

STATEMENT

BONNERS FERRY HERALD

Complete Newspaper Coverage of Boundary County

P. O. Box 539

BONNERS FERRY, IDAHO — 83805

RECEIVED
AUG 6 1973

Idaho Department of Water Admin.

401 Front Ave.

Coeur d'Alene, Idaho 83814

Department of Water Administration
Northern District Office

1973

July 19 Notice of Application for Water Permit-
No. 98-7077, H. Orr-29 lines 2 times \$ 11.31

98 7077

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.

SIGNED: BONNERS FERRY HERALD

BY: Spencer M. Anglin bookkeeper

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 98-7077 Priority July 9, 1973 Amount .33 cfs

THIS IS TO CERTIFY, that HENRY J. ORR
of Bonnors Ferry, Idaho, has complied with the terms and conditions of Permit
No. 98-7077 issued pursuant to Application for Permit dated July 9, 1973,
and has submitted proof to the Department of Water Resources on July 21, 1978,
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 .33 cfs of water from Meadow Creek,
tributary to Moyie River, 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>Irrigation</u>	<u>from March 15 to November 15</u>	<u>at .33 cfs</u>	<u>and 159 acre feet</u>
	<u>from to</u>	<u>at cfs</u>	<u>and</u>
	<u>from to</u>	<u>at cfs</u>	<u>and</u>

(both dates inclusive)

Subject, however, to the condition that no more than .33 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
159 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 63N,
Rge. 2E, 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 $\frac{1}{4}$	
63N	2E	17															20		20

Total number of acres irrigated 20

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 30 day of
September, 19 80.

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING)
DEVICE REQUIREMENT FOR PERMIT NO. 98-7077)

ORDER

WHEREAS, it has been determined by the Department of Water Resources that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from said permit.

Dated this 28th day of August, 1978.

L. Glen Saxton
L. GLEN SAXTON

Chief, Operations Bureau

MICROFILMED

Identification No. 98-7077

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant HENRY J. ORR
post office address STAR RT. 2 BONNERS FERRY, ID 83805
2. Source of water supply MEADOW CREEK which is a tributary of MOYIE RIVER
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 17 Township 63N
Range 2E B.M. BOUNDARY 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 0.4 for IRRIGATION purpose from MAR 15 to NOV 15 (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. 0.4 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 SPRINKLER
SYSTEM

- 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 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: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____.
(5) If water is to be used for other purposes describe: _____

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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 20

c. Describe any other water rights used for the same purposes as described above. _____

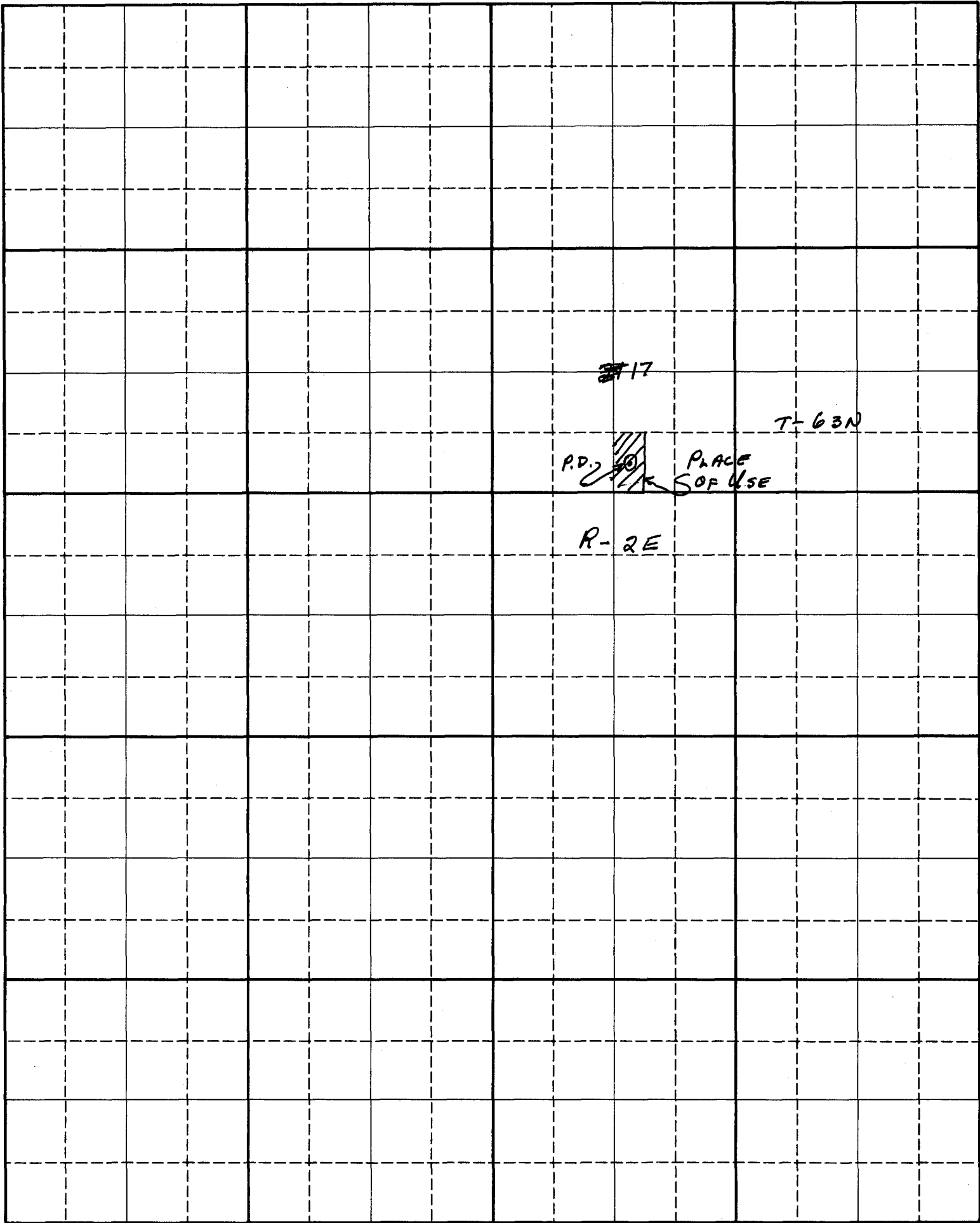
9. a. Who owns the property at the point of diversion APPLICANT

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.



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.

Henry J. Orr
(Applicant)

98 7077

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Protests filed by: _____

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

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 98-7077, and said application is hereby APPROVED.

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


Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>cl</u>	<u>7-13-73</u>	Application No. <u>98-7077</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>KK</u>	<u>7/9/73</u>	In form to receipt
			Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>KK</u>	<u>7/9/73</u>	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>KK</u>	<u>7/9/73</u>	In form for advertising
(6)			Located within Water District No. _____
(7)	<u>X</u>		Critical groundwater area: yes _____ no _____
(8)			Groundwater levels:
			_____ Decline (comment) _____
			_____ Stable (comment) _____
			_____ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>cl</u>	<u>8-6-73</u>	Affidavit of Publication received (date) <u>August 6, 1973</u>
(11)	<u>cl</u>	<u>7-13-73</u>	Final date for protests <u>August 6, 1973</u> Protests received: yes _____ no <u>✓</u>
(12)			Date and Place of hearing _____
			Decision reached at hearing _____
(13)	<u>ZE</u>	<u>8/8/73</u>	All requested information received from agencies or applicant yes <u>✓</u> no _____
(14)	<u>ZE</u>	<u>8/8/73</u>	Action recommended:
			<u>✓</u> Approve Priority <u>7/2/73</u>
			_____ Deny Reason for Reduction _____
			<u>X</u> Measuring device required
			_____ See attached sheet for additional conditions of approval
			_____ No additional conditions for approval
(15)	District <u>Butte</u>	By <u>Staff</u>	Date <u>8/8/73</u>

98 7077

AUG 9 1973

AFFIDAVIT OF PUBLICATION

RECEIVED

AUG 6 1973

STATE OF IDAHO

County of Boundary

SS.

W. H. Chubb

being
first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)
publisher
Northern District Office

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 Admn.

a Notice of Application for Water Permit/No. 98-7077

H. J. Orr

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 July 19, 1973, and ending with the issue dated July 26, 1973

Leta M. Anglen, bookkeeper

Subscribed and sworn to before me this 3rd day of Aug., 1973

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

98-7077

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Henry J. Orr, Start Route No. 2, Bonners Ferry, Idaho has on July 9, 1973 submitted Application No. 98-7077 for a permit to appropriate 0.4 cubic feet per second of water from Meadow Creek, tributary of Moyie River by means of pump and sprinklers within the SW 1/4 SE 1/4, Sec. 17, T. 63N, R. 2E, B.M., Boundary County to be used from March 15 to Nov. 15 for the irrigation of 20 acres within the SW 1/4 SE 1/4, Sec. 17, T. 63N, R. 2E, 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 August 6, 1973.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on July 19 and July 26, 1973.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

October 6, 1980

Henry J. Orr
Star Rt. 2
Bonners Ferry, Idaho 83805

Dear Mr. Orr,

RE: License No. 98-7077

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr.

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

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

September 19, 1980

Henry J. Orr
Star Rt. 2
Bonners Ferry, Idaho 83805

Dear Mr. Orr,

A representative of this Department has made an examination of the works covered by your Permit No. 98-7077, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: .33 cfs Source: Meadow Creek

The maximum quantity diverted shall not exceed 159 acre feet
per year.

Point(s) of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 63N, Rge. 2E, B.M.

Beneficial use: Irrigation of 20 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 63N,
Rge. 2E.

Priority date established: July 9, 1973

Conditions (if any):

If you do not concur with these findings please contact us within 10 days,
otherwise a water license will be issued as set forth above.

Sincerely,

JAN GROVER
JIM JOHNSON
Water Rights Supervisor

MAP (Attach Aerial Photo)

SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: SW SE, 17, 63 N, 2E

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
63N	2E	17															20		20

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 J. Kay

Checked by Bob [Signature]

Approved by Robyn

Date 8-4-80

Date 8/5/80

Date 9/18/80



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

September 20, 1978

Mr. Henry J. Orr
Star Route #2
Bonners Ferry, ID 83805

Dear Mr. Orr:

Re: Permit No. 98-7077

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 regional office in Coeur d'Alene.

Sincerely,

RITA FLECK
Water Rights

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State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

September 20, 1978

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

MICROFILM

File

RECEIVED
JUL 21 1978
Department of Water Resources
Northern District Office

Identification No.

Permit No. 98-7077

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
JUL 21 1978
Department of Water Resources
Northern District Office

1. a) Name of Permit Holder Henry J. Orr
b) Post Office Address Sta Rt 2 Bonners Ferry
2. Permit Number 98-7077
3. Date of Priority that you are prepared to establish 7-09-73
4. a) Source from which water was appropriated Meadow Creek
b) Location of the point of diversion: SW 1/4 SE 1/4, Section 17
Township 63 N, Range 2 E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount 0.40 for Irrigation purposes from 3-15 to 11-15 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 _____ 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: None

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) Pump with pipeline to sprinkler heads

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: _____

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Exam typed 9/6/78 by sf

1

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

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			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 $\frac{1}{4}$	
63N	2E	17															20		20

Total number of acres irrigated 20

10. Remarks: _____

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

(Date)

x Henry J Orr
(Signature)

State of Idaho)
County of Kootenai) ss.

On this 24 day of July, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Alta Duit
Notary Public residing at Twinn Lake

My commission expires September

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

May 31, 1978

CERTIFIED MAIL

138877

Re: Permit No. 98-7077

Henry J. Orr
Star Route 2
Bonners Ferry, Idaho 83805

Dear Mr. Orr:

One of the conditions of approval of the above referenced water right 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, 1978. The enclosed affidavit form is the document you must complete and submit as the proof of application of water to 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.

JANICE RENK
Water Rights

Encl: Proof affidavit

MICROFILMED

August 15, 1973

Re: Permit No. 98-7077

Mr. Henry J. Orr
Star Route #2
Bonners Ferry, ID 83805

Dear Mr. Orr:

Enclosed is a copy of your approved Application for Permit No. 98-7077. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

98 7077

July 13, 1973

Re: Application No. 98-7076 - Vern Lock
" " 98-7077 - Henry J. Orr
Claim No. 98-4017 - " " "
" " 98-4018 - " " "
" " 98-4019 - Laurence L. Holdeman

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

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 8-6-73 by L

FE:CR

Enc: Legal Notices (5)

98 7077

STATEMENT

BONNERS FERRY HERALD

Complete Newspaper Coverage of Boundary County

P. O. Box 539

BONNERS FERRY, IDAHO — 83805

Idaho Department of Water Admn.

401 Front Ave.

Coeur d' Alene, Idaho 83814

1973

July 19 Notice of Application for Water Permit-
No. 98-7077, H. Orr-29 lines 2 times \$ 11.31

98 7077

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

SIGNED: BONNERS FERRY HERALD

BY: *Spencer M. [Signature]* bookkeeper

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Star Route #2, Bonners Ferry, Idaho

has on July 9, 1973 submitted Application No. 98-7077

for a permit to appropriate 0.4 cubic feet per second ~~acre feet per annum~~

of water from Meadow Creek, tributary of Moyie River

by means of pump and sprinklers

within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 63N, R. 2E, B.M., Boundary County

to be used from March 15 to Nov. 15

for the irrigation of 20 acres

within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 63N, R. 2E, 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 August 6, 1973.

R. KEITH HIGGINSON

Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho

on July 19 and July 26, 1973

98 7077

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WATER PERMIT**

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R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on July 19 and July 26, 1973.

98 7077

OK.
7-19-73
cl