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DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re CSRBA)
) SUBCASE: 91-7131
)
) STANDARD FORM 5
Case No. 49576)
)
) STIPULATED ELEMENTS OF A WATER
) RIGHT
)
)
) ☐ AMENDED NOTICE OF CLAIM /
) DIRECTOR'S REPORT

This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Coeur d'Alene-Spokane River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be decreed as described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages. Attached pages should include a copy of the Director's Recommendation, noting where stipulated changes have been made.

CLAIMANT:

John Meister Williams

John M. Williams 4/7/16
John Meister Williams, Pro Se Date

OBJECTOR:

Coeur d'Alene Tribe

Howard Funke 3/24/16
Howard Funke, Attorney Date

IDWR Concurrence:

Carter Fritschle 3-17-16
Carter Fritschle Date
Manager, Adjudication Section

Meghan Carter 3/17/16
Meghan Carter Date
Deputy Attorney General
Attorney for IDWR

SF 5 - Water Right No. 91-7131
Amended 7/24/2013

03/17/2016

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 91-7131
NAME AND ADDRESS: JOHN MEISTER WILLIAMS
1560 COTTONWOOD DR
SAINT MARIES ID 83861-9448
SOURCE: ST JOE RIVER TRIBUTARY: COEUR D'ALENE LAKE
QUANTITY: 0.040 CFS
0.60 APY
The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 10/07/1994

POINT OF DIVERSION: T46N R02W S17 SESW Lot 11 Within BENEWAH County

This water right does not grant a right of way or easement upon the submerged lands owned in trust for the benefit of the Coeur d'Alene Tribe. Access to this point of diversion is conditioned upon the water user securing continued authorization from the Coeur d'Alene Tribe. The Coeur d'Alene Tribe is solely responsible for enforcement of any restrictions involving access to the point of diversion.

IF I'm
CT RL

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	01/01 12/31	0.040 CFS 0.60 APY
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC in BENEWAH County
T46N R02W S17 Lot 11 SESW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1422(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Parcel No. RP00100020025A

Property is also known as Lot 25A, Cottonwood Point First Addition.

CERTIFICATE OF SERVICE

I hereby certify that on this 8TH day of APRIL, 2016, I caused to be served a copy of the Standard Form 5 – Amended Notice of Claim / Director's Report by the following method to:

1. Original to:

Clerk of the District Court	☐ Overnight Mail
Coeur d'Alene-Spokane River Basin Adj.	☒ Regular Mail
P.O. Box 2707	☐ Hand-delivered
Twin Falls, ID 83303-2707	☐ Facsimile

2. Copies to:

IDWR Document Depository	☐ Overnight Mail
322 East Front St.	☒ Regular Mail
P.O. Box 83720	☐ Hand-delivered
Boise, ID 83720-0098	☐ Facsimile

John Meister Williams	☐ Overnight Mail
1560 Cottonwood Dr.	☒ Regular Mail
Saint Maries, ID 83861-9448	☐ Hand-delivered
	☐ Facsimile

Coeur d'Alene Tribe	☐ Overnight Mail
Represented by:	☒ Regular Mail
Howard A. Funke	☐ Hand-delivered
424 Sherman Ave., Ste. 308	☐ Facsimile
P.O. Box 969	
Coeur d'Alene, ID 83816-0969	

Signature of person delivering this

document

Stooly-Denney