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SEP 10 2009

Form No.42-1409-1 (Internet 12/08)

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 95-9524

Date Received: 9/10/09

Receipt No: NO 22043

Received By: JD

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) City of Post Falls Phone (208) 777-9857

Mailing Address 408 N. Spokane St., Post Falls, ID. ZIP 83854
Street or Box City State

2. Date of Priority (Only one (1) per claim) 12-13-1961
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water (X) or Other () (a) _____

which is tributary to (b) Rathdrum Prairie Aquifer

4. a. Location of Point of Diversion is: Township 51N, Range 05W, Section 13,
1/4 of _____, 1/4 Govt. Lot _____, BM., County of Kootenai

Parcel (PIN) no. _____

Additional points of diversion if any: PD in center of SW 1/4

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. _____

This is a well with a verticle turbine pump to provide water to a center pivot
for crop irrigation.

COANED

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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Irrigation purposes from 03-15 to 11-15 amount 2.07 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.07 (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.) _____

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.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	05W	13									40.0	40.0	40.0	33.0					153.0

Parcel (PIN) no(s). _____

Total number of acres irrigated 153.0

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 ()

13. Remarks: _____

Last Name City of Post Falls Identification No. 95-9524

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51N05W134395
S2-NW EX RW
HAMAN DAVID L TRUSTEE

51N05W-13-6100
SW EX R R RW

POST FALLS CITY OF

 CITY OF
POST FALLS

Water Rights
Map Attachment

SUBJECT PARCEL:

SW 1/4 Sec 13 Twp 51N Rng 5WBM,
Except RR RW

Assessor Parcel Number 51N05W-13-6100

City of Post Falls 95-9524

SEP 10 2005

0 100 200 400 600 800
Feet



14. Basis of Claim (Check One) Beneficial Use () Posted Notice () License (X) Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 95-9524

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: 7

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

Public Works Director of City of Post Falls
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 Terry C. Werner Date _____

Title and Organization Terry C. Werner, Public Works Director
City of Post Falls

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 _____

SCANNED

SEP 11 2009

Last Name City of Post Falls Identification No. 95-9524

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 95-9524

WATER RIGHT NUMBER: 95-9524

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ELMER A SATCHWELL 9374 N GREENSFERRY RD POST FALLS, ID 83854-4666 (208)687-2775
Current Owner	CITY OF POST FALLS 408 N SPOKANE ST POST FALLS, ID 83854 (208)777-9857

Priority Date: 12/13/1961

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	2.070 CFS	
	<u>Total Diversion:</u>	2.070 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4	Sec. 13, Twp 51N, Rge 05W, 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	
51N 05W 13									40.0	40.0	40.0	33.0					153.0

Total Acres: 153

Conditions of Approval:

1. P/D IN CENTER OF SW 1/4, S13, T51N, R5W.

Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 95-9524

1. medl 9/3/2008 3:40:12 PM POD
Comment: Updated Shape

2. medl 9/3/2008 3:57:34 PM POU
Comment: Updated Shape

3. medl 9/3/2008 ownership change
Comment: WR 95-2139 split into 95-9523(Satchwell) and 95-9524(City of Post Falls)

Dates and Other Information:

Licensed Date: 3/23/1967

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

Pedigree Search (History of Water Right Number splits)

Adjudication Pedigree for 95-2139

- Water Right Number / Status /Reason for split**
- 95-2139 /PARENT /Ownership Change**
 - 95-9523 /Active /Ownership Change**
 - 95-9524 /Active /Ownership Change**

Water Right Pedigree for 95-2139

- Water Right Number / Status /Reason for split**
- 95-2139 /PARENT /Ownership Change**
 - 95-9523 /Active /Ownership Change**
 - 95-9524 /Active /Ownership Change**

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

2/5/2009

WATER RIGHT NO. 95-9524

Owner Type	Name and Address
Current Owner	CITY OF POST FALLS 408 N SPOKANE ST POST FALLS, ID 83854 (208)777-9857
Original Owner	ELMER A SATCHWELL 9374 N GREENSFERRY RD POST FALLS, ID 83854-4666 (208)687-2775

Priority Date: 12/13/1961

Basis: License

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	2.07 CFS	
Total Diversion			2.07 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SW	Sec. 13	Township 51N	Range 05W	KOOTENAI County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION KOOTENAI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
51N	05W	13		NESW	40		NWSW	40		SWSW	40		SESW	33

Total Acres: 153

Conditions of Approval:

1.	P/D IN CENTER OF SW 1/4, S13, T51N, R5W.
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Dates:

Licensed Date: 03/23/1967

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED**SEP 12 2005**

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
WR 95-2139 <	95-9523 95-9524	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Elmer A. Satchwell
9374 N. Greensferry Road, Post Falls, Idaho 83854
4. New Owner/Claimant(s) City of Post Falls
 Name Connector (Check one: ☐ and, ☐ or, ☐ and/or)
 New Mailing Address 408 N. Spokane Street
 City, State and ZIP Code Post Falls, Idaho 83854
 New Telephone Number (208) 777-9857
5. Date you acquired the property 6-30-2005

SUPPORT DATA
IN FILE # 95-2139

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Terry C. Werner
(include title if applicable) Terry C. Werner, Public Works Superintendent

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only			
Received by <u>dp</u>	Date <u>9/8/05</u>	Fee <u>25.00</u>	<u>\$75.00</u>
Receipted by <u>dp</u>	Date <u>9/8/05</u>	Receipt No. <u>NA17169</u>	<u>10084372</u>
Processed by _____	AJ Date _____	WR _____	Date _____