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NO 21732

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AUG 12 2009

IDWR/North

Claim Number:	95-799
Claim Fee:	\$25.00
Claimant(s):	CHARLES BENAGE
	10310 E. 48TH AVE
	SPOKANE VALLEY, WA
	99206
	RUTH BENAGE
	10310 E. 48TH AVE
	SPOKANE VALLEY, WA
	99206
Claimed Purpose(s) of Use:	DOMESTIC

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Office address and phone number:
Idaho Department of Water Resources
7600 Mineral Dr. Suite 100

95-799

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: 95-799
Date Received:
Receipt No.:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
AUG 12 2009
IDWR/North

1. Name of Claimant(s):

Name	Address	City	State	Country	Postal Code
CHARLES BENAGE	10310 E. 48TH AVE	SPOKANE VALLEY	WA	USA	99206
RUTH BENAGE	10310 E. 48TH AVE	SPOKANE VALLEY	WA	USA	99206

2. Date of Priority:

Date	Explanation
5/1/1960	Records from the State of Idaho

3. Source:

Source	Tributary	Type
TWIN LAKES	RATHDRUM CREEK	

4. Point Of Diversion:

Township	Range	Section	Gov Lot	QQ	Q	County
53N	05W	35	1	SW	SE	KOOTENAI

5. Water is used for the following purpose(s):

Water Use	Number Of Homes	Stock	Description
DOMESTIC	1	-	drinking, washing clothes, washing dishes, watering lawn

6. Season(s) of Use:

Water Use	From Month/Day	To Month/Day
DOMESTIC	1 / 1	12 / 31

7. Quantity:

95-799

Water Use CFS AF KW

DOMESTIC 0.020 0.60 0.0

Totals:**CFS AF KW**

0.020 0.60

8. Place of Use:

Water Use	Township	Range	Section	QQ	Q	County	Gov Lot	Acreage
DOMESTIC	53N	05W	35	SE	SW	KOOTENAI	2	-
DOMESTIC	53N	05W	35	SW	SE	KOOTENAI	1	-

9. Basis of Claim:**Basis WaterRight**

Decreed 95-799

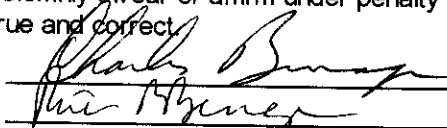
10. Signature(s):

(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.

Number of attachments: 4

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: 10 Aug 2009Date: Aug 10, 2009

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

Title of _____
Organization

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

Title of _____
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

95-799

95-799

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

7/13/2009

WATER RIGHT NO. 95-799

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAMES T CASWELL
Current Owner	KATHRYN C CASWELL PO BOX 7 RATHDRUM, ID 83858
Present Owner	JAMES T CASWELL W 2420 LAKE FOREST DR RATHDRUM, ID 83858

Priority Date: 05/01/1960
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
TWIN LAKES RATHDRUM CREEK	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	3/15	11/15	0.02 CFS	0.6 AFA
Total Diversion			0.02 CFS	

Location of Point(s) of Diversion:

TWIN LAKES SWSE Lt 1 Sec. 35 Township 53N Range 05W KOOTENAI County

Place(s) of use:

95-799

Place of Use Legal Description: DOMESTIC KOOTENAI County

<u>Townshi</u>	<u>Rang</u>	<u>Section</u>	<u>Lo</u>	<u>Tract</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>
<u>p</u>	<u>e</u>	<u>n</u>	<u>t</u>		<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>
53N	05W	35	1	SWS E										

Conditions of Approval:

1. PLACE OF USE ALSO KNOWN AS LOT 1, BLK. C, LAKE FOREST HOMESITES. FOR EXTERIOR USE ONLY.

Dates:

Licensed Date:

Decreed Date: 04/19/1989

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 95C

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False