

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 95-11427

Date Received: 8-24-09

Receipt No: 1021850A

Received By: un

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 24 2009

IDWR/North

Please type or print clearly

1. Name of Claimant (s) Radiant Lake Owners Association, Inc. Phone (208) 755-1321

Mailing Address PO Box 1424 Rathdrum ID 83858
Street or Box City State ZIP

2. Date of Priority (Only one (1) per claim) 11/02/1964
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
which is tributary to (b) N/A

4. a. Location of Point of Diversion is: Township 51N, Range 4W, Section 6,
NW, 1/4 of NE, 1/4 Govt. Lot 2, BM., County of Kootenai

Parcel (PIN) no. _____

Additional points of diversion if any: _____

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. 30-inch well dug in 1964 to 256 feet. Turbine pump and pipelines to
Radiant Lake installed in 2005. Since that time common areas were irrigated by rediversion from Radiant Lake
with submersible pumps in wet wells.

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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD) (cfs) (acre feet)

For IRRIGATION purposes from 3/15 to 11/15 amount 0.23 or 62

For IRRIG. FROM STORAGE purposes from 3/15 to 11/15 amount 0.23 or

For DIV. TO STORAGE purposes from 3/15 to 11/15 amount 0.36 or 60

For STORAGE/Aesthetics purposes from 1/1 to 12/31 amount or 105

7. Total quantity claimed (a) 0.59 (cfs) and/or (b) 160.3 (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) 17.8 ac private lake will be for storage and aesthetics.

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	
51N	4W	6			1.3				10.7	4.2	0.6	0.8				0.1			17.7
		6							J	J	J	J							

Parcel (PIN) no(s). Total number of acres irrigated 17.7

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 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.

95-2151 or None ()

13. Remarks: See attached Remarks

Last Name Identification No.

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ERO Resources Corp.
3314 Grove Street
Boise, ID 83703
(208) 373-7983
Fax: (208) 373-7985

Place of Use for Claims
95-2151, 95-2155, 95-7949, and 95-9549

T51N R4W Sec. 6, Kootenai County, Idaho

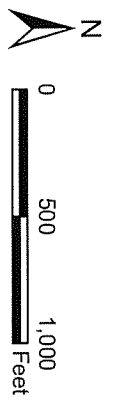


Figure 1

Prepared for: JCAV
File: z:\projects\2173
Date: August 12, 2009

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 95-2155

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: 4

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

Nancy L. Gagner Secretary of Radiant Lake Owners Association Inc.
Title Organization

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

Secretary of Radiant Lake Owners Association Inc.
Title Organization

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

Signature of Authorized Agent Nancy L. Gagner Date August 24, 2009

Title and Organization Radiant Lake Owners Association Inc.

16. Notice of Appearance:

Notice is hereby given that I, STEPHEN B. MCCREA, 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 SB McC Date 8/24/09

Address PO Box 1501
COEUR D'ALENE, ID 83816

Last Name _____ Identification No. _____

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