

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 92-7005

Date Received: 6-6-11

Receipt No: W027490

Received By: un

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Emida Water and Sewer Association, Inc. Phone (208) 245.5455

Mailing Address 160 S. Main Avenue St. Maries ID 83861
Street or Box City State

2. Date of Priority (Only one (1) per claim) December 30, 1970
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 44N, Range 2W, Section 33,
NE, 1/4 of SW, 1/4 Govt. Lot _____, BM., County of Benewah

Parcel (PIN) no. Lots 1 & 2, Block 12, Original Townsite of Emida

Additional points of diversion if any: T44N, R2W, SE/NW Sec 33

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. The system obtains water from 2 wells. The original well

(additional point of diversion) was drilled in 1926, is 290 feet deep, and equipped with a 2 HP submersible
pump. It is used as a back-up source only. The primary well (source of water supply), was drilled in
1983, is 78 feet deep, and is equipped with a 3HP submersible pump. Current production from this well is
27 GPM. A 35,000 gallon reservoir provides system storage.

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Municipal purposes from Jan 1 to Dec 31 amount .074 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .074 (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Municipal

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	
44N	2W	33			M ✓				M ✓	M ✓	M ✓					M			n/a

Parcel (PIN) no(s). _____ Total number of acres irrigated n/a

10. In which county (ies) are lands listed above as place of use located? Benewah

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.

_____ or None (✓)

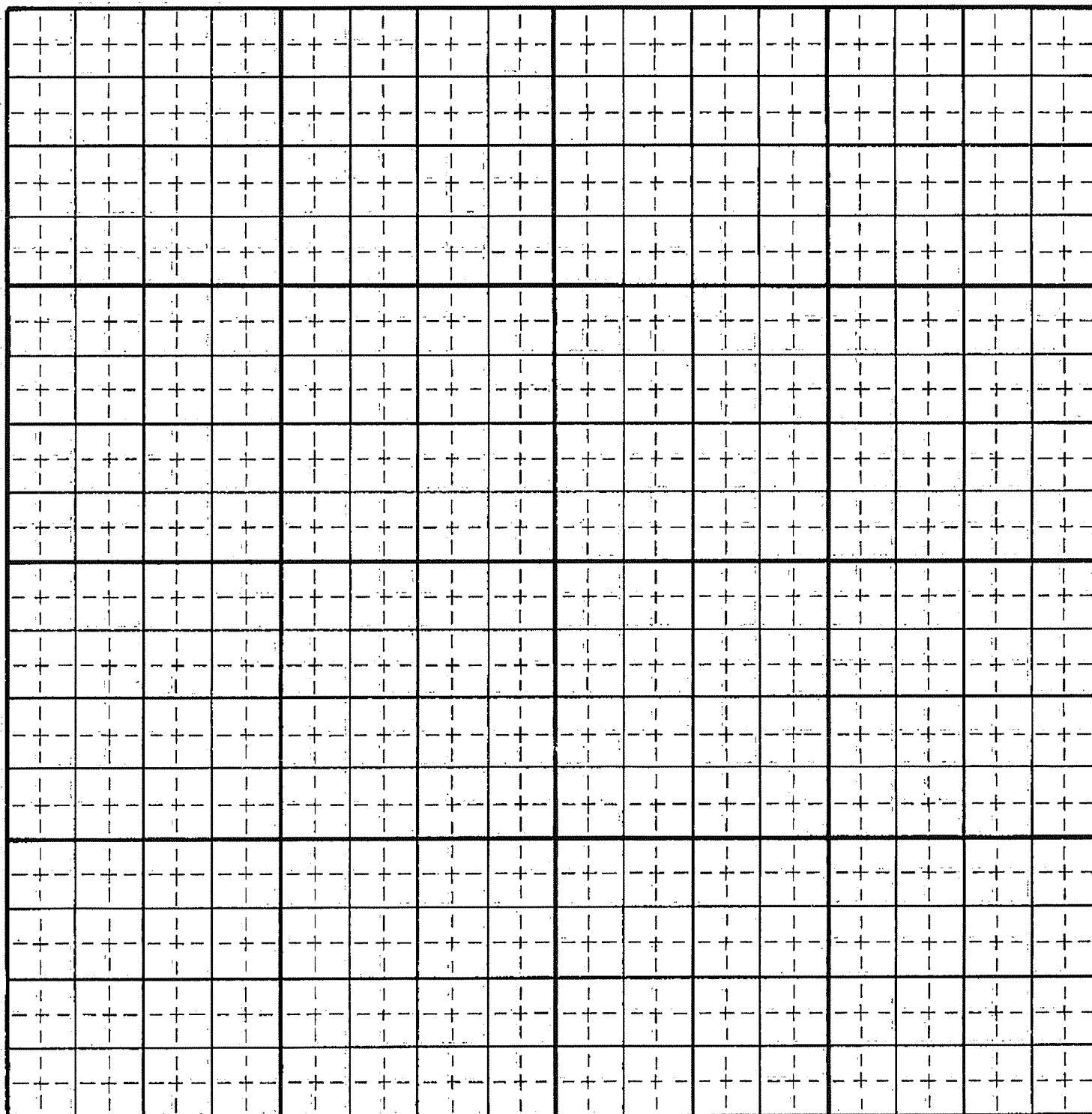
13. Remarks: #11: Land is within the service area of this private water and sewer company servicing the municipality of Emida, Idaho.

Map of Project: The location of the primary well (source of water supply) is different than what is reported in the water right report. The new well was drilled in 1983 and replaced a well no longer in use.

Last Name Emida Water & Sewer Assn. Inc. Identification No. _____

Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 Inches equals 1 mile



Last Name Emida Water & Sewer Assn. Inc. Identification No. _____

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 92-7005

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

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) Gary Clark Date: 6/2/11

Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

President _____ of Emida Water and Sewer Association, Inc.,
Title _____ Organization _____

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

President _____ of Emida Water and Sewer Association, Inc.,
Title _____ Organization _____

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

Signature of Authorized Agent Gary Clark Date 6/2/11

Title and Organization President, Emida Water and Sewer Association, Inc.

16. Notice of Appearance:

Notice is hereby given that I, Andrew P. Doman, 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 APD Date 6/2/11

Address 907 Main Avenue
St. Maries, Idaho 83861

Last Name Emida Water & Sewer Assn. Inc. Identification No. _____