

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7970
~~94-7024~~ Priority April 4, 1972 Amount 0.02 cfs

THIS IS TO CERTIFY, that MERLIN J. HYMAS
of Coeur d'Alene, Idaho, has complied with the terms and conditions of Permit
No. 94-7024 issued pursuant to Application for Permit dated April 4, 1972,
and has submitted proof to the Department of Water Resources on May 3, 1977,
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 0.02 cfs of water from Hayden Lake,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> from <u>January 1</u> to <u>December 31</u> at <u>0.02</u> cfs and <u>0.6</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 0.02 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
0.6 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Twp 51N,
Rge. 3W, B.M., 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	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 26 day of
July, 19 79.

Deputy Director

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 94-7024

IN THE NAME OF MERLIN J. HYMAS

ORDER OF REINSTATEMENT

WHEREAS, on April 4, 1972, Merlin J. Hymas filed with the Department of Water Resources (formerly the Department of Water Administration) an application for permit to appropriate 0.02 cubic feet per second of water from Hayden Lake, to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Twp. 51N, Rge. 3W, B.M., Kootenai County, to be used for domestic purposes; and,

WHEREAS, ON July 19, 1972, the Department approved said application and issued Permit No. 94-7024 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before July 1, 1977; and,

WHEREAS, on April 29, 1977, the Department notified the permit holder that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on May 3, 1977, the Northern Regional Office received the required proof of beneficial use of water; and,

WHEREAS, on July 13, 1977, the State Office inadvertently lapsed the permit; and,

WHEREAS, on July 18, 1977, the State Office received the proof from the Northern Regional Office;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 94-7024 be REINSTATED without a loss of priority.

Dated this 19 day of August, 1977.


BOBBY D. FLEENOR
Chief, Operations Bureau

Identification No. 94-7024

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant MERLIN J. HYMAS
post office address Route #3 Box #658-B Coeur d'Alene, Idaho 83814
2. Source of water supply Hayden Lake which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 51 N
Range 3 E B.M. Kootenai County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into septic tank & drain field at a point in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 51 N Range 3 E B.M. Kootenai
4. Water will be used for the following purposes:
Amount 0.02 for domestic 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. 0.02 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" pipe from lake to 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 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 \$ 300.00.
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 SE $\frac{1}{4}$ of Section 21 Township 51 N
Range 3 E B.M. _____
W PER TELEPHONE CONVERSATION 5/27/72
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water one.
(5) If water is to be used for other purposes describe: residential use only

94 7024

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

54 7024

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

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 _____ applicant

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

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

10. Remarks _____

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

section 21

x

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.

Merlin J. Hymas
(Applicant)

(Applicant)

54 7024

Received by ef Date 4-4-72 3-27-72 Time 8:00 A
Preliminary check by ef Fee \$ 10.00
Receipted by ef Date 4-4-72
Publication prepared by cr Date 4-7-72
Published in Coeur d'Alene Press
Publication dates 4-13 & 4-20-72
Publication approved cr Date 5-4-72
Priority reduced to 4-4-72 Reason Fees and form.
42-202, I.C.

CORRECTION:

6-8 & 6-15-72
CR 7-10-72

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by D. BDF
off

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. 94-7024, 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 77.

c. Other: _____

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

Witness my hand this 19 day of July, 19 72.

L. Keith Higgins
Director

94 7024

IDENT. NO. 95-7970

WATER RIGHT
DATA ENTRY LOG

[illegible]

IDENT. NO.

95- 7970
94- ~~7024~~

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No.

OTd No.

New No.

194-7024

Record

1. Original Owner: Merlin J. Hymas

Present Owner: _____

2. Address: Rt. 3 Box 658B3. City: Coeur d Alene State: Id Zip: 838144. A. Source of Water: Hayden Lake

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): P

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 4-4-1972D. County: 55E. Total Diversion Rate: .02

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: _____

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SWSE</u>	<u>21</u>	<u>51N</u>	<u>3W</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for D purposes. Amount .02
(cfs or AG-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: D

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. Reinstated 8-19-1977.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date: 7-1-1977

B. Date Permit Approved or Denied: 7-19-1972

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank): P

G. Field Exam Made (P,R,F or blank): F

H. Conditions of Approval:

14. Diversion Means (brief narrative):

pump & pipeline

AUG 30 1977

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

Department of Water Resources
Northern District Office

Name of permit holder Merlin J. Hymas 83814

Post office address Route #3, Box #658-B, Coeur d'Alene, ID Phone _____

Person to contact Merlin J. Hymas Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Hayden Lake
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 0.02 c.f.s. for Domestic
AF/Annum (nature of use)

Period of Use: from 1/1 to 12/31
(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 0.02 cubic feet per second and annual volume _____ AF/Annum.

- 5. Location of Point(s) of Diversion:**

Township 51N N/S, Range 3W E/W, B.M., Section 21, Subdivision SW 1/4 SE 1/4, Kootenai
County

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

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

Description of diverting works: 3/4" pipe from lake to pump.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

Permit No. 94-1024
Examination for b/u

94-7024

MICROFILMED

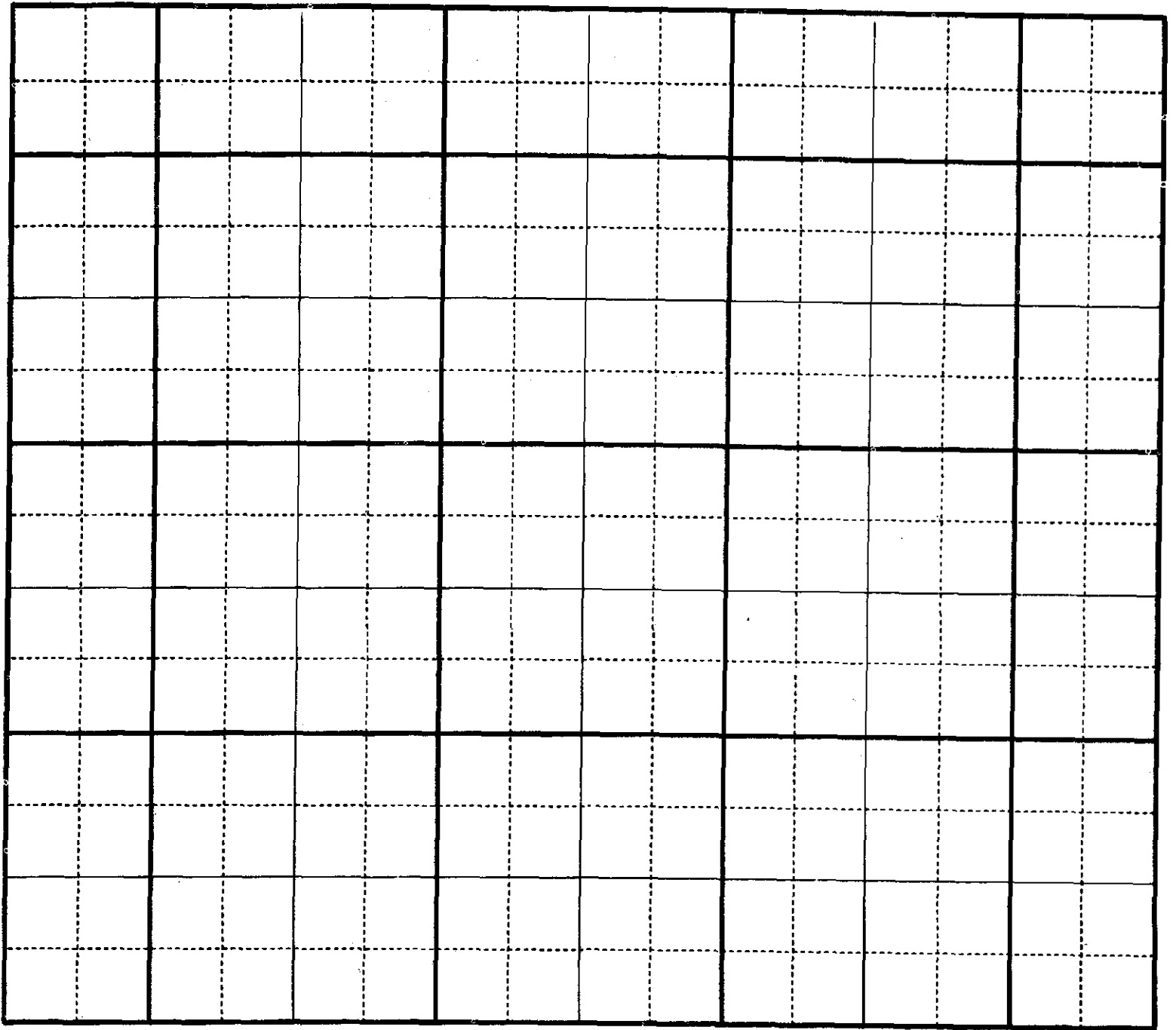


Diagram of System

DATE OF EXAM 7/12/78

ACREAGE

Found _____

Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Domestic Q= 0.02 c.f.s. V= 0.6 AF/Ann. from Jan 1 to Dec 31

Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

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 0.02K Method of measurement NONE

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

Total V recommended 0.6 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other Wrong Basin - Should be -95- *number can be changed when meter is replaced.*
None _____

MEASUREMENT CALCULATION:

one house hold @ 0.02 cfs & 0.6 AF/Ann

SYSTEM DESCRIPTION:

Submersible pump in lake with 3/4" line to place of use.

REMARKS:

Examiner's Signature James W. King Date 7/12/78

Checked by Bob Haynes Date 7/18/78

Approved by _____ Date _____

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 16 1977

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder MERLIN J. Hymas
- b) Post Office Address RT-3 Box 658-B, Coeur d'Alene Idaho 83814
2. Permit Number 94-7024
3. Date of Priority that you are prepared to establish 4-4-72
4. a) Source from which water was appropriated Hayden Lake
- b) Location of the point of diversion: SW 1/4 SE 1/4, Section 21
Township 51 N, Range 3 E Boise Meridian, Other points of diversion: None

5. a) The amount of water and use to which the water has been applied:
Amount 0.02 for domestic 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 0.02 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: Estimated

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: NA
 - b) Describe the agreement or understanding by which you take water from the works: NA

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Pump with pipeline to place of use
- b) Describe the type and size of measuring device which you have installed at your point of diversion: None
- c) Give well driller's name and address and the date the well was completed: None

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: General Residence use, NO irrigation

[Signature]

file
as
with this

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

NA

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated 0

10. Remarks: _____

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

5-3-77
(Date)

Merlin F. Hyma
(Signature)

State of *Colorado*)
County of *Ventura*) ss.

On this 3 day of May, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Chas. B. ...
Notary Public residing at *St. 1, Box 362*
Northridge, Cal

My commission expires *September*

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Merlin J. Hymas, Route #3,

Box 658-B, Coeur d'Alene, Idaho

has on April 4, 1972 submitted Application No. 94-7024

for a permit to appropriate 0.02 cubic feet per second ~~acre feet per annum~~
of water from Hayden Lake

by means of pipe and pump

within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 51N, R. 3E, B.M., Kootenai County

to be used from Jan. 1 to Dec. 31

for domestic purposes

within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 51N, R. 3E, 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, 33707, on or before May 1, 1972.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho

on April 13 and April 20, 1972.

94 7024

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

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

1. Name of applicant Merlin J. Nymas
post office address Rt-3 Box 658-B, Coeur d'Alene, Idaho 83814
2. Source of water supply Hayden Lake which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 51
Range 3 B.M. Kootenai County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Septic tank & drain field at a point in SW $\frac{1}{4}$
of SE $\frac{1}{4}$ of Section 21 Township 51 Range 3 B.M. Kootenai County
4. Water will be used for the following purposes:
Amount 0.02 for domestic purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0 for for purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount not for for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.02 cubic feet per second and/or
b. NA acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 3/4" pipe from lake to pump

b. Height of storage dam none feet, active reservoir capacity none 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 _____ years.
b. Estimated construction cost is \$ 300.00.
8. Description of proposed uses:
a. If water is not for irrigation: Residence
☒ (1) Give the place of use of water: SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 51
Range 3 B.M. _____
(2) Amount of power to be generated: NA hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1 ~~NA~~.
(5) If water is to be used for other purposes describe: Residential use only

NA

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

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 Self

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

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

10. Remarks _____

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

sec 21

☒

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.

Merlin J. Hyman
(Applicant)

(Applicant)

94 7024

Received by ef Date 3/27/72 Time 8:00h
Preliminary check by _____ Fee \$ No fee 94 7024
Receipted by _____ Date _____
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Priority reduced to _____ Reason _____

Protests filed by: _____

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

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. _____, 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. Other: _____

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

Witness my hand this _____ day of _____ 19____.

Director