

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: 95-17193Date Received: 4-3-15Receipt No: ND 3150 3Amount: 725.00 By: cm

RECEIVED
SEP 3 2015
IDWR/NORTHERN

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

RECEIVED
JUL 30 2015
IDWR/NORTHERN

Please type or print clearly

- Name of claimant(s) EILEEN E. HAWLEY Phone 208-772-9663
Mailing address 22769 N. CORBIN HILL RD. HAYDEN, ID ZIP 83835
Street or Box City State
- Date of priority (only one (1) per claim) JANUARY 1, 1947
Month/Day/Year (yyyy)
- Source of water supply (check one) Ground Water () or Other (x) (a) SPRING
which is tributary to (b) SINKS
- Location of point of diversion is: Township 52N, Range 3 WBM, Section 9,
1/4 of 1/4, or Govt. Lot 1, B.M., County of KOOTENAI
Parcel (PIN) no. 51N03W-09-3100
Additional points of diversion, if any: _____
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.
SPRING -- BOX 6.5' x 7' CONCRETE CISTERN AND PIPES
- Water is claimed for the following: (Limited to domestic and/or stockwater uses. See page 1 of the instructions.)
For DOMESTIC purposes from 1-01 to 12-31 amount 0.04 CFS / day
Month/Day Month/Day cfs (x) AFY ()
For _____ purposes from _____ to _____ amount _____
- Total quantity claimed 0.04 cfs (x) or AFY ()
- Non-irrigation uses; describe fully (e.g. Domestic: give number of households served if single ownership; Stockwater: type and number of livestock, etc.): DOMESTIC: SINGLE HOUSEHOLD

9. Location of place of use is: Township 52 N, Range 3 WBM, Section 9, _____ 1/4 of _____ 1/4,
or Govt. Lot _____, B.M., Parcel (PIN) no. (if different than shown in Item 4) 51N03W-09-3100

For (check one) Domestic (x) Stock () Domestic and Stock ()

Additional places of use, if any: _____

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 (x) 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 (x)

13. Remarks:

14. Basis of claim (check one) Beneficial Use (x) 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) *Eileen P. [illegible]* Date: _____
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 forgoing document are true and correct.

Signature of authorized agent _____ Date _____

Title and organization _____

16. Notice of appearance:

Notice is hereby given that I, MICHAEL J. VERBILLIS, 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 Michael Kelly Date 7/27/2015

Address P.O. Box 519
COEUR D'ALENE, ID 83816

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Dorcel H. Kelly White
(Name of Claimant)
E 5300 Corbin Hill Rd. Hayden Lake ID 83835
(Mailing Address) (Zip Code) Telephone No. 772-6304

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) 1933
A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Spring tributary to Sinks

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.04 cfs</u>		Use <u>Domestic</u>		Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____

- (4) 0.04 TOTAL QUANTITY USED.
(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 NW 1/4, Sec. 9 Twp. 52N Rge. 3W B.M., County of Kootenai
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Developed spring with gravity flow to second spring then gravity flow to home

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
52N	3W	9					X												

No. of acres _____

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: One home

NOTE: Include here the type and number of stock watered: _____

- (7) If you are claiming water as a member of an organization, list name of organization: _____

MICHAEL J. VERBILLIS

Attorneys and Counselors at Law

Of Counsel: Herbert Nagel

P.O. BOX 519 • 601 E. SHERMAN AVENUE, SUITE 3 • COEUR D'ALENE, IDAHO 83816-0519

• (208) 667-9475 • FAX: (208) 664-1161 • E-mail: mjverbillis@frontier.com

July 27, 2015

Idaho Department of Water Resources
7600 N. Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815

RECEIVED
JUL 30 2015
IDWR/NORTHERN

ATTN: Linda

Re: Eileen Hawley water right claim

Dear Linda:

I am enclosing a notice of claim to water right under civil case number 2015-49576 styled as a Twin Falls County case.

This is being sent to your office following our conversation this date.

Would you kindly acknowledge receipt of this document at your early convenience?

Sincerely,



Michael J. Verbillis

MJV/dv
Enc.