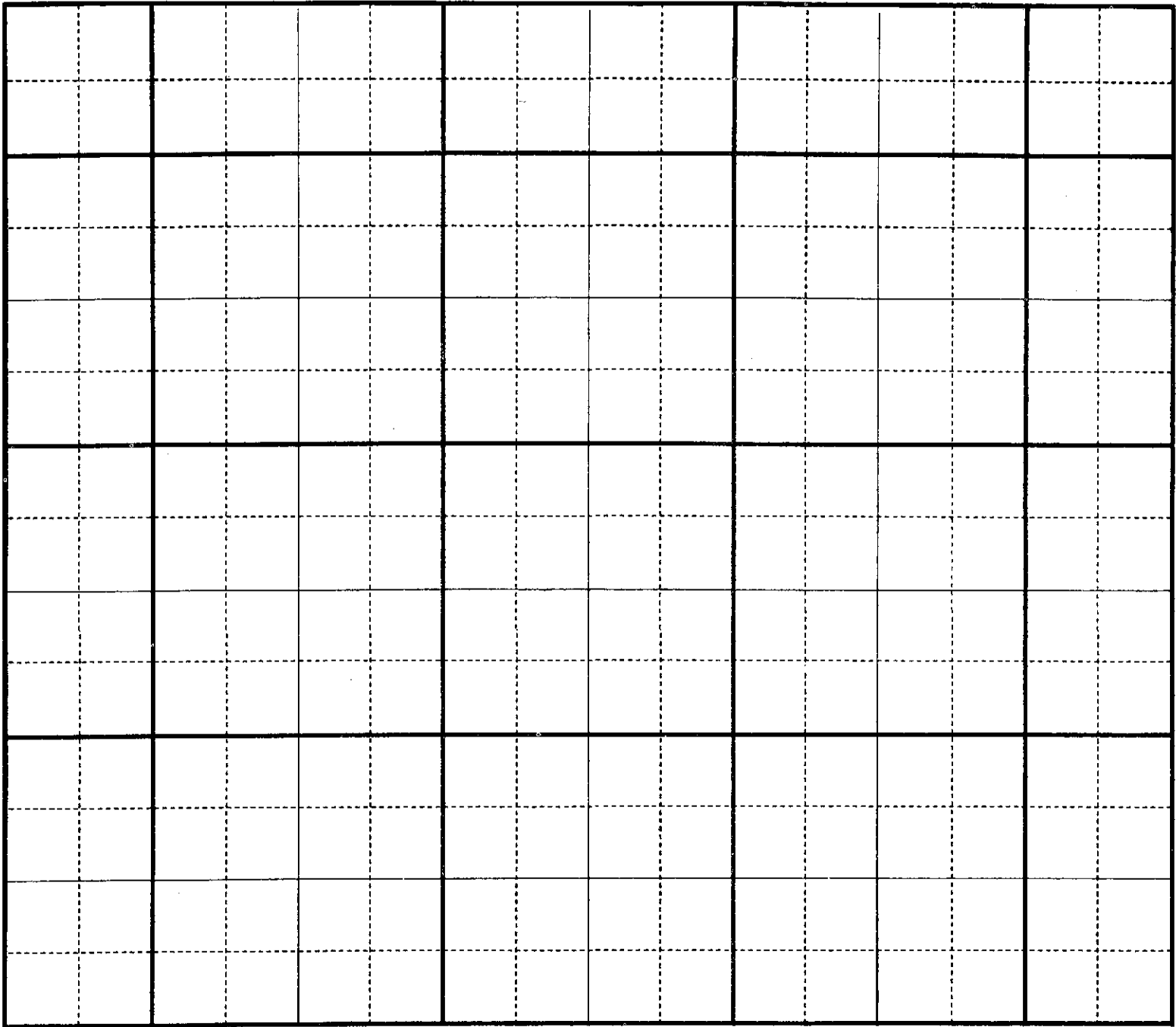


Diagram of System

DATE OF EXAM 8/11/75

ACREAGE

Found 1/2 (lawn and garden)
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q=_____ c.f.s.	V=_____	AF/Ann. from _____	to _____
Domestic Q= <u>0.04</u> c.f.s.	V= <u>1.2</u>	AF/Ann. from <u>1/1</u>	to <u>12/31</u>
Livestock Q=_____ c.f.s.	V=_____	AF/Ann. from _____	to _____

Is water co-mingled? yes _____ no ☒

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

Exchange? yes _____ no ☒

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 0.04 cfs Method of measurement estimated

Total Q recommended 0.04 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 1.2 a.f. / year

Recommended Amendments:

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

MEASUREMENT CALCULATION:

estimated by pump and motor capacity

SYSTEM DESCRIPTION:

Sears Motor & Pump 6" well 70' deep
H.P. 1/2 3/4" line to house
Ser: F71

REMARKS:

Domestic purposes for 1 household
1/2 acre of lawn and garden

Examiner's Signature Paul C. ... Date 8/11/75

Checked by Richard ... Date 8/15/75

Approved by _____ Date _____

October 24, 1974

Re: Permit No. 96-7221

Loran J. Brumley
Route #1, Box 27
Priest River, ID 83856

Dear Mr. Brumley:

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

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

MICROFILMED

Identification No. 96-7221

Permit No. 96-7221

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
JUN 15 1974
Department of Water Resources
OK

1. a) Name of Permit Holder Loran J. Brumley
b) Post Office Address Route 1, Box 27
2. Permit Number 96-7221
3. Date of Priority that you are prepared to establish October 11, 1973
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: GORT, * Lot 1 * Section 25
Township 56 N, Range 5 W Boise Meridian, Other points of diversion: Bonner County
5. a) The amount of water and use to which the water has been applied:
Amount 0.04 for domestic 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 0.04 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: by bucket and watch
by Carl Pitts, well driller
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:

b) Describe the agreement or understanding by which you take water from the works:

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) 1/2 horse motor, 6 in. well casing
70 FT. DEEP
b) Describe the type and size of measuring device which you have installed at your point of diversion: none
c) Give well driller's name and address and the date the well was completed:
Carl Pitts - Route 2 - Newport, Wash.
Zone No. 99156 - Completed June 28, 1973
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

Exam typed 6/24/74 by ja

MICROFILMED

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated none

10. Remarks: _____

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

Oct 11 1974 Loran J. Brumley
(Date) (Signature)

State of IDAHO)
County of BONNER) ss.

On this 11 day of Oct, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Kenneth D. Jaramat
Notary Public residing at Brink River

My commission expires 9-30-77

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1 and 2 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



August 30, 1974

CERTIFIED MAIL

#26026

Re: Permit No. 96-7221

Loran J. Brumley
Route 1 - Box 27
Priest River, Idaho 83856

Dear Mr. Brumley:

One of the conditions of approval of your water Permit No. 96-7221 (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 November 1, 1974. 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

MICROFILMED

October 11, 1973

Re: Permit No. 96-7221

Loran J. Brumley
Route 1, Box 27
Priest River, Idaho 83856

Dear Mr. Brumley:

Enclosed is a copy of your approved Application for Permit No. 96-7221 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosure

96 7221

September 7, 1973

Re: Application No. 96-7221 Claim No. 96-4091
" " 96-7222 " " 96-4092
" " 97-7043

Priest River Times
P.O. Box 398
Priest River, ID 83856

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 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 the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just
and correct, that the amount claimed is legally due,
after allowing all just credits, and that no part of
the same has been paid."

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Northern District Manager

Bill submitted 9-25-73 by CP

FE:CP

Enc: Legal Notices (5)

96 7221

NOTICE OF APPLICATION FOR WATER PERMIT

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has on September 5, 1973 submitted Application No. 96-7221
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of water from a ground water source
by means of pump and pipeline
within ~~the~~ Gov't. Lot 1, Sec. 25, T. 56N, R. 5W, B.M., Bonner County
to be used from Jan. 1 to Dec. 31
for domestic purposes
within the Gov't. Lot 1, Sec. 25, T. 56N, R. 5W, B.M.

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R. KEITH HIGGINSON

Director

Published in the Priest River Times, Priest River, Idaho
on Sept. 13 and Sept. 20, 1973

96 7221

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FOR WATER PERMIT**

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R. KEITH HIGGINSON,
Director.

Published in the Priest River Times, Priest River, Idaho on Sept. 13 and Sept. 20, 1973.

37-2t

1334 96

O.K.
9-11-73
J