

R. 3w.



State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 95-7098 Priority March 18, 1970 Amount 0.04 cfs

THIS IS TO CERTIFY, that WILLIAM R. TOMLINSON
of Spokane, Washington, has complied with the terms and conditions of Permit
No. 95-7098 issued pursuant to Application for Permit dated March 18, 1970,
and has submitted proof to the Department of Water Administration on February 25, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.04 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from Hayden Lake
tributary of _____, is hereby confirmed in the following amounts:

Amount 0.04 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at
any one time, said waters to be diverted within ~~the~~ _____

Gov't. Lot # 2, Sec. 14, Twp. 51 N, Rge. 3 W, B.M.

in the county of Kootenai; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 0.57 acre feet per year ~~or~~ _____

~~XXXXXX~~

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	
51 N	3 W	14	(Gov't. Lot # 2)																

Total number of acres irrigated _____

Subject to the rights that may be decreed in the Hayden Lake Adjudication.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 2 day of

May, 19 72.


Director

95 7098

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
FEB 25 1971 ✓

1. a) Name of Permit Holder William R. Tomlinson
b) Post Office Address W. 811 Third Avenue Spokane, Washington 99204
2. Permit Number 95-7098
3. Date of Priority that you are prepared to establish ~~January 1, 1970~~ March 18, 1970
4. a) Source from which water was appropriated Hayden Lake
b) Location of the point of diversion: Gov't Lot 2, NW $\frac{1}{4}$ $\frac{1}{4}$, Section 14
Township 51 North, Range 3 West Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount .04 for Domestic purposes from January 1st to December 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 .04 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: _____
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) 3/4 hp pump & pipes
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed _____

Exam typed 5-10-71. (CR)

95 7098

5-16-74

Notary Public residing at Spokane, Washington

On this 27th day of February, 1971, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

State of Washington)
County of Spokane ss.)

February 23, 1971

William F. Conkling

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

2 Acres Total number of acres irrigated

[illegible]

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: Approx. 2 acres around cabins

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

Identification No. 95-7098

Application No. _____

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

APPLICATION FOR PERMIT

APPROVED

LICENSE ISSUED FOR 0.04 SEC. FT.
 LICENSE PAGE NO. _____

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant William R. Tomlinson
 post office address W. 811 - Third, Spokane, Washington

2. Source of water supply HAGDEN LAKE which is a tributary of _____

3. a. Location of point of diversion is Foot Lot #2 1/4 of _____ 1/4 of Section 14 Township 51 N
 Range 3 W B.M. KOOTENAI County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
 of _____ 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. 0.57 acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 3/4 hp pump & pipes

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 \$ 200⁰⁰.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: Foot Lot #2 1/4 of _____ 1/4 of Section 14 Township 51 N
 Range 3 W B.M.

(2) Amount of power to be generated: _____ hp under _____ feet of head.

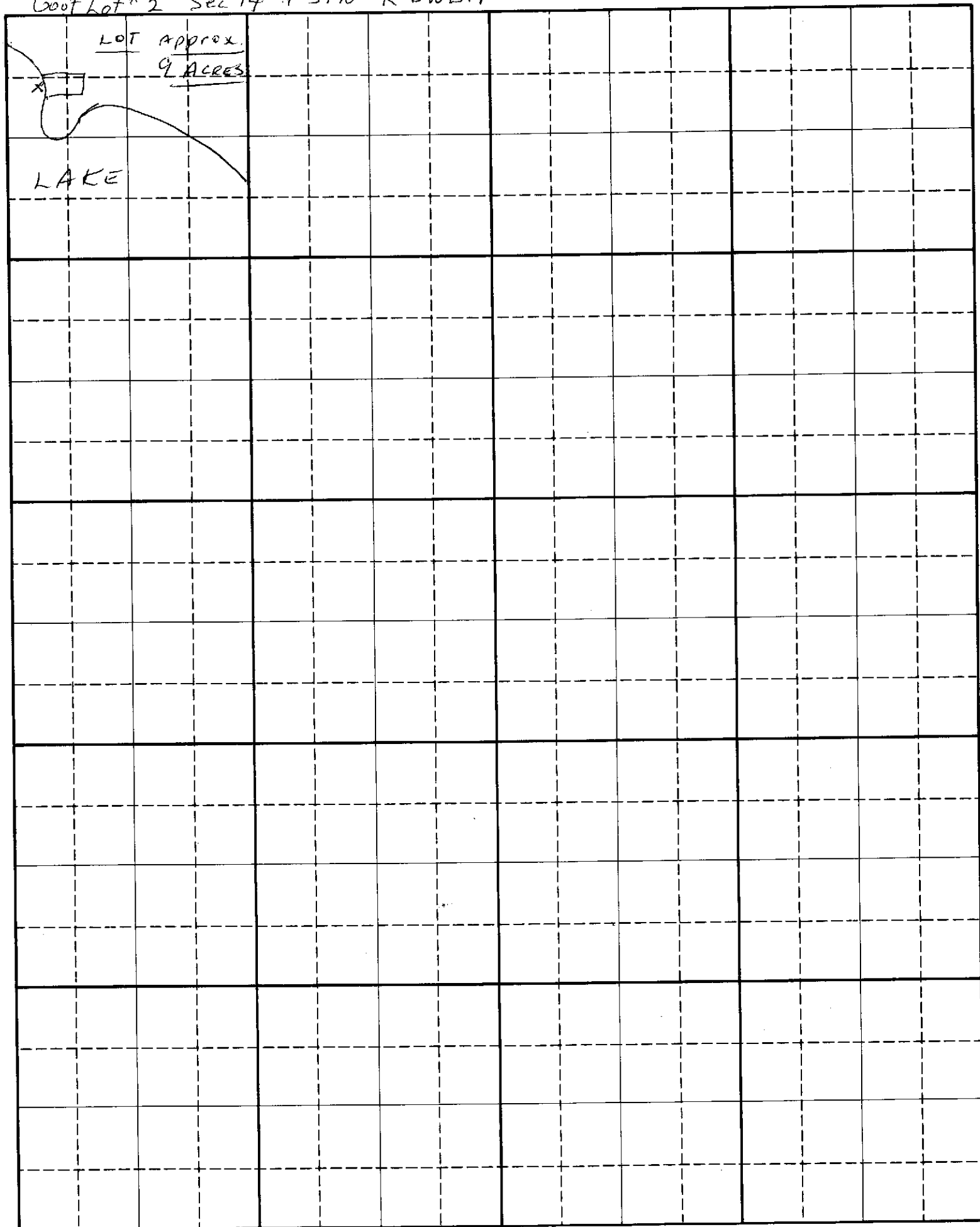
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
 supplied with domestic water 2.

(5) If water is to be used for other purposes describe: _____

95-7098

11. Map of proposed project:
Goof Lot #2 Sec 14 T5N R3WBM



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.

William R. Tomlinson
(Applicant)

95-7098

State Reclamation Engineer

Deputy

[Signature]

Witness my hand this 27th day of April 19 70.

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

Subject to regulation by the watermaster.

c. Other: Total quantity of water appropriated shall not exceed 0.57 acre feet per season.

before May 1, 19 71.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

1. Approval of said application is subject to the following limitations and conditions:

Idaho No. 95-7098, and said application is hereby APPROVED.

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF STATE RECLAMATION ENGINEER

APPROVED

Recommended for approval denial by *[Signature]*

Hearing held by Date

Copies of protests forwarded by

Protests filed by:

Priority reduced to Reason

Publication approved Date 4-13-70

Publication dates 4-2-9-70

Published in *Boise A. Blum Press*

Publication prepared by Date 3-25-70

Received by Date 3-18-70

Preliminary check by Fee \$10

Received by Date 3-18-70 Time 12:00 noon

Rec'd #4319

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

STATE OF IDAHO,

County of Kootenai, } ss.

Callie Pountner

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 Application

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 *2* day of *April*, 19*70*, and ending on the

9 day of *April*, 19*70*.

Callie Pountner

Subscribed and sworn to, before me, this

9 day of *April*

19*70*

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

**NOTICE OF APPLICATION
FOR PERMIT TO
APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF
IDAHO**

Notice is hereby given that William R. Tomlinson, West 811 Third, Spokane, Washington, has on March 18, 1970, submitted Application No. 95-7098 to appropriate the public waters of Hayden Lake.

The application proposes a maximum diversion and appropriation of 0.04 cubic feet per second of water to be diverted by pump and pipe within Gov't. Lot 2, Sec. 14, T. 51N, R. 3W, B.M., Kootenai County, and is to be used within Gov't. Lot 2, Sec. 14, T. 51N, R. 3W, B.M., for domestic purposes from January 1 to December 31.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before April 20, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer
April 2, 9, 1970

95-7098

May 3, 1972

Re: Permit No. 95-7098

Mr. William R. Tomlinson
W. 811 - 3rd
Spokane, Washington

Dear Mr. Tomlinson:

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: License

5 7098

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

April 17, 1972

Mr. William R. Tomlinson
W. 811 - 3rd
Spokane, Washington

Dear Mr. Tomlinson:

A representative of this Department has made an examination of the works covered by your Permit No. 95-7098 and has found the following:

Quantity of water diverted: 0.04 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.04 cfs

The maximum quantity diverted shall not exceed 0.57 acre feet per season.

Beneficial use: Domestic purposes within Gov't. Lot # 2, Sec. 14, Twp. 51 N, Rge. 3 W, B. M.

Point of diversion: Same as above

The priority date established is: March 18, 1970

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

85 7098

FIELD REPORT

3. Water will be used for the following purposes:

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion .04 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 51 N N/S, Range 3 W E/W, B.M., Section 14, Subdivision Gov't. Lot #2 ~~1/4~~ 1/4, Kootenai County

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

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

Other Points of Diversions: _____

Description of diverting works: 3/4 h.p. pump and pipes.

Measuring device required: yes ☐ no ☒

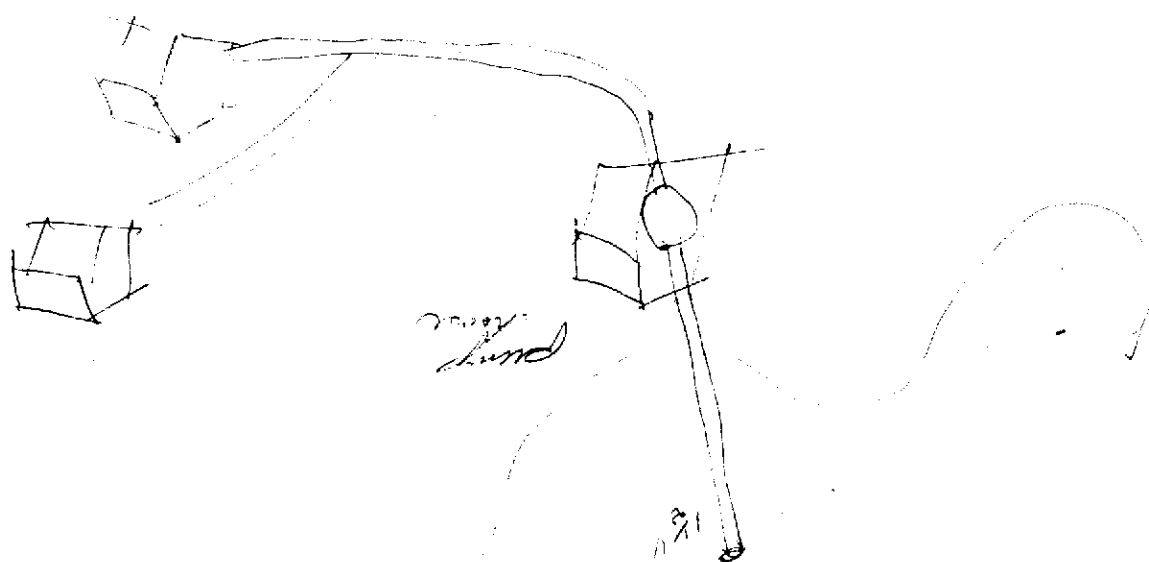
6. Lands to be irrigated or place of use.

[illegible]

95 7098

TOTAL ACREAGE

Diagram of System



Govt. Lot #2

11

8604 95

R. 3w.

DATE OF EXAM 8/6/71

ACREAGE
Found None
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= .04 c.f.s. V= 1.14 AF/Ann. from Jan 1 to Dec 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 estimated Method of measurement _____

Total Q recommended .04 Meter No. _____ Type _____ Condition _____

Total V recommended 1.14 AF/year

Recommended Amendments:

P.D. Part # 2
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

estimated

SYSTEM DESCRIPTION:

Berkley Pump & Motor
Unable to obtain any data due to
pump and motor built in and couldn't reach.

REMARKS:

1 1/2" plastic pipe runs out approx 300 ft into
the lake.
Pump and motor located in green pump
house. 1 1/2" plastic pipe runs up hill
to furnish water for 1 large house and
1 small house.

Examiner's Signature Paul Eisenhardt Date 8/5/71

Checked by mjl Date 8/16/71

Approved by _____ Date _____

February 25, 1971

Re: Permit No. 95-7098

Mr. William R. Tomlinson
811 West Third
Spokane, Washington 99204

Dear Mr. Tomlinson:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit 95-7098.

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.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

5 7098

January 27, 1971

Re: Permit No. 95-7098

William R. Tomlinson
811 West Third
Spokane, Washington 99204

Dear Mr. Tomlinson:

In answer to your letter of January 25th, please be advised that before a license can be issued in connection with the above referenced permit, it is necessary to submit proof of application of water to beneficial use.

We are enclosing a proof affidavit for your use in the event you wish to submit proof of beneficial use at this time. This proof is not due on your permit until May 1, 1971; however, you may submit proof at anytime prior to that date.

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

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

Enc: Proof affidavit w/instructions

January 25, 1971

Department of Reclamation

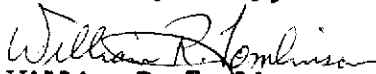
State of Idaho
Department of Reclamation
Statehouse-Annex 2
Boise, Idaho 83707

Re: Permit #95-7098

Gentlemen:

I hereby certify that the construction has been completed
in connection with the above permit. Should anything
further be needed, please advise.

Yours very truly,


William R. Tomlinson

WRT/in

95 7098

April 30, 1970

Re: Permit No. 95-7098

William R. Tomlinson
W. 811 Third
Spokane, Washington

Dear Mr. Tomlinson:

We enclose a copy of your approved application for permit 95-7098 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, ~~Assistant~~ Deputy
State Reclamation Engineer

CSA:kh
Enclosure: Copy of permit

95-7098

**NOTICE OF APPLICATION
FOR PERMIT TO
APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF
IDAHO**

Notice is hereby given that William R. Tomlinson, West 811 Third, Spokane, Washington, has on March 18, 1970, submitted Application No. 95-7098 to appropriate the public waters of Hayden Lake.

The application proposes a maximum diversion and appropriation of 0.04 cubic feet per second of water to be diverted by pump and pipe ² within Gov't. Lot 5, Sec. 14, T. 51N, R. 3W, B.M., Kootenai County, and is to be used ² within Gov't. Lot 5, Sec. 14, T. 51N, R. 3W, B.M., for domestic purposes from January 1 to December 31.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before April 20, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer
April 2, 9, 1970

END OF TWO COPIES LEGALS

18
21

called
4-1-70
KN.

95-7098

March 25, 1970

Re: Application for Permit No. 95-7098 - William R. Tomlinson
95-7099 - Fred Poshek

Coeur d'Alene Press
2nd & Lakeside
Coeur d'Alene, Idaho 83814

Gentlemen:

Enclosed you will find 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 date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

(Signature of the claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Legal notices (2)

Bill submitted

4-13-70

lv

95-7098

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that William R. Tomlinson, West 811 Third, Spokane,
Washington, has on March 18, 1970,
submitted Application No. 95-7098 to appropriate the public waters of
Hayden Lake

~~The proposed uses are~~

The application proposes a maximum diversion and appropriation of 0.04
cubic feet per second ~~acre feet~~ of water to be diverted by pump and pipe
within the Gov't. Lot 5,
Sec. 14, T. 51N, R. 3W, B.M., Kootenai County,

and is to be used within ~~the~~ 11/1/76/ Gov't. Lot 5, Sec. 14, T. 51N, R. 3W, B.M.,
for domestic purposes from January 1 to December 31

Any permit issued pursuant to this application will be subject to ALL PRIOR
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest
against this application must be filed with the Idaho Department of Reclamation on
or before April 20, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho,
on April 2 and April 9, 1970.

95-7098