

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(Late Proof)

License of Water Right No. 95-8015 Priority May 25, 1980 Amount 0.04 cfs

THIS IS TO CERTIFY, that William H. Durham
of Spokane, Washington, has complied with the terms and conditions of Permit
No. 95-8015 issued pursuant to Application for Permit dated April 8, 1980,
and has submitted proof to the Department of Water Resources on July 2, 1983,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from Hayden Lake,
tributary to sinks, 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
Domestic (1 Unit)	from <u>May 1</u> to <u>October 1</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the Gov. Lot 4 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)
Section 3, Twp 51N, Rge 3W in the County of Kootenai

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 $\frac{1}{4}$	
51N	3W	3																	

Total number of acres irrigated _____

Use of water under this license is subject to control by the watermaster of
State Water District No. 95A, Hayden Lake.

P/U also known as Taylors Terrace First Addition, Lot 8, Block C.

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, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29TH day of

JUNE, 19 84.

Acting for the Director

Norman C. Young

For Office Use Only
Fee Received <u>15.00</u>
Date <u>8-24-82</u>
Receipt # <u>24666</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permit

AUG 17 1982

Department of Water Resources

William H. Durham of E701 Bedivere Dr. Spokane
(Name) (Address) 99218

State of Wash., deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of
the State of Idaho No. 95-8015.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before
July 1, 1982, 19 82.

That he has heretofore performed the following work described under said permit:
(This must be filled out! If no work has been completed put none.)

All preliminary work done except awaiting
electricians time schedule to permit him to make
final electrical hookups Costing \$ 250.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

Waiting for electricians time schedule
to allow him to make final hookups.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations
under said permit to July 1, 19 83
(1 yr. minimum, 5 yrs. maximum)

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME.

William H. Durham
(Signature)

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within
which to submit the statement of beneficial use is extended to July 1, 1983.

IT IS FURTHER ORDERED that the permit be REINSTATED and the priority advanced to
May 25, 1980, pursuant to Sec. 42-218a, Idaho Code.

Signed this 26th day of August, 19 82.

J. Glen Saxton
Chief, Operations Bureau

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant William H. Durham Phone 509 489-8569

Post office address N. 9020 County Homes Blvd. #19, Spokane, Washington 99218

2. Source of water supply Hayden Lake which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 3 Township 51N

Range 3W B.M. Kootenai County, additional points of diversion if any: _____

AKA Taylors Terrace First Addition, Lot 8 & 9, Block C.

4. Water will be used for the following purposes:

Amount 0.05 for Domestic purposes from 5/1 to 10/1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.05 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

3/4 h.p. pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 3 Township 51N

Range 3W B.M.

(2) Amount of power to be generated: _____ horsepower 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 1.

(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:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

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

None

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

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks All we want is the right to pump water from Hayden Lake with a 3/4 h.p. pump for domestic use in a small summer cabin.

Proposed Priority 4/8/80 pms jb Date 5/1/80 Time 11:30 am
Received by jb Date 12/4/79 Time 11:30 am
Preliminary check by Ryff Fee \$ 20.00
Received by ms Date 5/2/80 (1695-9)
Publication prepared by ms Date 5/17/80
Published in Coeur d'Alene Press
Publication dates 5/22 & 29/80
Publication approved ms Date 6/17/80
Protests filed by: none

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-8015, 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 July 1, 19 82.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: (1) A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the water-master suitable control of the diversion. (2) Use of water under this permit is subject to control by the watermaster of State Water District # 95A, Hayden Lake. (3) The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 26th day of June, 1980.

H. Glen Saxton

95-8015
WILLIAM H. DURHAM
P/D: SEC 03 TWP 51N RNG 03W
IRRIGATION 3-N

State of Idaho
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT
Department of Water Resources
95-8015
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 4/23/84 Accompanied by RGH ~ Total Q measured est. 0.04 cfs
Source HAYDEN L Tributary to SINKS Supp. annubar measurement sheet used? NO
If source is surface water, estimate total flow of source _____
Methods of measurement Est. Meets permit requirements? _____

Measurement calculations: _____
One home - Ho35B1B

WELL/DIV. NO.*	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS
	3/4							MOTOR REMOVED FOR WINTER

System Description 2" Poly-pipe in LAKE with 3/4 HP pump & pressure tank with pipe to place of use

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

RECOMMENDED AMOUNTS

USE	Irrigation requirement = _____ AFA/Acre			
	Q (cfs)	V (afa)	FROM	TO
<u>Domestic ✓</u> <u>(1)</u>	<u>0.04 ✓</u>	<u>1.2 ✓</u>	<u>5/1 ✓</u>	<u>10/1 ✓</u>
Total	<u>0.04 ✓</u>	<u>1.2 ✓</u>		

Remarks _____

15-11-1984

SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: ✓ GL4 (SW NW), SEC 3, T51N, R3W

Place(s) of Use ✓ AKA TAYLORS TERRACE FIRST- LOT 8

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
51N	3W	3							X										
									6										
									2										
									4										

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

Checked by Bob Hayes

Approved by Ray Walker

Date 4/24/84

Date 4/27/84

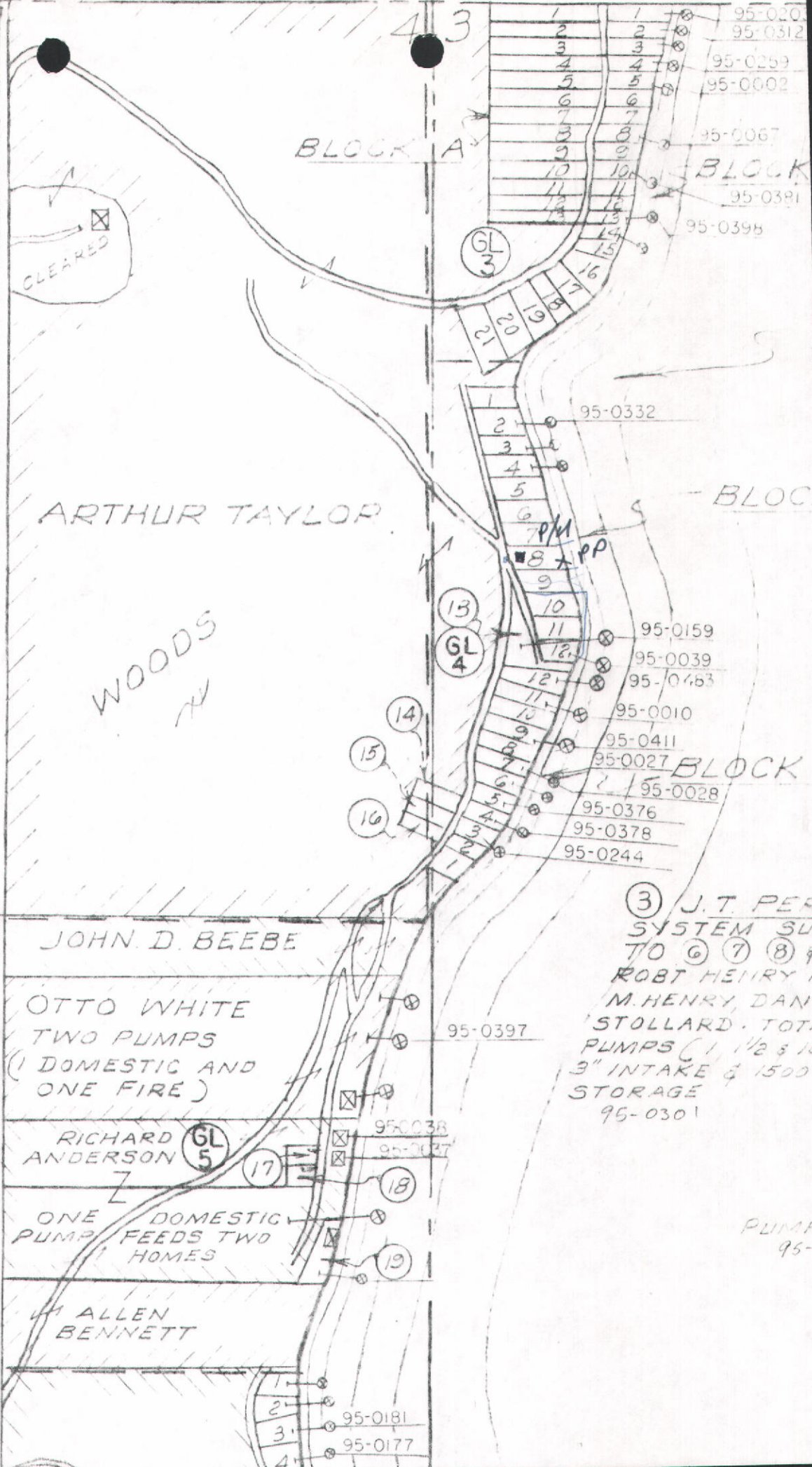
Date

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WOODS

DOMESTIC
P.M.
IGATION
CLEARED



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10 PUMP

ROAD

WOODS

GL
9

NO PUMP
S VERRA HOLMES

GL
1

35

36

37

38

95-0182

95-0326

5. Charles A. Best
6. Roy Glaser
7. Dr. Olil Slinel
8. James R. Davis
9. Frank Miller
10. BURNS PARK

- | | |
|----------|------------------------|
| Lot 1 | W. James Burns |
| Lot 2 | Lawrence Bartal |
| Lot 3 | Laura K. Jackson |
| Lot 4 | James W. Jackson |
| Lot 5 | Ruth Best |
| Lots 6,7 | W. James Burns, Jr. |
| Lots 8,9 | Gilbert & Jeanne Burns |
| Lot 10 | C. A. Best |

11. TAYLOR TERRACE
Block A

- | | |
|----------------|------------------|
| Lots 1,2,3,4 | Arthur Taylor |
| Lot 5 | Eleanor F. Brown |
| Lot 6 | Geo. A. Taylor |
| Lots 7 thru 13 | Anthony Taylor |

Block B

- | | |
|---------------|---------------------|
| Lot 1 | Richard H. Katow |
| Lots 2,3 | Alf Pretbo |
| Lot 4 | Frank A. Hansen |
| Lots 5,6 | J. E. Wickstrom |
| Lot 7 | Arthur Taylor |
| Lots 8,9 | William Castner |
| Lots 10,11,12 | Kenneth Thompson |
| Lots 13,14,15 | H. D. Whitmore |
| Lot 16 | Allen W. Bennett |
| Lots 17,18 | Wilhem Niederreiter |
| Lots 19,20 | Robert Rothwell |
| Lot 21 | Craydon Winslow |

Block C

- | | |
|---------------|--------------------|
| Lot 1 | Richard E. Johnson |
| Lot 2 | Robert Schutzle |
| Lot 3 | J. P. Sarginson |
| Lots 4,5 | Robert Maye |
| Lots 6,7 | Fritz Red |
| Lots 8,9 | Ezra M. Baker |
| Lots 10,11,12 | Larold Blankenship |

Block D

- | | |
|------------|-------------------|
| Lot 1 | Arthur Taylor |
| Lot 2 | D. J. Weinberger |
| Lot 3 | Francis J. Macrin |
| Lot 4 | Jack Teters |
| Lot 5 | Aethur Taylor |
| Lot 6 | Marlyn V. Berg |
| Lot 7 | Duane W. Berg |
| Lots 8,9 | Robert M. Yonkie |
| Lots 10,11 | John E. Arthur |
| Lot 12 | Howard F. Hardin |

12. ROCKWAY BEACH TRACTS

- | | |
|----------|--------------|
| Lots 1,2 | Edna M. Ford |
| Lot 3 | Jeanne Hoff |

39. Ragenbauch
40. Farrely
41. Shaddock
42. Geo. Shoemaker
43. S. Diron, Jr.
44. J. F. Hunt
45. L. W. Marney

- | |
|----------------|
| 46. Med Lavoie |
| 47. Fern Ellis |

8. BAYDEN A. EL
Block A

- | | |
|-------|----------------|
| Lot 1 | George W. Wee |
| Lot 2 | Don B. Fotheri |
| Lot 3 | Robert H. Seal |
| Lot 4 | Glen Nagle |
| Lot 5 | Robert B. Aust |
| Lot 6 | Norman H. Me |

- | | |
|--------------------|---------------------|
| Lots 7,8,9 | James A. & Virginia |
| Lot 10 | Violet Peel et |
| Lot 11 | Elizabeth F. R |
| Lots 12,13 | Chas. Gien |
| Lot 14 | Robert A. Stie |
| Lot 15 & S 100' of | |

- | | |
|--------------------|------------------|
| 16 | Lewis A. R. K |
| Lot 16 less S 100' | Willis E. Jame |
| Lot 17 | Warren Keating |
| Lot 18 | Edgar A. Peel |
| Lots 19,20 | Robert Showaci |
| Lot 21 | Clifford E. Ma |
| Lot 22 | Ralph Weeks |
| Lot 23 | Keith M. Holm |
| Lot 24 | Ernest H. Frai |
| Lot 25 | John J. Sullivan |
| Lot 26 | Weldon Kalinov |
| Lot 27 | Thomas E |
| Lot 28 | Warren |
| Lot 29 | E. S. |

- | | |
|--------|----------|
| Lot 30 | William |
| Lot 31 | Olga F |
| Lot 32 | Earnest |
| Lot 33 | L. R. A |
| Lot 34 | Donald E |

Block B

- | | |
|------------|--------------|
| Lot 1 | C. Harold |
| Lots 2,3,4 | John & Lois |
| Lot 5 | Orville C. C |
| Lot 6 | Norman H. |
| Lot 7 | William B. A |

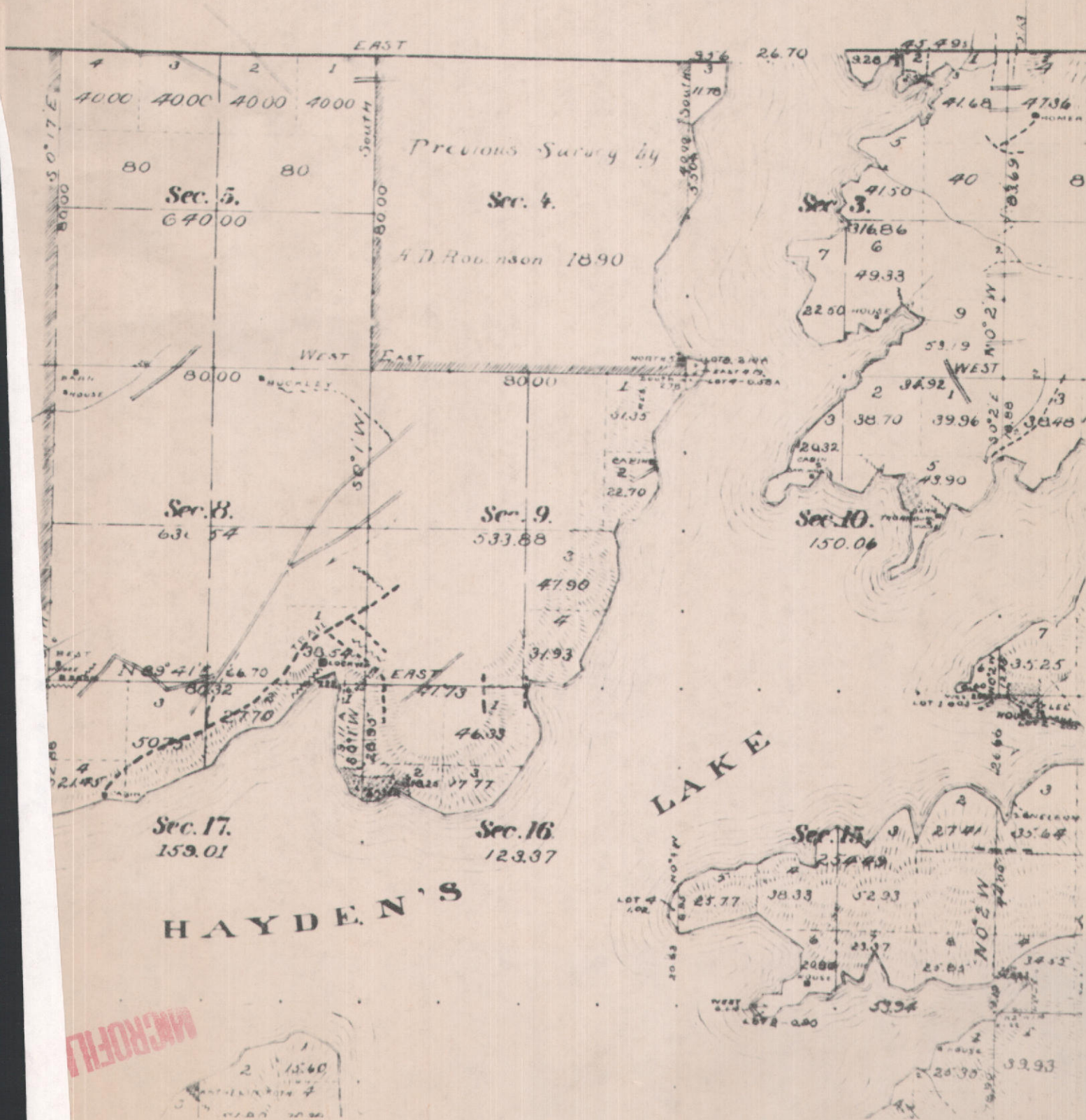
49. GEM SHORES SUBDIVISION

- | | |
|---------------|-------------|
| Lots 1,2 | Adolph Niss |
| Lot 3, E of 4 | C. E. John |
| W of 4, Lot 5 | Donald C. F |

(4-675u.)

51 North, Range N^o 3 West of the B

F *e* *E* *d* *D* *c* *C*



CALCULATION OF NEW PRIORITY DATE

FROM: Rita Fleck

TO: File # 95-8015

DATE: Aug. 25, 1982

Date Ext. Received Aug. 17

229

Date proof was due July 1

182

Number of days ext late

47

Priority date Apr. 8, '80

98

Number of days Ext. late

47

New Priority date

145

= May 25, 1980

Remarks

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: HW

APPLICATION NUMBER: 95-8015

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☐ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☒ Idaho Department of Lands. HW 5/28/80
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 6/9/80
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6/17/80
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☒ No Will water be delivered by watermaster? If yes, what district? 95-A
4/8/80 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: HW Date: 6/20/80

STATE OFFICE REVIEW:

Send receipt w/ approved app.

010 05 (95A Hayden Lake) 04

- ☐ See attached sheet for more information.

By: Juni Date: 6/24/80

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant William H. Durham Phone 509 489-8569

Post office address N. 9020 County Homes Blvd. #19, Spokane, Washington 99218

2. Source of water supply Hayden Lake which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 3 Township 51N

Range 3W B.M. Kootenai County, additional points of diversion if any: _____

AKA Taylors Terrace First Addition, Lot 8 & 9, Block C.

4. Water will be used for the following purposes:

Amount 0.05 for Domestic purposes from 5/1 to 10/1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

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5. Total quantity to be appropriated:

a. 0.05 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

3/4 h.p. pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 2 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

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(1) Give the place of use of water: SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 3 Township 51N

Range 3W B.M.

(2) Amount of power to be generated: _____ horsepower 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 1.

(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:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

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

None

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

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks All we want is the right to pump water from Hayden Lake with a 3/4 h.p. pump for domestic use in a small summer cabin.

Received by pms 1b Date 4/8/80 11:30 am
12/4/79 Time 11:30 am
Preliminary check by _____ Fee \$ _____
Receipted by _____ Date _____
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Protests filed by: _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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 _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: _____

Witness my hand this _____ day of _____, 19 ____.

Director