

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 95-9950

Date Received: 4-21-09

Receipt No: N020366A

Received By: cm

N 020678

W1

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) CITY OF SPIRIT LAKE Phone (208) 623-2131

Mailing Address P.O. BOX 309 SPIRIT LAKE ID 83869-039

Street or Box

City

State

2. Date of Priority (Only one (1) per claim) JANUARY 25, 1995

Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____

which is tributary to (b) _____

4. a. Location of Point of Diversion is: Township 53N, Range 04W, Section 05,

NE, 1/4 of SW, 1/4 Govt. Lot _____, BM., County of KOOTENAI

Parcel (PIN) no. S600102005A

Additional points of diversion if any: SEE ATTACHMENT #1

If available, GPS Coordinates _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. _____

SEE ATTACHMENT #2

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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

For MUNICIPAL purposes from 1/1 to 12/31 amount ^(cfs) 1.45 ^(acre feet) 1.5 or

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 2.0 (cfs) and/or (b) (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) MUNICIPAL - SEE ATTACHMENT #3 FOR PLACE OF USE

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Parcel (PIN) no(s). Total number of acres irrigated

10. In which county (ies) are lands listed above as place of use located? KOOTENAI

11. Do you own the property listed above as place of use? Yes () No (✓)

If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

95-9541, 95-9591, 95-9725 or None ()

13. Remarks: The Place of Use is the service area of the municipality as defined in I.C. 42-202B(9). The service area encompasses the designated Area of City Impact as described in Kootenai County Ordinance 225 attached as Attachment #4 and as amended in the future. The service area also includes the incorporated city limits of Spirit Lake as it currently exists and as it is expanded in the future through annexation. A map of the current city limits is attached as Attachment #5.

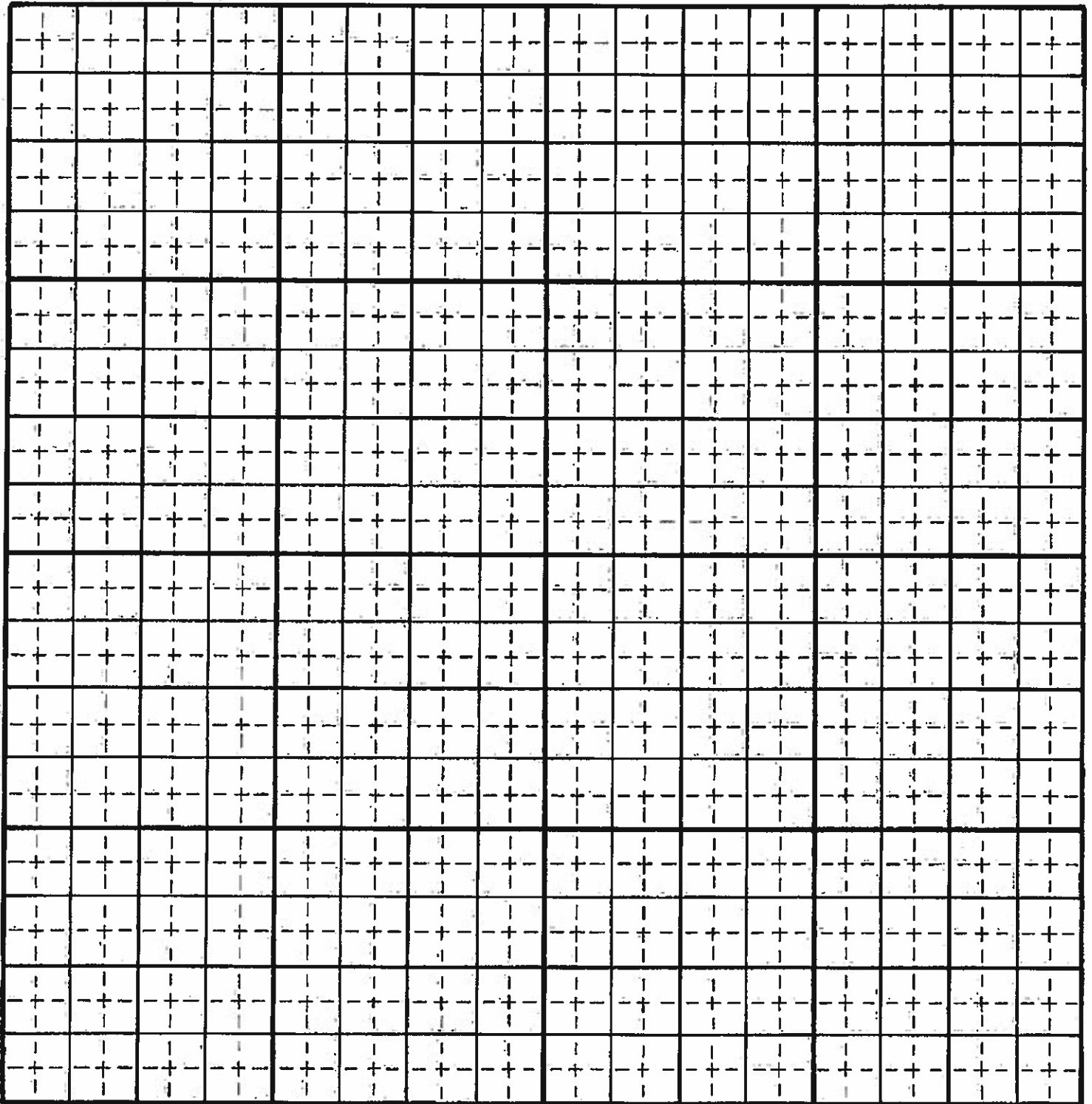
Last Name CITY OF SPIRIT LAKE Identification No.

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Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 Inches equals 1 mile



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14. Basis of Claim (Check One) Beneficial Use () Posted Notice () License (✓) Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 95-9950 (96-8834)

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 notices 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.

Number of attachments: 5

For Individuals: I/We do solemnly swear or affirm under penalty of 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 of perjury that I am

MAYOR _____ of CITY OF SPIRIT LAKE _____
Title Organization

that I have signed the foregoing document in the space below as

MAYOR _____ of SPIRIT LAKE _____
Title Organization

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

Signature of Authorized Agent [Signature] Date 4/21/09

Title and Organization MAYOR, CITY OF SPIRIT LAKE

16. Notice of Appearance:

Notice is hereby given that I, NANCY STRICKLIN, MASON & STRICKLIN, LLP, will be acting as attorney at law of behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature Nancy Stricklin Date 4/21/09

Address 250 NORTHWEST BLVD., SUITE 204

COEUR D'ALENE, ID 83814

Last Name CITY OF SPIRIT LAKE Identification No. _____

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