

**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: 95-13899
Date Received: 12/28/10
Receipt No.: N026397

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

1. Name of Claimant(s):

Name	Address	City	State	Country	Postal Code
MARINA YACHT CLUB, L.L.C.	C/O JANET D. ROBNETT, PAINE HAMBLIN LLP, P.O. BOX E	COEUR D ALENE	ID	USA	83816

2. Date of Priority:

Date	Explanation
1/1/1967	The use of ground water at this site dates back to at least 1967, and more likely much earlier. Photos have been provided which show the existing pump house at the marina, both of which were in existence prior to the construction of the current Highway 95 Bridge in 1967 (a date confirmed by newspaper reports, a copy of which has also been provided). The lumber mill at this site actually dates back much earlier than that, although we have not yet confirmed the use of ground water in connection with that operation. Additional information may be offered by amendment to this claim in that regard, establishing a priority date even earlier than 1967.

3. Source:

Source	Tributary	Type
GROUND WATER	TRIBUTARY NOT NEEDED	

4. Point Of Diversion:

Township	Range	Section	Gov Lot	QQ	Q	County
50N	04W	14	1	NE	SW	KOOTENAI

5. Water is used for the following purpose(s):

Water Use	Number Of Homes	Stock	Description
COMMERCIAL	-	-	Water is used for commercial purposes for The Cedars restaurant, Blackwell Island Marina and Yacht Club Sales and Service boat shop operations.

6. Season(s) of Use:

Water Use	From Month/Day	To Month/Day
COMMERCIAL	1 / 1	12 / 31

7. Quantity:

Water Use	CFS	AF	KW
COMMERCIAL	0.100	0.00	0.0

Totals:

CFS	AF	KW
0.100	0.00	

8. Place of Use:

Water Use	Township	Range	Section	QQ	Q	County	Gov Lot	Acreage
COMMERCIAL	50N	04W	14	NE	SW	KOOTENAI	1	-
COMMERCIAL	50N	04W	14	SE	NW	KOOTENAI	-	-
COMMERCIAL	50N	04W	14	SW	NW	KOOTENAI	-	-

9. Basis of Claim:

Basis
Beneficial Use

10. 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.

Number of attachments: _____

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

_____ 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