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: 95-12437
Date Received: 6/2/2010
Receipt No: N024636
Received By:

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

NEIL FITZSIMMONS Phone:(208) 667-1363
7779 W CARNIE RD
COEUR D ALENE ID 83814

KAY FITZSIMMONS Phone:(208) 667-1363
7779 W CARNIE RD
COEUR D ALENE ID 83814

2. Date of Priority: 10/24/1979

3. Source: GROUND WATER Tributary to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County	Type
49N	04W	5	SE SW		KOOTENAI	

5. Description of diverting works:

6: Water is used for the following purposes:

Purpose	From To	C.F.S.	(or) A.F.A
DOMESTIC	1 /1 12/31	0.02	0
IRRIGATION	3 /15 11/15	0.02	0
STOCKWATER	1 /1 12/31	0.02	0

7. Total Quantity Appropriated is: 0.02 C.F.S. and/or 0 A.F.A

8. Non-irrigation uses:

Number of Homes: 2

Water Use	Type Of Stock	Number Of Stock
STOCKWATER	Chickens	25
STOCKWATER	Horses	10
STOCKWATER	Turkeys	10
STOCKWATER	Pigs	10

9. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
49N	04W	5	SE	SW		DOMESTIC	
						Section Acres	
Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
49N	04W	5	SE	SW		IRRIGATION	5.7
						Section Acres	5.7
Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
49N	04W	5	SE	SW		STOCKWATER	
						Section Acres	
						Total Acres	5.7

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: Record of first pump installed.

Description of use:	Water Use	Description
	DOMESTIC	One household full time and second, occasionally.
	IRRIGATION	Lawn and garden use for one household full time and for a second, occasionally.
	STOCKWATER	Drinking water for a variety of animals and poultry. Numbers and composition vary year to year

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