

**NOTICE OF APPLICATION  
FOR WATER PERMIT**

Notice is hereby given that Philip T. Cadwallader, 1009 Mukilteo Drive, Mukilteo, Washington has on Oct. 21, 1974 submitted Application No. 96-7340 for a permit to appropriate 0.04 cubic feet per second of water from a ground water source by means of well, pump, and motor within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 19, T. 54N, R. 4W, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for domestic purposes within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 19, T. 54N, R. 4W, 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 Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before Nov. 18, 1974.

R. KEITH HIGGINSON,  
Director.

Published in the Priest River Times, Priest River, Idaho on Oct. 31 and Nov. 7, 1974.

44-2t

O.K.  
10-30-74  
CP

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

(late proof)

License of Water Right No. 96-7340 Priority November 27, 1974 Amount 0.04 cfs

THIS IS TO CERTIFY, that Phillip T. Cadwallader  
of Mukilteo, Washington, has complied with the terms and conditions of Permit  
No. 96-7340 issued pursuant to Application for Permit dated October 21, 1974,  
and has submitted proof to the Department of Water Resources on December 8, 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 0.04 cfs of water from a groundwater source,  
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        |
|----------------------|---------------------------------------------|------------------------|----------------------|
| Domestic<br>(1 unit) | from <u>January 1</u> to <u>December 31</u> | at <u>0.04</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 0.04 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  
0.6 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 19, Twp.  
54N, Rge. 4W in the County of Bonner

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 $\frac{1}{4}$ |        |
| 54N  | 4W    | 19   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 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, 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 7<sup>th</sup> day of

March, 19 83

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-7340  
IN THE NAME OF PHILLIP T. CADWALLADER

ORDER OF REINSTATEMENT

WHEREAS, on October 21, 1974, Phillip T. Cadwallader applied to the Department of Water Resources for a permit to appropriate 0.04 cubic feet per second of groundwater to be diverted from within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 19, Twp. 54N, Rge. 4W, B.M., Bonner County, to be used for domestic purposes; and,

WHEREAS, on November 29, 1974, the Department approved said application and issued Permit No. 96-7340 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before December 1, 1975; and,

WHEREAS, on October 1, 1975, the Department notified the permit holder by certified mail 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 December 17, 1975, the Department notified the permit holder that Permit No. 96-7340 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, on January 7, 1976, the Department received the required proof of beneficial use of water but proof indicated that the work had not been completed; and,

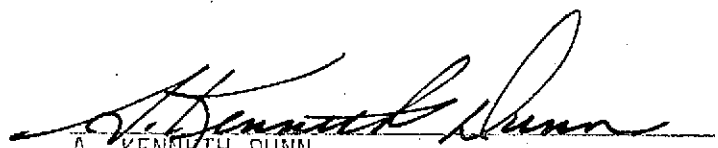
WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated; and,

WHEREAS, it appears that an extension of time is necessary to complete the project;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-7340 be REINSTATED and the priority be advanced to November 27, 1974, and the time within which to submit proof of beneficial use be extended to January 1, 1978.

Dated this 15 day of January, 1976.

  
A. KENNETH DUNN  
Administrator, Operations Division

Identification No. 96-7340

Application No. \_\_\_\_\_

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR PERMIT**

**APPROVED**

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

1. Name of applicant PHILLIP T. CADWALLADER Phone: 206-353-5566  
post office address 1009 MUKILTEO DR. MUKILTEO, WN.
2. Source of water supply WELL which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is S<sup>1</sup>/<sub>2</sub> SE  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 19 Township 54N  
Range 4 W B.M. BONNER County; additional points of diversion if any: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount .04 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. .04 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. well with pump & motor  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- 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 1 years.  
b. Estimated construction cost is \$ 1,000.
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: S<sup>1</sup>/<sub>2</sub> SE  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 19 Township 54N  
Range 4 W B.M.  
(2) Amount of power to be generated: \_\_\_\_\_ hp under \_\_\_\_\_ feet of head.  
(3) List number of each kind of livestock to be watered \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(4) Name of municipality to be served \_\_\_\_\_, or number of families to be  
supplied with domestic water 1.  
(5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**MICROFILMED**

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

[illegible]

Total number of acres to be irrigated\_\_\_\_\_

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

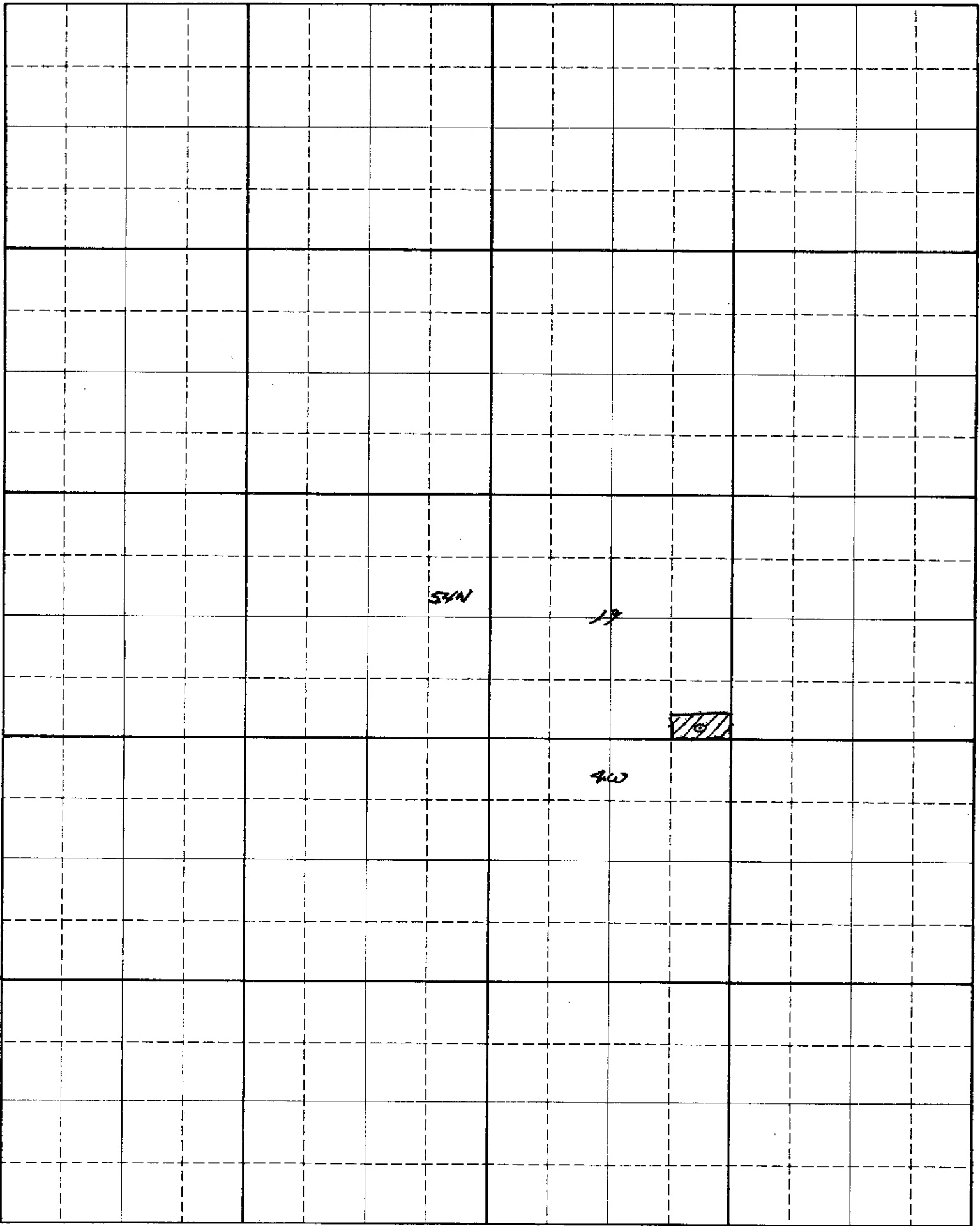
9. a. Who owns the property at the point of diversion PHILLIP T. CADWALLADER

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 \_\_\_\_\_

10. Remarks \_\_\_\_\_

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Phillip T Cadwallader  
(Applicant)  
Phoebe D. Cadwallader

Proposed Priority ~~10-21-1974~~

Received by CP Date 10-21-74 Time 2:40 p.m.

Preliminary check by SP Fee \$ 10.00

Received by SP Date 10-21-74 # 15115

Publication prepared by CP Date 10-25-74

Published in Priest River Times

Publication dates 10-31 & 11-7-74

Publication approved CP Date 11-18-74

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by SP SDA

#### 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. 96-7340, 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 December 1, 19 75.
- c. Other: \_\_\_\_\_

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

Witness my hand this 29 day of November, 19 74.

R. Karl Higin  
Director

# Affidavit of Publication

STATE OF IDAHO }  
County of Bonner,

ss.

Marie Martin,

being duly sworn, says that She is the Co-Publisher of the PRIEST RIVER TIMES, a weekly newspaper printed and published at Priest River, Bonner County, Idaho, and has been continuously and uninterruptedly published in said County during a period of 78 consecutive weeks prior to the first publication of the annexed notice for publication, is a newspaper of general circulation made up of at least eight pages of at least seven columns each, printed from typematter or stereotyped forms of at least nineteen and three-fourths inches depth, has at least 1250 bona fide subscribers living within said Bonner County, and is published at regular weekly intervals. That the annexed is a true copy of the notice for publication in the case of

## Notice of Application for Water Permit

as it was published in the regular and entire issue of said paper for a period of two consecutive weeks, commencing on the 31st day of October, 1974, and

ending on the 7th day of November, 1974, and that said notice was published in said newspaper proper, and not in supplemental form.

*Marie Martin*

Subscribed and sworn to before me this

8th day of November, 1974.

*George C. Connolly*  
Notary Public for Idaho,

Residing at Priest River, Idaho.

RECEIVED

OCT 31 1974

Department of Water Resources  
Northern District Office

## NOTICE OF APPLICATION FOR WATER PERMIT

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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 Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before Nov. 18, 1974.

R. KEITH HIGGINSON,  
Director.

Published in the Priest River Times, Priest River, Idaho on Oct. 31 and Nov. 7, 1974.

44-2t

MICROFILMED

March 29, 1983

RE: Permit No. 96-7340.

Phillip T. Cadwallader  
1009 Mukilteo Drive  
Mukilteo, WA 98275

Dear Mr. Cadwallader:

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

Sincerely,



JIM JOHNSON  
Water Distribution Supervisor

JJ:kw  
Enclosure

MICROFILMED

SEP 14 1979

1. Name of permit holder

Post office address

Person to contact

**Phone**

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

3. Water will be used for the following purposes:

Amount .04 c.f.s. for AF/Annum

(nature of use)

Period of Use: from 1/01 to 12/01  
(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 0.04 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

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

Township 54 N, Range 4 W, B.M., Section 19, Subdivision SE 1/4 SE 1/4, Bonner County

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

**Other Points of Diversions:**

Description of diverting works: 1 1/2 hp pump, 6" casing, 271' deep, sur. wtr. 255' deep

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

### Diagram of System

DATE OF EXAM 7/14/78 9/18/79

ACREAGE  
Found \_\_\_\_\_  
Recommended \_\_\_\_\_

Irrigation Requirement \_\_\_\_\_ Ac Ft/Ac

USE  
Irrigation Q= \_\_\_\_\_ c.f.s. V= .6 AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Domestic Q= 0.04 c.f.s. V= 1.2 AF/Ann. from 1-1 to 12-31  
Livestock Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no \_\_\_\_\_

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

Exchange? yes \_\_\_\_\_ no \_\_\_\_\_

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 None made Method of measurement \_\_\_\_\_

Total Q recommended 0.04 cfs Meter No. \_\_\_\_\_ Type \_\_\_\_\_ Condition \_\_\_\_\_

Total V recommended NOTE 1.2 AF/Ann

Recommended Amendments: .6

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None \_\_\_\_\_

MEASUREMENT CALCULATION: Allow .04 cfs & .6 AF  
Well is capped & not in use  
No building on Cadwallader prop.

SYSTEM DESCRIPTION: Legal description verified with  
Banner County Assessor as being  
SESE Sec 19 T54N R4W

REMARKS: Speculation? Cancel for lack of B/V R/H 7-18-78  
Contracted neighbor who may put trailer on this  
spot (about 100 feet long) Perhaps the priority should  
be reduced?

Examiner's Signature Tom D King for FKY Date 9/18/79  
Checked by Bob Harper Date 7/18/78  
Approved by Keen Date 1-5-83

HEBERT Lehman

## CONVERSATION MEMORANDUM

DATE

9/5/79

FILE

96-7340

NAME OF PARTY

Phoebe Cadwallader

EMPLOYEE

Jan Grover

RE:

Permit No. 96-7340

Mrs. Cadwallader phoned & stated that the well had been in use for camper type use & is now being used also. We will hold cancellation & do a re-examination of the system. I will return the field exam this date.

MICROFILMED

July 26, 1979

Phillip Cadwallader  
1009 Mukilteo Drive  
Mukilteo, WA 98275

Dear Mr. Cadwallader:

On May 31, 1979, we sent you a letter requesting some information on your Permit No. 96-7340 in answer to your letter of May 18, 1979.

In order to avoid cancellation of this permit we must know if there was any use being made of the water in your well prior to January 1, 1978, for domestic purposes. We will also need documentation of this fact.

If we do not hear from you by September 1, 1979, we will assume you no longer have any interest in this permit and cancellation proceedings will continue.

Sincerely,

JAN GROVER  
Water Rights Supervisor

JG:pb

May 31, 1979

RE: Application No. 96-7340

Phil Cadwallader  
1009 Mukilteo Drive.  
Mukilteo, WA 98275

Dear Mr. Cadwallader:

We have received your letter of May 18, 1979. However, we need to know if the water has been put to beneficial use as applied for in the permit.

Is there a house which is using the water for domestic use? If this is the case, please contact us and we will re-schedule a field exam as soon as possible in order that this permit may remain in good standing.

We will hold action on this permit, until hearing from you.

Sincerely,

JAN GROVER  
Water Rights Supervisor

JG:alw

*Call-up  
6/21/79*

*RECEIVED  
JUN 11 1979  
WATER RIGHTS DIVISION  
WASHINGTON STATE DEPT. OF  
AGRICULTURE*

for  
C. Stephen Allred

DEPT. OF WATER RESOURCES

5-18-79

RECEIVED

DEAR MR. ALLRED

MAY 22 1979

Department of Water Resources

I RECEIVED YOUR LETTER OF 4-26-79  
STATING OUR PERMIT FOR WATER # 96-7346 IS  
HELD FOR CANCELLATION.

I NEED YOUR HELP.

FOLLOWING ARE A LIST OF WHAT WE  
HAVE DONE TO COMPLY FOR THE PERMIT.

1. A WELL HAS BEEN DRILLED.
2. A PUMP WAS INSTALLED BY R.C. WORST  
CO. OF COEUR D'ALENE IDAHO.
3. ELECTRICITY HAS BEEN INSTALLED SO  
PUMP IS IN WORKING ORDER.
4. WE ARE CURRENTLY IN THE PROCESS OF  
TRYING TO RENT OR LEASE THE PROPERTY
5. THE LAND HAS BEEN PARTIALLY FENCED  
AND WILL BE COMPLETED BY THE END OF  
THE SUMMER. (FOR LIVESTOCK).

MINUTEMAN  
WHAT FURTHER WORK NEEDS TO BE DONE  
TO COMPLY WITH THE DEPARTMENT OF WATER  
RESOURCES FOR THE PERMIT TO BE GRANTED?

IF this is NOT SATISFACTORY, I  
Then Request AN extension OF the Permit.

Thank you

Phil Cadwallader

Phil CADWALLADER

1009 MULRI/TEO DR

MULRI/TEO WASH 98275

206 353 5566 RBS

258 5500 OFF

RECEIVED  
JAN 11 1968

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Statehouse  
Boise, Idaho 83720

Department of Water Resources

APR 25 1978

RECEIVED

CERTIFIED MAIL

32742

RETURN RECEIPT CARD

CLAIM CHECK NO.

842574

☐ HOLD

DATE

4-9

1ST NOTICE

2ND NOTICE

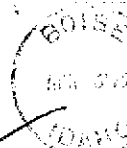
4-23

RETURN

Detached from  
PS Form 3840-A  
Feb. 1978

RETURN TO SENDER  
Under 4-4 R.S. 1  
Address unknown  
Insufficient Address  
No such street number  
No such office in state  
Do not remail in this envelope

Phillip T. Cadwallader  
1009 Mukilteo Drive  
Mukilteo, WA 98275



MICROFILMED

PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● **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.

32742

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE:      ☒ Addressee      ☐ Authorized agent

**4. DATE OF DELIVERY**

**POSTMARK**

**5. ADDRESS (Complete only if requested)**

**6. UNABLE TO DELIVER BECAUSE:**

**CLERK'S INITIALS**



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS  
Governor

C. STEPHEN ALLRED  
Director

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

April 4, 1979

Phillip T. Cadwallader  
1009 Mukilteo Drive  
Mukilteo, Washington 98275

Dear Mr. Cadwallader:

It appears to the Department of Water Resources (formerly the Department of Water Administration) that the terms and conditions of Permit No. 96-7340 to appropriate the public waters of the State of Idaho have not been complied with as to failure to complete the project as proposed in said permit, and therefore, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Resources on or before ~~May 5, 1979~~ *May 26, 1979* why said permit should not be cancelled.

Permit No. 96-7340 claims the use of 0.04 cubic feet per second of water from a groundwater source, the point of diversion was to be located within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 19, Twp. 54N, Rge. 4W, B.M., and the permit was approved November 29, 1974.

C. STEPHEN ALLRED  
Director

*Original signed*

*Certified #  
32742*

*Re-sent on  
4/26/79 by  
regular mail  
as certified was  
unclaimed.*

**APPROVED**

December 22, 1977

Re: Permit No. 96-7340

Phillip T. Cadwallader  
1009 Mukilteo Drive  
Mukilt , Washington 98275

Dear Mr. Cadwallader:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

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

If you have any questions regarding the field examination, please contact our Regional Office in **Coeur d'Alene.**

Sincerely,

JANICE RENK  
Water Rights

MICROFILMED

ORIGINAL

Identification No. \_\_\_\_\_

Permit No. 96-7340

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 8 1977

Department of Water Resources

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder PHILLIP T. CADWALLADER  
b) Post Office Address 1009 Mukilteo Drive, Mukilteo, Washington 98275
2. Permit Number 96-7340
3. Date of Priority that you are prepared to establish October 21, 1974
4. a) Source from which water was appropriated Well  
b) Location of the point of diversion: SE 1/4 SE 1/4, Section 19  
Township 54 N, Range 4 W Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:  
Amount 80 cfs for domestic purposes from January 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 80 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: measurement made by installer of pump for  
R. C. Worst & Co., 625 Best Avenue, Coeur d'Alene, Idaho
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:  
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:  
\_\_\_\_\_  
\_\_\_\_\_  
b) Describe the agreement or understanding by which you take water from the works:  
\_\_\_\_\_  
\_\_\_\_\_
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Pump is 1 1/2 horsepower 6 inch well casing,  
Well is 271 feet deep. Surface of water is 255 feet. Outlet  
at pump only.  
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: R. C. Worst & Co.  
625 Best Avenue, Coeur d'Alene, Idaho, installed pump.  
Well driller is unknown.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:  
Domestic

Exam typed 1/5/78 by J

JAN 31 1980

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

| T | R | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTAL |
|---|---|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-------|
|   |   |      | 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 irrigated \_\_\_\_\_

10. Remarks: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_  
(Date)  
  
\_\_\_\_\_  
Phoebe A. Cadwallader  
✓ Phillip T Cadwallader  
(Signature)

State of WASHINGTON )  
County of SNOHOMISH ) ss.

On this 2nd day of December, 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.

\_\_\_\_\_  
Carol K. Lish, Notary Public residing at Marjorieville  
✓  
Phoebe A. Cadwallader  
Phillip T Cadwallader

My commission expires December 1, 1979

RECEIVED

DEC 8 1977

Department of Water Resources

SCOTT W. REED, Attorney at Law/P. O. Box A/Coeur d'Alene, Idaho/MOHawk 4-2161

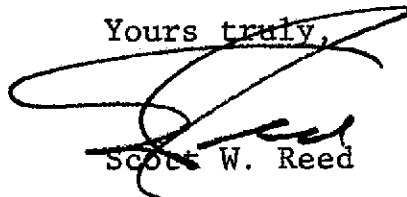
December 6, 1977

Department of Water Resources  
Statehouse  
Boise, Idaho 83720

Dear Sirs:

Enclosed is the original copy of Proof of Application  
of Water to Beneficial Use for permit holder Phillip T.  
Cadwallader.

Yours truly,



Scott W. Reed

SWR/f

RECEIVED

October 31, 1977

CERTIFIED MAIL

138158

Re: Permit No. 96-7340

Phillip T. Cadwallader  
1009 Mukilteo Dr.  
Mukilteo, Washington 98275

Dear Mr. Dadwallader:

One of the conditions of approval of your water Permit No. 96-7340 (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 January 1, 1978. 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.



C. STEPHEN ALLRED

Director

CSA:jfr

Enc: Proof affidavit

cc: Scott Reed, Box A, CDA, ID

MICROFILMED

July 12, 1977

Mr. Scott W. Reed  
P.O. Box A  
Coeur d'Alene, Idaho 83814

Dear Scott:

I have found a solution to the numbers game.

Your June 24, 1977, letter references Permit No. 96-7340, which was reinstated and extended to January 1, 1978.

However, in the body of your letter, you discuss Permit No. 96-7087 which requires proof of beneficial use to have been submitted by July 1, 1977, and which precipitated our April 29, 1977, letter.

If you need a copy of Permit No. 96-7087, our Northern Region office in Coeur d'Alene will provide it upon request by calling 667-6484.

Sincerely,

A. KENNETH DUNN  
Deputy Director

AKD:lm

RECEIVED  
JUL 13 1977  
FBI - COEUR D'ALENE

January 19, 1976

C Re: Permit No. 86-7340

Phillip T. Cadwallader  
1009 Mukilteo Drive  
Mukilteo, Washington 98275

Dear Mr. Cadwallader:

P Enclosed is an Order of Reinstatement which advanced your priority to November 27, 1974, and an Order which extends the time within which to submit proof of beneficial use to January 1, 1978, since it appears that your project is not yet completed.

We are returning your proof of beneficial use form.

If you have any questions regarding this matter, please contact this office.

Y Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:JFR

Enclosure

cc: Scott Reed, Attorney  
Box A  
Coeur d'Alene, ID 83814

RECEIVED  
JAN 22 1976  
FBI - COEUR D'ALENE

RECEIVED

JAN 7 1976

Department of Water Resources

SCOTT W. REED, Attorney at Law/P. O. Box A/Coeur d'Alene, Idaho/MOHawk 4-2161

JANUARY 5, 1976

DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO

Re: PERMIT No. 967340

ATTENTION: R. KEITH HIGGINSON, DIRECTOR

DEAR KEITH:

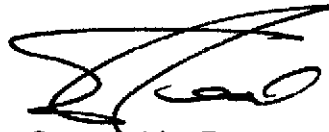
MR. CADWALLADER HAS FINALLY SIGNED THE PROOF OF APPLICATION. THE SAME IS ENCLOSED.

AS REFLECTED IN THE PROOF, THE WORK WAS IN FACT DONE AT THE TIME THE ORIGINAL APPLICATION WAS FILED. APPARENTLY INADVERTENTLY SOMEONE CAME ALONG AND DRILLED A WELL AT THE WRONG LOCATION. WE HAVE NEVER BEEN ABLE TO FIND OUT WHO THIS WAS.

IN ANY EVENT, THE DELAY WAS CAUSED BY HIS LACK OF UNDERSTANDING AS TO THE PROCEDURE TO BE FOLLOWED AND BY MISPLACED MAIL AND DISTRACTIONS DURING THE LAST 60 DAYS.

I AM NOT FAMILIAR WITH THE PROCEDURE NECESSARY TO SHOW REASONABLE CAUSE BUT I HOPE YOU WOULD BE INDULGENT.

YOURS TRULY,



SCOTT W. REED

SWR:F  
ENCL.

RECEIVED



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus  
Governor

R. Keith Higginson  
Director

Statehouse  
Boise, Idaho 83720  
(208) 384-2215

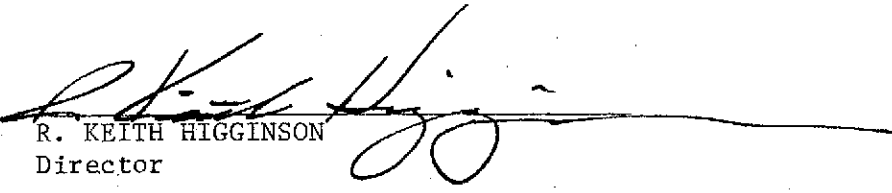
December 17, 1975

Phillip T. Cadwallader  
1009 Mukilteo Drive  
Mukilteo, Washington 98275

Dear Mr. Cadwallader:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 96-7340 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.

  
R. KEITH HIGGINSON  
Director

RKH:jg

cc: Scott W. Reed  
Box A  
Coeur d'Alene, ID 83814

### WATER RESOURCE BOARD:

John F. Streiff  
Chairman

Franklin Jones  
Member

George L. Yost  
Vice-Chairman

M. Reed Hansen  
Member

Donald R. Kramer  
Secretary

Scott W. Reed  
Member

Edwin C. Schlender  
Member

Joseph H. Nettleton  
Member

RECEIVED

NOV 26 1975

Department of Water Resources

SCOTT W. REED, Attorney at Law/P. O. Box A/Coeur d'Alene, Idaho/MOHawk 4-2161

NOVEMBER 26, 1975

DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO

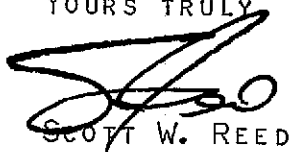
RE: PERMIT No. 96-7340

DEAR SIRs:

MR. PHILIP T. CADWALLADER HAS JUST SENT TO ME THE FORM FOR PROVING APPLICATION OF WATER TO BENEFICIAL USE ALONG WITH YOUR LETTER. IT WON'T BE POSSIBLE TO HAVE IT IN YOUR HANDS BY DECEMBER 1, 1975.

THE WELL IS IN PLACE AND HAS BEEN COMPLETED AND I WOULD APPRECIATE YOUR INDULGENCE. WE SHOULD HAVE IT TO YOU BY THE 10TH.

YOURS TRULY

  
SCOTT W. REED

SWR:DK

RECEIVED

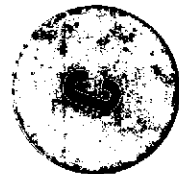
mtg

SCOTT W. REED, Attorney at Law/P. O. Box A/Coeur d'Alene, Idaho 83814



DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO

RECEIVED



- **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:**

*[Handwritten address: 1000 14th St NW, Washington, DC 20004]*

3. **ARTICLE DESCRIPTION:**

REGISTERED NO. | CERTIFIED NO. | INSURED NO.

*27318*

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

*[Signature: H. P. Caldwell]*

4. **DATE OF DELIVERY**

*10/3/75*

**POSTMARK**

5. **ADDRESS** (Complete only if requested)

6. **UNABLE TO DELIVER BECAUSE:**

**CLERK'S  
INITIALS**

*[Handwritten initials: KS]*

**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.



PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE \$300



**RETURN  
TO**



DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

WASHINGTON, D.C. 20535

October 1, 1975

CERTIFIED MAIL

27318

Re: Permit No. 96-7340

Mr. Phillip T. Cadwallader  
1009 Mukilteo Drive  
Mukilteo, Washington 98275

Dear Mr. Cadwallader:

One of the conditions of approval of your water Permit No. 96-7340 (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 December 1, 1975. 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*

R. KEITH HIGGINSON  
Director

RKH:jg

Enc: Proof affidavit

cc: Mr. Scott Reed, Attorney

RECEIVED

December 2, 1974

Re: Permit No. 96-7340

Mr. Phillip T. Cadwallader  
1009 Mukilteo Drive  
Mukilteo, Washington 98275

Dear Mr. Cadwallader:

Enclosed is a copy of your approved Application for Permit No. 96-7340. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:jfr

Enclosure

cc: Mr. Scott Ried, Attorney

Encl: Copy of Permit

**MICROFILMED**

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. 96-7340

☒ Source  
☒ Point of Diversion  
☒ County  
☒ Quantity of Water and Period of Use  
☒ Description of Diverting Works  
☒ Time required for B/U of water  
☒ Place of Use or Acres Irrigated  
☒ Map  
☒ Signature  
☒ Fee

(1) FLP 10/31

In form to receipt

(2) \_\_\_\_\_

Send Copies to:

\_\_\_\_\_ Idaho State Health Department  
\_\_\_\_\_ Idaho Fish and Game Department  
\_\_\_\_\_ Bureau of Land Management

(3) \_\_\_\_\_

\_\_\_\_\_ Request Special Use Permit from U.S.F.S.  
\_\_\_\_\_ Request Easement from B.L.M.  
\_\_\_\_\_ Request Information from Applicant

(4) FLP 10/31

In form for advertising

(5) \_\_\_\_\_

Platted on Map No. \_\_\_\_\_

(6) \_\_\_\_\_

Located within Water District No. \_\_\_\_\_

(7) FLP 11/20/74

Critical groundwater area: yes \_\_\_\_\_ no ☒

(8) FLP 11/20/74

Groundwater levels:

\_\_\_\_\_ Declining, ☒ Stable, \_\_\_\_\_ Increasing

(comment) \_\_\_\_\_

(9) \_\_\_\_\_

Other rights on the same place of use

(10) \_\_\_\_\_

Comments: \_\_\_\_\_

(11) CP 11/18

Affidavit of Publication received(date) Nov. 11, 1974

(12) CP 10/29

Final date for protests NOVEMBER 18, 1974  
Protests received: yes \_\_\_\_\_ no ☒

(13) FLP 11/20/74

All requested information received from agencies or applicant: yes ☒ no \_\_\_\_\_

(14) FLP 11/20/74

Action recommended:

☒ Approve \_\_\_\_\_ Deny

10/31/74 Proposed Priority

\_\_\_\_\_ Reason for Reduction \_\_\_\_\_

No Measuring device required

\_\_\_\_\_ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern

By [Signature] Date 11/20/74

MICROFILMED

Department of Water Resources

October 25, 1974

Re: Application No. 96-7340 - Phillip T. Cadwallader  
" " 96-7341 - Dennis P. &/or Sylvia K. Humrich

Priest River Times  
P.O. Box 398  
Priest River, ID 83856

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

FRED EISENBARTH  
Northern District Manager

FE:CP

Enc: Legal Notice(s)

Bill Submitted 11-18-74 by CP

**MICROFILMED**

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Phillip T. Cadwallader,

1009 Mukilteo Drive, Mukileeo, Washington

has on Oct. 21, 1974 submitted Application No. 96-7340

for a permit to appropriate 0.04 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~

of water from a ground water source

by means of well, pump, and motor

within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 19, T. 54N, R. 4W, B.M., Bonner County

to be used from Jan. 1 to Dec. 31

for domestic purposes

within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 19, T. 54N, R. 4W, 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 Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before Nov. 18, 1974.

R. KEITH HIGGINSON

Director

Published in the Priest River Times, Priest River, Idaho

on Oct. 31 and Nov. 7, 1974

**MICROFILMED**

**NOTICE OF APPLICATION  
FOR WATER PERMIT**

Notice is hereby given that Philip T. Cadwallader, 1009 Mukillio Drive, Mukillio, Washington has on Oct. 21, 1974 submitted Application No. [96-7340] for a permit to appropriate 0.04 cubic feet per second of water from a ground water source by means of well, pump, and motor within the SE 1/4 Sec. 19, T. 54N, R. 4W, B.M., Bon-her County to be used for domestic purposes within the SE 1/4 Sec. 19, T. 54N, R. 4W, B.M., Bon-her County, Idaho, on or before Nov. 18, 1974.

**R. KEITH HIGGINSON,**  
Director,  
Published in the Priest River Times, Priest River, Idaho on Oct. 31 and Nov. 7, 1974.

44-21

OK  
10-30-74

October 29, 1974

Re: Application for Permit No. 96-7340 - Phillip T. Cadwallader

Mr. Scott Reed  
Attorney at Law  
P.O. Box A  
Coeur d'Alene, ID 83814

Dear Scott:

Attached is your receipt No. 15115 in the amount of \$10 for the filing fee on the above referenced application which was received in this office.

Very truly yours,

FRED EISENBARTH  
Northern District Manager

FE:CP

Attachment

**MICROFILMED**