

AFFIDAVIT OF PUBLICATION

RECEIVED

JUL 23 1969

STATE OF IDAHO,
County of Kootenai, } ss.

Callie Painter

Department of Reclamation being first duly sworn

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party to the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The *Notice of Correction # 31985*
O N Purcell

of which the annexed is a printed copy, was published in the regular *Thursday* issue of said newspaper for *2* consecutive *weeks* commencing on the *10th* day of *July*, 19*69*, and ending on the *17th* day of *July*, 19*69*, and such publication was made as often during said period as said newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice

Callie Painter

Subscribed and sworn to before me this *17* day of *July*, 19*69*.

C. Patrick King

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

31985
96-2275

NOTICE OF CORRECTION

Notices heretofore given that Permit No. 31985 in the name of O. N. Purcell was advertised incorrectly. The point of diversion was advertised as being in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 3), Sec. 13, T. 53 N, R. 5 W, B.M.

Kootenai County; WHEREAS, the actual point of diversion is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 5), Sec. 13, T. 53 N, R. 5 W, B.M., Kootenai County.

Any protest of the above correction must be received by the Department of Reclamation within 10 days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation
Engineer

July 10, 17, 1969.

AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS
(WEEKLY)

STATE OF IDAHO, } ss.
County of Kootenai, }

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 Existing Water Permit

of which a printed copy is annexed hereto, was published in all the regular Wednesday weekly issues of said newspaper for two consecutive weeks, commencing on the 12 day of June, 1969, and ending on the 19 day of June, 1969.

Subscribed and sworn to, before me, this 19 day of June, 1969.

1969.

Callie Painter
E. Patrick King
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

**NOTICE OF EXISTING
WATER PERMIT**

Notice is hereby given that O. N. Purcell, S. 1907 Markwell Court, Spokane, Washington 99203 has received an approved permit No. 31985 issued by the Idaho State Reclamation Department authorizing the diversion of 0.09 cubic feet per second of water from Spirit Lake, subject to all prior rights. The priority to be established under this permit is July 3, 1964 and the permit was approved July 10, 1964. Water is to be diverted by pump and pipe from 2 points within Lot 3 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 13, T. 53 N., R. 5 W, B.M., Kootenai County to be used for irrigation and domestic use in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T. 53 N., R. 5 W, B.M. Proof of the application of the water to beneficial use is to be submitted to the Department on or before July 10, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date of beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation
Engineer

June 12, 19, 1969

31985

Permit No. 96-2285 / 31985

Name of Applicant O. N. Purcell, S. 1907 Markwell Court, Spokane, Wash.

Source of Water Spirit Lake

a tributary of

Location of P.D. SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T. 53 N, R. 5 W, B. M., (2 pts.)

Kootenai County

Water is used for Domestic & fruit trees (irrigation)

Quantity of water claimed: Permit 0.09 cfs Depositions 0.09

Type of measuring device installed or method of measurement and general description

of diversion works Lake - automatic pump & pressure tank for

domestic water and gas engine & pump for irrigation

Land to be irrigated or place of use:
TWP. RGE. SEC. Description

53N	5W	13	*SW $\frac{1}{4}$ SW $\frac{1}{4}$	4.4 acres

Total acreage 4.4 acres

Filed: July 3, 1964 Made: July 3, 1969
Due: July 10, 1969 Priority: July 3, 1964

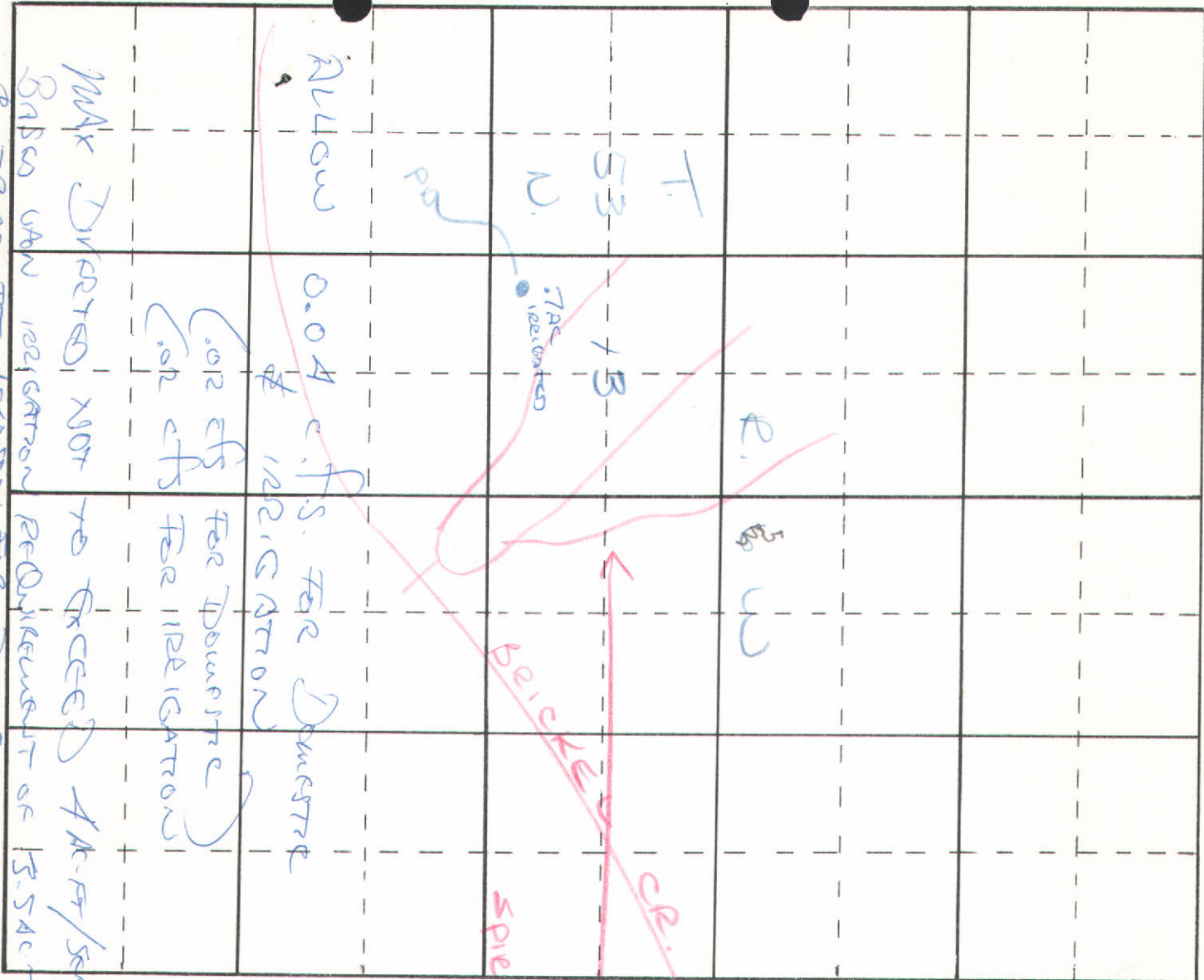
OTHER RIGHTS AND INTERESTS COVERED BY THIS PERMIT: NONE KNOWN TO THE APPLICANT

*Lot 5 of Sec. 13, T. 53N, R. 5W., B.M., except the W. 450' of said tract and also except that portion described as

follows: Beginning at a point on the south shore of

Spirit Lake, 525 feet E. of west line of Lot 5 and running

S. 200 ft. to a point thence W. 75 ft. to a point, thence N. to lake shore, thence easterly along lake shore to place of beginning.



LEGAL

NOTICE OF CORRECTION

Notice is hereby given that Permit No. 31985 in the name of O. N. Purcell was advertised incorrectly. The point of diversion was advertised as being in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 3), Sec. 13, T. 53 N, R. 5 W, B.M., Kootenai County; WHEREAS, the actual point of diversion is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 5), Sec. 13, T. 53 N, R. 5 W, B.M., Kootenai County. in

Any protest of the above correction must be received by the Department of Reclamation within 10 days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation
Engineer

July 10, 17, 1969.

WATER LICENSE

Water License No. 31985/96-2285 Priority July 3, 1964 Amount 0.04 c.f.s.THIS IS TO CERTIFY, that O. N. PURCELL

of Spokane, Washington, made application for a permit to appropriate the public waters of the State of Idaho, dated July 3, 1964; that Permit 31985/96-2285 was issued pursuant to said application; that the proposed works were completed on or about July 2, 1969, with a storage/or carrying capacity of 0.06 c.f.s., said works consisting of pumps and gas engine, and that on July 2, 1969,

proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 4 acre feet per season, for irrigation purposes and .73 acre feet per season for domestic purposes, with a maximum rate of diversion of 0.04 cubic feet per second of the waters of Spirit Lake, tributary of _____,

for the purpose of Irrigation from April 15 to November 15; and for Domestic from April 15 to November 15; 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 Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in SW 1/4 SW 1/4, Sec. 13, T. 53 N, R. 5 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 4 acre feet per year, for irrigation purposes and .73 acre feet per year for domestic purposes.

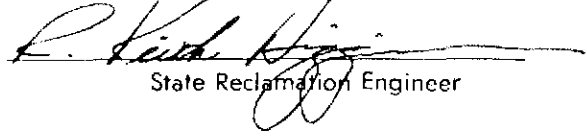
Description and location of place of use:

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	
53 N	5 W	13											.7						.7

Total number of acres irrigated .7

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.

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

29th day of October, 19 69.

State Reclamation Engineer

96-2285
31985

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Kootenai,

ss.

Callie Parntner

being first duly sworn

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party to the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county:

3. The

Notice of Correction # 31985
O. N. Purcell

of which the annexed is a printed copy, was published in the regular *Thursday* issue of said newspaper for *2* consecutive *Weeks* commencing on the *10th* day of *July*, 19*69*, and ending on the *17th* day of *July*, 19*69*, and such publication was made as often during said period as said newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice

Callie Parntner

Subscribed and sworn to before me this *17* day of *July*

19*69*

Edward King

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

31985
96-2285

Permit No. 31985 in the name of O. N. Purcell was advertised incorrectly. The point of diversion was advertised as being in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 3),

in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 3), T. 53 N, R. 5 W, B.M., Kootenai County.

Any protest of the above correction must be received by the Department of Reclamation within 10 days from the last date of publication of this notice.

R. KEITH HIGGINSON,
State Reclamation
Engineer,

July 10, 17, 1969.

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 31985)

in the name of O. N. Purcell)

S. 1907 Markwell Court, Spokane, Washington)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

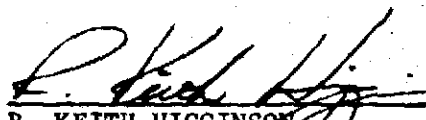
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 31985 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before July 10, 1969. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.

Dated this 30th day of April, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

31985

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 40118
PERMIT No. 31985
DISTRICT No.

96 - 2285

1. Name of Applicant: O. N. Purcell

Postoffice address: S. 1907 Markwell Court, Spokane County: Spokane State: Washington 99201

I. If applicant is a corporation, give:

- (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 on hand:
- (b) Treasury stock:
- (c) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 0.09 cubic feet per second.

3. Source of water supply: Spirit Lake which is a tributary of

4. Location of point of diversion: N. 44° 00' E 640)
N. 61° 30' E 500) feet distant from the SW
corner of Section 13, T. 53 N., R. 5 W., B.M., and is in ~~the~~ Lot 5 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
of section 13, T. 53 N., R. 5 W., B. M., County of Kootenai

5. Water is to be used for Irrigation and domestic use

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section of , T. , R. , B.M.
- (b) Amount of power generated: H.P., under feet head.
- (c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 400

8. Kind of works: Pipe and pump

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe 2" inches; length of conduit 600 ft. miles.
Average grade per mile feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 0 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

s/ Orville N. Purcell Applicant.

By Mrs. Orville N. Purcell Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. July 3, 1964

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 31985

Recorded in Book 112 Page 31985 Approved July 10, 1964

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before September 10, 1964 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before January 10, 1967

The whole of said work to be completed on or before July 10, 1969

Beneficial use of water appropriated in accordance herewith, to be made on or before July 10, 1969

WITNESS My hand this 10th day of July, 1964

s/ CARL E. TAPPAN
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE, Governor of the State of Idaho,

and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 10th

day of July, 19 64.
Countersigned:

STATE OF IDAHO

(SEAL) By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLLIE
Governor.

REMARKS:

14.

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 $\frac{1}{4}$	
53N	5 W	13									4.4*								4.4
* Lot five (5) of Sec. 13, T. 53.N., R. 5 W.B.M., except the W. 450' of said tract and also except that portion described as follows: Beginning at a point on the south shore of Spirit Lake, 525 feet E of west line of Lot 5 and running S. 200 feet to a point thence W 75 feet to a point, thence N. to lake shore, thence easterly along lake shore to place of beginning.																			
LICENSE ISSUED FOR 0.04 SEC. 13 LICENSE PAGE NO. _____																			

Identification No. _____

Permit No. 31985

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

JUL 9 1964 ✓

Department of Reclamation

1. a) Name of Permit Holder O. W. Purcell ✓
- b) Post Office Address S. 1907 Markwell Court, Spokane, Washington ✓
2. Permit Number 31985 ✓
3. Date of Priority that you are prepared to establish 7-3-64
4. a) Source from which water was appropriated Spirit Lake, Idaho ✓
- b) Location of the point of diversion: SW ✓ 1/4 SW ✓ 1/4, Section 13 ✓
Township 53N ✓, Range R5W ✓ Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
 (Domestic)
 amount .06 ✓ for household & Yard purposes from April 15 to Nov. 15 incl.
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
 amount .03 ✓ for fruit trees, etc. purposes from Apr. 15 to Nov. 15 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 0.09 ✓ 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: O. W. Purcell Timed flow into containers
of known gallons.
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) Lake - Automatic pump and pressure
tank for domestic water and gas engine and pump for irrigation.

 b) Describe the type and size of measuring device which you have installed at your point of diversion: None

 c) Give well drillers name and address and date the well was completed _____

31985

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use domestic use, watering yard, and fruit trees

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: The property described in legal description is less than 5 acres.

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 irrigated _____

10. Remarks: _____

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

July 2, 1969 (Date) O. N. Parcell (Signature)

State of Washington
County of Spokane ss.

On this 2nd day of July, 19 69, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Bertie J. Salegroue
Notary Public residing at Spokane

My commission expires July 16, 1970

31985

AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS

(WEEKLY)

STATE OF IDAHO, }
County of Kootenai, } ss.

Callie Painter, being first duly sworn,
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 Existing Water Permit

of which a printed copy is annexed hereto, was published in all the regular Wednesday weekly issues of said newspaper for *ten* consecutive weeks, commencing on the *12* day of *June*, 196*9*, and ending on the *19* day of *June*, 196*9*.

Subscribed and sworn to, before me, this *19* day of *June*

196*9*

Callie Painter
C. Patrick King
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

NOTICE OF EXISTING WATER PERMIT
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De R. KEITH HIGGINSON
State Reclamation
Engineer

June 12, 19, 1969

31985



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

26 September, 1977

Mr. O.N. Purcell
East 1305 30th Avenue
Spokane, Washington 99203

Dear Mr. Purcell,

As you requested, I have checked on the water right #96-2285 and am sending you a copy of the license. The issuance of the license is the final step in the permit system, and as long as the water is being used as allowed, the owner has nothing further to do to the license.

Should you have changed either the point of diversion or the place of use, however, you ought to file a transfer with the Department. Please note that it is no longer the Department of Reclamation, however.

Since you are the owner of record, there is no charge for the copy. If there is anything we can do to help you in any other way, please get in touch.

Sincerely,

(Ms.) Kay Weaver
Records Supervisor

Encl.

RECEIVED

SEP 23 1977

Department of Water Resources

E. 1305 30th Ave.
Spokane, WA 99203

September 20, 1977

Re: Permit No. 31985/96-2285
State Reclamation Engineer
Department of Reclamation
State House
Boise, Idaho 83701

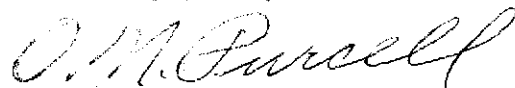
Dear Sir:

Reference is made to the attached copy of a letter dated October 17, 1969 from State Reclamation Engineer, C. Stephen Allred. On looking through our files we do not find a license or any further correspondence with reference to it.

It would be appreciated if you would check and if such a license were issued, we would appreciate receiving a copy. If there is a charge for this service, please let us know and we'll be happy to send a check.

Thank you very much.

Sincerely yours,



O. N. Purcell

Attach.

P.S. Please note that our address has changed to E. 1305 30th Avenue, Spokane, WA 99203.

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

October 17, 1969

Re: Permit No. 31985/96-2285

O. N. Purcell
S. 1907 Markwell Court
Spokane, Washington 99201

Dear Mr. Purcell:

A representative from this department has made an examination of your works covered by Permit 96-2285. The works were found capable of producing .09 c.f.s. of which .04 c.f.s. can be recognized as beneficially used and licensed under Idaho law. The water is used for domestic and irrigation of .7 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13,
T. 53N. R. 5W.B.M.

If you disagree with the findings, please advise us within 10 days; otherwise, a license will be issued showing the findings as set forth in this letter.

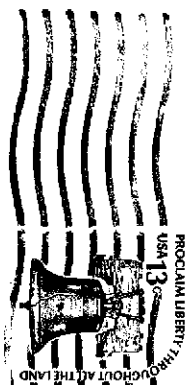
Very truly yours,

A handwritten signature in cursive script, reading "C. Stephen Allred".
C. Stephen Allred, Assistant
Reclamation Engineer

CSA:mh

O. M. Furcell
E. 1305 30th Ave.
Spokane, WA 99203

State Reclamation Engineer
Department of Reclamation
State House
Boise, Idaho 83701



October 29, 1969

Re: Permit No. 31985/96-2285

Mr. O. N. Purcell
S. 1907 Markwell Court
Spokane, Washington 99201

Dear Mr. Purcell:

Enclosed you will find your Water License issued on the above
numbered permit.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

Enclosure

31985
96-2285

October 17, 1969

Re: Permit No. 31985/96-2285

O. N. Purcell
S. 1907 Markwell Court
Spokane, Washington 99201

Dear Mr. Purcell:

A representative from this department has made an examination of your works covered by Permit 96-2285. The works were found capable of producing .09 c.f.s. of which .04 c.f.s. can be recognized as beneficially used and licensed under Idaho law. The water is used for domestic and irrigation of .7 acres in SW1/4SW1/4, Section 13, T. 53N, R. 5W, B.M.

If you disagree with the findings, please advise us within 10 days; otherwise, a license will be issued showing the findings as set forth in this letter.

Very truly yours,

C. Stephen Allred, Assistant
Reclamation Engineer

CSA:mh

31985
96-2285

96-2285 / 31985

O. N. Purcell, S. 1907 Markwell Court, Spokane, Wash.

Spirit Lake

a tributary of

~~SW¹/₄SW¹/₄, Sec. 13, T. 53 N., R. 5 W., B. M., (2 pts.)~~

Kootenai County

Domestic & fruit trees (irrigation)

Permit 0.09 cfs Depositions 0.09

device installed or method of measurement and general description

Lake - automatic pump & pressure tank for

and gas engine & pump for irrigation

Place of use:

SEC.	Description
13	* SW 1/4 NW 1/4 4.4 acres

4.4 acres

Total acreage 4.4 acres

Filed: July 3, 1964

Made: July 3, 1969

Due: July 10, 1969

Priority: July 3, 1964

Other rights and values covered: individual autonomy, sexual license, and

[illegible]

*Lot 5 of Sec. 13, T. 53N., R. 51W., B.M., except the W. 450'

of said tract and also except that portion described as

Remarks: Beginning at a point on the south shore of

Spirit Lake, 525 feet E. of west line of Lot 5 and running

S. 200 ft. to a point thence W. 75 ft. to a point, thence N.

to lake shore, thence easterly along lake shore to place of beginning.

[illegible]

2011

Source of supply SPLIT LAKE
a tributary of _____
Location of P.D.(s) 200 SW SEC 13 53N 5W
Water is used for DOMESTIC & IRRIGATION
Quantity of water found _____
How was the measurement made? CH BUREAU WASH DESIGN
Measurement calculations _____

DESIGN CAP FOR #1 - EXCESS OF 10gpm

DESIGN CAP #2 - EXCESS OF 15gpm

Diversion works description and diagram

#1
SEARS 1/2 HP # 350499 BOS
CENTRIFUGAL PUMP - 1 1/4" INLET -
3/4" TO 60 gal STORAGE RESERVOIR - FOR
HOUSEHOLD N. 3/4" RASTIC DISCHARGE FOR
~~WATER~~ TREES & SHRUBS (.2 acre)
WYERS & BOS # 3068 - 2 1/2 X 3
CENTRIFUGAL GAS POWERED PUMP, 1" DISCHARGE
FOR IRRIGATION OF 175' X 100' TREES (DWARF) SHRUBS
& CARNIV. (5 ACRES)
Indicate area irrigated in each subdivision on the map.

Total acreage irrigated .7 ACRE

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

DWARF TREES - SHRUBS - NATURAL
GROWTH - FIRE PROTECTION -
& DOMESTIC

Who represented the permit holder at the examination?

MR. J. WES. O. C. PURCELL

Recommended allowance for licensing .04 C.F.S.

Description of required amendments. Comments.

Report checked? _____

Examination date 8-13-69

Signature

Don R. Reynolds

July 17, 1969

Re: Permit No. 31985

O. N. Purcell
S. 1907 Markwell Court
Spokane, Washington 99203

509
K.E.A. 0860

Dear Mr. Purcell:

In regard to your letter of July 14, 1969, a field examiner will be in your area August 4 through August 11, 1969. It would be possible to schedule a field examination for 9:30 a.m. at Conklin's Marina on Saturday, August 9, 1969. The examiner will try and contact you by phone the week before.

change
to 23

If this is not satisfactory, please feel free to contact this office.

SCS
TE
PH 89611 251

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR/mh

5:30

WED -

96-2285
31985

C
O
P
Y

RECEIVED

JUL 13 1969

509

Department of Reclamation

S. 1907 Markwell Court
Spokane, Washington 99203

July 14, 1969

Mr. Donald W. McElDowney
Appropriation Examiner
Department Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. McElDowney:

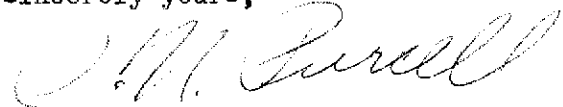
Re: Permit No. 31985

Reference is made to your form letter of July 3, 1969 concerning field examination of our system.

As both Mrs. Purcell and I work, it will be necessary for your office to let us know ahead of time so Mrs. Purcell can make arrangements to get off work and meet your representative at Conklin's Marina, Spirit Lake. The only way to get to our property is by boat. We dock at Conklin's and Mrs. Purcell can take your representative up the lake to our place and show him our watering system.

Of course, if your representative could come on Saturday or Sunday I would be available to show him our system.

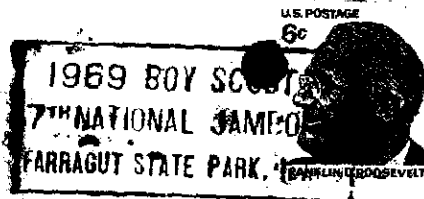
Sincerely yours,



O. N. Purcell

P.S. The appointment would have to be definite as to date and time, so Mrs. Purcell could drive to Spirit Lake from Spokane, returning to Spokane on the same day after the inspection.

31985
96-2285



Mr. Donald W. McEldowney
Appropriation Examiner
Department of Reclamation
Statehouse - ANNEX 2
Boise, Idaho 83707

96-2285

O. N. Piersell
S. 1907 Markw
Spokane, Wash. 99208

July 3, 1969

Re: Permit No. 31985

O. N. Purcell
S. 1907 Markwell Court
Spokane, Washington

Dear Mr. Purcell:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit 31985.

Before a license 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 examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

*Exam typed
9-9-69
jnb*

31985

RECEIVED

JUL 2 1969

Department of Reclamation

S. 1907 Markwell Court
Spokane, Wash. 99203

July 1, 1969

Mr. Donald W. McEldowney
Appropriation Examiner
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

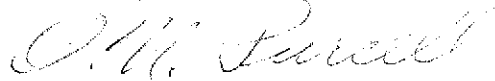
Dear Mr. McEldowney:

Re: Permit No. 31985

Attached is our "Proof of Application of Water
to Beneficial Use" which we have completed to
the best of our ability.

If this form is not properly completed, we
should appreciate an extension of time, and an
explanation of what is needed.

Sincerely yours,



O. N. Purcell

Attach.

31985

RECEIVED

JUL 3 1969

Department of Reclamation

S. 1907 Markwell Court
Spokane, Wash. 99203

July 1, 1969

Mr. Donald W. McEldowney
Appropriation Examiner
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. McEldowney:

Re: Permit No. 31985

Attached is our "Proof of Application of Water
to Beneficial Use" which we have completed to
the best of our ability.

If this form is not properly completed, we
should appreciate an extension of time, and an
explanation of what is needed.

Sincerely yours,



O. N. Purcell

Attach.

31985

LEGAL

NOTICE OF CORRECTION

Notice is hereby given that Permit No. 31985 in the name of O. N. Purcell was advertised

incorrectly. The point of diversion was advertised as

being in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 3), Sec. 13, T. 53 N., R. 5 W., B.M.,

Kootenai County; WHEREAS, the actual point of diversion is

in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 5); See Sec. 13, T. 53 N., R. 5 W., B.M.,

Kootenai County.

Any protest of the above

correction must be received by the Department of Reclamation

within 10 days from the last date of publication of this

notice.

R. KEITH HIGGINSON

State Reclamation

Engineer

July 10, 17, 1969

NOTICE OF CORRECTION

Notice is hereby given that Permit No. 31985 in the name of O. N. Purcell was advertised incorrectly. The point of diversion was advertised as being in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 3), Sec. 13, T. 53 N, R. 5 W, B.M., Kootenai County; WHEREAS, the actual point of diversion is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 5), Sec. 13, T. 53 N, R. 5 W, B.M., Kootenai County.

Any protest of the above correction must be received by the Department of Reclamation within 10 days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho,
on July 10 and 17, 1969.

C
O
P
Y

31985

June 27, 1969

Re: Permit No. 31985

O. N. Purcell
S. 1907 Markwell Court
Spokane, Washington 99203

Dear Mr. Purcell:

We acknowledge receipt of the affidavit of publication
submitted in connection with the above referenced permit.

This is to advise that proof of beneficial use of the
water is to be submitted to the Department on or before
July 10, 1969.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

C
O
P
Y

31985

RECEIVED

JUN 25 1969

Department of Reclamation

S. 1907 Markwell Court
Spokane, Washington

June 23, 1969

Mr. Donald W. McEldowney
Appropriation Examiner
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. McEldowney:

Re: Permit No. 31985

Attached is "Affidavit of Publication--Coeur d'Alene
Press" of Notice of Existing Water Permit.

If there are any other actions we should take to
secure the above-referenced permit, please let us
know.

Sincerely yours,

Orville N. Purcell

Orville N. Purcell

Attach.

31985

**NOTICE OF EXISTING
WATER PERMIT**

Notice is hereby given that O. N. Purcell, S. 1907 Markwell Court, Spokane, Washington 99203 has received an approved permit No. 31985 issued by the Idaho State Reclamation Department authorizing the diversion of 0.09 cubic feet per second of water from Spirit Lake, subject to all prior rights. The priority to be established under this permit is July 3, 1964 and the permit was approved July 10, 1964. Water is to be diverted by pump and pipe from 2 points within Lot 3 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 13, T. 53 N., R. 5 W., B.M., Kootenai County to be used for irrigation and domestic use in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T. 53 N., R. 5 W., B.M. Proof of the application of the water to beneficial use is to be submitted to the Department on or before July 10, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation
Engineer

June 12, 19, 1969

X

May 28, 1969

Re: Permit No. 31985
O. N. Purcell

Coeur d'Alene Press
Coeur d'Alene,
Idaho

Gentlemen:

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

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

The expense of the publication is to be paid by O.N. Purcell,
8. 1907 Markwell Court, Spokane, Washington 99203,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:CSA:DR
Enc: Legal notice
cc: O.N. Purcell

NOTE: The permit holder is required to obtain an affidavit of publication from the above referenced newspaper and to submit it to the Department at once.

31985

RECEIVED

MAY 26 1969

Department of Reclamation

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that O. N. Purcell, S. 1907 Markwell Court,
Spokane, Washington 99203 has received an approved permit No.

31985 issued by the Idaho State Reclamation Department authorizing the
diversion ~~abkake~~ of 0.09 cubic feet per second ~~Acft/Feet/Per/Annun~~
of water from Spirit Lake,
subject to all prior rights. The priority to be established under this permit is
July 3, 1964 and the permit was approved July 10, 1964.

Water is to be diverted by pump and pipe
2 Lot
from 4 points within the 3 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 13, T. 53 N, R. 5 W, B.M., Kootenai County

to be used for irrigation and domestic use
in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T. 53 N, R. 5 W, B.M.

Proof of the application of the water to beneficial use is to be submitted to the
Department on or before July 10, 1969. Any protests against
the issuance of a license for the above referenced permit should be filed with the
Department of Reclamation within ten (10) days of the last date of publication of
this notice or prior to the licensing of the permit. Licensing may commence prior
to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho on
June 12 and June 19, 1969.

State Reclamation Engineer: Permit No. 31985

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

O. N. Purcell
(Signature)

S. 1907 Markwell Court, Spokane, Wash. 99203
(Address)
May 22, 1969
(Date)

31985

May 21, 1969

Re: Permit No. 31985

Mr. O. N. Purcell
S. 1907 Markwell Court
Spokane, Washington 89203

Dear Mr. Purcell:

In response to your letter of May 5, 1969, please be advised that it is not required to have a commercial measurement of the water. Your own evaluation as to your supply will be adequate. In many cases, involving such a small quantity of water, the party filing proof of beneficial use will list the exact amount of water in the original application on the proof form. As you are aware, this proof is due on or before July 10, 1969, for the above referenced.

As to your plans for future development, this type of project should be covered under a new application for permit, thereby allowing you to obtain a full five (5) years for development from the date of approval of your application. We are enclosing forms for your use in making a new application for permit to cover your proposed project, since the Department is not authorized to allow additional time for more than the original permit was granted.

If we may be of further assistance, please contact us.

Very truly yours,

Donald W. McElldowney
Appropriation Examiner

DWM:tg

Enc: application w/instructions

31985

RECEIVED

MAY 8 1969

Department of Reclamation

S. 1907 Markwell Court
Spokane, Washington 99203

May 5, 1969

Mr. Donald W. McEldowney
Appropriation Examiner
State Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. McEldowney:

Re: Permit No. 31985

Reference is made to your letter of May 1, 1969.

For several years we have used water weekends and vacations for domestic use from about the last week in April to about the end of November and watered the yard during the same period when necessary. We do not have a lawn but the wild natural growth, and we do this for better appearance and to reduce the fire hazard around the cabin. This water has been pumped from the lake with electric pump with pressure tank and automatic pressure switch.

Also, when necessary, on weekends we have watered some dwarf apple trees, etc. from the lake with a small gasoline powered pump.

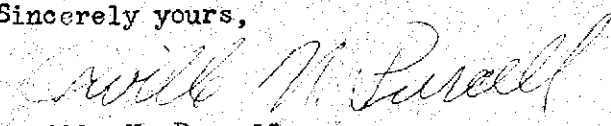
In the summer of 1971 we plan to move to this property for the period of approximately mid-April to mid-November, which will mean using more domestic water. We are also planning on a garden, which will use more water from the gasoline driven pump.

Before completing the forms which you enclosed, we would like to have a few questions answered.

1. We would like to know if we can take the required measurement of water ourselves, or whether it must be done by some commercial firm that does this kind of work. This property is across the lake from the highway and is accessible by boat only.
2. This property could be subdivided into a number of lots, and probably will be at some future date. Would it be possible to make provisions for water rights for that eventuality?

We appreciate that time is very short, but would like to get the above questions answered so we can do whatever is necessary to get our permit.

Sincerely yours,


Orville N. Purcell

31985

May 1, 1969

Re: Permit No. 31985

O. N. Purcell
S. 1907 Markwell Court
Spokane, Washington

Dear Mr. Purcell:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Order
Proof package
Proof due notice
Advertising package

31985

INSTRUCTIONS TO DELIVERING EMPLOYEE



Show to whom, date, and
address where delivered



Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

20987

1

Miss O. N. Purcell

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

3

MAY 3 - 1969

31985

May 1, 1969

Re: Permit No. 31985

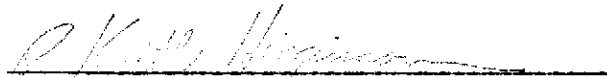
O. N. Purcell
c/o 1907 Markwell Court
Spokane, Washington

Dear Mr. Purcell:

One of the conditions of the approval of your permit
~~no. 31985~~ was that proof of application of the water to
beneficial use be submitted to this office on or before _____
~~July 10~~, 19 ~~69~~.

Enclosed is an affidavit form which must be used to submit
this proof. You may request an extension of time provided the
delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension 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.


State Reclamation Engineer

Enclosure: Proof form

DR

31985

July 22, 1964

Re: Permit No. 31985
O. N. Purcell

Mr. O. N. Purcell,
S. 1907 Markwell Court,
Spokane, Washington 99201

Dear Mr. Purcell:

We enclose Permit No. 31985 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. 32320 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit.

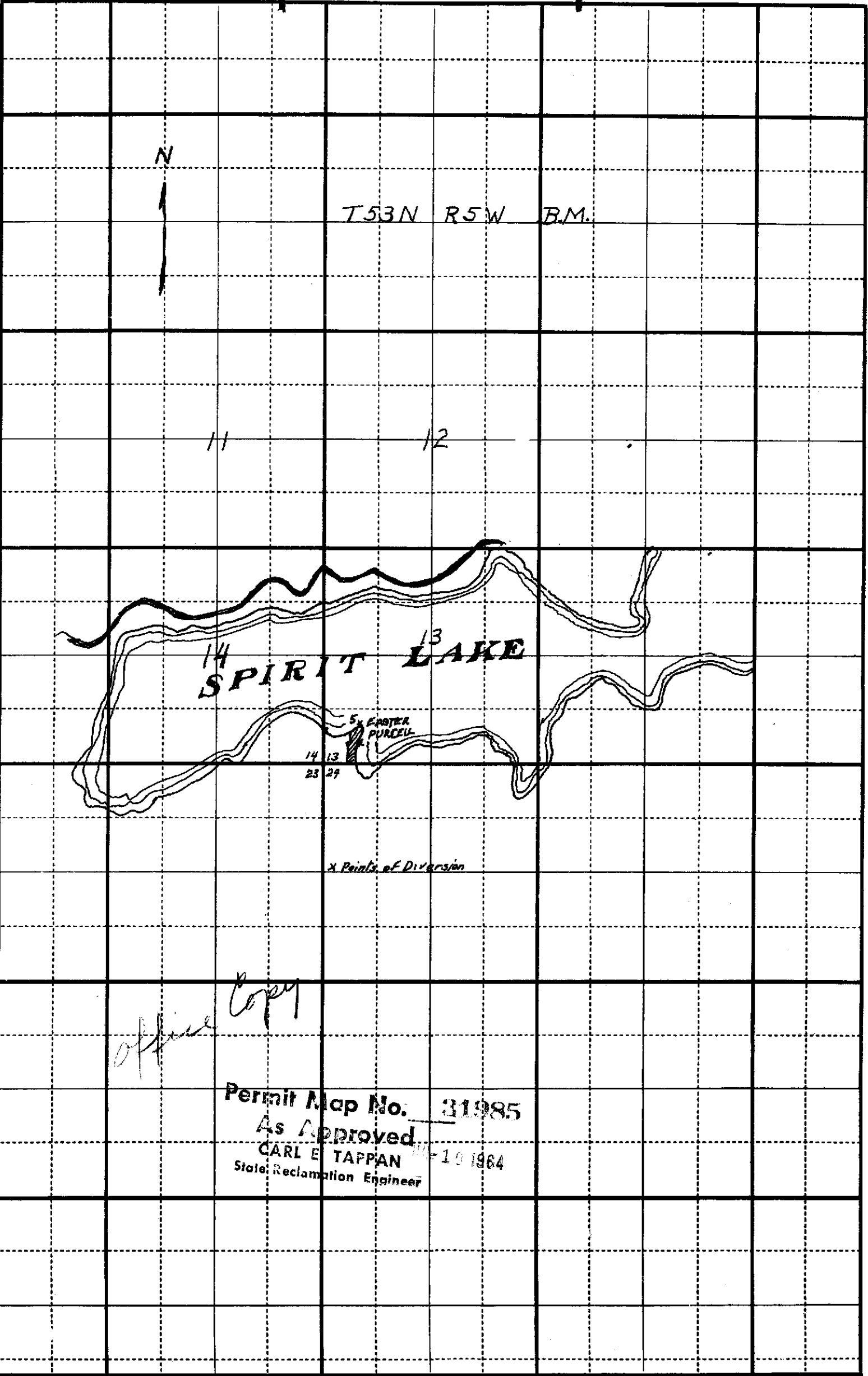
Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

b31985



Office Copy

Permit Map No. 31985
As Approved
CARL E. TAPPAN
State Reclamation Engineer
MAY 10 1964

July 3, 1964

RE: Application for Permit

O. N. Purcell
S. 1907 Markwell Court
Spokane, Washington 99201

Dear Mr. Purcell:

We received your Application for Permit with two depositions in regard to use of water. The depositions will be placed on file in this office with your Permit Record. They will be available for future use.

The application will be processed and returned to you as a Permit.

Possibly you misunderstood our letter of March 5. In case there is a lawsuit in regard to your right to use the water, the depositions would be part of your evidence and the District Judge could enter his decree that you had the right to the water with a priority of 1909.

The priority this office can give is July 3, 1964, the date the application was received.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RWT:er

531985

RECEIVED
JUL 3 1964

Department of Reclamation

S. 1907 Markwell Court
Spokane, Washington 99201

June 30, 1964

Mr. Carl E. Tappan
State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Dear Mr. Tappan:

Reference is made to your letter of March 5, 1964 regarding water rights from Spirit Lake, Idaho for domestic and irrigation.

Attached herewith are the following:

Form No. 1
Two copies of map of property, 2" equals 1 mi.
Deposition by Willard Sisson
Deposition by Russell L. Irish
Check in amount of \$5.00

I hope the enclosed material is sufficient for securing water rights as per the application.

Yours very truly,

Orville W. Purcell

By: *Mrs Orville W. Purcell*

Attach.- 6

631985

RECEIVED

AFFIDAVIT OF WILLARD SISSON

STATE OF CALIFORNIA)
)
COUNTY OF SAN DIEGO)

WILLARD SISSON, of San Diego, California, being first duly sworn, on oath deposes and says: That he is the son of the late Ralph J. Sisson who was an owner of that real estate in Kootenai County, Idaho, described as follows:

All that portion of Lot 5, Sec. 13, Twp. 53 N. of Range 5, W. of Boise Meridian except the W 450' of said tract and also except that portion described as follows: beginning at a point on the S shore of Spirit Lake 525' east of W line of Lot 5 & running S 200 feet to a point thence W 75' to a point, thence N to lake shore thence easterly along lake shore to place of beginning.

That said Ralph J. Sisson purchased an interest in the above described real estate in the year 1907, obtained full ownership to said real estate in the year 1910, and sold the above described real estate to Mr. and Mrs. Orville N. Purcell in the year 1945. That said Ralph J. Sisson, who was affiant's father, erected improvements on the above described real estate in or about the year 1909 in the form of a lake cottage, which improvements have been used for lake cottage purposes approximately from the year 1909 to this date. That water from Spirit Lake, Kootenai County, Idaho, which is adjacent to the above described real estate, has been used for domestic purposes on said real estate in connection with the above described lake cottage during the entire period between the years 1909 and the date of this affidavit.

DATED May 8th, 1964.

Willard Sisson

Subscribed and sworn to before me this 8th day of May, 1964.

Charles A. Chiles

Notary Public in and for the State of California, residing at _____

CHARLES CHILES
REAL ESTATE - INSURANCE
3871 Adams Ave. ST. 1-5760
San Diego 18, California

My Commission Expires Sept. 10, 1967

31985

RECEIVED
JUL 3 1964

AFFIDAVIT OF RUSSELL L. IRISH

Department of Recreation

STATE OF WASHINGTON)
)
COUNTY OF SPOKANE)

RUSSELL L. IRISH, of Spokane, Washington, being first duly sworn, on oath deposes and says: That he is the owner of real property adjacent to that real property in Kootenai County, Idaho, described as:

All that portion of Lot 5 Sec. 13, Twp. 53 N. of Range 5, W of Boise Meridian except the W 450' of said tract and also except that portion described as follows: beginning at a point on the S shore of Spirit Lake 525' east of W line of Lot 5 and running S 200 feet to a point thence W 75' to a point, thence N to lake shore thence easterly along lake shore to place of beginning.

That your affiant has been familiar with the use of the above described real property since the year 1912. That from the personal knowledge of your affiant, water from Spirit Lake, Kootenai County, Idaho, which adjoins the above described real estate, has been drawn from said lake and used on the above described real estate for domestic purposes in connection with the lake cottage located on said real estate during the entire period from the year 1912 to date.

DATED May _____, 1964.



Subscribed and sworn to before me this 27 day of May, 1964.



Notary Public in and for the State
of Washington, residing at Spokane

31985

631985