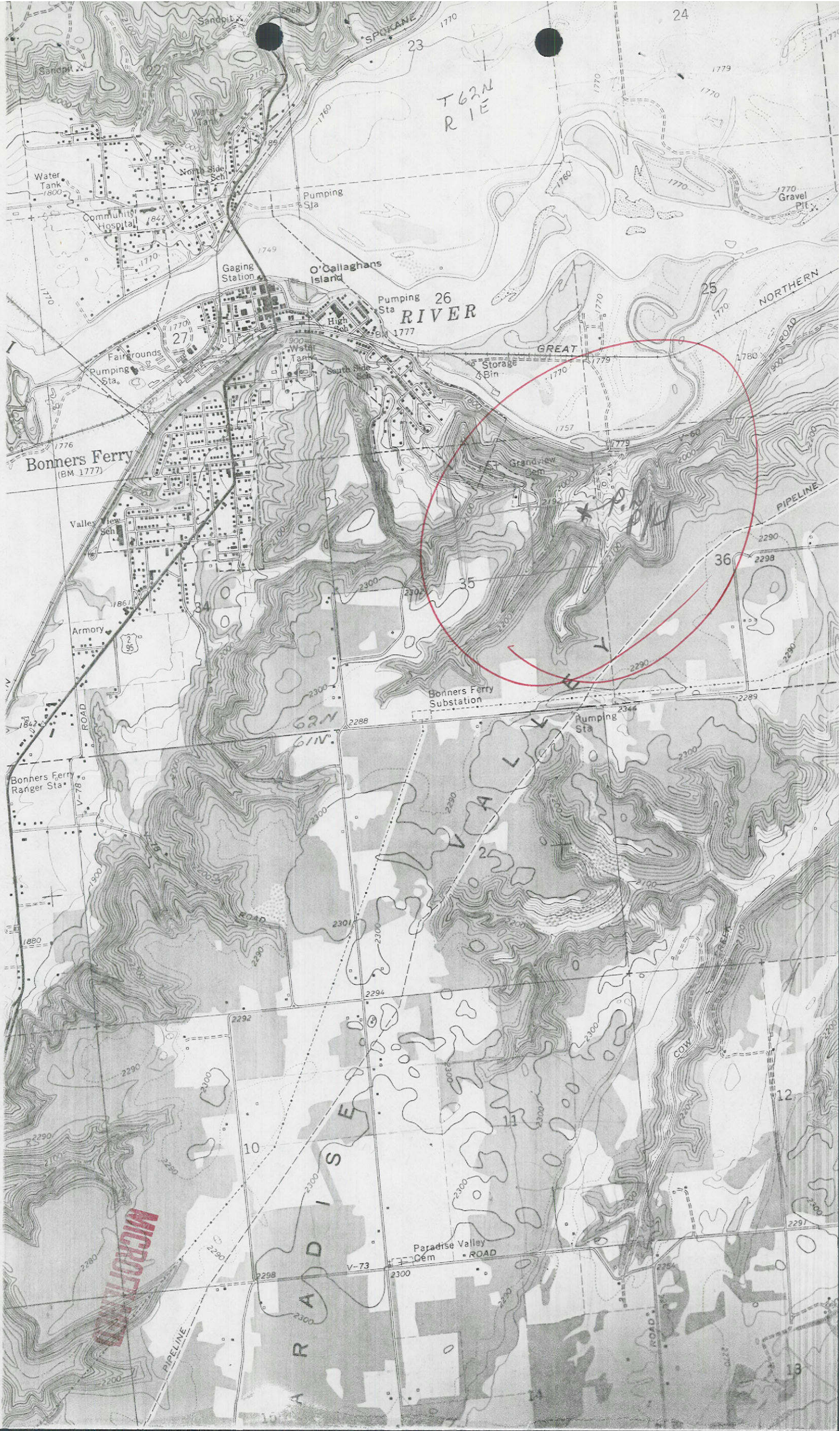




T62N
R 1E

26
RIVER

Bonners Ferry
(BM 1777)

Bonners Ferry
Substation

Paradise Valley
Cem. ROAD

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 98-7184 Priority February 8, 1977 Amount 0.10 cfs

THIS IS TO CERTIFY, that Aubrey R. &/or Elaine Bennett
of Bonnors Ferry, Idaho, has complied with the terms and conditions of Permit
No. 98-7184 issued pursuant to Application for Permit dated February 8, 1977,
and has submitted proof to the Department of Water Resources on February 19, 1982,
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 0.10 cfs of water from a groundwater 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>January 1</u> to <u>December 31</u>	at <u>0.08</u> cfs and	<u>2.4</u> acre feet
<u>(2 units)</u>			
<u>Stockwater</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>0.2</u> acre feet
	from _____ to _____	at _____ cfs and	
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.10 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
2.6 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 35, Twp.
62N, Rge. 1E in the County of Boundary

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 $\frac{1}{4}$	
62N	1E	35				X													

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 27TH day of
October, 1982.

Acting for the Director

Norman C Young

Identification No. 98-7184

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Aubrey R. &/or Elaine Bennett Phone: _____
post office address Box 116, Bonners Ferry, Idaho 83805
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 62N
Range 1E B.M. Boundary County; additional points of diversion if any: _____
(Also known as Lot 8, Kents Acres)
- 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 0.08 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for Stockwater 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)
5. Total quantity to be appropriated:
a. 0.10 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, 17 feet deep X 36" in diameter
with submersible 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 36 inches; proposed depth of well is 17 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 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: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 62N
Range 1E 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 to 10 horses
(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water two.
(5) If water is to be used for other purposes describe: Household, livestock, and gardens.

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

[illegible]

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.

Township 62N, Range 1E															
35								35							
*-----WELL and PLACE OF USE															
35								35							

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 Claine Bennett
(Applicant)

Proposed Priority 2/ 8/77

Received by TK Date 2-8-77 Time 1:30 pm

Preliminary check by [Signature] Fee \$ 10.00

Receipted by CP Date 2-8-77 (Rec. #4895)

[Signature] Publication prepared by CP Date 2-11-77

Published in Bonnors Ferry Herald

Publication dates 2-17 & 2-24-77

Publication approved [Signature] Date 3-21-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by [Signature] JG

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. 98-7184, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 82.

c. Other: _____

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

Witness my hand this 15 day of April, 19 77.

[Signature]
Director

RECEIVED

AFFIDAVIT OF PUBLICATION

MAR 18 1977

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Aubrey R. &/or Elaine Bennett, Box 116, Bonners Ferry, Idaho have on February 8, 1977 submitted Application No. 98-7184 for a permit to appropriate 0.10 cubic feet per second of water from a ground water source by means of well, pump, and pipeline within the SE1/4NE1/4, Sec. 35, T. 62N, R. 1E, B.M., Boundary County (Lot 8, Kents Acres) to be used from Jan. 1 to Dec. 31 for domestic (0.08 cfs) and stock-watering purposes (0.02 cfs) within the SE1/4NE1/4, Sec. 35, T. 62N, R. 1E, 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 March 7, 1977.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on Feb. 17 and Feb. 24, 1977-ldwr

STATE OF IDAHO }
County of Boundary } ss.

Echo Turnbull, bkpr. for W. H. Chubb
first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)

Department of Water Resources
Northern District

Publisher

of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has been continuously and uninterruptedly published in said Boundary County during a period of 18 months or 78 weeks prior to the first publication of the hereto attached notice; that

the advertisement of Idaho Dept. of Water Resources

a Notice of Application #98-7184

Notice for Publication, a printed copy of which is attached hereto was published in said newspaper and not in a supplement thereof for 2 consecutive issues, commencing with the issue dated Feb. 17, 1977, and ending with the issue dated Feb. 24, 1977.

Echo Turnbull, bkpr.

Subscribed and sworn to before me this 10 day of March, 1977

Ruth Allard
Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.

November 30, 1982

RE: Permit No. 98-7184

Aubrey R. &/or Elaine Bennett
Box 116, 132 Latah
Bonners Ferry, ID 83805

Dear Mr. and Mrs. Bennett:

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

UNRECORDED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED

SEP 20 1982

98-7184

Permit No.

CONTACT WITH PERMIT HOLDER

DATE

INITIALS

Department of Water Resources

REMARKS

☐ Appointment letter mailed:

☐ Telephone call made:

(List Telephone No. used)

☐ Appointment scheduled for:

(Date, time, location)

EXAMINATION

Date 8-8-82 Accompanied by _____ Total Q measured _____

If source is surface water, estimate total flow of source _____

Methods of measurement Est Meets Permit requirements? Yes

Measurement calculations:

2 homes
3hd stock
yard & garden

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
								<u>Sub</u>

System Description 36" X 17' Well, pump & pipeline.

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

RECOMMENDED AMOUNTS

USE

Domestic
Stock

Irrigation requirement =

AFA/Acre

Q (cfs)

V (afa)

FROM

TO

0.08 ✓

2.4 ✓

1-1

12-31

0.02 ✓

0.2 ✓

1-1

12-31

Total

0.10 ✓

2.6 ✓

Remarks _____

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[illegible]

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

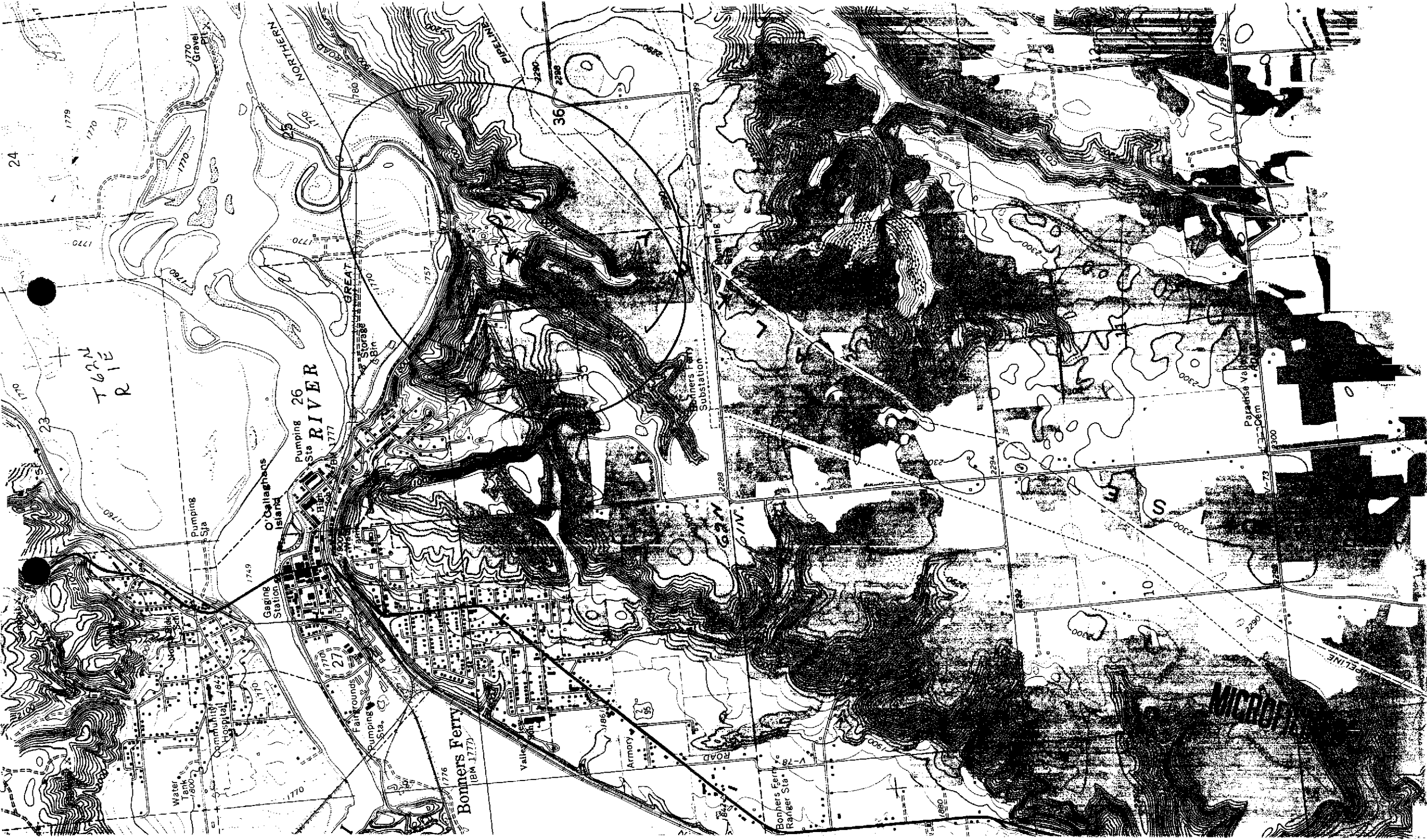
Place(s) of Use

[illegible]

☒ None
☐ Other

Date 10-5-87

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WATER RIGHT NUMBER 98-7184

OWNER LAST NAME - BENNETT

FIRST NAME - AUBREY R.

ORIG OWNER -

OWNER LAST NAME - BENNETT

FIRST NAME - ELAINE

ORIG OWNER -

ADDRESS LINE 1 - P.O. BOX 116

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - BONNERS FERRY

STATE - ID ZIP CODE - 83805

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - PERMIT

STATUS -

PRIORITY - 02-08-1977

COUNTY - BOUNDARY

TOTAL DIV. RATE -

.1000 -CFS

TOTAL DIV. VOLUME - 2.6 .00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SENE 35 62N 01E LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE DIV. RATE - .0200 CFS USE DIV. VOLUME - .2 .00 AFA

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0800 CFS USE DIV. VOLUME - 2.4 .00 AFA

USE - STOCKWATER

PLACE OF USE - TWN 62N RNG 01E SEC 35 TRACT SENE LOT AC

DECREE NAME -

DATE -

TOTAL ACRES 0

REMARKS -

NON IRRIG USE - S/10 HEAD 0/2 HOMES.

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 04-01-1982 PERMIT/DENIED - 04-15-1977 PROTESTED -

HEARING - 09-17-1982 DLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL - 04 04

DIVERSION MEANS - PUMP & PIPELINE.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

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

May 27, 1982

Mr. Aubry Bennett
Box 116
Bonners Ferry, Id. 83805

RE: 98-7184

Dear Mr. Aubry:

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. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

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. 98-7184

Name(s) of Permit Holder: Bennett - Aubrey + Elaine

Post Office Address: Box 116 132 Latah

Tel. No. 267-2580

Source of Water: Spring

Extensive Use: ☒ Domestic 2 (number of households)
☒ Stockwater 3 horses (number and type of stock)
☒ Irrigation Small Gardens 1/2 (acres)
☒ Other Small Tractor

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.

Feb 17, 1982
Date

Aubrey Bennett
Signature of Permit Holder

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A. & E. Bonnell



P.O. Box 114 132 Latah

Bonanza Ferry Idaho 83805



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RECEIVED

FEB 19 1982

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

138253

BENNETT, AUBREY R. & ELAINE
P.O. BOX 116
BONNERS FERRY, ID 83805

JANUARY 31, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 98-7184 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE APRIL 01, 1982. (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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April 21, 1977

Re: Permit No. 98-7184

Aubrey R. &/or Elaine Bennett
Box 116
Bonners Ferry, ID 83805

Dear Mr. and Mrs. Bennett:

Enclosed is a copy of your approved Application for Permit No. 98-7184 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

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DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 98-7184

Bennett

☒ 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) RAH 2-8-77

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) RAH 2-8-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) CP 3/21

Affidavit of Publication received(date) MARCH 16, 1977

(12) CP 2/11

Final date for protests MARCH 7, 1977

Protests received: yes _____ no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

Proposed Priority 2-8-77

Reason for Reduction _____

Measuring device required

See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern

By Bob Haynes

Date 3-21-77

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

March 8, 1977

Re: Application No. 98-7183 - James J. &/or JoAnn Neumayer
" " 98-7184 - Aubrey R. &/or Elaine Bennett
" " 98-7185 - Leland and Beverly Plato

Bonnors Ferry Herald
P.O. Box 539
Bonnors Ferry, ID 83805

Gentlemen:

Could you please submit the affidavits of publication and bills in connection with the above referenced items. The legal notices were to have been published in your newspaper on February 17 and February 24, 1977.

Your assistance in this matter is appreciated.

Very truly yours,

Corda M. Patterson
Secretary

CP

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

February 11, 1977

Re: Application No. 98-7183 - James J. &/or JoAnn Neumayer
" " 98-7184 - Aubrey R. &/or Elaine Bennett
" " 98-7185 - Leland and Beverly Plato

Bonnars Ferry Herald
P.O. Box 539
Bonnars Ferry, ID 83805

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:cp

Enc: Legal Notice(s)

MICROFILMED

Bill: 3-21-77-4

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Aubrey R. &/or Elaine Bennett,

Box 116, Bonners Ferry, Idaho

have ~~back~~ on February 8, 1977 submitted Application No. 98-7184

for a permit to appropriate 0.10 cubic feet per second ~~and one cubic foot per second~~
of water from a ground water source

by means of well, pump, and pipeline

within the SE 1/4, Sec. 35, T. 62N, R. 1E, B.M., Boundary County (Lot 8, Kents Acres)

to be used from Jan. 1 to Dec. 31

for domestic (0.08 cfs) and stockwatering purposes (0.02 cfs)

within the SE 1/4, Sec. 35, T. 62N, R. 1E, 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 March 7, 1977.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho

on Feb. 17 and Feb. 24, 1977

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Aubrey R. &/or Elaine Bennett, Box 116, Bonners Ferry, Idaho have on February 8, 1977 submitted Application No. 98-7184 for a permit to appropriate 0.10 cubic feet per second of water from a ground water source by means of well, pump, and pipeline within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, T. 62N, R. 1E, Boundary County (Lot 2, 20 Acres) to be used from Jan. 1 to Dec. 31 for domestic (0.08 cfs) and stock-watering purposes (0.02 cfs) within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, T. 62N, R. 1E, 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 March 7, 1977.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on Feb. 17 and Feb. 24, 1977-idwr

O.K.
2-18-77
CP