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Form No. 42-1409-2 (Internet 11/08)

IDWR/North

# 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 95-729Date Received: 10/30/09Receipt No: NO Fee RequiredReceived By: K & J

## NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

- Name of Claimant(s) JOHN A. & CATHERINE SCHULTHEIS Phone (509) 466-7867  
Mailing Address 4006 W. STRONG RD. SPOKANE WA Zip 99208-8448  
Street or Box City State
- Date of Priority: (Only one per claim) 10/13/1962  
Month/Day/Year (YYYY)
- Source of water supply (Check one) Ground Water ( ) or Other ( ☒ ) (a) MILLER CREEK  
which is tributary to (b) TWIN LAKES
- Location of Point of Diversion is: Township 52N, Range 5W, Section 1  
NE 1/4 of NE 1/4, or Govt. Lot 1 BM. County of KOOTENAI;  
Parcel (PIN) no. 52N05W010450  
Additional points of diversion if any: NONE  
If available, GPS coordinates: \_\_\_\_\_
- Description of diverting works (Wells, Pumps, Spring boxes, Pipelines, 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.  
GRAVITY SYSTEM
- Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)  
For DOMESTIC purposes from 1/1 to 12/31 amount 0.04 cfs or AFY 1.2 AF  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_
- Total Quantity claimed 0.04 cfs ( ☒ ) or AFY ( ☒ ) 1.2
- Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership; Stockwater and Number of livestock) 1 HOUSE OR CABIN

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OCT 30 2009

9. Location of Place of Use is: Township 52N, Range 5W, Section 1,  
NE 1/4 of NE 1/4, Govt. Lot 1 BM. Parcel (PIN) no. 06260001008A  
for (Check One) ☒ Domestic ☐ Stock ☐ Domestic and Stock ☐ If different than shown in Item 4

Additional places of use, if any NONE

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 the 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.

NONE or None ☐

13. Remarks:

14. Basis of Claim (Check One) Beneficial Use ☐ Posted Notice ☐ License ☐ Permit ☐ Decree ☒

Court \_\_\_\_\_ Decree Date 4/19/89 Plaintiff v. Defendant \_\_\_\_\_

If applicable provide IDWR Water Right Number 95-729

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

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) JOHN A. SCHULTHEIS Date: 10/28/09

Catherine C. Schultheis Date: 10/28/09

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 \_\_\_\_\_

16. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_, 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 \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

Last Name \_\_\_\_\_ Identification No. \_\_\_\_\_

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OCT 30 2009