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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 95-9009Date Received: 1/8/10Receipt No: N023289Received By: ch

**NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

Please type or print clearly

1. Name of Claimant (s) ROSS POINT WATER DISTRICT Phone (208) 773-1120Mailing Address P. O. BOX 70 POST FALLS ID 838772. Date of Priority (Only one (1) per claim) FEBRUARY 12, 1999
Month Day Year (YYYY)3. Source of water supply (Check one) Ground Water (☒) or Other () (a) _____
which is tributary to (b) _____4. a. Location of Point of Diversion is: Township 51N, Range 05W, Section 36,
NE, 1/4 of NW, 1/4 Govt. Lot _____, BM., County of KOOTENAI

Parcel (PIN) no. _____

Additional points of diversion if any: SEE ATTACHED EXHIBIT "A"

If available, GPS Coordinates _____

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 _____

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. _____DEEP WELL LINE SHAFT TURBINE PUMPING SYSTEM AND PIPING

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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD) (cfs) (acre feet)
For MUNICIPAL purposes from JAN 1 to DEC 31 amount 5.25 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5.25 (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) MUNICIPAL USE _____

9. Description of place of use: SEE ATTACHED EXPANDED TABLE, EXHIBIT "B"

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.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Parcel (PIN) no(s) _____ Total number of acres irrigated _____

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 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.

95-(7258, 8477, 2110, 7698, 7009, 2099, 4088) _____ or None ()

13. Remarks: _____

1) WR #95-9009 OWNED BY ROSS POINT WATER DISTRICT

2) MULTIPLE POINTS OF DIVERSION IN RPWD - SEE ATTACHED EXHIBIT "A"

3) PLACE OF USE: RPWD BOUNDARY - SEE ATTACHED EXHIBIT "A" AND EXHIBIT "B"

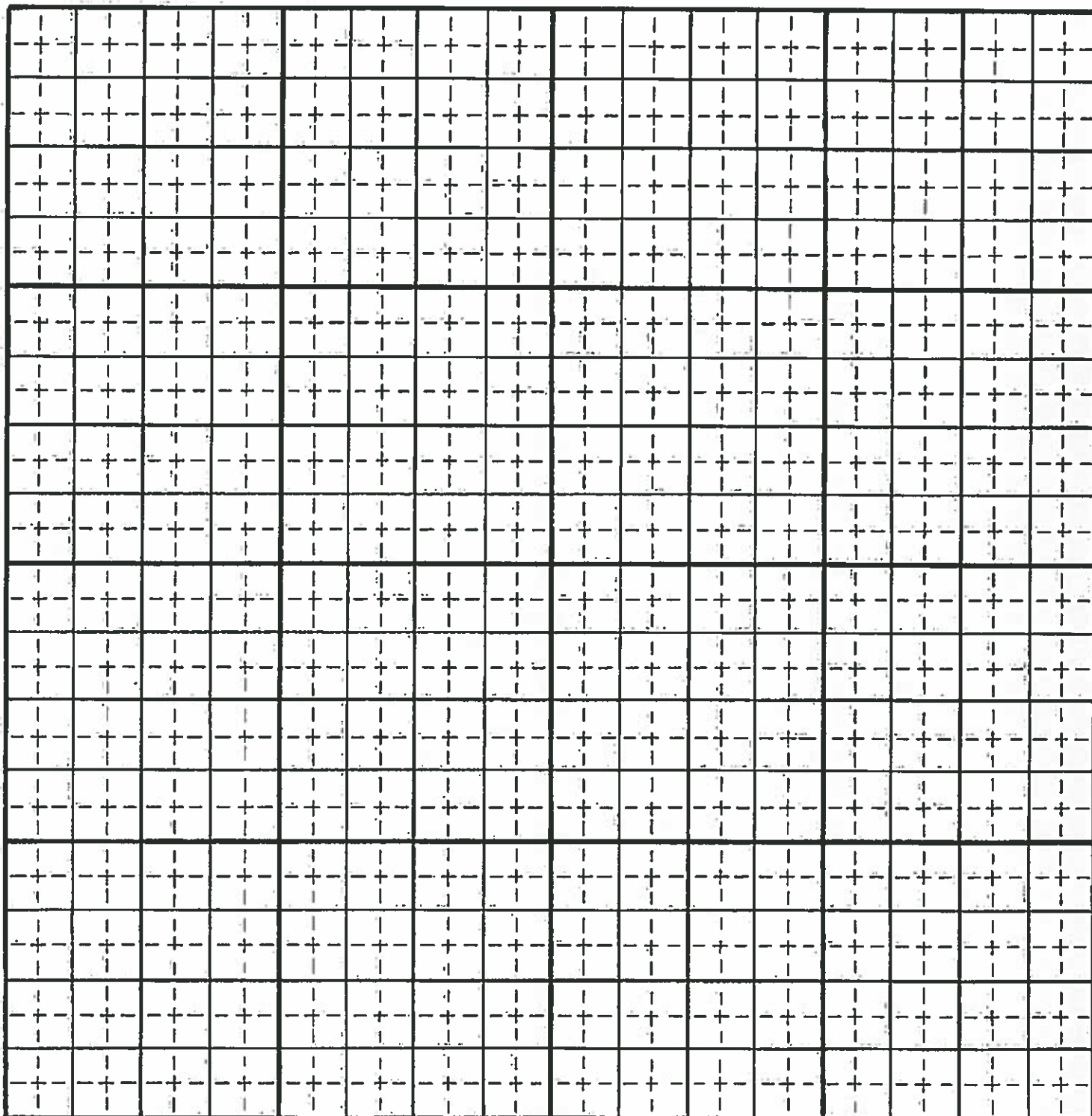
Last Name ROSS POINT WATER DIST Identification No. _____

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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.

SEE ATTACHED EXHIBIT "A"

Scale: 2 Inches equals 1 mile



Last Name ROSS POINT WATER DIST Identification No. _____

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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 95-9009

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: 2

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) _____ Date: _____

_____ Date: _____

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

SUPERINTENDENT of ROSS POINT WATER DISTRICT,
Title Organization

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

SUPERINTENDENT of ROSS POINT WATER DISTRICT,
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Dan Gilden Date 1-7-2010

Title and Organization SUPERINTENDENT, ROSS POINT WATER DISTRICT

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.

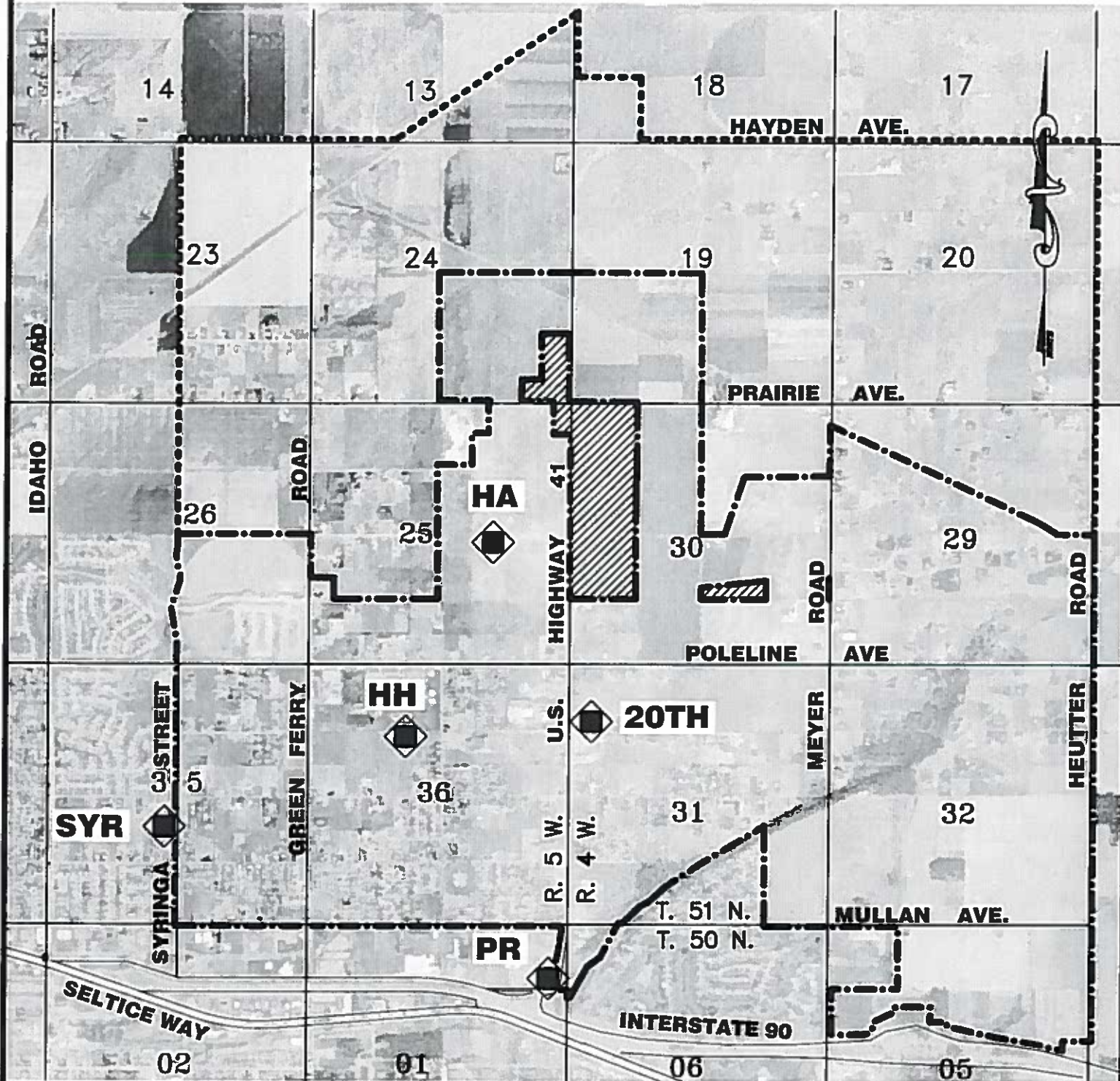
Signature _____ Date _____

Address _____

Last Name ROSS POINT WATER DIST Identification No. _____

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EXHIBIT "A"



POINTS OF DIVERSION				
CODE	DESCRIPTION	¼	¼	S-T-R
PR	PRIMROSE WELL	NE	NE	01-50N-5W
SYR	SYRINGA WELL	NE	SW	35-51N-5W
20TH	20TH ST WELL	NW	NW	31-51N-4W
HH	HORSE HAVEN WELL	NE	NW	36-51N-5W
HA	HOPE AVE WELL	NE	SE	25-51N-5W

LEGEND

- WELL (POINT OF DIVERSION)
- ROSS POINT WATER DISTRICT BOUNDARY (DEC. 2009)
- ROSS POINT WATER DISTRICT 20 YEAR PLANNING HORIZON: POTENTIAL SERVICE AREA BOUNDARY (PER SECTION 42-202(2) IDAHO CODE)
- AREA NOT YET ANNEXED INTO ROSS POINT WATER DISTRICT BOUNDARY

TITLE: ROSS POINT WATER DISTRICT
ILLUSTRATION OF POINTS OF DIVERSION
AND PLACE OF USE

SCALE: NTS

DATE: 12/31/09

FILE: R129 PTS OF DIVERSION2.dwg

FRAME & SMETANA, PA
Consulting Engineers

603 North 4th Street, Coeur d'Alene, Idaho, 83814
Ph. (208)664-2121/Fax: 765-5502/ Email: smetana@adelphia.net

SHEET
1 OF 1

EXHIBIT "B"

ATTACHMENT TO NOTICE OF CLAIM TO A WATER RIGHT IDWR Water Right Number 95-9009

ROSS POINT WATER DISTRICT

DESCRIPTION OF PLACE OF USE:

DECEMBER 2009

Twn	Rng	Sec	NE				NW				SW				SE				Totals (ac)
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	5W	24													M	M	M	M	138
51N	4W	19									M	M	M	M					160
51N	5W	26													M	M	M	M	160
51N	5W	25	M	M	M	M						M	M	M	M	M	M	M	374
51N	4W	30			M	M	M			M	M		M	M	M	M	M	M	400
51N	4W	29			M	M	M	M	M	M	M	M	M	M	M	M	M	M	445
51N	5W	35	M	M	M	M					M				M	M	M	M	321
51N	5W	36	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	640
51N	4W	31	M	M	M	M	M	M	M	M	M	M	M	M	M	M		M	567
51N	4W	32	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	640
50N	5W	1	M																1
50N	4W	6						M											18
50N	4W	5	M	M	M	M	M		M	M									227

20 YEAR PLANNING HORIZON (PER SECTION 42-202(2) IDAHO CODE)

Twn	Rng	Sec	NE				NW				SW				SE				Totals (ac)
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	5W	23	M	M	M	M									M	M	M	M	320
51N	5W	24	M	M	M	M	M	M	M	M	M	M	M	M			M		502
51N	4W	19	M	M	M	M	M	M	M	M					M	M	M	M	480
51N	4W	20	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	640
51N	5W	26	M	M	M	M													160
51N	5W	25	M	M			M	M	M	M	M	M							266
51N	4W	30	M	M	M	M		M	M			M				M			240
51N	4W	29	M	M	M	M	M	M		M									195

TOTAL (ac) 6,894 ±

NOTE: The above expanded tables are provided to clarify the Ross Point Water District place of use per Question # 9 of IDWR Form No. 42-1409-1

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