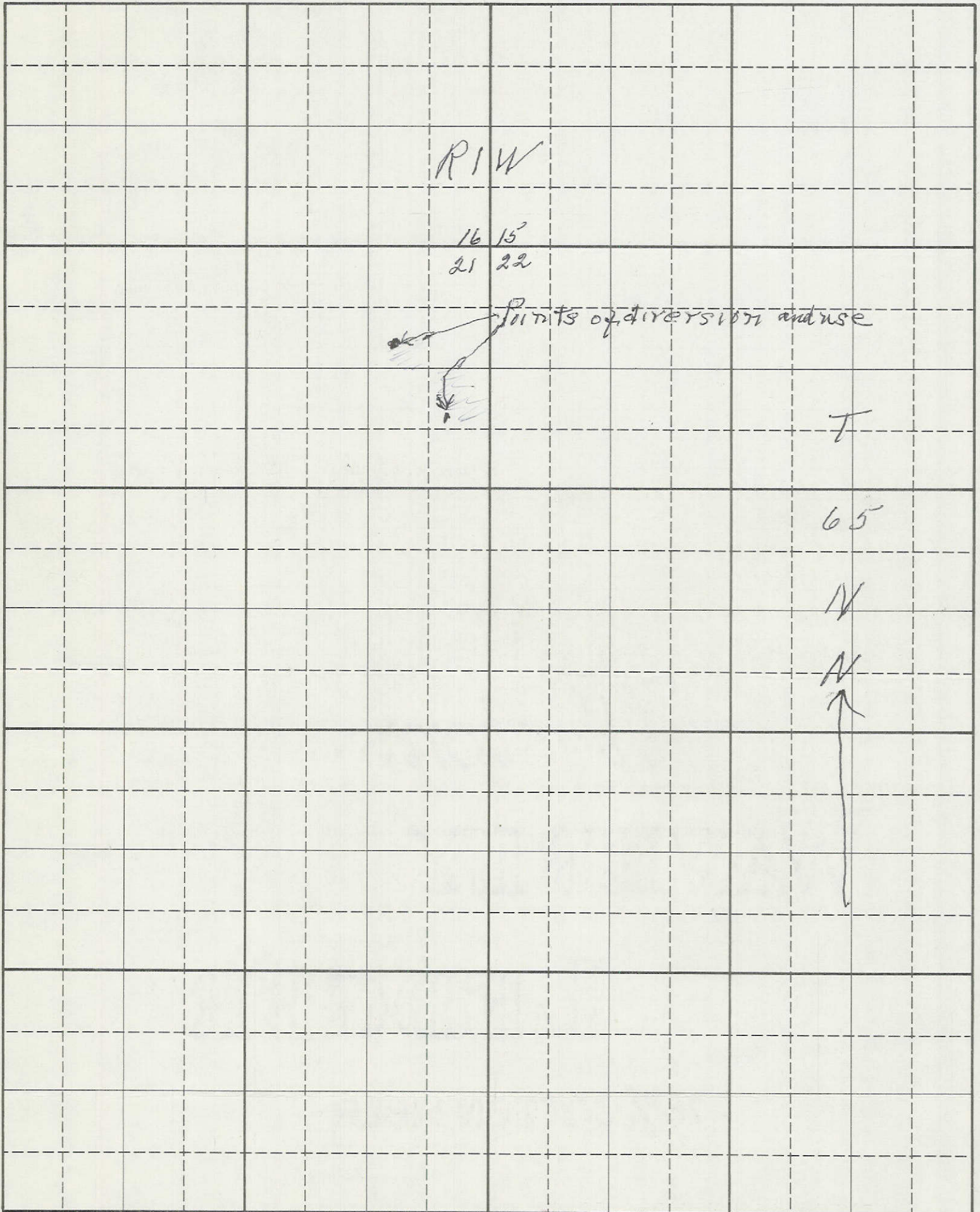


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Houch Bros. by Marvin Houch
(Applicant)

98-7037

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 98-7037 Priority March 23, 1971 Amount 0.002 cfs

THIS IS TO CERTIFY, that HOUCK BROS.
of Porthill, Idaho, has complied with the terms and conditions of Permit
No. 98-7037 issued pursuant to Application for Permit dated March 23, 1971,
and has submitted proof to the Department of Water Resources on April 29, 1976,
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 0.002 cfs of water from Trow Creek,
tributary to the Kootenai 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>Stockwater</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.002</u> cfs and	<u>1.4 acre feet</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.002 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
1.4 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 21,
Twp. 65 N, Rge. 1 W, B. M. in the County of Boundary

Description and location of place of use:

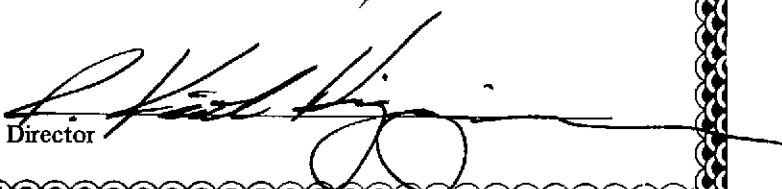
Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
65 N	1 W	21		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 19 day of
August, 19 76.

Director 

Receipt # 5375
8/18/76 - MVB

RECEIVED

AUG 20 1976

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

APPLICATION FOR AMENDMENT

Permit No. 98-7037

Comes now Houck Bros. _____ of (address) _____

Porthill, Idaho, and represents to the Director of
the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 98-7037, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21 Twp. 65 N
 Rge. 1 W, B.M., County of Boundary. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

NO CHANGE

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount for _____ purposes from _____ to _____ (both dates inclusive)

Amount for purposes from to (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

RGE 1 W

TWP 65 N

21

*-----point of diversion
x-----place of use

August 1976

[Signature]
Director

Identification No. 98-7037
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPROVED

PERMIT ISSUED FOR .002 SEC. FT.

APPLICATION FOR PERMIT

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

1. Name of applicant Stouch Bros. by Marvin Stouch
post office address Star Rt. #1 Rexhill, Idaho
2. Source of water supply Trow Creek & unnamed Creek which is a tributary of Kootenia River
3. a. Location of point of diversion is NE 1/4 of SE 1/4 of Section 21 Township 65 N
Range 1 W B.M. Boundary County; additional points of diversion if any:
Trow Creek point of diversion SW 1/4 of NE 1/4
Section 21, Township 65 N, Range 1 W, Boundary County
- 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 .002 for Stock water 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. .002 cubic feet per second and/or
- b. _____ acre feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. pipe line diversion to stock tank

- 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 \$ 200.00.

8. Description of proposed uses:

- a. If water is **not** for irrigation:

- (1) Give the place of use of water: NE 1/4 of SE 1/4 of Section 21 Township 65 N
Range 1 W B.M. 2nd SW 1/4 of NE 1/4 of section 21 Township 65 N Range 1 W
- (2) Amount of power to be generated: _____ hp under _____ feet of head.
- (3) List number of each kind of livestock to be watered 75 head beef cattle
- (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: _____

98-7037

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

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

Total number of acres to be irrigated _____

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

9. a. Who owns the property at the point of diversion Morrin Houck & Raymond Houck

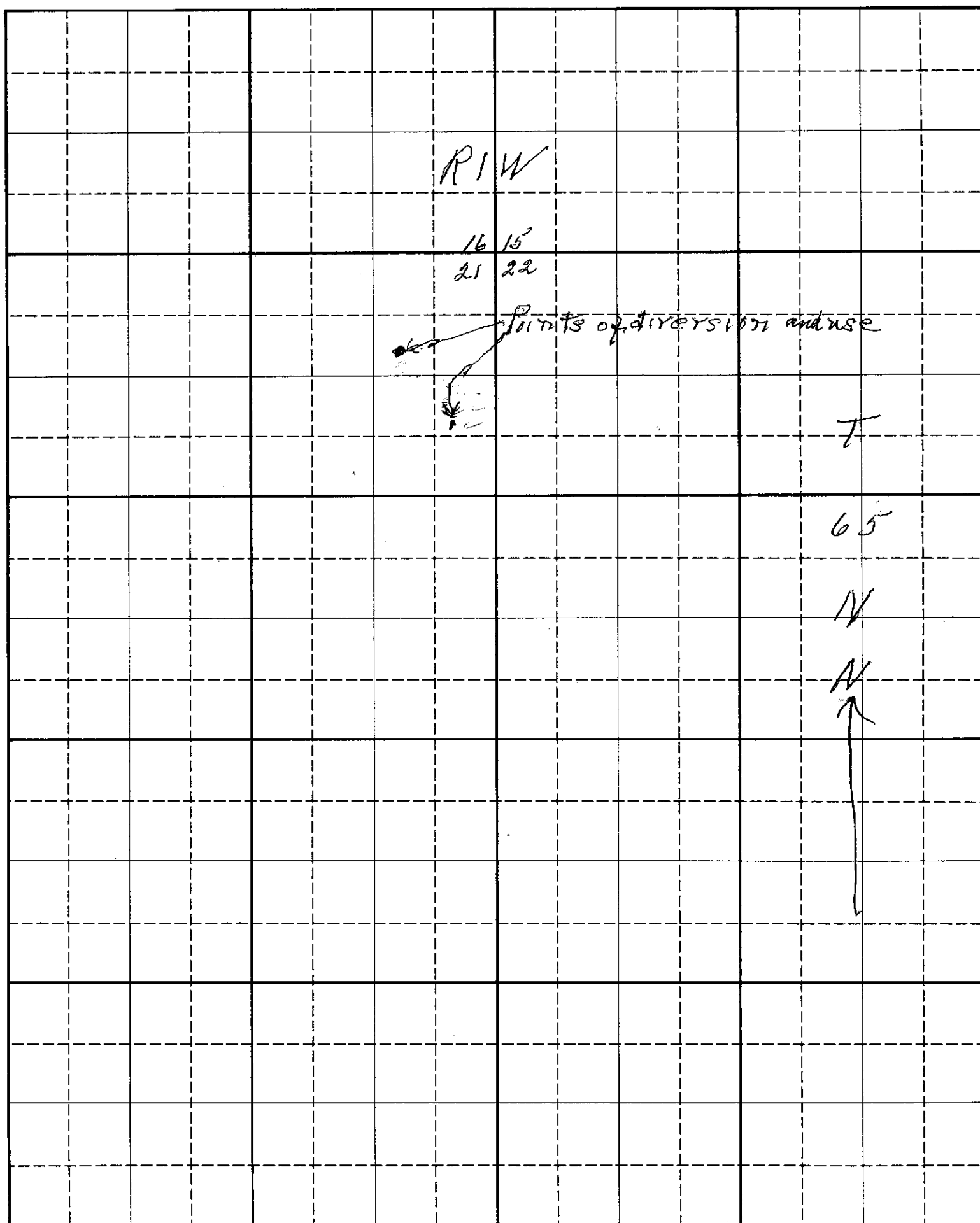
b. Who owns the land to be irrigated or place of use _____

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Easment to point of diversion from Raymond Houck on the unnamed creek on NE 1/4 of SE 1/4, S21, T.65, 1W. Property is owned by Morrin Houck at point of diversion for T.65 Creek SW 1/4 of NE 1/4 Sec. 21 Township 65N Range 1W

10. Remarks

These are two diferent creeks that empty into a natural slough which is connected to a drainage ditch in Drainage District No. 6 Boundary County. This drainage ditch empties into the Kootenai River

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.

Houch Bros. by Marvin Houch
(Applicant)

98-7037

98-7037

Received by ll Date 3-23-71 Time 1:00 p
 Preliminary check by D Fee \$ 10⁰⁰
 Receipted by ll Date 3-25-71
 Publication prepared by dr Date 4-6-71
 Published in Bonnors Ferry Herald
 Publication dates 4-15 & 4-22, 1971
 Publication approved ll Date 5-6-71
 Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Paul BDF

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. 98-7037, 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 May 1, 1976.
- c. Other: _____

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

Witness my hand this 12th day of May, 1971.

R. Keith Hiji
 Director

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Houck Brothers, Star Route 1, Porthill, Idaho, have on March 23, 1971, submitted Application No. 98-7037 for a permit to appropriate 0.002 cubic feet per second of water from Trow Creek and an unnamed creek, tributary to the Kootenai River, by means of pipeline within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 65N, R. 1W, B.M., Boundary County, to be used from Jan. 1 to Dec. 31 for stockwater purposes within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 65N, R. 1W, 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, Statehouse, Boise, Idaho, 83707, on or before May 3, 1971.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho, on April 15 and April 22, 1971.

William H. Chubb

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

a Notice of Application for Water Permit-Houck Brothers-
No. 98-7037

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 Apr. 15, 1971 and ending with the issue dated Apr. 22, 1971

Subscribed and sworn to before me this 30 day of Apr., 1971

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

98-7037

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

William H. Chubb

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Published in the Bonners Ferry Herald, Bonners Ferry, Idaho, on April 15 and April 22, 1971.

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the advertisement of **Idaho Dept. of Water Administration**

a **Notice of Application for Water Permit-Houck Brothers-**

No. 98-7037

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Subscribed and sworn to before me this 30 day of Apr., 1971.

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

98-7037

August 20, 1976

Re: Permit No. 98-7037

Houck Bros.
Star Route 1
Porthill, ID 83853

Gentlemen:

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

Also enclosed is a copy of the approved application for amendment along with receipt no. 5375 in the amount of \$10.00.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:mef

Enc.

August 4, 1976

Houck Bros.
Star Route 1
Porthill, Idaho 83853

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 98-7037 and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.002 cfs Source: Trow Creek

The maximum quantity diverted shall not exceed 1.4 acre feet
per year.

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, Twp. 65 N, Rge. 1 W, B. M.

Beneficial use: Stockwater purposes within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21,
Twp. 65 N, Rge. 1 W, B. M.

Priority date established: March 23, 1971

Our examiner found that the point of diversion and place of use is located within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 21, whereas your permit lists the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21. Therefore, it will be necessary to amend the permit before a water license is issued.

Enclosed is a partially completed application for amendment for your use in this matter. Please sign the application and return it to this office along with a \$10.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings, please contact us within the 30-day period.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enc: App for amend

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

RECEIVED

MAY 10 1976

1. Name of permit holder Houck Bros.
 Post office address Star Route 1 Porthill, ID 83853 Phone Department of Water Resources Northern District Office
 Person to contact _____ Phone _____

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

3. Water will be used for the following purposes:

Amount .002 c.f.s. for stockwater (75 head cattle)
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: _____

4. Total amount to be appropriated:

Max Rate of Diversion .002 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

CREEK Township 65N N/S, Range 1W E/W, B.M., Section 21, Subdivision NE $\frac{1}{4}$ SE $\frac{1}{4}$, Boundary

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision SW $\frac{1}{4}$ NE $\frac{1}{4}$, County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, County

Other Points of Diversions: _____

Description of diverting works: trow? creekwater for stock only
unnamed creek-irrigation for approx. 10 acres alfalfa while supply is available.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or 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 $\frac{1}{4}$	
65N	1W	21			X									X					

TOTAL ACREAGE _____

get this explained better

RECEIVED

AUG 2 1976

Department of Water Resources

Permit No. _____
 Examination for _____
 6/4

98-1037

8-4-76

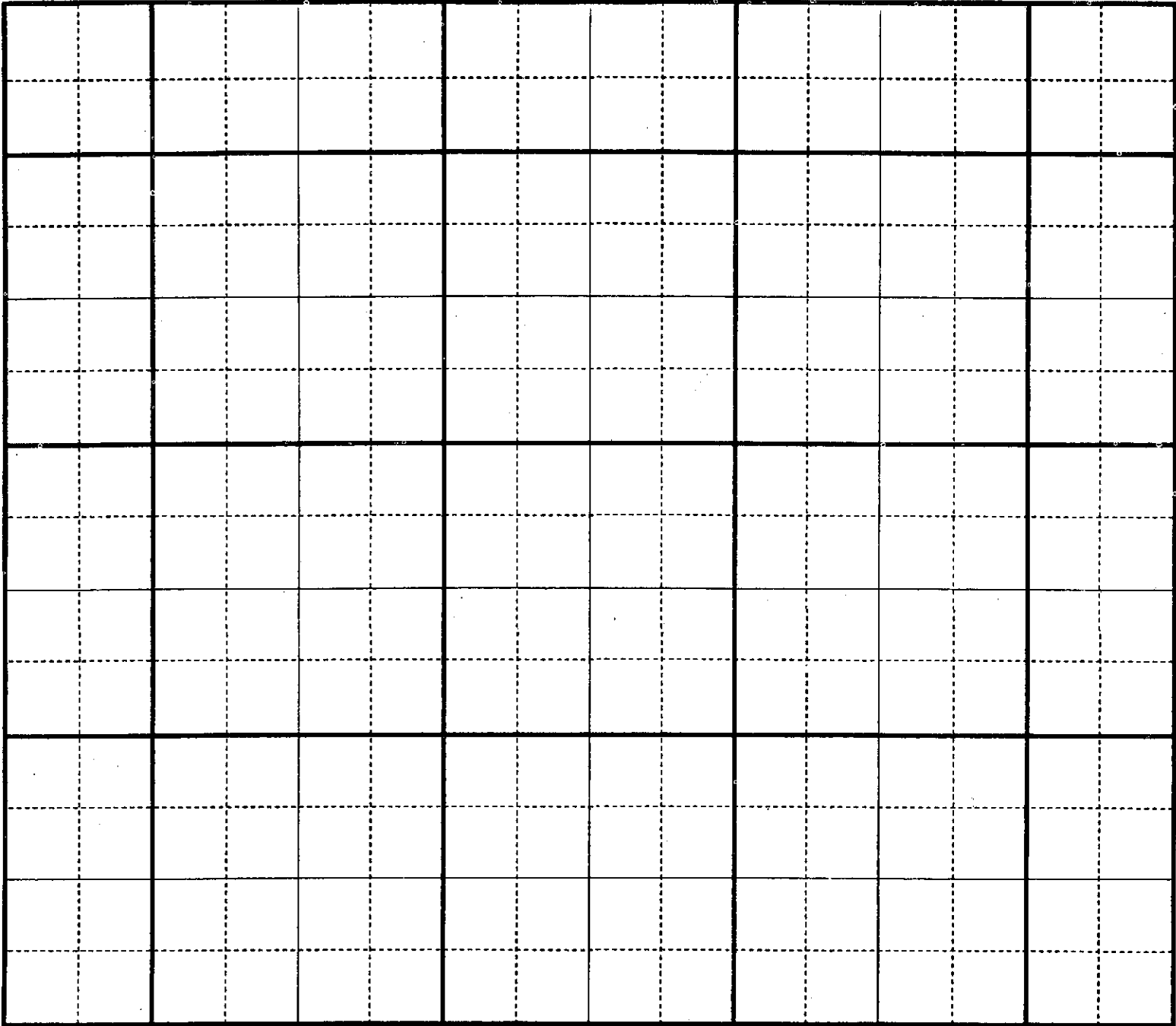


Diagram of System

DATE OF EXAM 6-28-76

ACREAGE
Found 10
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q=0.002 ^{TK} c.f.s. V=_____ AF/Ann. from Mar 15 ^{TK} to Nov 15 ^{TK}
Domestic Q=_____ c.f.s. V=_____ AF/Ann. from _____ to _____
Livestock Q=0.002 c.f.s. V=1.4 AF/Ann. from Jan 1 to Dec 31

Is water co-mingled? yes _____ no X

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

Exchange? yes _____ no X

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 0.002 cfs Method of measurement Calc

Total Q recommended 0.002 cfs Meter No. — Type — Condition —

Total V recommended 1.4 cfs

Recommended Amendments:

P.D. Trow Creek
Place of Use T6N, R1W, N4NE, Sec 21.
Other Stock water for 75 hd cattle
None _____

MEASUREMENT CALCULATION:

~~For Conversation of Mrs. Hough stream intermittent~~
~~0.002 cfs TK~~
75 hd Cattle = 0.03 cfs - Applied for 0.002 cfs
75 hd cattle = 1.4 AF/Ann

SYSTEM DESCRIPTION:

~~Intermittent stream - collection (box) w/ ditch to field~~
~~cattle at larger TK~~

12' dam across Trow Creek (earthen) causing Pond for
cattle

REMARKS:

Not enough flow to measure TK

Examiner's Signature Tom D King Jr Date 6-28-76

Checked by Bob Haynes Date 7-30-76

Approved by _____ Date _____

check Q
send form for 1st.

May 7, 1976

Re: Permit No. 98-7037

Houck Bros.
Star Route 1
Porthill, Idaho 83853

Gentlemen:

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



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder HOUCK BROS MARVIN & RAYMOND
b) Post Office Address STAR ROUTE 1 PORT HILL, IDAHO
2. Permit Number 98-7037
3. Date of Priority that you are prepared to establish TROW CREEK 35yr UNNAMED CREEK?
4. a) Source from which water was appropriated TROW CREEK & UNNAMED CREEK
b) Location of the point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21
Township 105N, Range 1W Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount .002 for STOCK WATER 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 _____ 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: DON TENSEN - CONSERVATIONIST
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:
We asked users of Both Creeks
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) TROW CREEK WATER FOR STOCK ONLY.
Unamed Creek - Irrigation for approx 10 acres alfalfa while supply is available
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: [REDACTED]
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
for stock water at my home place

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	
65	1W	21					Throw Creek												
65	1W	21			10 15														10-15 Unnamed Creek

Total number of acres irrigated 10 to 15

10. Remarks: see attached

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

April 28, 1976
(Date)

Marvin Houck
(Signature)

State of Idaho)
County of Boundary) ss.

On this 28th day of April, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Patricia A. Curtis
Notary Public residing at 606 Oak
Bonniers Ferry Idaho
83805

My Bond commission expires JUNE 1, 1980

Remarks:

In August of 1973 when I started my stock water project, I was advised by Soil Conservationist Don Jensen to build a dam on Trow Creek from which stock water could be taken. The dam was built to Mr. Jensen's specifications. The dam and rock hauled for spillway and placing drain pipe cost \$1025.

Our plan to use water from unnamed creek for stock water has changed since we reduced our cow numbers. Instead water was ditched from the unnamed creek to an alfalfa field for irrigation when there is enough flow.

Water from both creeks empty into a slough that is connected to a drainage ditch that empties into the Kootenai River.

I have inspected the stock water dam and it is functioning properly.

The water from the unnamed creek is not presently flowing through the irrigation ^{ditch} however I observed the ditch.

This field inspection was made on 4-22-76

*Vern Bromgard
Soil Conservationist
Soil Cons. Service*

- **SENDER:** Complete items 1, 2, and 3.
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¢
☐ **RESTRICTED DELIVERY.**
 Show to whom and date delivered..... 65¢
☐ **RESTRICTED DELIVERY.**
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

138418

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

☐ Addressee

☐ Authorized agent

4.

DATE OF DELIVERY

POSTMARK

3/2/76

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

JSN

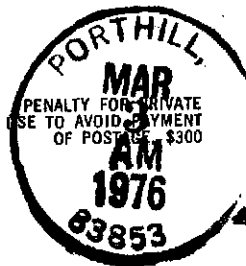
UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

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

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



March 1, 1976

CERTIFIED MAIL

138418

Re: Permit No. 98-7037

Houck Brothers
Star Route 1
Porthill, ID 83853

Dear Sirs:

One of the conditions of approval of your water Permit No. 98-7037 (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 May 1, 1976. 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

RECEIVED
MAY 1 1976
IDAHO DEPARTMENT OF AGRICULTURE

May 13, 1971

Re: Permit No. 98-7037 - Houck Brothers

Houck Brothers
Star Route #1
Porthill, Idaho 83853

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 98-7037. We direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:kh

Enclosures

98-7037

April 6, 1971

Re: Application No. 98-7037 - Houck Brothers

" " 98-7038 - Richard Long

Bonnars Ferry Herald
212 Main
Bonnars Ferry, Idaho 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 our 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 date. 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,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: Legal notices (2)

*Bill submitted
5-6-71
dw*

98-7037

OK
4-14-71
J.B.

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Houck Brothers, Star Route 1, Porthill, Idaho, have on March 23, 1971, submitted Application No. 98-7037 for a permit to appropriate 0.002 cubic feet per second of water from Trow Creek and an unnamed creek, tributary to the Kootenai River, by means of pipeline within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 65N, R. 1W, B.M., Boundary County, to be used from Jan. 1 to Dec. 31 for stockwater purposes within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 65N, R. 1W, 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, Statehouse, Boise, Idaho, 83707, on or before May 3, 1971.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho, on April 15 and April 22, 1971.

98-7037

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Houck Brothers, Star Route 1, Porthill, Idaho,
have on March 23, 1971,

~~has on~~ _____ submitted Application No. 98-7037
for a permit to appropriate 0.002 cubic feet per second ~~acre foot per annum~~
of water Trow Creek and an unnamed creek, tributary to the Kootenai River,
by means of pipeline
within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, ~~Sec. 21~~ and NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 65N, R. 1W, B.M., Boundary County,

to be used from Jan. 1 to Dec. 31
for stockwater purposes

within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 65N, R. 1W, B.M.

issued

If ~~used~~, 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, Statehouse, Boise, Idaho, 83707, on or before May 3, 1971.

R. KEITH HIGGINSON
Director

Published in the Bonniers Ferry Herald, Bonners Ferry, Idaho,
on April 15 and April 22, 1971.

98-7037

March 26, 1971

Houck Brothers
Star Route #1
Porthill, Idaho 83853

Gentlemen:

Returned herewith is your receipt No. 5806 in the amount of \$10.00
for Application for Permit,

which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

98-7037

March 17, 1971

Houck Brothers
Porthill,
Idaho 83853

Gentlemen:

We are returning your application for permit and personal check, numbered 92-95, in the amount of \$10.00. We find in reviewing this application that there are clarifications needed before we can process it.

Please note under item 2, that you have listed two sources of water supplies and under item 3-a, you have listed only one point of diversion. Since the nature of use of the water is stock-watering, you should also complete item 8-a(1). We also wish to advise you that the signature on page 3 of the application must appear in the exact manner as it does under "name of applicant" under item 1, page 1 of the application.

As soon as you have made these necessary corrections and re-submitted the application with the filing fee, we shall begin this processing.

If you should have any questions, do not fail to contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC/bb

Enc: application
check

98-7037