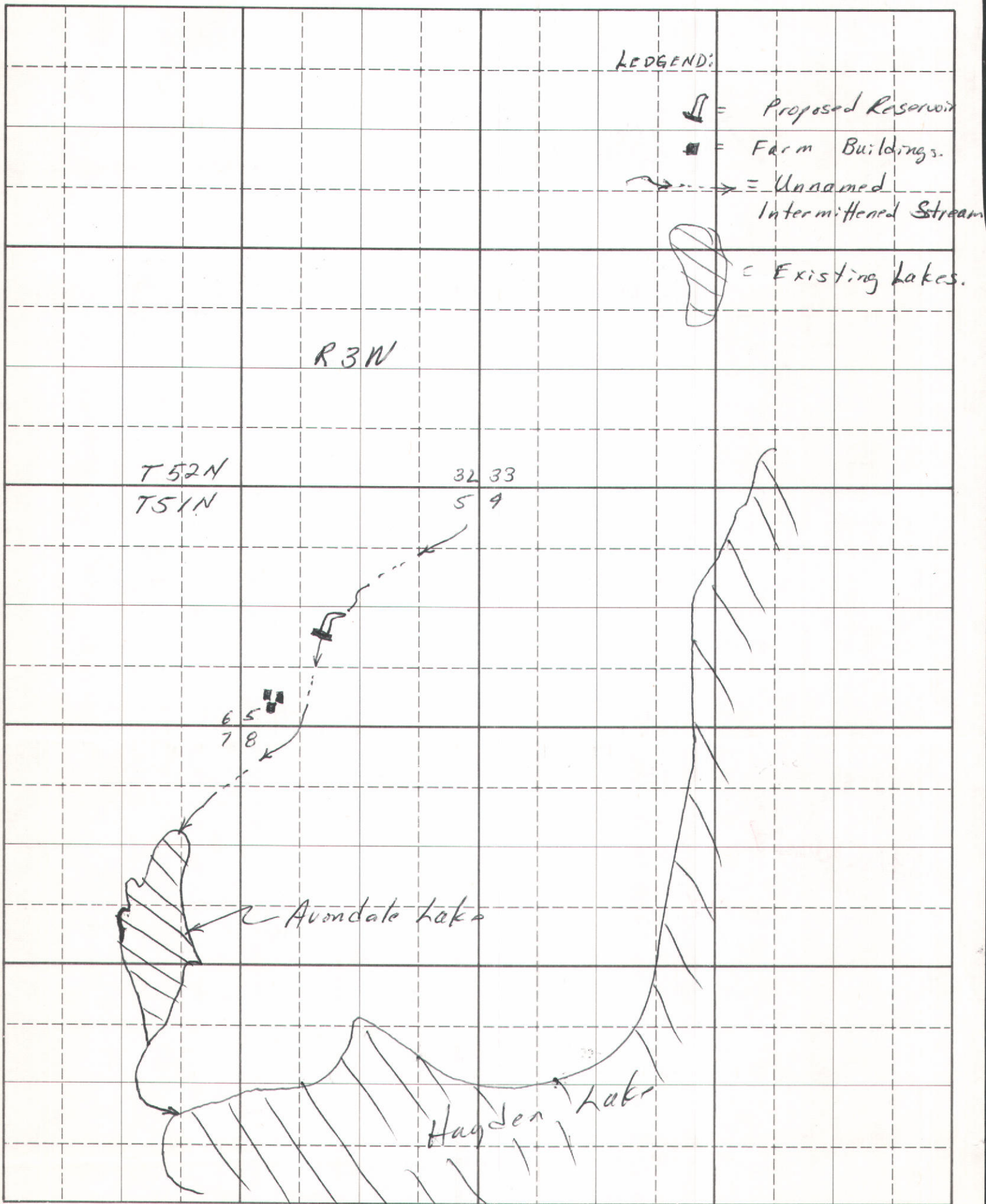


11. Map of proposed project:



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.

Mrs. E.C. Mingel
(Applicant)

95-7026

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 95-7026 Priority July 31, 1968 Amount 2.5 acrefeet

THIS IS TO CERTIFY, that MRS. E. C. MINZEL
of Hayden Lake, Idaho, has complied with the terms and conditions of Permit
No. 95-7026 issued pursuant to Application for Permit dated July 31, 1968,
and has submitted proof to the Department of Water Administration on September 20, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.5 acre feet of water from an unnamed stream,
tributary to Avondale Lake, and that the permit holder has applied to a beneficial use&
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Livestock</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.02</u> cfs and	<u>2.5 acre feet</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.02 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2.5 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 5,
Twp. 51 N, Rge. 3 W, B.M. in the County of Kootenai

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
51N	3W	5									X								

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 3rd day of
January, 19 74.

R. Karl Higin
Director 95-7006

Identification No. 95-7026
Application No. ~~7720~~
42720

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPROVED

1. Name of applicant Mrs. E. C. Minzel
post office address Box 343 Rt. 1, Hayden Lake, Idaho
2. Source of water supply Unnamed (Intermittent) Stream which is a tributary of Avondale Lake
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 5 Township 51N
Range 3W 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 _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M.
4. Quantity to be appropriated:
a. _____ cubic feet per second and/or
b. 2.5 acre feet per annum will be stored.
5. Water will be used for the following purposes:
Livestock & Domestic purpose from Jan 1 Continuous to Dec 31 (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Filter barrel & supply
pipe through Earth dam. Gravity flow through
pipelines to various pastures, & or pumped where
needed.
b. Height of storage dam 13 feet; active reservoir capacity 2.5 acre feet; total reservoir
capacity 2.5 acre feet; materials used in storage dam: Earth.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 3000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section 5 Township 51N
Range 3W 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 200 beef
(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water One.
(5) If water is to be used for other purposes describe: _____

95-7026

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

[illegible]

c. Describe any other water rights used for the same purposes none

9. a. Who owns the property at the point of diversion Mrs E.G. Minzel
b. Who owns the land to be irrigated or place of use Mrs E.G. Minzel
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this claim

applicant to make this filing.

10. Remarks	Plans for Storage Reservoir to be submitted separately
-------------	--

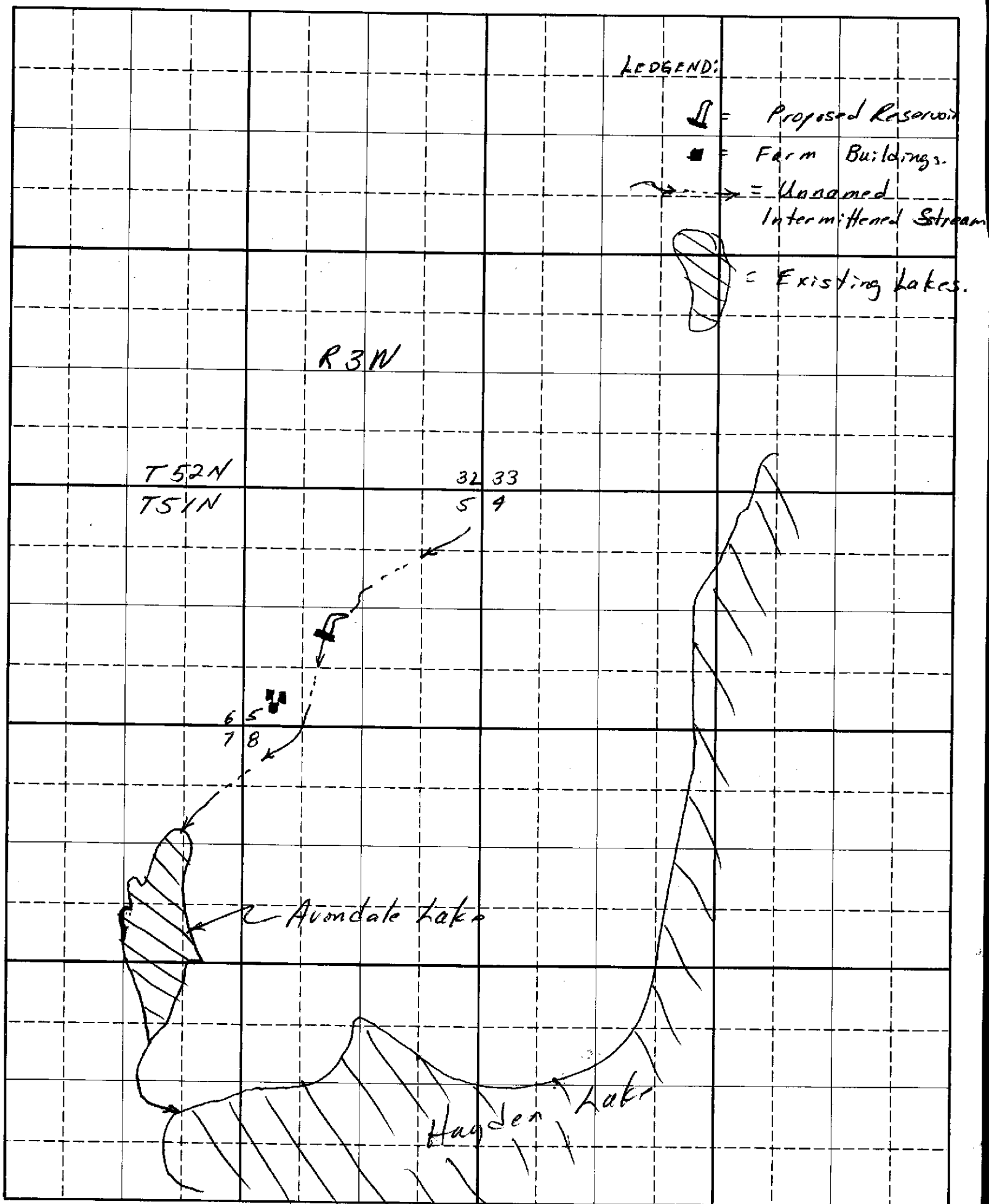
Water to be piped to various pastures in Section 5, and to house for domestic use.

We would appreciate prompt action on this

The conclusion is to be done in a place where the ground must be dry and hard so the best time is 20th.

of the last name comes, Caroline
and to myself.
Please much

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.

Mr. E. C. Mingle
(Applicant)

95-7026

State Reclamation Engineer

Deputy

Jack A. Gault

Witness my hand this 4th day of October 19 68.

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

c. Other:

before

October 1

, 19 73

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:

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7026, and said application is hereby APPROVED

ACTION OF STATE RECLAMATION ENGINEER

APPROVED

Recommended for approval denial by OL MC R. H.

Hearing held by _____ Date _____

Copies of protests forwarded by _____

Protests filed by: None

Priority reduced to _____ Reason _____

Publication approved _____ Date _____

Publication dates 8-22/29-68

Published in Idaho Statesman

Publication prepared by W. J. Gault Date 8-13-68

Received by W. J. Gault Date 8-5-68

Preliminary check by W. J. Gault Fee \$ 10.00 Date 7-31-68

Received by W. J. Gault Date 7-31-68 Time 8:00 am

AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS

(WEEKLY)

AUG 30 1968

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

667.

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 Application for Water
Mrs. E. C. Minzel

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 *22* day of *August*, 196*8*, and ending on the *28* day of *August*, 196*8*.

Callie Painter

Subscribed and sworn to, before me, this *28* day of *August*,

196*8*.

E. Patrick King

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

Department of Reclamation

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Mrs. E. C. Minzel, Box 343, Route No. 1, Hayden Lake, Idaho has on July 31, 1968 applied for permit to store 2.5 acre feet of water from an unnamed stream, tributary to Avondale Lake under application No. 95-7026. Water will be diverted by a filter barrel pipe, earth dam within the NEWSWA, sec. 5, T. 51 N, R. 3 W, B.M., Kootenai County and is to be used from January 1 to December 31 for livestock water and domestic use in all of sec. 5, 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 publication of this notice.

R. KEITH HIGGINSON
State Reclamation
Engineer

Aug. 22, 29, 1968

95-7026

new sub 9-13-68

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

January 4, 1974

Re: Permit No. 95-7026

Mrs. C. E. Minzel
Box 343, Route 1
Hayden Lake, Idaho 83835

Dear Mrs. Minzel:

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosure

95-7026

December 12, 1973

Re: Permit No. 95-7026

Mrs. E. C. Minzel
Box 343, Route 1
Hayden Lake, Idaho 83835

Dear Mrs. Minzel:

A representative of this Department has made an examination of the works covered by your Permit No. 95-7026 and has found the following:

Quantity of water diverted: 2.5 acre feet Source: unnamed stream

Amount of water that can be recognized as beneficially used under Idaho law: 2.5 acre feet

The maximum quantity diverted shall not exceed 2.5 acre feet per year.

Beneficial use: Livestock purposes within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5,
Twp. 51 N, Rge. 3 W

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Twp. 51 N, Rge. 3 W, B.M.

Priority date established: July 31, 1968

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

jfr

95-7026

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

SEP 26 1973

1. Name of permit holder Mrs. E. C. Minzel

Post office address Box 343, Route #1, Hayden Lake, Idaho 83835 Phone Department of Water Administration Northern District Office

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ unnamed(intermitent)stream
(name spring, stream, etc.)

Tributary to Avondale Lake

3. Water will be used for the following purposes:

Amount _____ c.f.s. for livestock
2.5 AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for wildlife
2.5 AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

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

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 95-7026
Examination for b/c

4. Total amount to be appropriated:

Max Rate of Diversion _____ cubic feet per second and annual volume 2.5 AF/Annum.

5. Location of Point(s) of Diversion:

Township 51N N/S, Range 3W E/W, B.M., Section 5, Subdivision NE 1/4 SW 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: Earth dam to impound water for stockwatering purposes in summer.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or 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	5									X								

Diagram of System

A blank sheet of graph paper featuring a uniform grid of squares. The grid consists of 10 columns and 8 rows of squares. Each square is defined by solid black lines. Within each square, there are dashed horizontal and vertical lines that intersect at the center, creating a smaller square in the middle of each larger square. This pattern repeats across the entire page, providing a template for drawing or writing.

95-7026

DATE OF EXAM 9/27/73

ACREAGE
Found 0
Recommended 0

Irrigation Requirement 0 Ac Ft/Ac

USE

Irrigation Q=	_____ c.f.s.	V=	_____	AF/Ann. from	_____	to	_____
Domestic Q=	_____ c.f.s.	V=	_____	AF/Ann. from	_____	to	_____
Livestock Q=	<u>.02</u> c.f.s.	V=	<u>2.5</u>	AF/Ann. from	<u>1/1</u>	to	<u>12/31</u>
Wildlife Q=	<u>.02</u>	V=	<u>2.5</u>		<u>1/1</u>		<u>12/31</u>

Total Q= .02 cfs V= 2.5

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 2.5 a.f. (storage)
.02 cfs Method of measurement estimated

Total Q recommended .02 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 2.5 a.f. / year

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ✓

MEASUREMENT CALCULATION:

estimated surface area approx. 1.0 acre and
approx. 2.5' deep (average)

SYSTEM DESCRIPTION:

Storage pond with dam 12' high 1.0 acre surface
2.5' deep
(see dam inspection report)

REMARKS:

Recommend to license at ~~2.5~~ 2.5 a.f.
storage to be used at .02 cfs for
livestock and wildlife.

Examiner's Signature Fred E. Bumbuth Date 9/27/73

Checked by Phoblock Date 11/2/73

Approved by _____ Date _____

95-7026

September 24, 1973

Re: Permit No. 95-7026

**Mrs. E. C. Minnel
Box 143, Route #1
Hayden Lake, Idaho 83835**

Dear Mrs. Minnel:

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

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

If you have any questions regarding the field exam, please contact our Northern District Office at 481 Front Ave., Room 209, Coeur d'Alene, Idaho.

Sincerely,

**B. Darlene Reich
Water Rights Supervisor**

BDM:JC

95 7026

Identification No. _____

Permit No. 95-7026

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

R E C E I V E D

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

SEP 20 1973

Department of Water Administration
Northern District Office

1. a) Name of Permit Holder Mrs. E. C. Minzel
 b) Post Office Address Rt. #1, Box 343, Hayden Lake, Idaho 83835
2. Permit Number 95-7026
3. Date of Priority that you are prepared to establish July 31, 1968
4. a) Source from which water was appropriated Unnamed Stream
 b) Location of the point of diversion: NE 1/4 SW 1/4, Section 5
Township 51N, Range 3W, Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied:
 amount 2.5 AF for Stockwater purposes from Jan. 1 to Dec. 31 incl.
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
 amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
 amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
 b) Total amount appropriated 2.5 AF cfs and/or acre feet per annum
 c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Estimated.

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
 a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

 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) Earth dam to impound water for stockwatering purposes in the summer.

 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 9/24/73 JS

95-7026

NE 1/4 SW 1/4, Sec. 5, T. 51N, R. 3W, B.M.

Stockwater for 30 head of cattle and 5 horses.

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivi-

Vois :

[illegible]

Total number of acres irrigated -

10. Remarks: -

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

(Date)

July 20-1973 (Date)

(Signature)

Mr. E. C. Mungl
(Signature)

State of Idaho)
County of Boone) ss.

On this 10th day of Sept., 1973, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at 1000 Avenue, ID

Code M. Roberts

My commission expires _____

SEPT. 11, 1976

95 7026

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

☐ Show to whom, date and address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

24257

1

Mrs. Delores G. Minter

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED (*only if requested*)

AUG 6 1973

3

15 7626

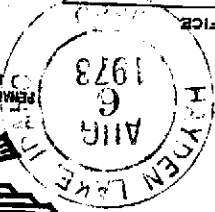
POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

5 7026

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83702

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moistened gummed ends and attach this card to back of article.

POSTMARK OF DELIVERING OFFICE



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



RETURN,
TO



August 1, 1973 CERTIFIED MAIL

#24757

Re: Permit No. 95-7026

Mrs. E. C. Minzel
Route 1, Box 343
Hayden Lake, Idaho 83835

Dear Mrs. Minzel:

One of the conditions of approval of your water Permit No. 95-7026 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before October 1, 1973. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

95 7026

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

April 14, 1969

Mrs. E. C. Minzel
Box 343, Route 1
Hayden Lake, Idaho 83835

Dear Mrs. Minzel:

This office is in receipt of your letter of April 3, 1969.

First with regard to your question about the dam, in checking our records I find that you hold approved Permit 95-7026 providing for the storage of 2.5 acre feet per annum of water from an unnamed stream tributary to Avondale Lake. The permit was approved in October 1968. This date was subsequent to the time that the report was originally prepared, and because of such was not included, however, we will include mention of this permit in the final recommendations.

With regard to your claim of water right 95-0264, we are recommending that it be disallowed in that our studies show that this claim appears to be from a well rather than from surface water. I believe that this recommendation was inadvertently left out of the report. It should appear on Page 143 and should be listed as follows:

95-0264 Dorothy C. Minzel Ground water claim

This action was brought to adjudicate only the surface waters in and tributary to Hayden Lake. If indeed you are taking water from a surface stream for use in household and stock watering,, you should file an objection against the report. If you file an objection, you will be notified as to the time and place where a hearing will be held.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

95-7026

October 9, 1968

Re: Permit No. 95-7026

Mrs. E. C. Minzel
Box 343, Route 1
Hayden Lake, Idaho

Dear Mrs. Minzel:

Enclosed you will find a copy of your approved application for permit 95-7026.

You should be aware that rights to the use of water from Hayden Lake are now being litigated in the District Court in Coeur d'Alene. Because of the question as to whether there will be additional water available for development, the water which you might receive under this permit is somewhat questionable and will not be known until the outcome of that case. Since your permit has been approved prior to the submission of our findings to the court, we will include notice, in those findings, that you have been issued such a permit.

The issuance of this permit does not guarantee you a supply of water. The amount of water that might be available will depend upon the findings of this case presently in the District Court.

If you have any questions, please contact me.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures: Copy of application
Receipt No. W-396 for \$10.00

95-7026

October 8, 1968

Re: Permit No. 95-7026

E. C. Minzel
Box 343, Route 1
Hayden Lake, Idaho 83835

Dear Mrs. Minzel:

You have submitted an application to appropriate and store waters of the State of Idaho. As a reminder, I wish to bring to your attention the requirements of Idaho Code 42-1707 concerning the submission of plans and specifications to the Department of Reclamation for approval.

The Code requires that any person, association, or corporation, excepting the U. S. Bureau of Reclamation, who shall desire to construct any dam or dike, for the purpose of storing or appropriating or diverting any of the waters of this state, when the same is to be more than ten feet in height or have a storage capacity of more than one hundred acre-feet, shall submit duplicate plans, drawings, and specifications of the proposed work to the Department of Reclamation for approval. If approval is granted one approved copy of such plan, drawing, or specification will be returned to you.

Also provided in the Code is an inspection clause which requires the Department of Reclamation to inspect or cause to be inspected as often as it deems advisable, any such dam or dike, to be more than twenty feet in height during construction.

The plans and specifications should provide as a minimum the following information:

- A. Drawings
 - 1. Dam profile
 - 2. Spillway profile
 - 3. Outlet work profile
 - 4. General plan view
 - 5. Section of dam or dike
 - 6. Section of spillway
 - 7. Location map
- B. Dimensions and Elevations
 - 1. Conduits and gates, dimensions and elevations
 - 2. Water surface elevations

95-7026

3. Slopes of embankment surface
4. Provide dimensions sufficient to determine if the design is adequate

C. Specifications

Specifications should provide standards of control to assure that construction is accomplished in such a manner as to provide a structure which will perform as designed. Spillway capacities and capacities of all water control structures shall be provided.

The Department of Reclamation purposely does not attempt to prescribe definite criteria for design and construction of dams or dikes. Codes cannot be made uniformly applicable to the widely varying conditions encountered at different dam sites, and such a code could inhibit advancement in the science of dam design and construction. Instead, the Department conducts an independent review of individual plans and specifications for each project, as submitted by the applicant's engineer to insure the use of sound engineering and construction principles.

Though it is not required by law, the Department of Reclamation suggests that you obtain the services of a licensed Professional Engineer to design the required structures and prepare plans and specifications. This will not only protect the public from an unsafe structure, but will also protect your investment by reducing the possibility of failure or damage to other parties.

Sincerely,

A. Kenneth Dunn
Assistant State Reclamation Engineer

AKD/jmb

95-7026

September 23, 1968

Re: Application for Permit No. 95-7026

Mrs. E. C. Minzel
Box 343, Route #1
Hayden Lake, Idaho

Dear Mrs. Minzel:

We are in receipt of your letter of August 19, 1968. Please be advised that we have received your application and have begun processing. The procedure involved before final action can be taken on an application concerns the publication of the notice of your application for two consecutive weekly issues in the County Newspaper in which the point of diversion lies. Following the last date of publication, the application is held without action for a ten day period to allow any protests to reach the Department of Reclamation. After the protest period is over, the final review is made of the application and final action is taken. The last date of publication for your application was August 29, 1968. Normally, you should hear from us within 20 days from the last date of publication, however, the bill of publication was just recently received. You will have final word within 10 days.

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks
enclosure: none

95-7026

P.S. The Soil Conservation Service, who drew the plan for the structure, say they will send you further drawings when it is completed.

State Reclamation Engineer.

Statehouse

Boise, Idaho

RECEIVED
Aug 19 1968
AUG 21 1968

Department of Reclamation

95-7026

Dear Sir:

I applied for permission to construct a small dam across a gully where there is a bad run-off in the spring, creating erosion, and no stream at all most of the year. My check was enclosed to cover impounding of some water which was anticipated to form a stock pond.

My check has cleared and I have it back, but have not heard from you with the necessary permission.

Will you please let me know soon. We have already had some rain, and as soon as the heavy fall rains come, the project cannot be started.

Thank you.

Sincerely,

Mrs. E. C. Mingel

Box 343-R-I

Hayden, Idaho

95-7026

August 13, 1968

Re: ~~Application No. 95-7027 - El Arr Investments~~
Application No. 95-7026 - Mrs. E. C. Minzel

The Coeur d' Alene Press
Second and 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 can not 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:ks

Enclosure: Legal notices

95-7026

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Mrs. E. C. Minzel, Box 243, Route #1,
Hayden Lake, Idaho has on July 31, 1968
applied for permit to ~~divert/slope~~ ^{store} 2.5 ~~cubic feet per second~~ acre feet
of water from an unnamed stream, tributary to Avondale Lake
under application No. 95-7026. Water will be diverted by a filter barrel,
pipe, earth dam within the NE 1/4, sec. 5, T. 51 N, R.
3 W, B.M., Kootenai County
and is to be used from January 1 to December 31 for livestock water and domestic
use
in all of sec. 5, 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 publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho,
on August 22 and August 29.

95-7026