

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 95-2185

Date Received: 1-15-10

Receipt No: N023391

Received By: GA

B

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JAN 15 2010

Please type or print clearly

1. Name of Claimant (s) CPM Development IDWR / NORTH
Phone (208) 765-1144

Mailing Address 845 W. Kathleen Ave. Coeur d'Alene Id ZIP 83814
Street or Box City State

2. Date of Priority (Only one (1) per claim) June 17, 1966
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 52N, Range 04W, Section 35,
NE, 1/4 of SW, 1/4 Govt. Lot _____, BM., County of Kootenai

Parcel (PIN) no. 52N04W355300

Additional points of diversion if any: _____

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. Well and pump. Well is 12" x 350'. See Water Right No. 95-2185. In

addition to the original diversion works for irrigation, water is now diverted to a wash plant for washing gravel

aggregate. This change in use began on approximately April 1, 2004.

SCANNED
JAN 15 2010

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD) (cfs) (acre feet)

For IRRIGATION purposes from 3/15 to 11/15 amount 181.8 or _____

For INDUSTRIAL purposes from 1/01 to 12/31 amount 1.3 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.6 (cfs) and/or (b) 1057 (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Industrial: water is diverted to a wash plant for washing gravel aggregate.

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	
52N	04W	35				I				I	40	20	40	40	19	~~40~~	~~36~~ 30	21	196 ~~210~~
52N	04W	35			I	I				I	I	I	I	I	I	I	I	I	

Parcel (PIN) no(s) 52N04W355300

Total number of acres irrigated 196~~210~~

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.

Water Right No. 95-8805 is also used to irrigate the NE1/4 of the SW1/4. or None ()

13. Remarks: As is noted above, starting on approximately April 1, 2004, water originally used for irrigation was diverted to a wash plant for gravel aggregate. Claimant submits that this is an accomplished transfer pursuant to Idaho Code Section 42-1425(2). Furthermore, IDWR records still list Richard W. Meyer, Claimant's predecessor in title to the property constituting the place of use, as the owner of Water Right No. 95-2185. Claimant requests that it be listed as the owner of such Right in the IDWR records as a part of this Claim's adjudication.

Last Name CPM Development

Identification No. 95-2185

COANNED

JAN 15 2010

95-21 / 32927 ACY/01



95-2185

JAN 7 2010

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 95-2185

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: none

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

Vice President of CPM Development,
Title Organization

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

Vice President of CPM Development,
Title Organization

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

Signature of Authorized Agent [Signature] Date 12/1/09

Title and Organization Vice President, CPM Development

16. Notice of Appearance:

Notice is hereby given that I, Dana Wetzel/WETZEL, WETZEL & HOLT PLLC, 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 [Signature] Date 12/14/09

Address 1322 W. Kathleen Avenue, Ste. 2 618 N. 4th St. Suite 2
Coeur d'Alene, ID 83815 83814

Last Name CPM Development Identification No. 95-2185 **ANNED**

JAN 15 2010