

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 95-10293Date Received: 3/30/09Receipt No: 1020195Received By: cm

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

MAR 30 2009

IDWR/North

- Name of Claimant(s) Richard N. Behrmanley McCabe Phone (208) 641-4480
Mailing Address PO Box 1016 Newman Lake, WA 99027
Street or Box City State Zip
- Date of Priority: (Only one per claim) 6/1/1960 County Assessors info, year built
Month/Day/Year (YYYY)
- Source of water supply (Check one) Ground Water () or Other (X) (a) Spirit Lake, ID.
which is tributary to (b) _____
- Location of Point of Diversion is: Township S14, Range T53N, Section R05W,
_____ 1/4 of _____ 1/4, or Govt. Lot 6 BM. County of Kootenai;
Parcel (PIN) no. S3N05W148770
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.
Sears 3/4 hose pump 1" pipe
- Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)
For Domestic purposes from 1-1 to 12-31 amount .04
Month/Day Month/Day cfs(X) or AFY ()
For _____ purposes from _____ to _____ amount _____
- Total Quantity claimed .04 cfs (X) or AFY ()
- Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership; Stockwater and Number of livestock) Domestic, single household

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9. Location of Place of Use is: Township 514, Range T53N, Section R05W,
_____ 1/4 of _____ 1/4, Govt. Lot 6 BM. Parcel (PIN) no. 53N05W148770
for (Check One) **Domestic (X)** Stock () Domestic and Stock () If different than shown in Item 4

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

Number of attachments: 3

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) Richard McCabe Date: 3/25/09
Bethanne McCabe Date: 3/25/09

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 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 _____

Address _____

Date _____

Last Name _____ Identification No. _____

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An aerial photograph showing a coastal region. The top half of the image is a dark, calm body of water. The bottom half shows a rugged, forested coastline with some cleared areas and small structures. A white callout box with a pointer indicates a specific location on the shore.

T53N, R5W, SEC. 14
SESE GOV. LOT 7

SPIRIT LAKE

This sketch is furnished without charge solely for the purpose of assisting in locating said premises and the Company assumes no liability for inaccuracies therein.



