

AFFIDAVIT OF PUBLICATION

RECEIVED

JUN 20 1974

STATE OF IDAHO }
County of Boundary } ss.

William H. Chubb being
first duly sworn upon his oath, deposes and says that he is the publisher (or foreman) of
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 Adminsitration

a Notice of Application #98-7114 McElhose

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 June 6, 1974, 196, and ending with the issue dated June 13, 1974, 196.

Subscribed and sworn to before me this 18 day of June, 1974

[Signature]
Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.

98 7114

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that James McElhose, Star Route 2, Bonners Ferry, Idaho has on May 31, 1974 submitted Application No. 98-7114 for a permit to appropriate 0.04 cubic feet per second of water from Miller Creek by means of pump and tanks within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 65N, R. 1E, B.M., Boundary County to be used from Jan. 1 to Dec. 31 for domestic purposes (0.02 cfs); and from May 1 to Sept. 30 for the irrigation of 1/8 acre (0.02 cfs) within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 65N, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before June 24, 1974.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on June 6 and June 13, 1974-idwa

NOTICE OF APPLICATION FOR
WATER PERMIT

Notice is hereby given that James McElhose, Star Route 2, Bonners Ferry, Idaho has on May 31, 1974 submitted Application No. 28-7114 for a permit to appropriate 0.04 cubic feet per second of water from Miller Creek by means of pump and tanks within the SE $\frac{1}{4}$ -NW $\frac{1}{4}$, Sec. 35, T. 65N, R. 1E, B.M., Boundary County to be used from Jan. 1 to Dec. 31 for domestic purposes (0.02 cfs); and from May 1 to Sept. 30 for the irrigation of 1/8 acre (0.02 cfs) within the SE $\frac{1}{4}$ -NW $\frac{1}{4}$, Sec. 35, T. 65N, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before June 24, 1974.

R. KEITH HIGGINSON

Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on June 6 and June 13, 1974.-Idwa

ok.
6-10-74
cl

98

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 98-7114 Priority May 31, 1974 Amount 0.04 cfs

THIS IS TO CERTIFY, that JAMES McELHOSE
of Bonnors Ferry, Idaho, has complied with the terms and conditions of Permit
No. 98-7114 issued pursuant to Application for Permit dated May 31, 1974,
and has submitted proof to the Department of Water Resources on June 27, 1975,
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 Miller Creek,
tributary to Round Prairie Creek, 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>0.02</u> cfs and			<u>0.6 acre feet</u>
<u>Irrigation</u> from <u>May 1</u> to <u>Sept. 30</u> at <u>0.02</u> cfs and			<u>0.4 acre feet</u>
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
1.0 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 35,
Twp. 65 N, Rge. 1 E, B. M. 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 $\frac{1}{4}$	
65 N	1 E	35								X									1/8

Total number of acres irrigated 1/8

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 21 day of
October, 19 75.

Director

Identification No. 98-7114

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

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

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant James McElhose
post office address Star Route 2, Bonners Ferry, Idaho
2. Source of water supply Miller Creek which is a tributary of Round Prairie Creek
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 35 Township 65
Range 1 E B.M. Boundary County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Miller Creek at a point ix of diversion $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.02 for domestic purpose from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for irrigation purpose from 5/1 to 9/30 (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. N/A acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. A pumphouse with electric pump and utilizing two 200-gallon pressure tanks

b. Height of storage dam N/A 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 N/A 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 \$ no additional expense needed.
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 NW $\frac{1}{4}$ of Section 35 Township 65
Range 1 E B.M.
(2) Amount of power to be generated: N/A hp under _____ feet of head.
(3) List number of each kind of livestock to be watered N/A

(4) Name of municipality to be served N/A, or number of families to be supplied with domestic water 1.
(5) If water is to be used for other purposes describe: See #4 above.

98 7114

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
65	1E	35								X									1/8 acre

Total number of acres to be irrigated 1/8 acre

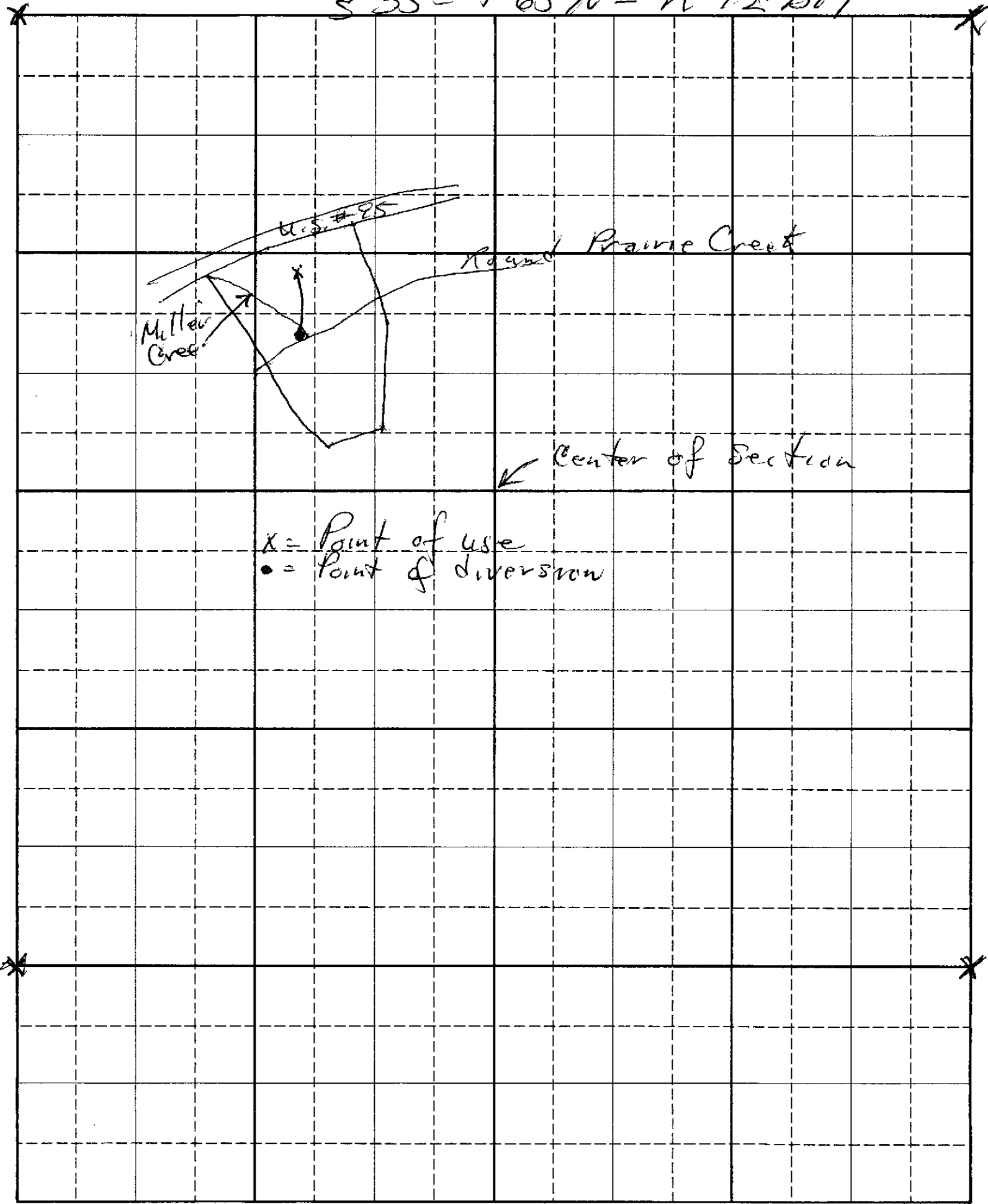
c. Describe any other water rights used for the same purposes as described above. N/A

9. a. Who owns the property at the point of diversion James McElhose
- b. Who owns the land to be irrigated or place of use James McElhose
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing N/A

10. Remarks This filing is to establish by permit a long time appropriation water right

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

S 35 T 65 N - R 1 E B M



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.

James C. McElrose
(Applicant)

Received by CP Date 5-20-74 Time 12:00 noon
 Date 5-8-74 Time 1:00 p.m.
 Preliminary check by CP Fee \$ 10.00
 Receipted by CP Date 5-31-74 # 14005
 Publication prepared by CP Date 5-31-74
 Published in Bonnors Ferry Herald
 Publication dates 6-6 & 6-13-74
 Publication approved CP Date 6-24-74
 Priority reduced to _____ Reason _____

 Protests filed by: _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

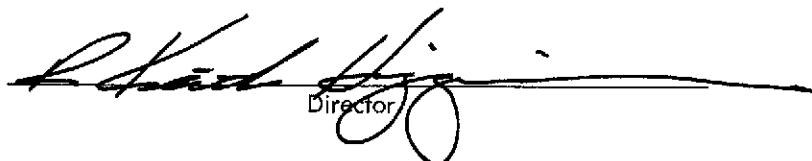
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 98-7114, and said application is hereby APPROVED.

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 August 1, 1975.
- c. Others: _____

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

Witness my hand this 15 day of July 19 74.


 Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>EP</u>	<u>5/31/74</u>	Application No. <u>98-7114</u>
(2)			☒ 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
(3)	<u>EP</u>	<u>5/31/74</u>	In form to receipt 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. ☐ Request Information from Applicant
(5)	<u>EP</u>	<u>5/31/74</u>	In form for advertising
(6)			Located within Water District No. _____
(7)			Critical groundwater area: yes _____ no _____
(8)			Groundwater levels: ____ Decline (comment) _____ ____ Stable (comment) _____ ____ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>CP</u>	<u>6/24</u>	Affidavit of Publication received (date) <u>JUNE 20, 1974</u>
(11)	<u>CP</u>	<u>6/3</u>	Final date for protests <u>JUNE 24, 1974</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)	<u>EP</u>	<u>6/24/74</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>EP</u>	<u>6/24/74</u>	Action recommended: ☒ Approve Priority <u>5-31-74</u> ☐ Deny Reason for Reduction _____ ☒ No Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>Butte</u>	By <u>Paul R. Smith</u>	Date <u>6/24/74</u>

RECEIVED

88 7114

98 7114

JUN 27 1974

Department of Water Administration

RECEIVED

JUN 20 1974

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary }

FOR

Notice is hereby given that James McHesse, Star Route 2 Bonners Ferry, Idaho has on May 24, 1974 submitted Application No. 98-7114 for a permit to appropriate 600 cubic feet per second of water from Miller Creek by means of pump and tanks within the SE 1/4 NW 1/4, Sec. 35, T. 65N, R. 1E, E.M., Boundary County to be used from Jan. 1 to Dec. 31 for domestic purposes (0.02 cfs); and from May 1 to Sept. 30 for the irrigation of 1/8 acre (0.02 cfs) within the SE 1/4 NW 1/4, Sec. 35, T. 65N, R. 1E, E.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, 461 Front Ave., Coeur d'Alene, Idaho, 83314 on or before June 24, 1974.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on June 24, 1974.

William A. Garbo

Department of Water being
First duly sworn upon his oath, deposes and says that he is the publisher of the Northern Democrat, 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 13 months or 78 weeks prior to the first publication of the hereto attached notice, that the advertisement of

publisher

Idaho Dept. of Water Administration

Notice of Application 98-7114 McHesse

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 June 6, 1974, 196, and ending with the issue dated June 13, 1974, 196

Subscribed and sworn to before me this 18 day of June 1974

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

98-7114



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 7, 1983

RE: No. 98-7114

Mrs. Ferrell Koch
Star Rt. 2
Bonners Ferry, ID 83805

Dear Mrs. Koch

Enclosed is a copy of license No. 98-7114.

The Idaho code does not have any provisions for changing the name on a licensed water right, however, proof of ownership of the water right is evidenced by proof of ownership of the land that the license is appurtenant to. Your letter is on file to show that ownership has changed.

If you have ~~any~~ further questions on this matter, please let us know.

Sincerely

JIM JOHNSON
Water Distribution Supervisor

JJ:jvv

Enclosure

RECEIVED

JUN 21 1983

Department of
Northern Indiana

Star Rt. 2
Bonners Ferry, Id.
June 20, 1983

Sirs,

We need to transfer to Ferrell R. Koch, water permit # 98-7114, filed on June 27, 1975. We bought the Jim Mc Elhose property and this permit came with the deed.

First American Title Ins. of Bonners Ferry, handled the transaction.

Thank you,

Mrs. Ferrell R. Koch

Lie #98-7114

Re: Permit No. 98-7114

Dear Mr. McElhose:

Sincerely,

DDR: rb

Enc.

RECEIVED

JUL 22 1966

Department of Water Resources
the Northern District Office

Phone Northern District Office

Phone _____

Miller Creek

Round Prairie Creek (name spring, stream, etc.)

RECEIVED

OCT 7 1915

Department of Water Resources

Permit No. 98-7114
Examination for Water Resources

$$b/q$$

(nature of use)

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

Max Rate of Diversion 0.04 cubic feet per second and annual volume _____ AF/Annum.

County

County

County

Description of diverting works: 3 hp Briggs Stranton with 1 3/4" plastic pipe to sprinkler system. Pumphouse 200 gallon tank.

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE _____ 1/8

T
65
N

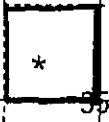


Diagram of System

DATE OF EXAM 10/1/75

ACREAGE
Found 0
Recommended 0

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.02 c.f.s. V= 0.6 AF/Ann. from 1/1 to 12/31
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 0.02 cfs Method of measurement estimated

Total Q recommended 0.02 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 0.6 a.f.

Recommended Amendments:

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

MEASUREMENT CALCULATION:

estimated

SYSTEM DESCRIPTION:

<u>Jacuzzi Pump and Motor</u>	<u>Auxiliary System</u>
<u>1 h.p.</u>	<u>Sears Pump and Motor</u>
<u>Pumps into 2 (100 gal tanks)</u>	<u>1/2 h.p.</u>
<u>3/4" pipeline to house.</u>	<u>Sec: G 72.</u>

REMARKS:

System located in wooden pump house by Miller Creek.
Domestic for 1 household.
~~System located in wooden pump house by Miller Creek.~~

Examiner's Signature Full Contact Date 10/1/75

Checked by Michael Date 10/6/75

Approved by _____ Date _____

July 18, 1975

Re: Permit No. 98-7114

Mr. James McElhose
Star Route 2, Box 148
Bonners Ferry, Idaho 83805

Dear Mr. McElhose:

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

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

If you have any questions concerning the field exam, please contact our District Office in Coeur d'Alene.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

MICROFILMED

RECEIVED

JUN 27 1975

OK jr

Identification No. _____

Permit No. 98-7114

STATE OF IDAHO

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder James C. or Paul E. McElhose
b) Post Office Address Star Route 2 Bonners Ferry Idaho, 83805
2. Permit Number 98-7114
3. Date of Priority that you are prepared to establish _____

4. a) Source from which water was appropriated MILLER CREEK
b) Location of the point of diversion: SW $\frac{1}{4}$ NN $\frac{1}{4}$, Section 35
Township 65, Range 1E, Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
Amount 0.02 for DOMESTIC purposes from 1/1 to 12/31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 0.02 for IRRIGATION + FIRE PROTECTION purposes from 8/1 to 9/30 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: 2 HORSE POWER BRIGGS STRANTON TANK

WITH - 1 1/4" PLASTIC PIPE TO SPRINKLER SYSTEM. PUMPHOUSE 200 GAL

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) _____

- b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

- c) Give well driller's name and address and the date the well was completed: _____

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 7-18-75 by jr

RECORDED

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: SMALL GARDEN PATCH 4

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
35	1E	65		NW	SW														

Total number of acres irrigated 1/4 ACRE

10. Remarks:

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

June 21 / 75
(Date)

James C. McElmore
(Signature)

State of Idaho)
County of Bannock) ss.

On this 25th day of June, 1975, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Aliva L. Krueger
Notary Public residing at Bonners Ferry.

My commission expires May 13, 1977

● SENDER: Complete items 1 and 2.

Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
- ☐ Show to whom, date, & address of delivery.. 35¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

REGISTERED

3. ARTICLE DESCRIPTION:

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

86881

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE

4. *Mrs James McElhose*

DATE OF DELIVERY

POSTMARK

6-4-75

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

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.

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



**RETURN
TO**



**DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**

26281
216-8008

June 2, 1975

CERTIFIED MAIL

Re: Permit No. 98-7114

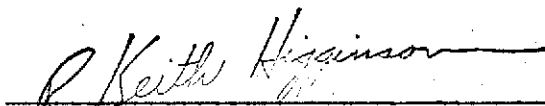
James McElhose
Star Route 2, *Box 148*
Bonners Ferry, Idaho 83805

Dear Mr. McElhose:

One of the conditions of approval of your water Permit No. 98-7114 (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 August 1, 1975. 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

July 16, 1974

Re: Permit No. 98-7114

James McElhose
Star Route 2
Bonners Ferry, Idaho 83805

Dear Mr. McElhose:

Enclosed is a copy of your approved Application for Permit No. 98-7114 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosure

98 7114

June 3, 1974

Re: Application for Permit No. 98-7112 - Queen Mountain Lumber Co., Inc.
" " " " 98-7113 - " " " "
" " " " 98-7114 - James McElhose

Mr. Peter B. Wilson
WILSON & WALTER
Attorneys at Law
P.O. Box 749
Bonners Ferry, ID 83805

Dear Mr. Wilson:

Attached are your receipt Nos. 14105 in the amount of \$10 and 14106 in the amount of \$20 for the filing fees on the above referenced applications which were received in this office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp
Attachments

98 7114

June 3, 1974

Re: Application No. 98-7111
" " 98-7112

Application No. 98-7113
" " 98-7114

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

Gentlemen:

Enclosed are legal notices which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us galley proofs for review before the second publications.

After sending us galley proofs, proceed with the publications on the dates we have inserted, assuming the notices are correct. If we have any corrections, we will notify you before the second publications. If you cannot publish the notices on the proposed dates, please contact us immediately.

Affidavits of publication must be submitted to our office along with the publication bills. Your cooperation in this matter is appreciated.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enc: Legal Notices (4)

Bill Submitted 6-24-74 by CP

98 7114

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that James McElhose,
Star Route 2, Bonners Ferry, Idaho
has on May 31, 1974 submitted Application No. 98-7114
for a permit to appropriate 0.04 cubic feet per second ~~xxxxxx~~
of water from Miller Creek
by means of pump and tanks
within the SE1/4, Sec. 35, T. 65N, R. 1E, B.M., Boundary County

to be used from Jan. 1 to Dec. 31 for domestic purposes (0.02 cfs); and from
~~xxx~~ May 1 to Sept. 30 for the irrigation of 1/8 acre (0.02 cfs)

within the SE1/4, Sec. 35, T. 65N, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before June 24, 1974.

R. KEITH HIGGINSON

Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho
on June 6 and June 13, 1974

98 7114

Notice is hereby given that James McElhose, Star Route 2, Bonners Ferry, Idaho has on May 31, 1974 submitted Application No. 98-7114 for a permit to appropriate 0.04 cubic feet per second of water from Miller Creek by means of pump and tanks within the SE 1/4 NW 1/4, Sec. 35, T. 65N, R. 1E, B.M., Boundary County to be used from Jan. 1 to Dec. 31 for domestic purposes (0.02 cfs); and from May 1 to Sept. 30 for the irrigation of 1/8 acre (0.02 cfs) within the SE 1/4 NW 1/4, Sec. 35, T. 65N, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before June 24, 1974.

R. KETH HIGGINSON
Director

Idaho Department of Water Administration
Bonners Ferry

OK.
6-10-74
C

98 7114

WILSON & WALTER
ATTORNEYS AT LAW

PETER B. WILSON
NEIL O. WALTER

205 W. KOOTENAI
PHONE AN 7-3127
AN 7-3128
P. O. BOX 749
BONNERS FERRY, IDAHO — 83805

May 29, 1974

RECEIVED
MAY 31 1974

Department of Water Administration
Coeur d'Alene, Idaho

Mr. Fred Eisenbarth
Northern District Manager
Department of Water Administration
401 Front Avenue, Room 209
Coeur d'Alene, Idaho 83814

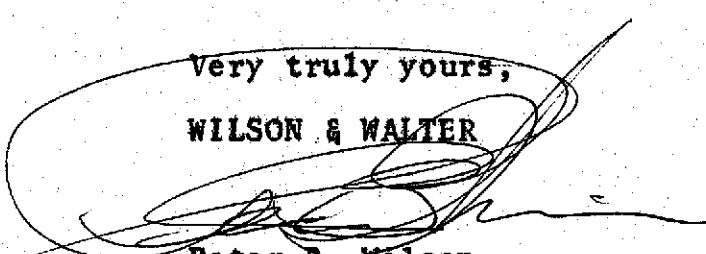
Re: James McElhose

Dear Mr. Eisenbarth:

Pursuant to our telephone conversation on May 24,
enclosed please find Wilson & Walter check #18145
in the amount of \$10.00 for filing the permit
application.

Very truly yours,

WILSON & WALTER


Peter B. Wilson

pbw:rs
encl

cc: James McElhose

98 7114