

**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 94- 7893

Date Received: 12-18-09

Receipt No: N023117

Received By: am

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

RECEIVED

DEC 18 2009

IDWR/North

Please type or print clearly

1. Name of Claimant (s) State of Idaho, Dept. of Parks & Recreation Phone (208) 334-4199

Mailing Address Statehouse Mail, PO Box 83720 Boise ID 83720-0065
Street or Box City State ZIP

2. Date of Priority (Only one (1) per claim) April 11, 1996
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 49N, Range 01E, Section 32,
NW, 1/4 of SE, 1/4 Govt. Lot 03, BM., County of Kootenai

Parcel (PIN) no. See Attachment 2

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. Well, sub pump & pipeline, 8 inch casing, 275 feet deep, 1-1/2 inch line piped from POD near Cataldo Visitor Center to POU of the Cataldo Boat Ramp Area, see Attachment 1.

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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Domestic purposes from 01-01 to 12-31 amount 0.02 or

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 0.02 (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.) Domestic use is for potable water at the Cataldo Boat Ramp area.

(See Attachment 1)

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	
49N	01E	32								D									
										L10									

Parcel (PIN) no(s) See Attachment 2

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 () 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: ID Dept. of Parks & Rec. owns the property where the POD is located (same POD as 94-07116).

Pursuant to a MOU with Shoshone County dated April 8, 1996 (see Attachment 3), water is conveyed via pipeline to the POU which is located on property owned by Shoshone County.

Last Name State of ID Dept. of Parks & Rec. Identification No. 94-

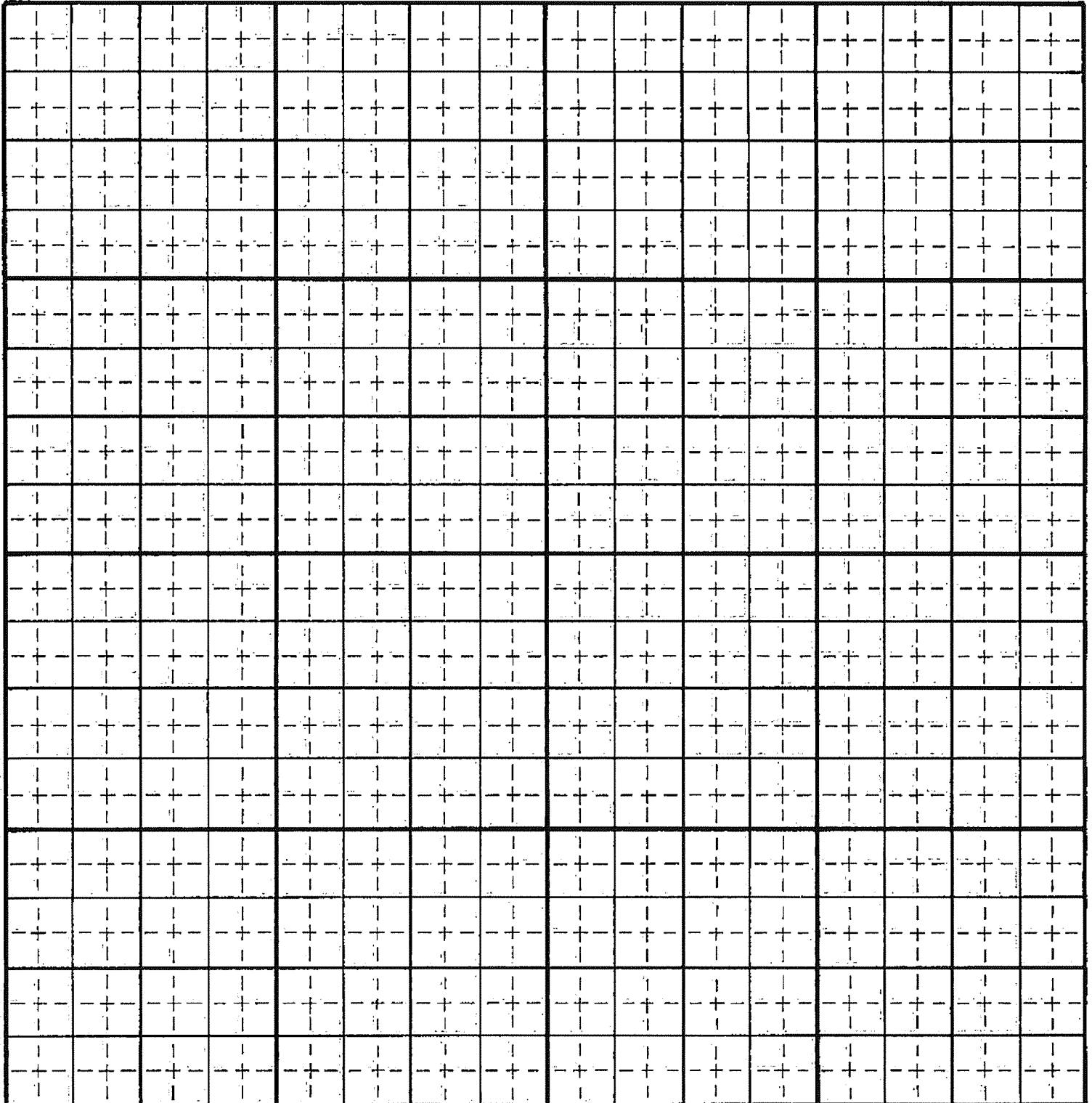
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Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 Inches equals 1 mile

(See Attachment 1)



Last Name _____ State of ID Dept. of Parks & Rec. Identification No. 94-

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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 _____

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: (3) _____

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

Deputy Attorney General _____ of Idaho Department of Parks and Recreation _____,
Title Organization

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

Deputy Attorney General _____ of Idaho Department of Parks and Recreation _____,
Title Organization

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

Signature of Authorized Agent [Signature] Date 12/15/09

Title and Organization Deputy Attorney General, Idaho Department of Parks and Recreation

16. Notice of Appearance:

Notice is hereby given that I, David I. Stanish, 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 [Signature] Date 12/15/09

Address Natural Resources Division, Office of Attorney General
PO Box 83720, Boise, ID 83720