

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: 95-9239

Date Received: 9-29-14

Receipt No: N030840

Amount: 853.00 By: cm

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

SEP 29 2014

Please type or print clearly

IDWR/NORTHERN

1. Name of claimant(s) Francis W. Cash Phone 208-765-4038
Mailing address 4736 S. Three Mile Point Dr., CDA, ID ZIP 83814

Street or Box

City

State
2. Date of priority (only one (1) per claim) _____

Month Day Year (yyyy)
3. Source of water supply (check one) Ground Water () or Other () (a) Coeur d'Alene Lake
which is tributary to (b) Spokane River
4. a. Location of point of diversion is: Township 50N, Range 04 WBM, Section 36,
SW 1/4 of SW 1/4, or Govt. Lot _____, B.M., County of Kootenai
Parcel (PIN) no. _____
Additional points of diversion if any: None
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 _____
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.
5 hp submersible pump with 2" pipe from Lake Coeur d'Alene
to residence

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 0.06 or 4.5
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
7. Total quantity claimed (a) 0.06 (cfs) and/or (b) 4.5 (acre-feet)
8. Non-irrigation uses; describe fully (e.g. Domestic: give number of households served; Stockwater: type and number of livestock, etc.): _____

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 (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	
50N	04W	36											Irr.						2 acres

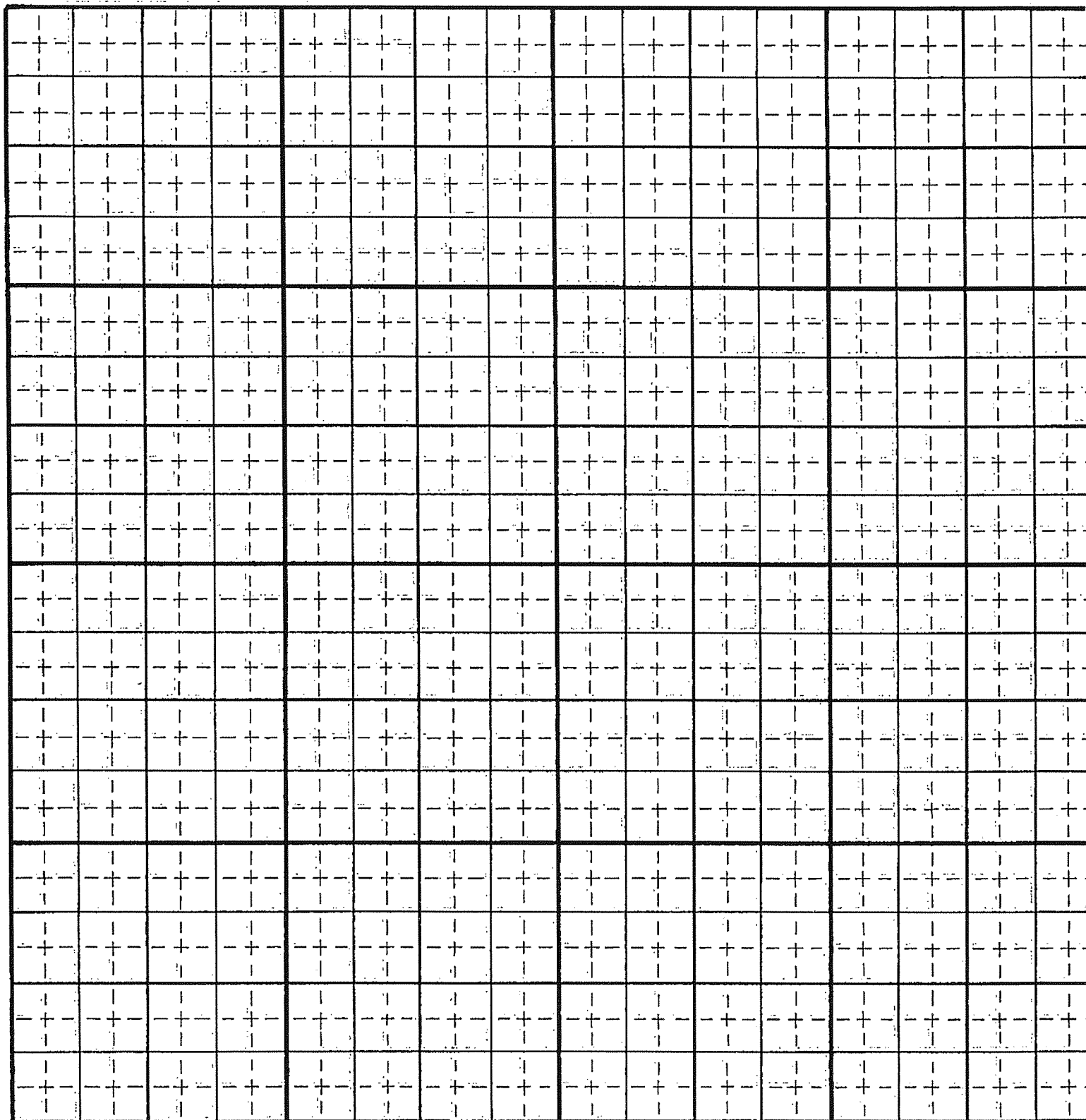
- Parcel (PIN) no(s). 07637001001A Total number of acres irrigated 2.0
10. In which county(ies) are lands listed above as place of use located? _____
11. Do you own the property listed above as place of use? Yes () No ()
If your answer is no, describe in remarks below the authority you have to claim 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:

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 attached Packet 1



Last name Cash

Identification no. 95-9239

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

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable, provide IDWR water right number 95-09239

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 (X) wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: three

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) Francis W. Cash Date: 9/24/14

Date: _____

For organizations:

I do solemnly swear or affirm under penalty of perjury that I am

Title of _____,
Organization

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

Title of _____,
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.

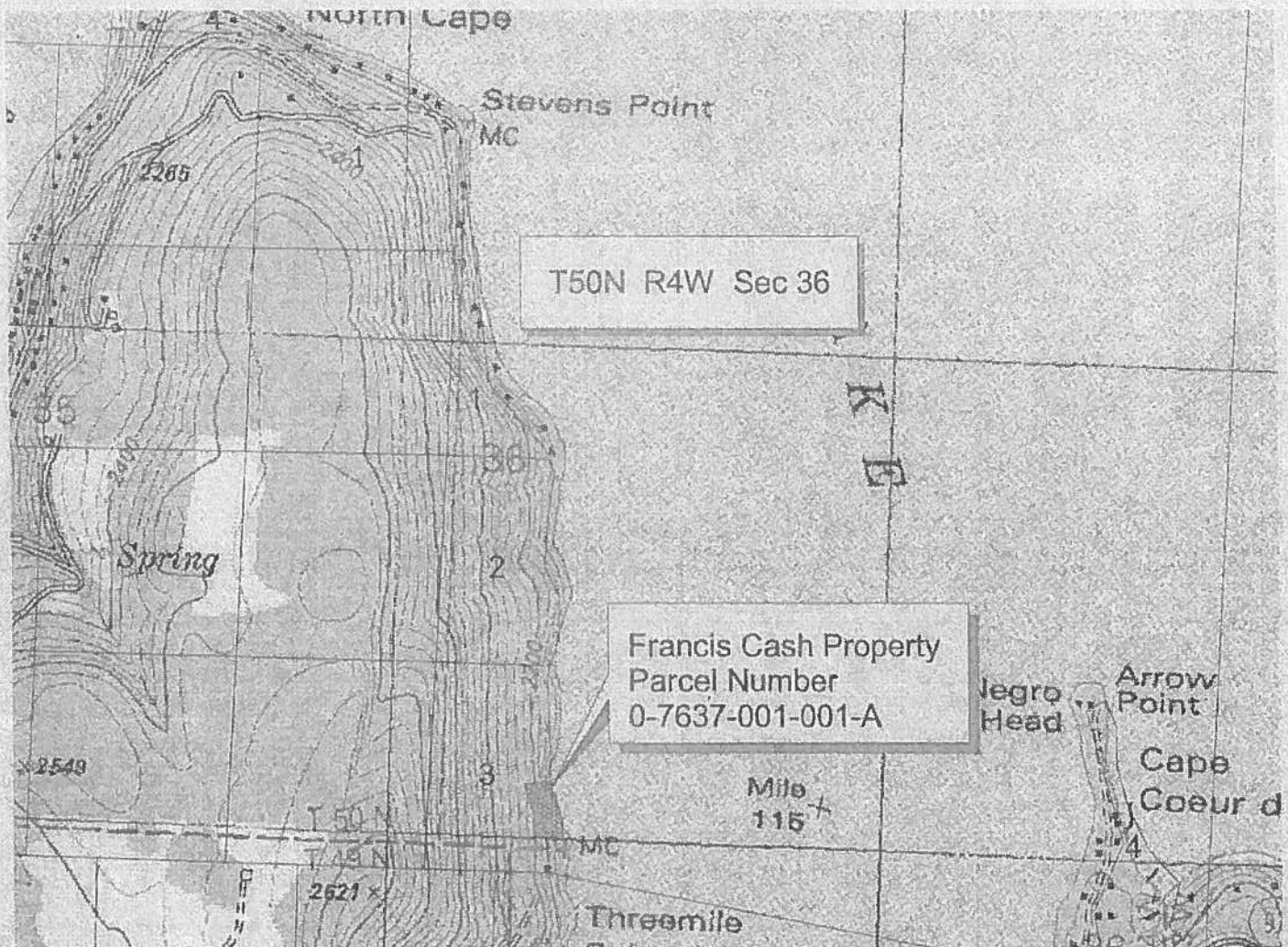
Signature _____ Date _____

Address _____

Last name Cash Identification no. 95-9239

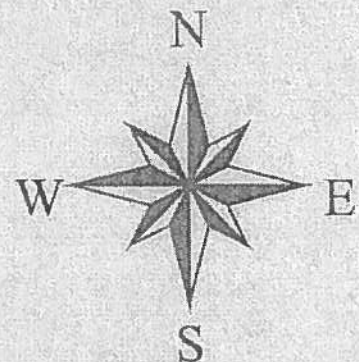
PACKET 1

View1



Unknown Units: View1

- ☐ 7.5 Minute Quad BoundariesQuad75.shp
- ☐ T50n04w.shp
- ☐ T49n03w.shp
- ☐ T49n04w.shp



PACKET 2

Mar 03 04 04:46a

Edwards Const.

208-6642565

P. 2

MAR-3-2004 08:27A FROM:

TD: 6642565

P:2,3

RECEIVED
FEB - 1 2005
DEPARTMENT OF
WATER RESOURCES

714 74

Index No 95-9239

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant FRENCH W. L. Cash Phone# 817-8099
Mailing address # 5504 Miramar Lane Colleyville Texas 76034
2. Source of water supply LAKE CROSSLAND which is a tributary of SPEARMAN RIVER
3. Direction of point of diversion to Township SDN Range 4W Sec 36 in SW %.
SW %, Cont. Lot 1 # of KOOTENAI County
- additional points of diversion if any _____
4. Water will be used for the following purposes
Amount 13 cfs for IRIGATION purposes from 3-25 to 10-15 (both dates inclusive)
for _____ purposes from _____ to _____ (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
for _____ purposes from _____ to _____ (both dates inclusive)
for _____ purposes from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated is (a) .13 cubic feet per second (b) _____ acre-foot per year
6. Proposed diverting works:
a. Descriptive type and size of the work used to divert water from the source 5 HP SUBMERGIBLE PUMP W/ 2" PIPE FROM LAKE TO RESIDENCE
b. Nature of structure dam N/A first, active reservoir capacity N/A acre-foot, total reservoir capacity N/A acre-foot
c. Proposed well diameter is N/A inches, proposed depth of well is _____ feet
d. Is ground water with a temperature of greater than 85 F being sought? No
e. If well is already drilled, what N/A, drilling thru _____ Well was drilled for (well number) _____; Drilling Record No. _____
7. Time required for completion of works and application of water in proposed beneficial use is 1 years (minimum 1 year)
8. Description of payment (use of surplus dry, go to item 9)
a. Hydrofracture show total feet of hole and proposed capacity in bbl _____
b. Sequestration, list number and kind of livestock _____
c. Municipal, show name of municipality _____
d. Domestic, show number of households _____
e. Other, describe fully _____

Don't lat is
actually "3"
but SWIN OR
is correct, per
Besthynes 1/28/1.

No nav need.
to readvertise

Computer
corrected
1/28/05 *db*

This is only a copy + very hard to read - Don't we need a original?

OK - Al says
use the
small version

Received from:
CDF Landscape
4697 W. Seltice Way
Coeur D'Alene, ID 83814

FORM 307
12/03

714 74

Idom No 95-9239

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVE
MAR 12 2004
IDWR/North

1. Name of Applicant Francis W. Cael Phone 817 267-8099
Mailing address 5504 Miramar Lane Colleyville Texas 76014
2. Source of water supply LAKE COBEDALENE which is a tributary of JOHNS RIVER
3. Location of point of diversion is Township 20N Range 4W Sec. 36 in the SW 1/4 of Section 36 County Kootenai

Additional points of diversion if any _____

4. Water will be used for the following purposes:
Amount 13 cfs for irrigation purposes from 3-26 to 10-15 (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

5. Total quantity to be appropriated is (a) 13 cubic feet per second (b) _____ cubic feet per second

6. Proposed owning works:

a. Describe type and size of structure used to divert water from the source: 5 HP SUBMERSIBLE PUMP W/ 2" PIPE FROM LAKE TO RESIDENCE
b. Height of structure above N/A feet, active reservoir capacity N/A acre-feet, total reservoir capacity N/A acre-feet
c. Proposed well diameter is N/A inches, proposed depth of well is _____ feet
d. Is ground water with a temperature of greater than 65° F being sought? No
e. If well is already drilled, when? N/A, Drilling firm _____
Well was drilled for (well owner) _____; Drilling Permit No. _____

7. Time required for completion of works and application of water in proposed beneficial use is 1 year (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9)

a. Hydroponic: show total level of head and proposed capacity in kW _____
b. Stockwatering: list number and kind of livestock _____
c. Municipal: show name of municipality _____
d. Domestic: show number of households _____
e. Other, describe fully _____

Enlarged for
clarity's sake.
Don't list actually
"3" Computer corrected
Per Bob Haynes - no
need to readvertise
1/28/05

Received from:
CDF Landscape

7. Description of place of use

- a. If water is for irrigation, indicate acreage at each subdivision in the tabulation below
 b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			1/4	1/2	3/4	1/4	1/2	3/4	1/4	1/2	3/4	1/4	1/2	3/4	1/4	1/2	3/4	1/4	
50	4	36									2								

Total number of acres to be irrigated 2

10. Describe any other water rights used for the same purposes as described above NONE

- 11 a. Who owns the property at the point of diversion?
 b. Who owns the land to be irrigated or place of use? APPLICANT
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make the use

12. Remarks

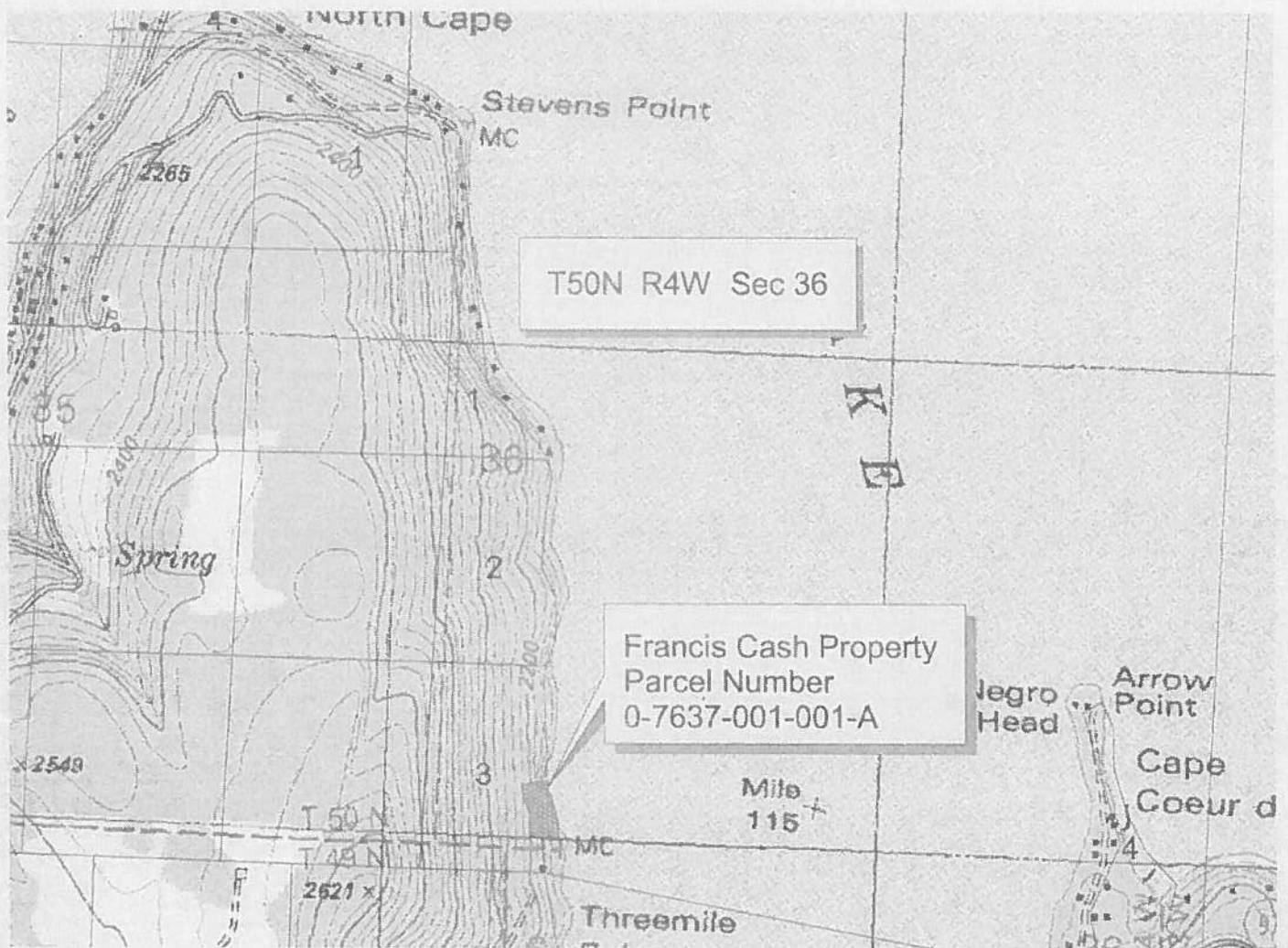
13. MAP OF PROPOSED PROJECT (REQUIRED - Attach an 8 1/2" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 1:50,000 scale topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth

Francis W. Cook
 Signature of Applicant (and title, if applicable)

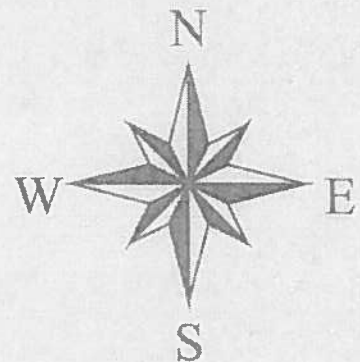
Received by DO Date 3/12/04 Time 1:18 P Preliminary Check By NSP/6/17 Date 3/12/04
 Fee \$ 10.00 Received by DO Date 3/12/04 Published in
 Subsequent approved by Date Published in
 Applicant approved Date

View1



Unknown Units: View1

- 7.5 Minute Quad BoundariesQuad75.shp
- T50n04w.shp
- T49n03w.shp
- T49n04w.shp



PACKET 3

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 95-09239

Priority: March 12, 2004

Maximum Diversion Rate: 0.06 CFS

This is to certify, that FRANCIS W CASH
5504 MIRAMAR LANE
COLLEYVILLE TX 76014

has applied for a permit to appropriate water from:

Source: COEUR D ALENE LAKE **Tributary:** SPOKANE RIVER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.06 CFS

LOCATION OF POINT OF DIVERSION:

COEUR D ALENE LAKE L3 (SW¼SW¼) Sec. 36, Twp 50N, Rge 04W, B.M., KOOTENAI County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
50N 04W 36												2.0					2.0
												L3					

Total Acres: 2

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **April 01, 2006**.
2. Subject to all prior water rights.
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
4. This right does not grant any right-of-way or easement across the land of another.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 12th day of April, 2005.


for KARL J DREHER, Director