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Form No.42-1409-1 (Internet 3/12)

Department of Water Resources
Adjudication Bureau

**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

ID Number: 95-967

Date Received: 4-4-13

Receipt No: X999999

Amount: Exempt By: CA

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

Please type or print clearly

1. Name of claimant(s) STATE OF IDAHO, DEPARTMENT OF LANDS Phone (208)334-0200

Mailing address PO BOX 83720 BOISE ID 83720-0050
Street or Box City State ZIP

2. Date of priority (only one (1) per claim) 06/01/1971
Month Day Year (yyyy)

3. Source of water supply (check one) Ground Water () or Other (x) (a) N AND S FORK SPRING BRANCH CREEKS
which is tributary to (b) SPRING BRANCH CREEK

4. a. Location of point of diversion is: Township _____, Range _____, Section _____,
_____ 1/4 of _____ 1/4, or Govt. Lot _____, B.M., County of _____

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, or Govt. Lot _____, B.M., County of _____

ending point is: Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4 or

Govt. Lot _____, B.M., County of _____

SEE SECTION 13 REMARKS FOR BEGINNING
AND ENDING POINT DETAIL

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.

INSTREAM STOCKWATERING

6. Water is claimed for the following purposes:

(both dates are inclusive mm-dd) (cfs) (acre-feet)

For STOCKWATER purposes from 01/01 to 12/31 amount 0.05 or 2.7 AFA

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.05 (cfs) and/or (b) 2.7 AFA (acre-feet)

8. Non-irrigation uses; describe fully (e.g. Domestic: give number of households served; Stockwater: type and number of livestock, etc.): INSTREAM STOCKWATER

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (e.g. 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	
52N	05W	23																	
52N	05W	24							S			S	S					S	

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

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 (x) 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:

In-stream stockwatering, sources for this right are the North Fork & South Fork tributary to Spring Branch Creek, as per the Decreed water right 95-967. In-stream stockwater begin and ending flow descriptions are as follows:

52N05W Section 23: Beginning stream flow NWSESE Ending stream flow SWSESE

52N05W Section 24: Beginning stream flow NWSWNW Ending stream flow NESWSW

Beginning stream flow SWSWSW Ending stream flow SESWSW

County of Kootenai

Last name Booker-Lair Identification no. 95-967

Scale: 2 inches equals 1 mile

[illegible]

14. Basis of claim (check one) Beneficial Use () Posted Notice () License () Permit () Decree (X)

Court First Judicial District Decree Date 4/19/1989 Plaintiff v. Defendant State v. Abbott
Kootenai County

If applicable, provide IDWR water right number 95-967

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: 1 (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 ROGER C. JANSSON

NORTH OPERATIONS CHIEF of STATE OF IDAHO, DEPARTMENT OF LANDS,
Title Organization

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

Roger C. Jansson, North Operations Chief of STATE OF IDAHO, DEPARTMENT OF LANDS,
Title Organization

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

Signature of authorized agent Roger C. Jansson Date 3/20/13

Title and organization NORTH OPERATIONS CHIEF, STATE OF IDAHO, DEPARTMENT OF LANDS

16. Notice of appearance:

Notice is hereby given that I, Ann Y. Vonde, 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.

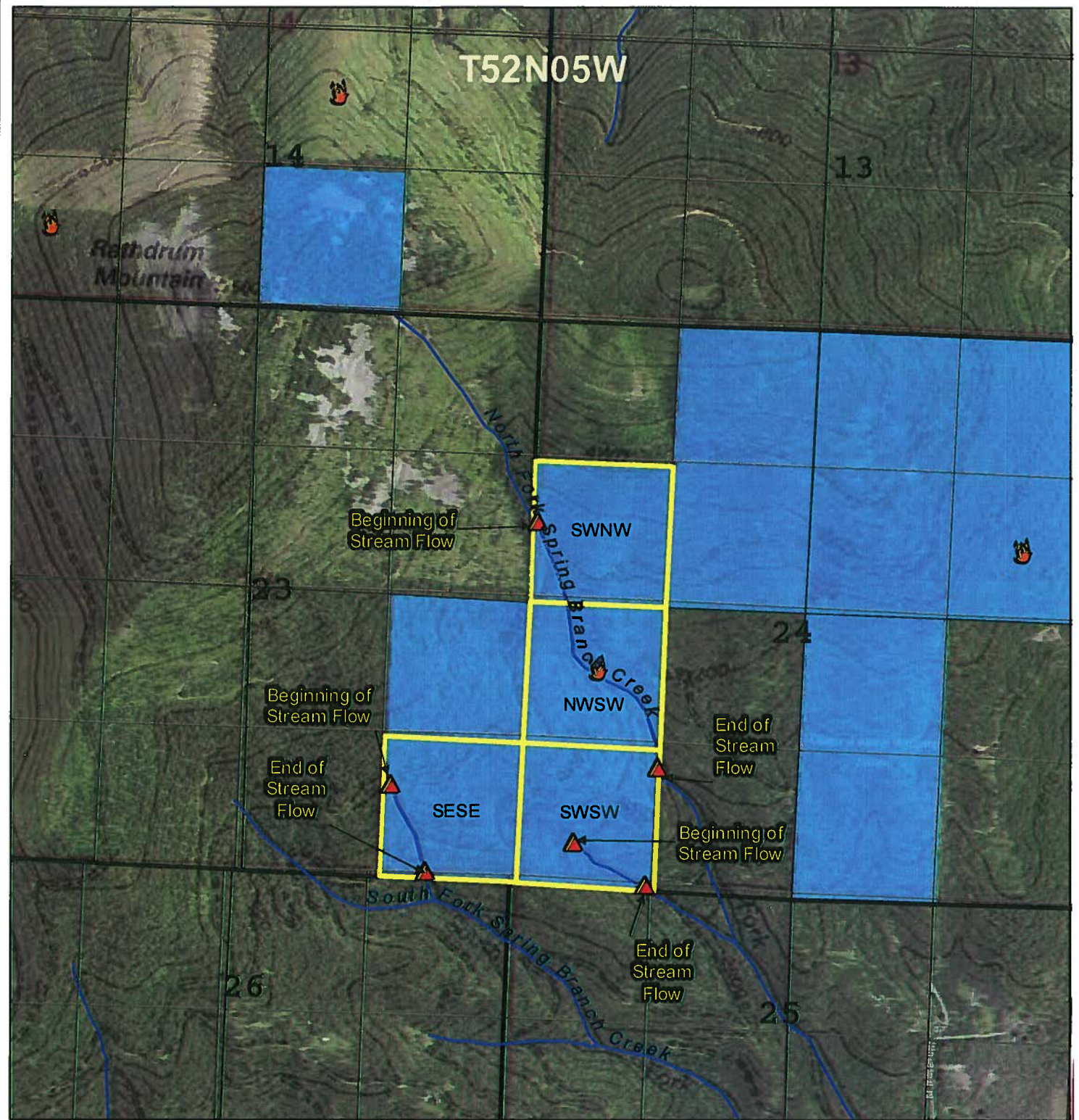
Signature Ann Y. Vonde Date 3/11/13

Address Idaho Attorney General's Office

Natural Resources Division

PO Box 83720
Boise, ID
83720-0010

Last name Booker-Lair Identification no. 95-967



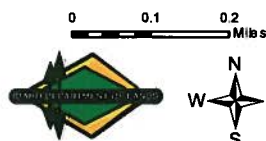
Legend

- Begin and End of Stream Flows
- Historical Fires
- Place of Use
- All Streams
- IDL Endowment Ownership

Place of Use and Diversion Water Right 95-967

02/12/2013

Scale 1:15,000



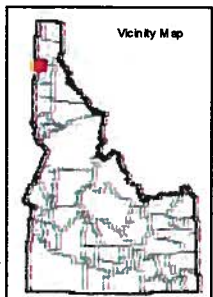
Map Notes

Projection: Idaho Transverse Mercator, NAD 27

Map Notes and Data Sources
IDL Ownership current as of map date.

Points of Diversion:
In-stream stockwatering, sources for this right are
North Fork & South Fork, Spring Branch Creek
As per the Decreed water right 95-967

Disclaimer:
This map has been compiled using the best
information available to the Idaho Department of
Lands at the time and may be updated and/or revised
without notice. In situations where known accuracy
and completeness is required, the user has the
responsibility to verify the accuracy of the map and the
underlying data sources.





Activity Report

Township Range Section Ownership
 52N 05W 23 All

Activity Type
 All

Instrument # Remarks

	Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
	52N 05W	23	10	Public Schools	CLEAR LIST	2	79.58	0.00	79.58
	Description: L1(39.58)								
	Remarks: CL Dated 7-31-1917 Subject to any valid interfering rights at date of selection, reserving to the U.S. RW for ditches & canals.								
	Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
	52N 05W	23	20	Public Schools	MINERAL LEASE	3172	0.00	0.00	79.58
	Description:								
	Remarks: Quartz Lease - Cancelled 6-27-1956								
	Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
	52N 05W	23	30	Public Schools	TIMBER SALE	2159	0.00	0.00	79.58
	Description:								
	Remarks: Brand S Corp. - Rathdrum Watershed - Cancelled 1-31-1979								
	Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
	52N 05W	23	40	Public Schools	TIMBER SALE	2447	0.00	0.00	79.58
	Description:								
	Remarks: L.D. McFarland Co. - Rathdrum Watershed Poles - Cancelled 10-30-1987								
	Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
	52N 05W	23	50	Public Schools	TIMBER SALE	2850	0.00	0.00	79.58
	Description:								
	Remarks: Idaho Veneer Co. - Rathdrum Watershed II - Cancelled 11-25-1996								
	Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
	52N 05W	23	60	Public Schools	TEMPORARY PERMIT	2-0379	0.00	0.00	79.58
	Description: Parts								
	Remarks: Hansen Timber Management Inc. - Road - Cancelled 4-23-2001								
	Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
	52N 05W	23	70	Public Schools	TEMPORARY PERMIT	339	0.00	0.00	79.58
	Description: Parts								

Activity Report

Township	Range	Section	Ownership	Activity Type	Instrument #	Remarks		
52N	05W	23	All	All			Search	Clear



Activity Report

Township Range Section Ownership
 52N 05W 24 All

Activity Type
 All

Instrument # Remarks

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
52N 05W	24	10	Public Schools	CLEAR LIST	2	236.77	0.00	236.77
Description: L2(39.44),L3(39.07),L4(38.26)								

Remarks: CL Dated 7-31-1917 Subject to any valid interfering rights at date of selection, reserving to the U.S. R/W for ditches & canals.

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
52N 05W	24	20	Public Schools	TIMBER SALE	849	0.00	0.00	236.77
Description:								

Remarks: B. J. Carney & Co. - Cancelled 8-17-1954

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
52N 05W	24	30	Public Schools	MINERAL LEASE	3173	0.00	0.00	236.77
Description:								

Remarks: Quartz Lease - Cancelled 6-27-1956

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
52N 05W	24	40	Public Schools	ACQUISITION	018	120.00	0.00	356.77
Description:								

Remarks: U.S. Patent (Dworshak Land Exchange) No. 11-72-0018, dated 8-16-1971. Subject to any valid interfering rights at date of exchange, reserving to the U.S. R/W for ditches & canals.

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
52N 05W	24	50	Public Schools	TIMBER SALE	2159	0.00	0.00	356.77
Description:								

Remarks: Brand S Corp. - Rathdrum Watershed - Cancelled 1-31-1979

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
52N 05W	24	60	Public Schools	GRAZING LEASE	2255	0.00	0.00	356.77
Description:								

Remarks: Cancelled 5-27-1987

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
52N 05W	24	70	Public Schools	TIMBER SALE	2447	0.00	0.00	356.77

Activity Report

Township	Range	Section	Ownership	Activity Type	Instrument #	Remarks		
52N	05W	24	All	All			Search	Clear

valid interfering rights at date of exchange, reserving to the U.S. R.W. for ditches & canals.

	Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
	52N 05W	24	90	Public Schools	TIMBER SALE	2850	0.00	0.00	436.77
	Description:								
	Remarks: Idaho Veneer Co. - Rathdrum Watershed II - Cancelled 11-25-1996								
	Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
	52N 05W	24	100	Public Schools	TIMBER SALE	3116	0.00	0.00	436.77
	Description: Parts								
	Remarks: Riley Creek Lumber Co. - Rathdrum 80 - Cancelled 10/4/1999								
	Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
	52N 05W	24	110	Public Schools	TEMPORARY PERMIT	2-0379	0.00	0.00	436.77
	Description: Parts								
	Remarks: Hansen Timber Management Inc. - Road - Cancelled 4-23-2001								
	Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
	52N 05W	24	120	Public Schools	TEMPORARY PERMIT	339	0.00	0.00	436.77
	Description: Parts								
	Remarks: City of Rathdrum - Road - Cancelled 8-20-2001								
	Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acre
	52N 05W	24	130	No Endowment - Dat. ST	ACQUIRED EASEMENT	66	0.00	0.00	0.00
	Description:								
	Remarks: Road esmt. to state from Village of Rathdrum								