

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

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 *24* day of *July*, 196*9*, and ending on the *31* day of *July*, 196*9*.

Subscribed and sworn to, before me, this *31* day of *July*, 196*9*.

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

NOTICE OF APPLICATION FOR WATER  
Notice is hereby given that Cecil W. Hathaway, 1018 S. Blaine, Moscow, Idaho has on July 10, 1969 applied for permit under application No. 95-7067 to divert .02 cubic feet per second of water from Mekins Bay, Hayden Lake. Water will be diverted by pump within the Govt. Lot 3, Section 11, T. 51 N, R. 3 W, B.M., Kootenai County and is to be used from April 1 to October 31 for domestic purposes in the Govt. Lot 3, Sec. 11, T. 51 N, R. 3 W, B.M.  
Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.  
R. KEITH HIGGINSON  
State Reclamation  
Engineer

July 24, 31, 1969

95-7067

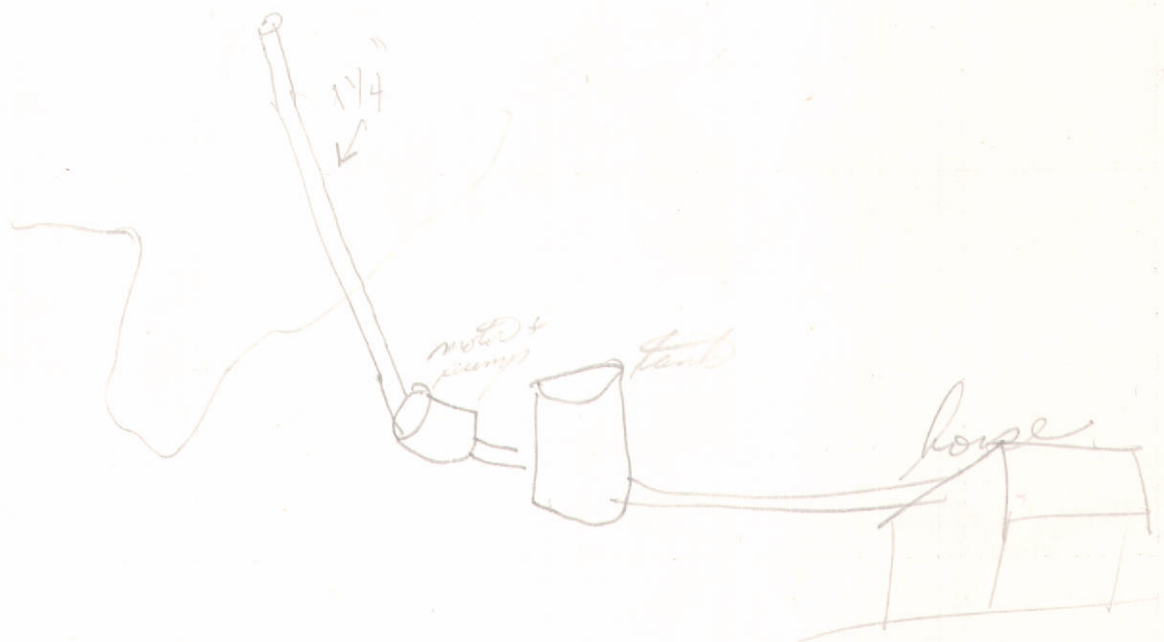
*Bill submitted*  
*8-8-69*

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF EXAMINER

PERMIT NO. 95-7067

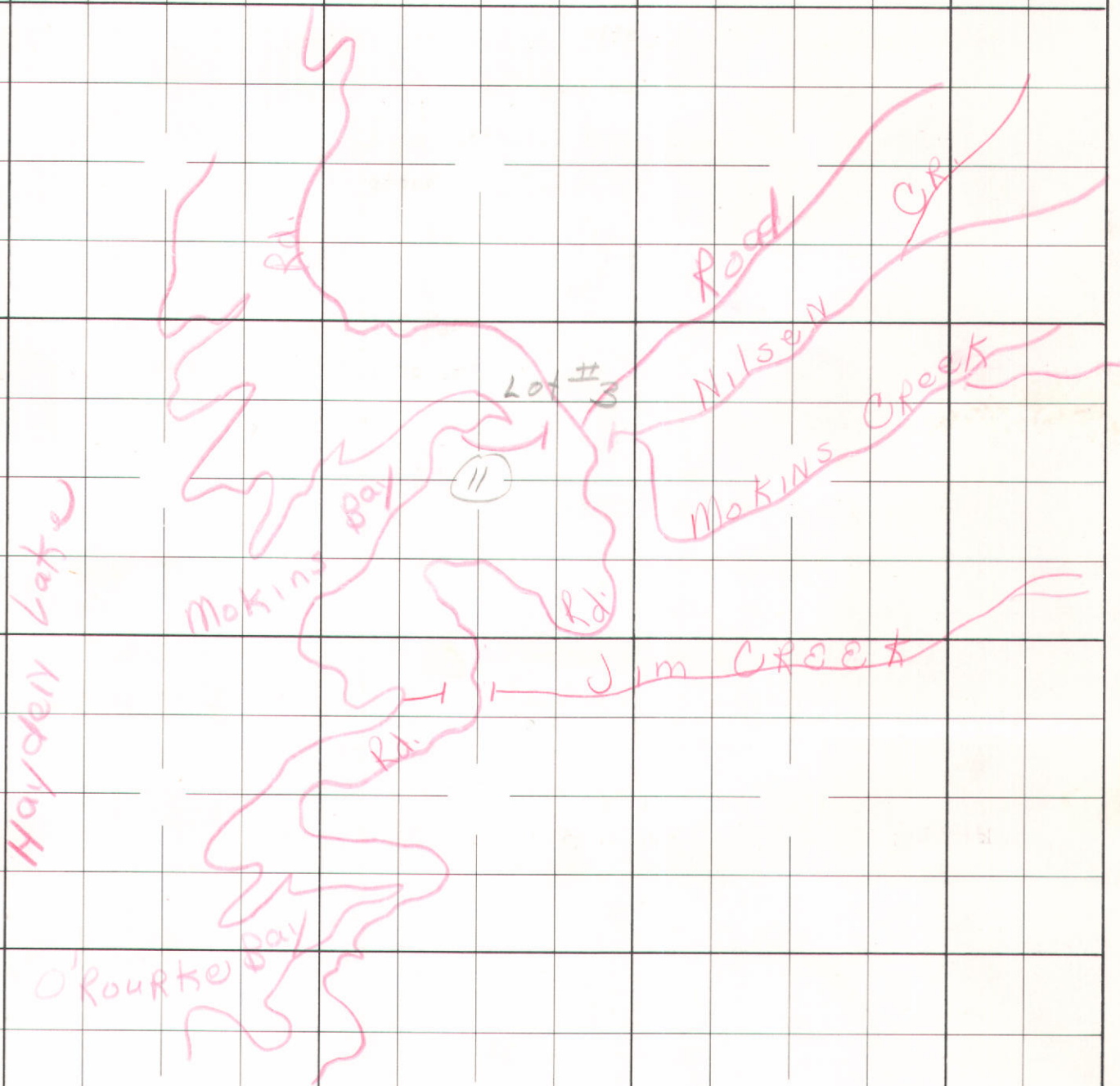
REPORT ON PROOF OF B/U Cecil W. Hathaway



95 7067

R 3 W

T  
5  
1  
N



Q measured estimated  
Q recommended .02  
Volume .57 AF/year  
Acreage           
Found None  
recommended           
Subdv. 1  
Ammendments  
☒ None  
☐ P.D.  
☐ Place of use  
☐

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO  
REPORT OF EXAMINER

Permit No. 95-7067

This proof is for Beneficial Use In Water District No. \_\_\_\_\_

1. Name of applicant Cecil W. Hathaway, 1018 So. Blaine, Moscow, Idaho, 83843

2. Source of water supply: Mekins Bay, Hayden Lake

3. Location of point of diversion: Is in the Gov't. Lot #3 of Section 11

T. 51 N R. 3 W County of Kootenai

4. Describe works as they exist, giving dimensions and capacities of same: \_\_\_\_\_

3/4 hp motor with pump draws water through 300 ft. of 1 1/4" plastic pipe extended into Mekins Bay, and pumps into 300 ft. of 1 1/4" plastic pipe which runs the length of the property

5. Water is used for: domestic purposes

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Section 11, Gov't Lot #3, T. 51 N, R. 3 W

Signature Motor  
3/4 HP  
Div. 96-D

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? \_\_\_\_\_

Remarks: \_\_\_\_\_

1 1/4" plastic pipe runs out into the lake approx 300 ft. down to the pump & motor with a 1/2" pipe running to a 30 gal tank. There is a 1 1/4" pipe running from the tank up the hill to the house.

P.D. Gov't Lot #3 Sec. 11, 51N-3W  
used for domestic purposes for 1 household.

This examination was made on the 6th day of June, 1971

(Signed) [Signature]

Examiner.

95 7067

msl  
8-16-71

State of Idaho  
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 95-7067 Priority July 10, 1969 Amount 0.02 cfs

THIS IS TO CERTIFY, that CECIL W. HATHAWAY  
of Moscow, Idaho, has complied with the terms and conditions of Permit  
No. 95-7067 issued pursuant to Application for Permit dated July 10, 1969,  
and has submitted proof to the Department of Water Administration on July 10, 1970,  
that he has applied water to a beneficial use; an examination by the Department indicates that the  
works have a capacity of 0.02 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 0.02 cfs for Domestic from April 1 to Oct. 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 0.02 cfs of water be diverted at  
any one time, said waters to be diverted within ~~the~~ \_\_\_\_\_

Gov't. Lot # 3, Sec. 11, Twp. 51N, Rge. 3W, 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 0.40 acre feet per year ~~or~~ \_\_\_\_\_

~~acres per year~~

Description and location of place of use:

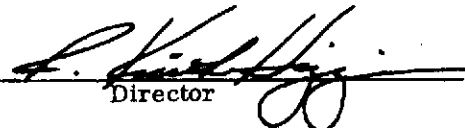
| TWP. | RANGE | SEC. | NE 1/4               |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|----------------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | 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 |        |
| 51N  | 3W    | 11   | ( Gov't. Lot No. 3 ) |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |                      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |                      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |                      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |                      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres irrigated \_\_\_\_\_

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 7067

Hayden Lake

Findings recommend annual  
use of 0.57 acre-feet

Permit originally filed for 0.40  
acre feet per year

Bob

Identification No. 95-7067

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

LICENSE ISSUED FOR 0.02 SEC. FT.  
LICENSE PAGE NO. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

APPLICATION FOR PERMIT **APPROVED**

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant Cecil W. Hathaway  
post office address 1018 So. Blaine, Moscow, Idaho 83843
2. Source of water supply Makins Bay, Hayden Lake which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is Lot 11, Sandbar Pt, Govt. Lot 2, 3 & 4  $\frac{1}{4}$  of Section 11 Township 51N  
Range 3W B.M. Kootenai County; additional points of diversion if any: Lot 11, Sandbar Point
- 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 0.02 for Domestic purpose from 1 April to 31 October (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. 0.02 cubic feet per second ~~and/or~~  
b. 0.40 acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. Pump
- b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre feet; total reservoir capacity \_\_\_\_\_ acre feet, materials used in storage dam: \_\_\_\_\_  
Period of year during which storage will occur \_\_\_\_\_ (Mo. Day) to \_\_\_\_\_ (Mo. Day) inclusive.
- 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. In operation now and is expected to continue indefinitely  
b. Estimated construction cost is \$ 400.00
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
Lot 11, Sandbar Pt, Govt Lot 2, 3 & 4  
(1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section 11 Township 51N  
Range 3W B.M. \_\_\_\_\_  
(2) Amount of power to be generated:  $\frac{3}{4}$  hp under 80 feet of head.  
(3) List number of each kind of livestock to be watered 1 dog
- (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: fire protection

95-7067

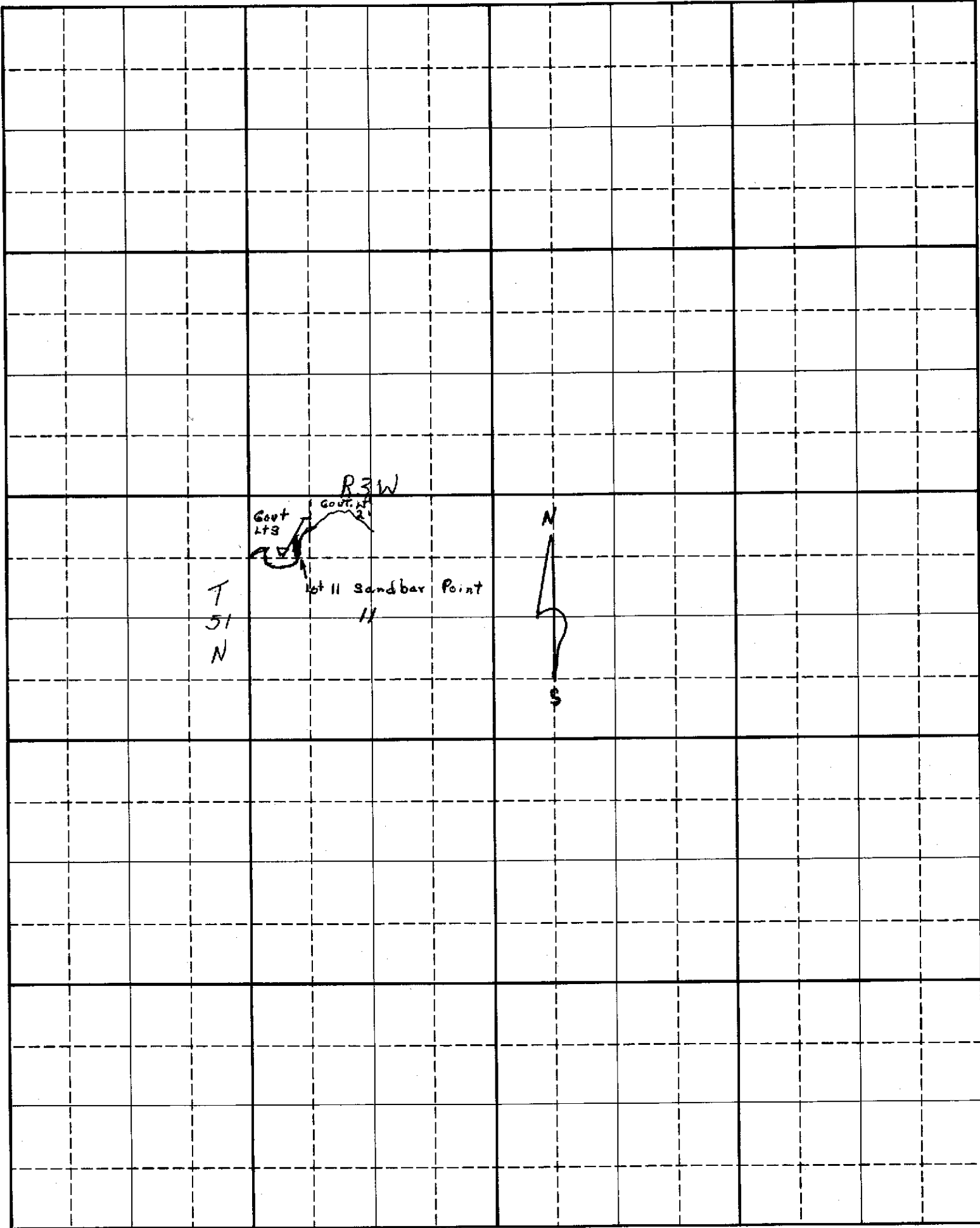
| TWP.   | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |
|--------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|        |       |      | 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 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
|        |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|        |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|        |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|        |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|        |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|        |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|        |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|        |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
| TOTALS |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

9. a. Who owns the property at the point of diversion Cecil W. Mathaway  
b. Who owns the land to be irrigated or place of use Cecil W. Mathaway  
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:



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.

*Charles Hathaway*  
(Applicant)

95-7067

State Reclamation Engineer

Witness my hand this 12th day of August 1969.

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

c. Other:

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1970.

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7067, and said application is hereby APPROVED.

ACTION OF STATE RECLAMATION ENGINEER

APPROVED

Recommended for approval denial by DAVE EGA PNC

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

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

Protests filed by: WMS 8-11-69

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

Publication approved to Date 9-23-69

Publication dates 9-29-31-69

Published in Law of New York

Publication prepared by ty Date 7-10-69

Received by at Date 7-10-69

Preliminary check by est Fee \$ 10.00

Received by at Date 7-10-69 Time 8:00 AM

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

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

Permit No. \_\_\_\_\_

RECEIVED

JUL 10 1970

Department of Water Administration

1. a) Name of Permit Holder Cecil W. Hathaway  
b) Post Office Address 1018 So. Blaine, Moscow, Idaho 83843
2. Permit Number 95-7067
3. Date of Priority that you are prepared to establish 1 July 1969
4. a) Source from which water was appropriated Mokins Bay, Hayden Lake  
b) Location of the point of diversion: Govt Lot 3 1/4 ☒ 1/4, Section 11  
Township 51 N, Range 3 W, Boise Meridian, Other points of diversion: (Not other, but more specifically, Lot 11, Sandbar Point)
5. a) The amount of water and use to which the water has been applied:  
amount 0.02 cfs for domestic purposes from April 1 to October 31 incl.  
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)  
b) Total amount appropriated 0.4 Acre-feet cfs and/or acre feet per annum  
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: estimated by Cecil W. Hathaway, P.E.
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: N.A.  
b) Describe the agreement or understanding by which you take water from the works: N.A.
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 motor with pump draws water through 300 ft. of 1 1/2" plastic pipe extended into Mokins Bay, and pumps into 300 ft. of 1 1/2" plastic pipe which runs the length of the property.  
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 None

Exam Typed  
August 26, 1970  
vmm

95-7067

Latah County, Moscow, Idaho  
My Commission Expires 2-6-75

Notary Public/Residing at

State of Idaho )  
County of Blaine ) ss.

9 July 70 (Date)

(Signature)

**10. Remarks:**

0-1/3 Total number of acres irrigated

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

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: Small yard and some shrubs, flowers and berry plants are watered.

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use  
Fire protection of buildings and natural vegetation plus use in the household and maintaining small yard and shrubs

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

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

*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 for Water*

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 *24* day of *July*, 196*9*, and ending on the *31* day of *July*, 196*9*.

Subscribed and sworn to, before me, this *31* day of *July*, 196*9*.

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

NOTICE OF  
APPLICATION FOR WATER  
Notice is hereby given that Cecil W. Hathaway, 1018 S. Blaine, Moscow, Idaho has on July 10, 1969 applied for permit under application No. 95-7067 to divert .02 cubic feet per second of water from Mekins Bay, Hayden Lake. Water will be diverted by pump within the Govt. Lot 3, Section 11, T. 51 N, R. 3 W, B.M., Kootenai County and is to be used from April 1 to October 31 for domestic purposes in the Govt. Lot 3, Sec. 11, T. 51 N, R. 3 W, B.M.  
Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON  
State Reclamation  
Engineer

July 24, 31, 1969

95-7067

Refer to the Special Master Hayden

Lake Diversion Pamphlet for Holder,

File No., Priority, Source, Purpose,

Period of Use, Quantity per Year,

Maximum Rate of Diversion, and Type

and Point of Diversion.

May 3, 1972

Re: Permit No. 95-7067

Mr. Cecil W. Hathaway  
1018 South Blaine  
Moscow, Idaho 83843

Dear Mr. Hathaway:

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

Sincerely,

BOBBY D. FLEENOR  
Assistant Director

BDF:DR  
Enc: License

5 7067

**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. Cecil W. Hathaway**  
1018 South Blaine  
Moscow, Idaho 83843

**Dear Mr. Hathaway:**

A representative of this Department has made an examination of the works covered by your Permit No. 95-7067 and has found the following:

Quantity of water diverted: 0.02 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.02 cfs

The maximum quantity diverted shall not exceed 0.40 acre feet per season.

Beneficial use: Domestic purposes within Gov't. Lot No. 3,  
Sec. 11. Twp. 51N. Rge. 3W. B.M.

Point of diversion: Same as above

The priority date established is: July 10, 1969

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**

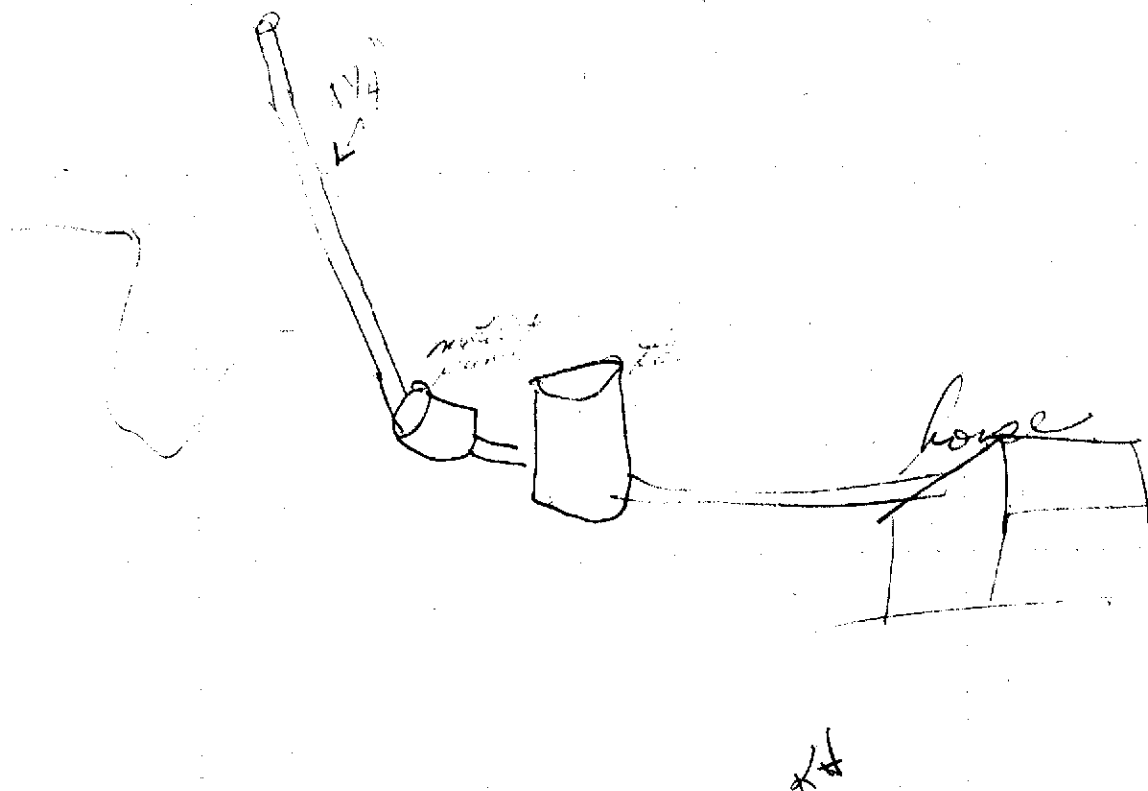
**95 7067**

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF EXAMINER

PERMIT NO. 95-7067

REPORT ON PROOF OF B/U Cecil W. Hathaway



95 7067

R 3 W

T  
5  
1  
N

Q measured Estimated

Q recommended .03

Volume .57 AF/Year

Acresage 16.15

Found 16.15

recommended           

Subdv. 1

Amendments

☒ None

☐ P.D.

☐ Place of use

☐

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO  
REPORT OF EXAMINER

Permit No. 95-7067

This proof is for Beneficial Use

In Water District No. \_\_\_\_\_

1. Name of applicant Cecil W. Hathaway, 1018 So. Blaine, Moscow, Idaho, 83843

2. Source of water supply: Mekins Bay, Hayden Lake

3. Location of point of diversion: Is in the Gov't. Lot #3 of Section 11

T. 51 N R. 3 W County of Kootenai

4. Describe works as they exist, giving dimensions and capacities of same:

1/4 hp motor with pump draws water through 300 ft. of 1 1/4" plastic pipe extended into Mekins Bay, and pumps into 300 ft. of 1 1/4" plastic pipe which runs the length of the property

5. Water is used for: domestic purposes

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Section 11, Gov't Lot #3, T. 51 N, R. 3 W

Signature Motor

3/4 HP

Seri 96-D

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

1 1/4" plastic pipe runs out into the lake approx 300 ft. then to the pump & out with a 1/2" pipe running to a 30 gal tank. There is a 1 1/4" pipe running from the tank up the hill to the house.

Sec. 11, 51 N-3 W

used for domestic purposes for 1 household.

This examination was made on the 6<sup>th</sup> day of Aug, 19 71

(Signed)

[Signature]  
Examiner

95 7067

myl  
8-16-71

ASCS: Coeur d'Alene  
SCS: Coeur d'Alene  
Permit No. 95-7067

Examination for B/U Cecil W. Hathaway

County Kootenai  
Sec. 11 T51N R. 3W

Quantity:  
(permit) 0.02 cfs (proof) same

Source:  
Mekins Bay, Hayden Lake

P.D.:  
Gov't. Lot #3

Use:  
domestic

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: July 10, 1969      Made: July 10, 1970

Due: September 1, 1970      Priority: July 10, 1969

# INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

July 17, 1970

Re: Permit No. 95-7067

Mr. Cecil W. Hathaway  
1018 So. Blaine  
Moscow, Idaho 83843

Dear Mr. Hathaway:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit 95-7067.

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 you should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

DWM:DR

95-7067

# 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 printed in)*

CERTIFIED NO.

22014

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

1

2

3

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

95-7067

**POST OFFICE DEPARTMENT  
OFFICIAL BUSINESS**

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



**INSTRUCTIONS:** Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

**RETURN  
TO** 

**NAME OF SENDER**

**STREET AND NO. OR P.O. BOX**

**Annex # 2 Station use**

**POST OFFICE, STATE, AND ZIP CODE**

**Boise, Idaho 83707**

**Department of Reclamation**

June 30, 1970

CERTIFIED MAIL

#22014

Re: Permit No. 95-7067

Mr. Cecil W. Hathaway  
1018 So. Blaine  
Moscow, Idaho 83843

Dear Mr. Hathaway:

One of the conditions of the approval of your permit no. 95-7067 was that proof of application of the water to beneficial use be submitted to this office on or before September 1, 1970.

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, Idaho Code Amended.

Either the proof or a request for 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.



State Reclamation Engineer

Enc: Proof form  
dr

95-7067

August 15, 1969

Re: Permit No. 95-7067

Mr. Cecil W. Hathaway  
1018 So. Blaine  
Moscow, Idaho 83843

Dear Mr. Hathaway:

We enclose a copy of your approved application for permit 95-7067 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  
State Reclamation Engineer

CSA:kh

Enclosures: Copy of permit  
Receipt No. 3283 for \$10.00

95-7067

**NOTICE OF**

**APPLICATION FOR WATER**

Notice is hereby given that Cecil W. Hathaway, 1018 S. Blaine, Moscow, Idaho has on July 10, 1969 applied for permit under application No. 95-7067 to divert .02 cubic feet per second of water from Mekins Bay, Hayden Lake. Water will be diverted by pump within the Govt. Lot 3, Section 11, T. 51 N, R. 3 W, B.M., Kootenai County and is to be used from April 1 to October 31 for domestic purposes in the Govt. Lot 3, Sec. 11, T. 51 N, R. 3 W, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON

95-7067 State Reclamation  
Engineer

July 24, 31, 1969

July 17, 1969

Re: Claim to a Water Right No. 95-4017-Richard N. Libby  
Application for Permit No. 95-7067-Cecil W. Hathaway

Coeur d'Alene Press  
Coeur d'Alene, Idaho

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 same has been paid.

\_\_\_\_\_  
Signature of claimant

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:tg  
Enc: Legal Notice (2)

95-7067

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that CEcil W. Hathaway, 1018 S. Blaine, Moscow, Idaho

has on July 10, 1969

applied for permit under application No. 95-7067

to divert ~~4000~~ .02 cubic feet per second ~~above 1400~~

of water from Mekins Bay, Hayden Lake.

Water will be diverted by pump

within the Govt. Lot 3, Section 11, T. 51 N, R. 3 W, B. M.,

Kootenai County

and is to be used from April 1 to October 31 for domestic purposes

in the Govt. Lot 3, ~~Section 11, T. 51 N, R. 3 W, B. M.~~ Sec. 11, T. 51 N, R. 3 W, B. M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON  
State Reclamation Engineer

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

on July 24 and July 31, 1969.

*de*  
95-7067