

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 95-14699Date Received: 11/18/2009Receipt No: N022901Received By: DM

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

1. Name of Claimant(s) Orville O Paschall Etux Trustees Phone 99 467.7222Mailing Address 516 E Stonewall Spokane WA Zip 99208
Street or Box City State2. Date of Priority: (Only one per claim) 04 01 1968
Month/Day/Year (YYYY)3. Source of water supply (Check one) Ground Water () or Other (X) Hayden Lake
which is tributary to (b) sinks4. Location of Point of Diversion is: Township 52N, Range 3W, Section 34,
NW 1/4 of SW 1/4, or Govt. Lot 6 BM. County of Kootenai;
Parcel (PIN) no. 0-3580-000-047-AAdditional points of diversion if any: N/AIf available, GPS coordinates: N/A

5. Description of diverting works (Wells, Pumps, Spring boxes, Pipelines, 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.

Above ground pump w/ foot valve in lake
w/ Hase to home.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)

For Domestic purposes from 04/01 to 9/30 amount 1.04
Month/Day Month/Day cfs(L) or AFY ()

For _____ purposes from _____ to _____ amount _____

7. Total Quantity claimed 1.04 cfs (✓) or AFY ()

8. Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership;

Stockwater and Number of livestock) One Home

COANNED
NOV 18 2009

9. Location of Place of Use is: Township 52N, Range 3W, Section 34,
NW 1/4 of SW 1/4, Govt. Lot 6 BM. Parcel (PIN) no. 4
If different than shown in Item 4
for (Check One) **Domestic** (☒) **Stock** () **Domestic and Stock** ()

Additional places of use, if any N/A

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 the 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.

_____ or None (☒)

13. Remarks:

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 _____

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: 2 1997 Photo & 1968 Improvement Data MAP.

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

Trustee of Orville O. Paschall Estate
Title Organization

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

Donna G. Horton of Orville O. Paschall Estate
Title Organization

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

16. Notice of Appearance:

Notice is hereby given that I, _____, 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 Donna G. Horton

Address 516 E Stenwall

Date 11.16.09

Last Name Paschall (Horton)

Identification No. 95-14699

RECORDED

NOV 18 2009