

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 91-7361

Date Received:

Receipt No:

Received By:

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) DIANOA LIVING TRUST Phone ()

Mailing Address 7764 Hells Gulch RD ST MARIES ID ZIP 83861

2. Date of Priority (Only one (1) per claim) 1968 ^{City} ST MARIES ^{State} ID
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (☒) (a) Hells Gulch Creek
which is tributary to (b) _____

4. a. Location of Point of Diversion is: Township 46N, Range 2W, Section 2,
SE, 1/4 of NW, 1/4 Govt. Lot _____, BM., County of Benewah

Parcel (PIN) no. RP46N02W021200A

Additional points of diversion if any: Pond (filled by diffuse water)

If available, GPS Coordinates (Pond at T46N R2W S.2 NW NW GLS)

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 _____

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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.

(See attachments for pond dimensions and location maps)
Pond #1 on northern part of property. Dug pond filled by
diffuse water.

Pond #2 on southern part of property. In-stream pond
on Hells Gulch Creek.

DRAFT

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 .04 or 1.2

For DOMESTIC STORAGE purposes from 01-01 to 12-31 amount .05 or 5.4

For STOCKWATER purposes from 01-01 to 12-31 amount .05 or 5.4

For STOCKWATER STORAGE purposes from 01-01 to 12-31 amount .05 or 5.4

For Recreation purposes from 01-01 to 12-31 amount .05 or 6.3

7. Total quantity claimed (a) .05 (cfs) and/or (b) 13.7 (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) One home 200 head mixed stock

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.

GLS

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
46N	2W	2							D	D									
46N	2W	2								DS									
46N	2W	2								DFS									
46N	2W	2						S		S									
46N	2W	2						SS		SS									
46N	2W	2						SFS		SFS									
46N	2W	2						RS		RS									

Parcel (PIN) no(s). RP46N02W021200A

Total number of acres irrigated _____

10. In which county (ies) are lands listed above as place of use located? Benewah

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: _____

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AUG 11 2011

Last Name DIANA LIVING Identification No. _____
TRUST

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: _____

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) Albert E. Dianda Date: 5-10-2011

_____ 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 _____

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 _____

SCANNED

AUG 11 2011

Last Name _____ Identification No. _____