

August 29, 1967

Re: Permit No. G-30778
Howard Waterworks, Inc.

The Rathdrum Tribune
Rathdrum, Idaho 83858

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to October 2, 1967. The expense of the publication is to paid by Charles T. Howard, R.F.D. # 2, Rathdrum, Idaho,

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

30778

RECEIVED

AUG 10 1967

Department of Reclamation

NOTICE OF PROOF OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on October 2, 1967 at Rathdrum,
County of Kootenai, State of Idaho, before notary public (name & address) Kenneth Hess Rathdrum Idaho, proof will be
submitted of the completion of works for the diversion of 1.0 c.f.s. of the waters
of a subterranean source, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-30778, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Howard Waterworks, Inc., Rathdrum, Idaho.
2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
1.0 cubic feet per second.
3. The use to which said water has been applied is domestic
purposes, and the amount applied to beneficial
use is 1.0 c.f.s.
4. The point of diversion of said water is Government Lot 1, Sec. 6, T. 52N,
R. 4W, B.M., Kootenai County.
5. The place where said water is used is Government Lot 7, Sec. 31, T. 53N, R. 4W;
Government Lot 1, Sec. 6 and Lot 5 & 6, Sec. 5, T. 52N, R. 4W, B.M., ~~lots 1, 5, & 6~~
~~Sec. 31 twp 53 n, r. 4w. B.M. Lot 1 Sec. 36, twp 53 n.r. 5 W.B.M.~~ } not
on
permit
6. The date of priority which said user is prepared to establish is October 22,
1962.

R. KEITH HIGGINSON

State Reclamation Engineer

30778

A

RECEIVED

AUG 10 1967

Department of Reclamation

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Coeur d'Alene Press of The Rathdrum Tribune Coeur d'Alene Rathdrum, Idaho; published in the county in which the works are situated.

Charles J. Howard
(signature)

RSD #2

(address)

Rathdrum, Idaho
(date)

In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer when proof is for completion of works.

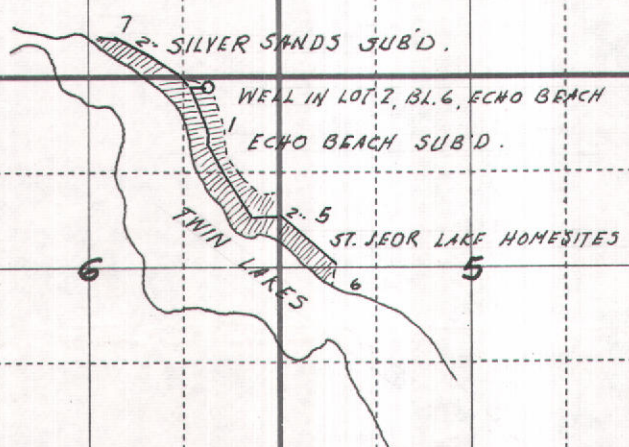
I hereby certify that the facts set forth in the attached notice are true.

Engineer

30778



31



T. 53 N., R. 4 W., B.M.

T. 52 N. R. 4 W., B.M.

Permit No. 30778
As Approved OCT 25 1962
GEO. N. CARTER
State Reclamation Engineer

WATER LICENSE

Water License No. G-30778/95-2144 Priority October 22, 1962 Amount 0.65 c.f.s.

THIS IS TO CERTIFY, that HOWARD WATERWORKS, INC.
of Rathdrum, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated October 22, 1962; that Permit G-30778/95-2144 was issued pursuant
to said application; that the proposed works were completed on or about May 1, 1963,
with a storage/or carrying capacity of 0.65 c.f.s., said works consisting of
well, pump, and motor; and that on October 2, 1967,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 30
acre feet per season, with a maximum rate of diversion of 0.65 cubic feet per second of the waters
of ground-water, tributary of _____,
for the purpose of Domestic from January 1 to December 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in Govt. Lot N 1 N 4, Sec. 6, T. 52 N, R. 4 W, B.M., and
other additional points _____, in the County of
Kootenai; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 30 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
52 N	4 W	6																	
		5																	
53 N	4 W	31																	

Total number of acres irrigated _____

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

2nd day of February, 1970.

R. Kirk Higgins
State Reclamation Engineer

95 2144

95-2144

30778

Charles T. Howard
Box "C"
Rathdrum, Idaho

95-2144

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38857
Permit No. G- 30778
District No.

Assigned to

Howard Waterworks
Rathdrum, Idaho

1. Name of Applicant: Charles T. Howard dba Howard Waterworks
Postoffice address: Box "C", Rathdrum County: Kootenai State: Idaho
2. Quantity of water claimed: one cubic foot per second
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the Gov't. Lot 1
1/4 of the 1/4 of Section 6
Twp. 52 N , Rge. 4 W , B.M., County of Kootenai
5. Water is to be used for: Domestic
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the Gov't. Lot 1, Sec. 31, T. 53 N., R. 4 W., B.M., and
Gov't. Lot 1, Sec. 6 & Gov't. Lots 5 & 6, Sec. 5, T. 52 N.,
1/4 of the 1/4 of Section 1, Twp. R. 4 W., B.M.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump & steel pipe main - pressure tank
8. Estimated cost of works: \$10,750.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) (cubic feet per second, inches or gallons per minute) is for new lands.

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.

Applicant.

Agent.

Corrected application received:

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	
			A S S I G N M E N T																
			For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 4-30778 to HOWARD WATERWORKS, Inc, an Idaho Corporation, of Rathdrum, Idaho. 20. 83858 s/ CHARLES THOMAS HOWARD Permit Holder s/ Elsie M. Howard Wife of Permit Holder																
STATE OF WASHINGTON			)																
County of Spokane			) ss																
On this 3rd day of April, 1963, before me, a Notary Public for the State of Washington, residing at 711 Hutton Bldg., Spokane, Washington, personally appeared Charles Thomas Howard and Elsie M. Howard known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written. s/ Wellman Clark Notary Public Residing at Spokane, Wash.																			
My commission expires March 22, 1966 (seal) LICENSE ISSUED FOR 0.65 SEC. FT. LICENSE PAGE NO. _____																			

February 2, 1970

Re: Permit No. G-30778/95-2144

Howard Waterworks, Inc.
Rathdrum,
Idaho 83858

Dear Sirs:

Enclosed herewith is your Water License issued on the above
numbered permit.

Also enclosed is departmental receipt No. 4129 in the amount
of \$5 covering the licensing fees.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

Enclosures

95-2144
30778

HOWARD WATERWORKS, INC.

An Idaho Public Utility

POST OFFICE BOX C

RATHDRUM, IDAHO

27 Jan. 1970

RECEIVED

JAN 30 1970

Department of Reclamation

Re: Permit # G-30778-95-2144

State of Idaho

Department of Reclamation,

Boise Idaho

Attn: Mr. Dorian Clay

Field Examiner.

Dear Mr. Clay:

In reply to your letter of 27 January, 1970 re the above noted permit
#. G-30778- 95-2144 , please find enclosed our check for \$5.00.

Thank you for your kind attention to this matter.

Very truly Yours,

Howard Waterworks, Inc.

Charles J. Arnold Pres.

95-2144

30778

January 27, 1970

Re: Permit No. G-30778/95-2144

Howard Waterworks, Inc.
Rathdrum,
Idaho 83858

Dear Sirs:

A representative of this department has made an examination of the works covered by your Permit 95-2144 and has found the following:

Quantity of water diverted: 0.65 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho law: 0.65 c.f.s.

The maximum quantity diverted shall not exceed 30 acre feet per season.

Beneficial Use: Domestic purposes

The priority date established is: October 22, 1962

A fee totaling \$ 5.00 must be received within 30 days from the date of this letter in order that we can issue you the Water License as described above.

Very truly yours,

Dorian Clay
Field Examiner

DC:kh

95-2144

30772

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-30778

This proof is for C/W & B/U

In Water District No. _____

1. Name of applicant Howard Waterworks, Inc.

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the NE 1/4 Gov't. Lot 1 of Section 6

T. 52 N R. 4 W County of Kootenai

4. Describe works as they exist, giving dimensions and capacities of same:

30 HP FRANKLIN ELECTRIC MOTOR #3P1039C202
UNIVERSAL SUBMERSIBLE - 8" WELL - 4" LINE
TO 1000 gal STORAGE PRESSURE TANK
GATE VALVE - STEEL UNDERGROUND PIPE & WRAP
LINE TO 77 INDIVIDUAL WATER USERS @ ONE ACRE (22 cubic)

5. Water is used for domestic ✓

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SUSE
Gov't. Lot 7, Sec. 31, T. 53 N, R. 4 W; Gov't. Lot 1, Sec. 6; Lot 5 & 6, Sec. 5,
T. 52 N, R. 4 W, B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Mr. & Mrs. HOWARD CONTACTED ADV. 1

SYSTEM DESIGNED FOR 65 cfs.

MAX DEMAND .99 cfs.

VOL BASED UPON MAX FOR 100 USERS.

This examination was made on the 19TH day of Aug 1969

(Signed) Dean Reynolds

Examiner.

30778
95-2144

Howard Waterworks, Inc. well, pump, steel pipe main pressure tank
Rathdrum, Idaho

Permit No. G-30778

Examination for C/W & B/U

County Kootenai

Sec. 6 T 52N R. 4W Lot 2 Blk C

Quantity: 1.0 c.f.s.

95-

Source: subterranean

P.D.: Gov't. Lot. 1, Sec. 6, T. 52N, R. 4W, B.M.

Use: domestic

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: October 22, 1962

Due: October 25, 1967

Made: October 2, 1967

Priority: October 22, 1962

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

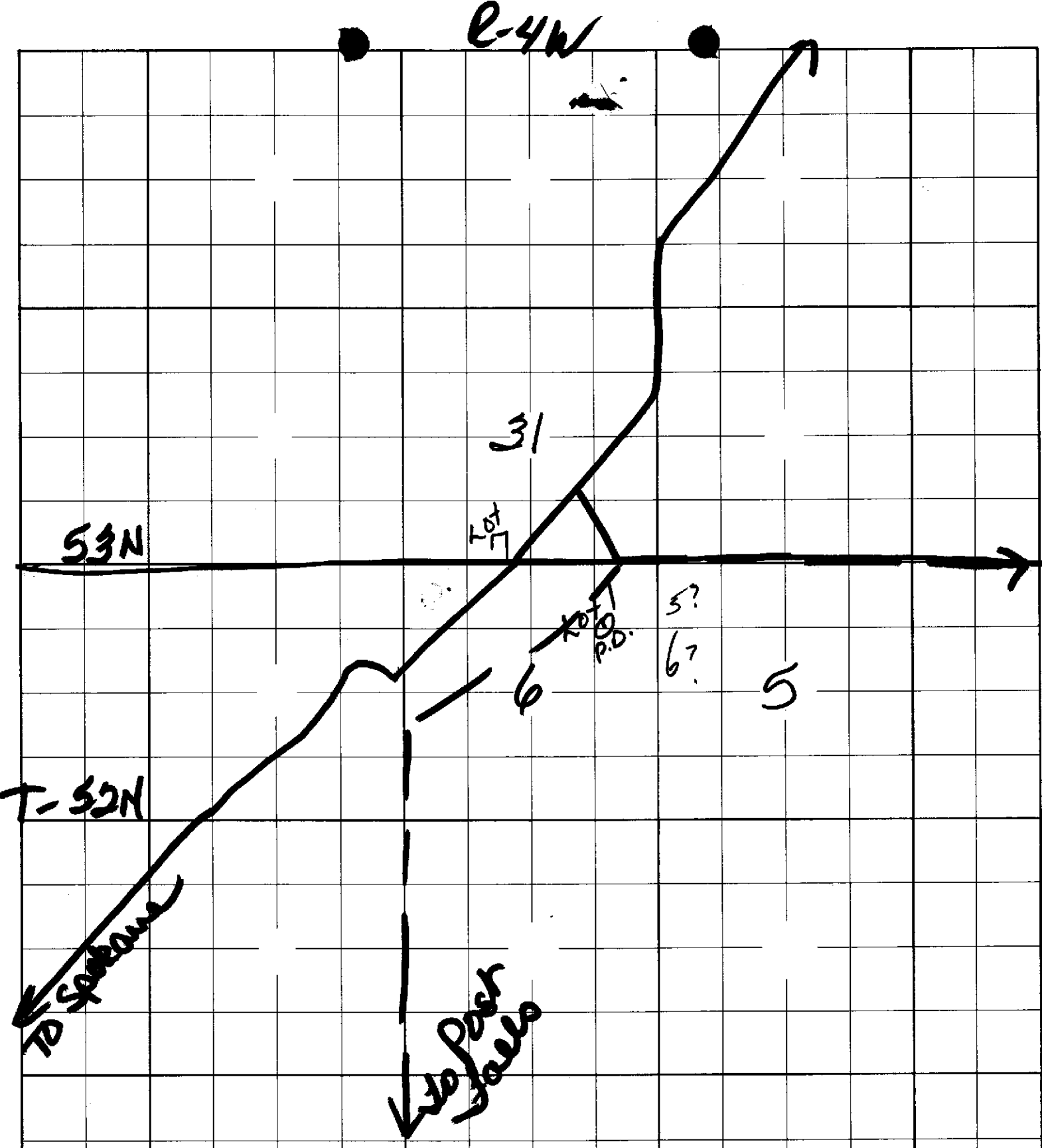
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-30778

REPORT ON PROOF OF Completion of Works & Beneficial Use

30778
95-2144



12 - allow .65 cfs.

VOL - MAX DIVERSED NET TO EXCEED 30 AC-FT/YEAR

October 9, 1967

Re: Permit No. G-30778
Howard Waterworks, Inc.

Charles T. Howard
Box C
Rathdrum, Idaho 83858

Dear Mr. Howard:

We acknowledge receipt of the depositions and affidavit of publication in the
Coeur d'Alene Press submitted as proof of com-
pletion of works and beneficial use on Permit G-30778.

Before a certificate and license of water right can be issued, a field
examination must be made by a representative from this department. We
cannot tell just when this examination will be made, but our field examiner
will try to contact you at the time he makes the examination so that you
may show him the system.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

30778

AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS

(WEEKLY)

STATE OF IDAHO.

County of Kootenai,

ss.

Callie Painter

deposes and says:

That affiant is now, and at all times herein mentioned has been, a citizen of the United States and a resident of Kootenai County, State of Idaho, over the age of 21 years and not a party to, nor interested in the event of, the above entitled matter, and the printer (principal clerk) of the "Coeur d'Alene Press", during all of the times herein mentioned being a legal daily newspaper, of Coeur d'Alene, Kootenai County, Idaho, as defined by Idaho Code Sec. 60-106 to Sec. 60-108 both inclusive, and Chapter 121 Idaho Session Laws of 1949, and acts amendatory thereof and correlated thereto, and qualified thereunder to publish to the same effect as a weekly

newspaper on Wednesdays, and that the

Notice of Proof of Completion -

of which a printed copy is annexed hereto, was published in all the regular Wednesday weekly issues of said newspaper for *four* consecutive weeks, commencing

on the *6* day of *Sept*, 196*7*, and ending on the

27 day of *Sept*, 196*7*.

Callie Painter

Subscribed and sworn to, before me, this *27* day of *Sept*,

196*7*.

E. Patrick King

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

30778

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on October 2, 1967 at Rathdrum, County of Kootenai, State of Idaho, before notary public Kenneth Hess, Rathdrum, Idaho, proof will be submitted of the completion of works for the diversion of 1.0 c.f.s. of the waters of a subterranean source and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-30778, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Howard Waterworks, Inc., Rathdrum, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.0 cubic feet per second.

3. The use to which said water has been applied is domestic purposes, and the amount applies to beneficial use is 1.0 c.f.s.

4. The point of diversion of said water is Government Lot 1, Sec. 6, T. 52N, R. 4W, B.M., Kootenai County.

5. The place where said water is used is Government Lot 7, Sec. 31, T. 53N, R. 4W; Government Lot 1, Sec. 6 and Lot 5 & 6, Sec. 5, T. 52N, R. 4W, B.M.

6. The date of priority which said user is prepared to establish is October 22, 1962.

R. KEITH HIGGINSON

State Reclamation Engineer
Sept. 6, 13, 20, 27, 1967.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-30778

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: _____

Charles T. Howard RFD #2 Rathdrum Idaho Retired

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf: _____

Howard Waterworks Inc. Twin Lake Idaho pres. - owner

Ques. 3. State number, approval date of permit, and date of priority: G-30778

Oct. 25, 1962 - Oct 22, 1962

Ques. 4. State source of water supply: deep well, Cont lat 1 Sect 6

Give location of point of diversion, showing subdivision, section, township and range

Twp 52 N. Rge 4 W. B.M. County of Kootenai

Ques. 5. Describe your works of diversion: well, pump & steel pipe main

pressure tank; state amount of water they are capable of con-

veying from point of diversion to place of use: 1.0 C.F.S.; Give name of canal or ditch

or other works by which water is conducted to such place of use: _____

_____; if a well, state depth of well 356'; depth and size of

casing 356' - 8" casing; depth to water 322'; if pump is used,

state discharge of pump: 288 gpm; tell how it was measured or determined _____

by pump manufacturer; if sprinkler irrigation, give number and size

of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: domestic

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water: _____)

30778

State nature of all improvements which have been made as a direct result of said use:

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: E. G. Holman & Son Spokane Wash

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

port lat 7, sec 31 T. 53 N. R. 4 W. port lat 1, sec 32 lat
546 sec. 5 T. 52 N. R. 4 W. B. M. Domestic

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 1 May 1963 - Time used since first use:

4 years & 4 months

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

none

(sign) Charles Thomas Howard

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Rathdrum, County of Kootenai

State of Idaho, on this 2nd day of October, A. D. 19 67.

NOTARY PUBLIC for the State of Idaho
residing at Rathdrum, Idaho.

My commission expires: My Commission Expires Jan. 25, 1971

Kenneth F. Lee

30778

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. C-30778

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

Ernest W. Fritzsche, age 64, Rathdrum, Idaho, Retired, Box 292, Rathdrum, Idaho

Ques. 2 Are you acquainted with Charles T. Howard, the holder of Permit No. C-30778? How long have you known him and where does he reside?

12 Yrs.

RFD #2 Rathdrum Idaho

Ques. 3. Have you read or heard said Permit No. C-30778 read, and are you familiar with its provisions and conditions: Yes Yes No.

Ques. 4. State source of water supply: Deep well

Give location of place of diversion, showing subdivision, section, township and range

Cont Lot 1 Sec 6 Twp 52N Rge 4 W B.M. County of Kootenai

Describe works for conveying water to place of use: well pump, steel pipe main, pressure Tank

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 1.0 C.F.S. How much water have you seen being so conveyed? 6 inch stream

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

Not for irrigation

30778

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Cont. lat 7, Sec 31 T. 53 N. R 4 W. 9th lat 1, Sect 6 and
lat 5 & 6 Sec. 5 T. 52 N. R. 4 W. B.M. Domestic

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?
If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? 1963

Other times you have seen such use: 1964, 1965, 1966, 1967

(Signed):

Ernest W. Fritzschke

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Rathdrum, County of Kootenai, State of Idaho, on
this 2nd day of October, A. D. 19 67

Herbert J. Hise
Notary Public for the State of Idaho
Residing Rathdrum

NOTARY PUBLIC for the State of Idaho
residing at Rathdrum, Idaho.

My commission expires My Commission Expires Jan. 22, 1971

30778

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. G.30778

OCT 4 1961
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

James L. Smith, Age 42, Rt. #2, Rathdrum, Idaho, Milbright, Rt. #2, Rathdrum, Idaho

Ques. 2 Are you acquainted with Charlest Howard, the holder of
Permit No. G.30778? How long have you known him and where does he reside?

12 Yrs.

RFD. #2 Rathdrum Idaho

Ques. 3. Have you read or heard said Permit No. G.30778 read, and are you familiar
with its provisions and conditions: Yes Yes No. _____

Ques. 4. State source of water supply: Deep Well.

Give location of place of diversion, showing subdivision, section, township and range

East lot 1 Sec 6 Twp 52 N. Rge 4 W B M. K galena City

Describe works for conveying water to place of use: Well, pump, steel pipe
Main, pressure Tank.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 100 CFS How much water have you seen being so
conveyed? 6 inch stream

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

Not for Irrigation

30778

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

gont lat 7, Sec. 31 T 53. N. R 4 W. gont lat 1,
Sec 6 and lat 546. Sec. 5 T 52 N. R. 4 W B M
Domestic

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? 1963
Other times you have seen such use: 1964, 1965, 1966, 1967

(Signed):

James Smith

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Rathdrum, County of Kootenai, State of Idaho, on this 2nd, day of October, A. D. 19 67

Remuth T. Hise
Notary Public for the State of Idaho
Residing Rathdrum

My commission expires NOTARY PUBLIC for the State of Idaho
residing at Rathdrum, Idaho
My Commission Expires Jan. 25, 19 71

30778

NOTICE OF PROOF OF COM-
PLETION OF WORKS AND AP-
PLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that on October 2, 1967 at Rathdrum, County of Kootenai, State of Idaho, before notary public Kenneth Hess, Rathdrum, Idaho, proof will be submitted of the completion of works for the diversion of 1.0 c.f.s. of the waters of a subterranean source and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-30778, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Howard Waterworks, Inc., Rathdrum, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.0 cubic feet per second.

3. The use to which said water has been applied is domestic purposes, and the amount applies to beneficial use is 1.0 c.f.s.

4. The point of diversion of said water is Government Lot 1, Sec. 6, T. 52N, R. 4W, B.M., Kootenai County.

5. The place where said water is used is Government Lot 7, Sec. 31, T. 53N, R. 4W; Government Lot 1, Sec. 6 and Lot 5 & 6, Sec. 5, T. 52N, R. 4W, B.M.

6. The date of priority which said user is prepared to establish is October 22, 1962.

R. KEITH HIGGINSON
State Reclamation Engineer
Sept. 6, 13, 20, 27, 1967.

RECEIVED

SEP 7 1967

Department of Reclamation

30778

September 1, 1967

Re: Permit No. G-30778
Howard Waterworks, Inc.

Howard Waterworks, Inc.
Charles T. Howard
R.F.D. # 2
Rathdrum, Idaho 83858

Gentlemen:

The publication notice for the above referenced permit was sent back to us today by the post office at Rathdrum, Idaho, because their forwarding time had expired. Therefore, we are having it published in the Coeur d'Alene Press at Coeur d'Alene, Idaho,

The date set for taking your depositions has not been advanced, but you will have to pick up the affidavit of publication at the Coeur d'Alene Press instead of the Rathdrum paper.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

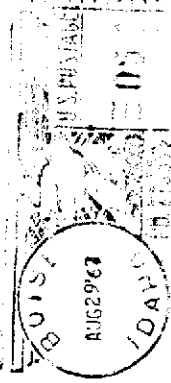
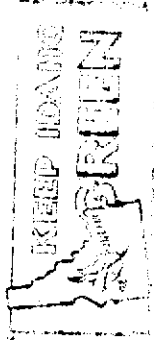
30778

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
ROOM 107, STATE HOUSE
BOISE, IDAHO 83701



REASON CHECKED
Undelivered _____
Addressee unknown _____
Insufficient Address _____
No such street _____
No such office in state _____
Do not mail in this envelope _____

FORWARD TIME EXP.



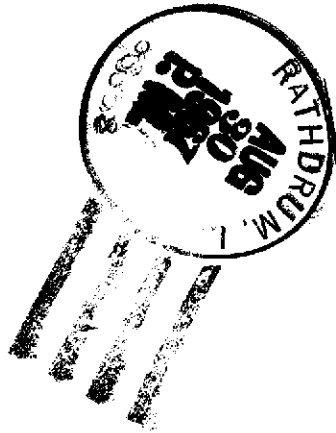
RECEIVED

SEP 1 1967

Department of Reclamation

~~The Rathdrum Tribune
Rathdrum, Idaho 83858~~

30778



September 1, 1967

Re: Permit No. G-30778
Howard Waterworks, Inc.

The Coeur d'Alene Press
Coeur d'Alene, Idaho 83814

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to October 2, 1967. The expense of the publication is to paid by Charles T. Howard, R.F.D. # 2,
Rathdrum, Idaho

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

Enc: Legal Notice

30778

August 29, 1967

Re: Permit No. G-30778
Howard Waterworks, Inc.

Charles T. Howard
R.F.D. # 2
Rathdrum, Idaho 83858

Dear Mr. Howard:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit G-30778.

We have mailed the notice to the Rathdrum Tribune to be published once a week for four consecutive weeks prior to October 2, 1967, which is the hearing date when the permit holder Howard Waterworks, Inc.

and two disinterested witnesses must appear before Kenneth Hess, Rathdrum, Idaho, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by Charles T. Howard

. Be sure all the forms have the notary's seal and are signed.

Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

Enc: Depositions

cc: Notary

30778

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

August 29, 1967

Re: Permit No. G-30778
Howard Waterworks, Inc.

The Rathdrum Tribune
Rathdrum, Idaho 83858

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to October 2, 1967. The expense of the publication is to paid by Charles T. Howard, R.F.D. # 2,
Rathdrum, Idaho

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Donald W. McEldowney".

Donald W. McEldowney
Water Rights Clerk

DWM:dj

30778

August 29, 1967

Re: Permit No. G-30778
Howard Waterworks, Inc.

The Rathdrum Tribune
Rathdrum, Idaho 83858

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to October 2, 1967. The expense of the publication is to paid by Charles T. Howard, R.F.D. # 2, Rathdrum, Idaho,

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Ronald W. McElowney
Water Rights Clerk

DWM:dj

30778

HOWARD WATERWORKS, INC.

An Idaho Public Utility

POST OFFICE BOX C

RATHDRUM, IDAHO

21 August 1967

RECEIVED
Aug 28 1967
Department of Reclamation

Donald W. McEldowney

Dept of Reclamation

State House

Boise Idaho

Dear Mr. McEldowney

In Reply to your letter of Aug. 15 1967 regarding permit #G30778 Howard waterworks inc.

Please be advised that we have decided to let the original permit stand as is and make application for an additional permit covering lots in question.

There are 153 cabin type lots included in this new area, however, it is quite improbable that we would be required to service that number of lots within the near future.

Very Truly Your,

Howard Waterworks Inc.

by--

Charles J. Arner

30778

August 15, 1967
August 25, 1967

Re: Permit G-30778
Howard Waterworks, Inc.

Charles T. Howard
R. F. D. #2
Rathdrum, Idaho

Dear Mr. Howard:

We are in receipt of the notice of completion of works and application of the water to beneficial use on the above referenced permit.

It is noted that you have additional government lots for the place of use on question 5 on form 36. These lots are not covered by your original permit and if you wish them as part of your permit, then you will be required to amend the place of use of your permit to include this additional land.

At this present time the maximum number of cabin lots which your permit will cover is 143. If by adding the government lots to your permit, you would have a total of cabin type lots totaling more than 143, then it is suggested that you file a new application for the balance. If you were to add additional cabin type lots under your existing permit by amendment, your priority of October 22, 1962, which you are trying to establish under permit G-30778, would be reduced to the date of amendment. However, if you filed a new permit, only the additional number of lots that you would add would receive a later priority.

We are postponing advertising your permit until we hear from you on this matter. Your prompt attention to this matter will be greatly appreciated.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

30778

RECEIVED

AUG 10 1967

Department of Reclamation

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on October 2, 1967 at Rathdrum,
County of Kootenai, State of Idaho, before notary public (name & address) _____
Kenneth Hess Rathdrum Idaho, proof will be
submitted of the completion of works for the diversion of 1.0 c.f.s. of the waters
of a subterranean source, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-30778, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Howard Waterworks, Inc., Rathdrum, Idaho.
2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
1.0 cubic feet per second.
3. The use to which said water has been applied is domestic
_____ purposes, and the amount applied to beneficial
use is 1.0 c.f.s.
4. The point of diversion of said water is Government Lot 1, Sec. 6, T. 52N,
R. 4W, B.M., Kootenai County.
5. The place where said water is used is Government Lot 7, Sec. 31, T. 53N, R. 4W,
Government Lot 1, Sec. 6 and Lot 5 & 6, Sec. 5, T. 52N, R. 4W, B.M., ~~Lot 1, Sec. 31, T. 53N, R. 4W, B.M.~~
~~Sec. 31 Twp 53 N, R. 4W, B.M. Lot 1 Sec. 36, Twp 52 N, R. 5 W, B.M.~~ } note on permit
6. The date of priority which said user is prepared to establish is October 22,
1962.

R. KEITH HIGGINSON
State Reclamation Engineer

30778

AJ

RECEIVED
JUN 10 1967

Department of Reclamation

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Coeur d'Alene Press of The Rathdrum Tribune of Rathdrum, Idaho; published in the county in which the works are situated.

Charles J. Howard
(signature)

RSO #2

(address)

Rathdrum, Idaho

(date)

In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

Engineer

30778

Re: Permit G-30778

August 1, 1967

Howard Waterworks, Inc.
Rathdrum,
Idaho 83858

Dear Sirs:

Proof of completion of works and application of water to beneficial use for the above referenced permit is due not later than October 25, 1967.

Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

We have prepared the enclosed notice from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notice or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notice is correct, complete the blank spaces and sign the form authorizing us to publish the notice at your expense and return all forms. At the time we send the notice to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.

R. Keith Higgins
State Reclamation Engineer

RELINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. _____.

Dated _____.

permit holder

30778

April 5, 1963

Re: Permit No. G-30778
Howard Waterworks, Inc.

Wellman Clark
Attorney at Law
711 Hutton Bldg.
Spokane 4, Wash.

Dear Mr. Clark:

Returned herewith is assignment of the noted permit to Howard Waterworks, Inc., with receipt G-7839 recording fee. The assignment has been recorded.

Decreed and licensed water rights are transferred by deed as real property. This office is not equipped to file change in ownership. License No. 4576 was issued to Echo Realty Co., Ltd. for 1.0 c.f.s. from 3 unnamed streams or springs in Lot 8, Sec. 6, T. 52 N., R. 4 W., for domestic use in Lots 1, 8, 9 and 10, Sec. 6, Twp. 52 N., R. 4 W. There should be a transfer of water right if the place of use of the water is to be changed. See Idaho Code 42-222.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew
Enc. assignment
receipt

30778

LAW OFFICES OF
WELLMAN CLARK
711 HUTTON BUILDING
SPOKANE 4, WASHINGTON
RIVERSIDE 7-1195

April 4, 1963

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho

Attention: Ralph W. Thomas, Deputy
State Reclamation Engineer

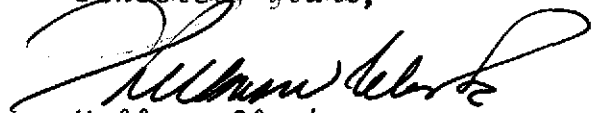
Re: Permit No. G-30778 Howard Waterworks, Inc.

Gentlemen:

Enclosed herewith is an assignment of the above permit to the Howard Waterworks, Inc., together with my check for 50¢ for the recording thereof.

Would you please advise me as to the status of Water License No. 4576, and particularly as to whether or not this license, in your opinion, should be transferred to Howard Waterworks, Inc.

Sincerely yours,



Wellman Clark,
Counsel for Howard Waterworks, Inc.

WC/cmj

Enc. (2)

30778

March 29, 1963

Re: Permit No. G-30778
Charles T. Howard dba
Howard Waterworks

Wellman Clark
Attorney at Law
711 Hutton Bldg.
Spokane 4, Wash.

Dear Mr. Clark:

Enclosed are two forms to assign a permit.

One form should be completed and return to this office with the \$0.50 fee for recording. The assignment will be returned after being recorded in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. assignment forms

30778

LAW OFFICES OF
WELLMAN CLARK
711 HUTTON BUILDING
SPOKANE 4, WASHINGTON
RIVERSIDE 7-1193

March 27, 1963

Department of Reclamation
Room 107 State House
Boise, Idaho

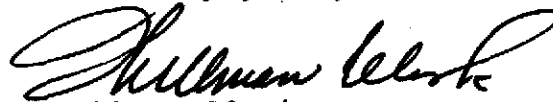
Re: Permit No. G30778, Water License No. 4576

Gentlemen:

Charles T. Howard, d/b/a Howard Waterworks, Inc., secured Permit No. G30778, and is in possession of Water License No. 4576. He has organized a corporation known as Howard Waterworks, Inc., and has secured a Certificate of Public Convenience and Necessity, No. 253.

As counsel for the company, I have recommended that the water permit be assigned or transferred to the corporation. Would you please advise me as to the requirements of your office in order that the transfer may be made.

Sincerely yours,


Wellman Clark.

WC/cmj

30778

G-30778

November 21, 1962

Charles T. Howard
Box "C"
Rathdrum, Idaho

Dear Mr. Howard:

Returned herewith is the log on your well under Permit No.
G-30778. The information has been transferred to one of
our well log forms and filed in the Kootenai County Log
Book.

Thank you for sending it in.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. well log

30778

RECEIVED
NOV 20 1967

Department of Reclamation

Box "C"

Rathdrum, Idaho.

10 November 1967

Mrs. Edna A. Rule, Chief Clerk,
Dept of Reclamation,
State House
Boise, Idaho.

Dear Mrs. Rule,

In reply to your letter of 5 Nov
1967 we are forwarding a copy
of the well log as requested.

Thank you for your assistance
in this matter.

Charles J. Howarth

Re- Permit # G-30778

Book 108

30778

Re: Permit No. G-30778

November 5, 1962

Mr. Charles T. Howard,
Box "C",
Rathdrum, Idaho.

Dear Mr. Howard:

We enclose Permit No. G-30778 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-7516 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit. ~~enclosed is \$5.00~~

Well logs are an important part of your recorded water right and State Statutes require that well drillers' supply logs on all wells, whether irrigation, domestic, drain or stock wells, to be filed in the Department of Reclamation. In view of the rapidly increasing demand for ground water, the lowering of the ground water level, and the creation of critical ground water areas, it is important that you, as owner, make sure a log on your well is filed in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

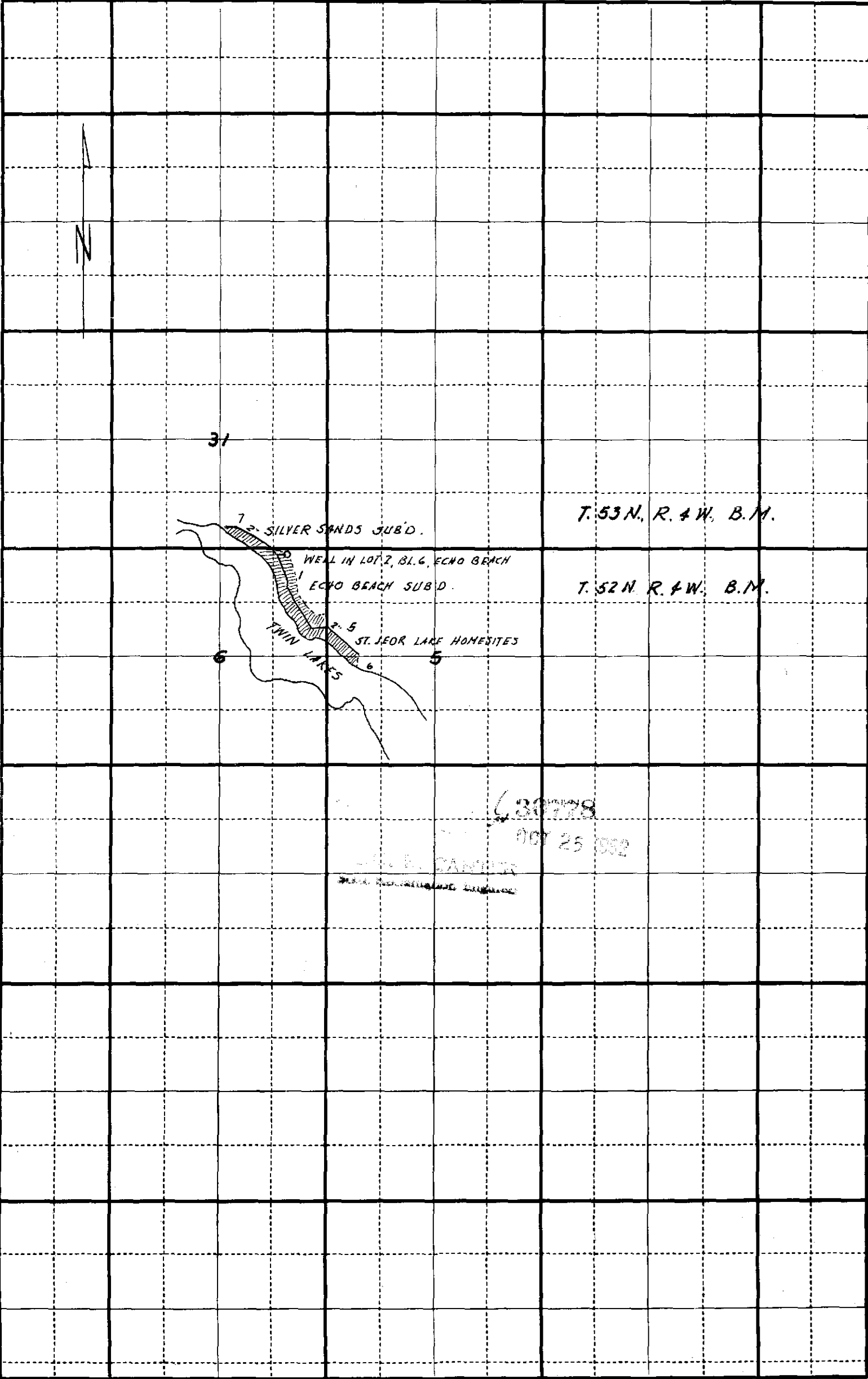
By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk
Enc.

P.S. The well driller is required by State Statutes to file logs of wells in this office, however, we do not have a log at this time of your well. Kindly see that the log is filed. Samples of the drilling are not required.

30778



INDIVIDUAL STATEMENT

STATEMENT OF CHARLES THOMAS HOWARD
 Kind of Business PLUMBING & BUILDING SUPPLIES Address BEACH - TWIN LAKES - IDAHO
BOX "C" - RATHDRUM - IDAHO
 To The Old National Bank of Spokane, Spokane, Washington
 For the purpose of procuring credit with you, I represent that the following is a true and accurate statement of my financial condition on 12 OCTOBER, 1962 I undertake to notify you promptly of any material change therein.

IN CONSIDERATION OF YOUR GRANTING ME ANY CREDIT, WHICH, HOWEVER, AND THE AMOUNT WHEREOF SHALL AT ALL TIMES BE OPTIONAL WITH YOU, I AGREE THAT, IF I BECOME INSOLVENT, OR COMMIT ANY ACT OF BANKRUPTCY, OR MISREPRESENT MY FINANCIAL CONDITION, OR FAIL TO PROMPTLY NOTIFY YOU OF ANY MATERIAL CHANGE THEREIN, THEN AND IN ANY SUCH EVENT ALL AND ANY OF MY OBLIGATIONS TO YOU EITHER AS BORROWER, SURETY, OR GUARANTOR, SHALL AT YOUR OPTION IMMEDIATELY BECOME DUE AND PAYABLE WITHOUT DEMAND OR NOTICE, AND MAY BE CHARGED AGAINST MY DEPOSIT ACCOUNT WITH YOU, UPON WHICH I HEREBY GIVE YOU A CONTINUING LIEN TO SECURE ALL SUCH OBLIGATIONS. THE EXERCISE OR NON-EXERCISE OF SUCH OPTION IN ANY INSTANCE SHALL NOT WAIVE OR AFFECT ANY OTHER OR SUBSEQUENT EXERCISE.

ASSETS			LIABILITIES		
	DOLLARS	CENTS		DOLLARS	CENTS
Cash on Hand	\$	200 00	Notes Payable:	\$	
Cash in <u>OLD NATIONAL BANK -</u>		4240 38	To Banks		3500 00
(Name of Bank), <u>SPokane, Wn</u>			To Others		-
Notes Receivable			Goods Purchased on Contract:		
Accounts Receivable		377 96	From <u>FURN</u> Payable <u>M</u> Balance		448 00
Less Reserves			From <u>TV</u> Payable <u>"</u> Balance		1024 00
Total Net Receivables		377 96	Accounts Payable:		
Merchandise			For Merchandise		-
Other Current Assets:		3117 49	To Relatives and Friends		-
<u>ANNUAL INCOME U.S. NAVY</u>			To Others		-
<u>RETIRED PAY</u>		3016 48	Chattel Mortgages		-
Total Current Assets	\$	10951 31	Taxes and Assessments Unpaid		-
Stocks (Schedule No. 1)			Other Current Liabilities:		-
Bonds (Schedule No. 1)					
Real Estate at Cost Price (Schedule No. 2)		22750 00	Total Current Liabilities	\$	4972 00
Machinery, Fixtures, Equipment		1300 00	Mortgages or Contracts on Real Estate		<u>NONE</u>
Automobile—Make <u>MARC</u> Year <u>1959</u>		2000 00	Loans Against Life Insurance Policies		<u>NONE</u>
Cash Surrender Value Life Insurance Policies			Other Liabilities—Describe Fully		-
Other Assets					
			Total Liabilities	\$	4972 00
			Net Worth		
TOTAL ASSETS	\$	37001 31	TOTAL LIABILITIES AND NET WORTH	\$	

SCHEDULE No. 1 - BONDS & STOCKS

DESCRIPTION	DUE	RATE	PAR VALUE	COST	MARKET VALUE	CARRIED AT
Stocks			\$	\$	\$	\$
Bonds						

SCHEDULE No. 2 - REAL ESTATE

DESCRIPTION	TITLE IN NAME OF	USED FOR	MORT., LIENS, CONTRACTS	PAYABLE	COST PRICE	PRESENT VALUE
<u>Lot 1 & 2, BULK - Sect 6 T. 52 N</u>		<u>BUSINESS</u>	\$	\$	\$	\$ 4500 00
<u>R 4 WAM</u>	<u>RAOIA</u>	<u>STORE</u>		<u>NONE</u>		17500 "
<u>Lot 3 & 4</u>	"	<u>Home</u>		"		
<u>ADJOINING 15 ACRES</u>	"			"		750 00
<u>UNPLATTED LAND</u>	"			"		

IMPORTANT: Have you made a Will? YES

Sign Here

Charles Thomas Howard

Date

10/12/62

30778

With whom are you employed?

SELF

What is your present monthly salary?

600⁰⁰

Are you contingently liable as endorser or guarantor for others? If so, describe.

NONE

INSURANCE

Life Insurance Company

Amt. of Policy

Cash Value

Name of Beneficiary

NSLI-

10,000

-

ELSIE MARGARET HOWARD (wife)

DEBTORS (Principal Accounts Receivable)

Amount Owed

CREDITORS (Principal Accounts Payable)

Amount Owed

Space below to be used to explain any item in the statement that may not be clear. It may also be used for any general remarks regarding your plans that you think of interest to us.