

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: 95-12018

Date Received: 2/28/2010

Receipt No: T090124

Received By:

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

1. Name of Claimant(s)

JOSEPH GAINES
PO BOX 847
HERMOSA CA 90254

FAMILY TRUST OF JOSEPH /
SHERI GAINES
PO BOX 847
HERMOSA CA 90254

SHERI GAINES
PO BOX 847
HERMOSA CA 90254

2. Date of Priority: 1/1/1953

3. Source: GROUND WATER

Tributary to:

WOLF LODGE CREEK

COEUR D ALENE LAKE

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>
50N	02W	29	SE NE		KOOTENAI	
50N	02W	29	NE SE		KOOTENAI	
50N	02W	29	NE SE		KOOTENAI	
50N	02W	29	NE 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
FIRE PROTECTION	1 /1 12/31	0.33	0
FIRE PROTECTION STORAGE	1 /1 12/31	0	0.1
IRRIGATION	3 /15 11/15	0.33	0
STOCKWATER	1 /1 12/31	0.01	0

7. Total Quantity Appropriated is: 0.33 C.F.S. and/or 0.1 A.F.A

8. Non-irrigation uses:

Number of Homes: 1	<u>Water Use</u>	<u>Type Of Stock</u>	<u>Number Of Stock</u>
	STOCKWATER	Mixed Stock	10

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>
50N	02W	29	SE NE		DOMESTIC	
			NE SE		DOMESTIC	
			NW SE		DOMESTIC	

Section Acres

<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>
50N	02W	29	NE SE		FIRE PROTECTION	
			SE NE		FIRE PROTECTION	
			NW SE		FIRE PROTECTION	

Section Acres

<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>
50N	02W	29	NE SE		FIRE PROTECTION STORAGE	
			SE NE		FIRE PROTECTION STORAGE	
			NW SE		FIRE PROTECTION STORAGE	

Section Acres

<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>
50N	02W	29	NE SE		IRRIGATION	3.1
			SE NE		IRRIGATION	0.3
			NW SE		IRRIGATION	0.1

Section Acres 3.5

<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>
50N	02W	29	SE NE		STOCKWATER	
			NE SE		STOCKWATER	
			NW SE		STOCKWATER	

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: To my knowledge, this is when the first structure (still standing) was built on these parcels and beneficial water use began. I have included two adjoining parcels that we own (028000020040 - 0.931 acres, 02000020020 - 0.807 acres) that I will be filing a request for combination on in the very near future.

Description of use:	<u>Water Use</u>	<u>Description</u>
	DOMESTIC	Home use.
	FIRE PROTECTION	6.5 HP 2 inch gasoline driven water pump.
	FIRE PROTECTION STORAGE	We currently do not have a water storage tank, but I will be adding one this year, perhaps 200-300 gallons.
	IRRIGATION	6.5 HP 2 inch gasoline driven water pump(same as above) on an as-needed basis.
	STOCKWATER	surface stock water from creek or well for a few mixed stock animals.

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 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