



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

April 15, 2009

PINE HAVEN WATER AND SEWER ASSN
PO BOX 308
SPIRIT LAKE ID 83869

RE: Renumbering NIA claim 95-10192 to 95-9913 and amending claim

Dear Suzanne:

Thanks again for taking the time to speak with me today. I was able to review your association's water right claim and see options for moving forward.

I think one of the easiest ways to move forward, since you mentioned your intent was to claim water use under license 95-9913, is to renumber the claim you filed from 95-10192 to 95-9913. That allows IDWR to maintain the pedigree, or data chain, and makes it easier for us to understand changes in use under the water right.

License 95-9913 was for 0.11 cfs for irrigation of 9 acres, 0.11 cfs for domestic use for 9 homes and 0.02 cfs for stockwatering use, all for a total of 0.11 cfs. In claim 95-10192, you claimed 0.22 cfs for domestic use for 11 homes and 0.22 cfs for stockwatering use for a total of 0.22 cfs. As you see, if we were to recommend 0.22 cfs under this water right, it would put us in excess of the original licensed right. Also, the original license was for 9 homes and you are now claiming 11 homes. You mentioned in our conversation your members are irrigating less than the 9 acres originally licensed. Since you have reduced the number of acres irrigated and increased the number of homes served, we call this an accomplished transfer.

I have enclosed an amended claim showing how I believe the water to have been transferred from irrigation to domestic use. Please look it over carefully, sign it and return it to me at this office with \$44 in additional fees (\$69 total fees minus the \$25 you already paid). Of course, please call me at (208) 287-4907 if you have any questions. Thanks again for taking the time to speak with me today.

Sincerely,

Monica

Monica Van Bussum
Sr. Water Resource Agent
Adjudication Bureau

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE
COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO
THE USE OF WATER FROM THE COEUR D'ALENE /
SPOKANE RIVER BASIN WATER SYSTEM

CIVIL CASE
NUMBER: 49576

Ident. Number: 95-
9913

Date Received:
3/12/2009

AMENDED

Received By:

**NOTICE OF CLAIM TO A WATER
RIGHT ACQUIRED UNDER STATE
LAW**

1. Name of Claimant(s)

PINE HAVEN WATER Phone:(208) 265-5550
AND SEWER ASSN
PO BOX 308
SPIRIT LAKE ID 83869

2. Date of Priority: 9/17/1981

3. Source: GROUND WATER Tributary to:

4. Point of Diversion:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>	<u>Type</u>
54N	04W	18	SW NE		BONNER	

5. Description of diverting works:

6: Water is used for the following purposes:

<u>Purpose</u>	<u>From To</u>	<u>C.F.S.</u>	<u>(or) A.F.A</u>
DOMESTIC	1/1 12/31	0.11	6.6
STOCKWATER	1/1 12/31	0.02	0.7
IRRIGATION	4/1 11/1	0.11	28

7. Total Quantity Appropriated is: 0.11 C.F.S. and/or 37.6 A.F.A

8. Non-irrigation uses:

Number of Homes: 11

9. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4</u>	<u>Lot</u>	<u>Use</u> ↕	<u>Acres</u>
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54N	04W	18	SE	NE	DOMESTIC IRRIGATION	2
			SW	NE	DOMESTIC IRRIGATION	6
						Section Acres 8

54N	04W	18	SE	NE	STOCKWATER	
			SW	NE	STOCKWATER	
						Section Acres

10. Place of use in counties: BONNER

11. Do you own the property listed above as place of use?

Yes

12. Other Water Rights Used:

13. Remarks:

Priority date description: This is the date that appears on our Water Right License

Description of use:

14. Basis of Claim: Beneficial Use

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Coeur d'Alene-Spokane River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

For Individuals: I/We do solemnly swear or affirm under penalty or perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
 _____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty or perjury that I am

_____ of _____
 Title Organization

That I have signed the foregoing document in the space bellow as

_____ of _____
 Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date: _____

Title and Organization _____

Please print name

95-9913

4/15/2009