

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: 95-8246

Date Received: 1/11/2010

Receipt No: T089878

Received By:

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

1. Name of Claimant(s)

IDAHO ASPHALT SUPPLY, INC. Phone:(208) 589-1294
16425 W PRAIRIE AVE
HAUSER ID 83854-5500

2. Date of Priority: 12/16/1982

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>
51N	05W	19	SW SE		KOOTENAI	
51N	05W	19	SE SE		KOOTENAI	

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	0.02	0.6
INDUSTRIAL	1 /1 12/31	0.4	16

7. Total Quantity Appropriated is: 0.42 C.F.S. and/or 16.55 A.F.A

8. Non-irrigation uses:

Number of Homes: 1

9. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
51N	05W	19	SW SE		DOMESTIC	
			NE SE		DOMESTIC	
			NW SE		DOMESTIC	
			SE SE		DOMESTIC	

Section Acres

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
51N	05W	19	NE SE		INDUSTRIAL	
			SW SE		INDUSTRIAL	
			NW SE		INDUSTRIAL	
			SE SE		INDUSTRIAL	

Section Acres

10. Place of use in counties: KOOTENAI

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

12. Other Water Rights Used:

13. Remarks:

Priority date description: The priority date of December 16, 1982 is documented on the existing Water Right License No. 95-08246. Proof of Benifical Use was submitted on December 10, 1987 as documented on the Water Right License.

Description of use:	Water Use	Description
DOMESTIC		Domestic use is for office.
INDUSTRIAL		Industrial use is for plant boilers and asphalt emulsion production. Industrial use is for 2 points of diversion, 2 wells, each capable of .2 cfs. The second well was accomplished in 1993. Boiler use was documented in the 1988 Field Report at 10,000 gallons per day or 6.54 acre feet per year. Emulsion use was documented in the field report at 6.08 acre feet. Emulsion production, is for 3,168,000 gallons of emulsion per year of which 40 percent is water, which equates to 9.72 acre feet.

14. Basis of Claim: License

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 below 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