

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 95-8012

Date Received: 12-14-10

Receipt No: 2026358

Received By: mm

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Elkhorn Ranch Homeowners Assn. Inc Phone (208) 819-4175

Mailing Address P.O. Box 918 Rathdrum ID ZIP 83858
Street or Box City State

2. Date of Priority (Only one (1) per claim) June 28, 1999
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (✓) (a) Spokane River
which is tributary to (b) Columbia River

4. a. Location of Point of Diversion is: Township 52N, Range 04W, Section 10,
SE, 1/4 of NW, 1/4 Govt. Lot _____, BM., County of Kootenai

Parcel (PIN) no. 020870010010 (Wilbert Grasmick Revocable Trust)

Additional points of diversion if any: SE1/4NW1/4 Sec. 10, Township 52N, Range 04W BM Kootenai County

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. Two wells and two reservoirs

SCANNED
DEC 14 2010

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD) (cfs) (acre feet)

For Municipal purposes from 1/01 to 12/31 amount 1 or 148.8

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 1. (cfs) and/or (b) 148.8 (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Municipal serving lots and parcels in Elkhorn Ranch Homeowners Assn.

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	

Parcel (PIN) no(s). See attached map 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.

or None ()

13. Remarks: Place of use is within the area served by the public water supply system number 1280222293 and shown on attached map. Point of diversion is owned by Wilbert Grasmick Trust and point of use is a group of Subdivisions

Last Name Elkhorn Ranch Homeowners Identification No.

SCANNED
DEC 14 2010

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 95-9012

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: 1

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

President _____ of Elkhorne Homeowners Association Inc. _____,

Title

Organization

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

President _____ of Elkhorne Homeowners Association Inc. _____,

Title

Organization

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

Signature of Authorized Agent Steven L. Hucker Date 12-7-2010

Title and Organization President _____, Elkhorn Homeowners Association Inc.

16. Notice of Appearance:

Notice is hereby given that I, Dana Wetzel; Wetzel Wetzel & Holt P.L.L.C., 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 [Signature] Date 11/23/2010

Address 618 N. 4th St

Coeur d'Alene, Idaho 83814

Last Name Elkhorne Homeowners Assn. Identification No. _____

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DEC 14 2010



Elkhorn Ranch Homeowners Assn Inc

Water Rights: 95-9012

Municipal Service Area Boundary
GIS Place of Use Illustration

Legend

- Service Area
- State Outline
- Townships
- PLS Sections
- Quarter Quarters

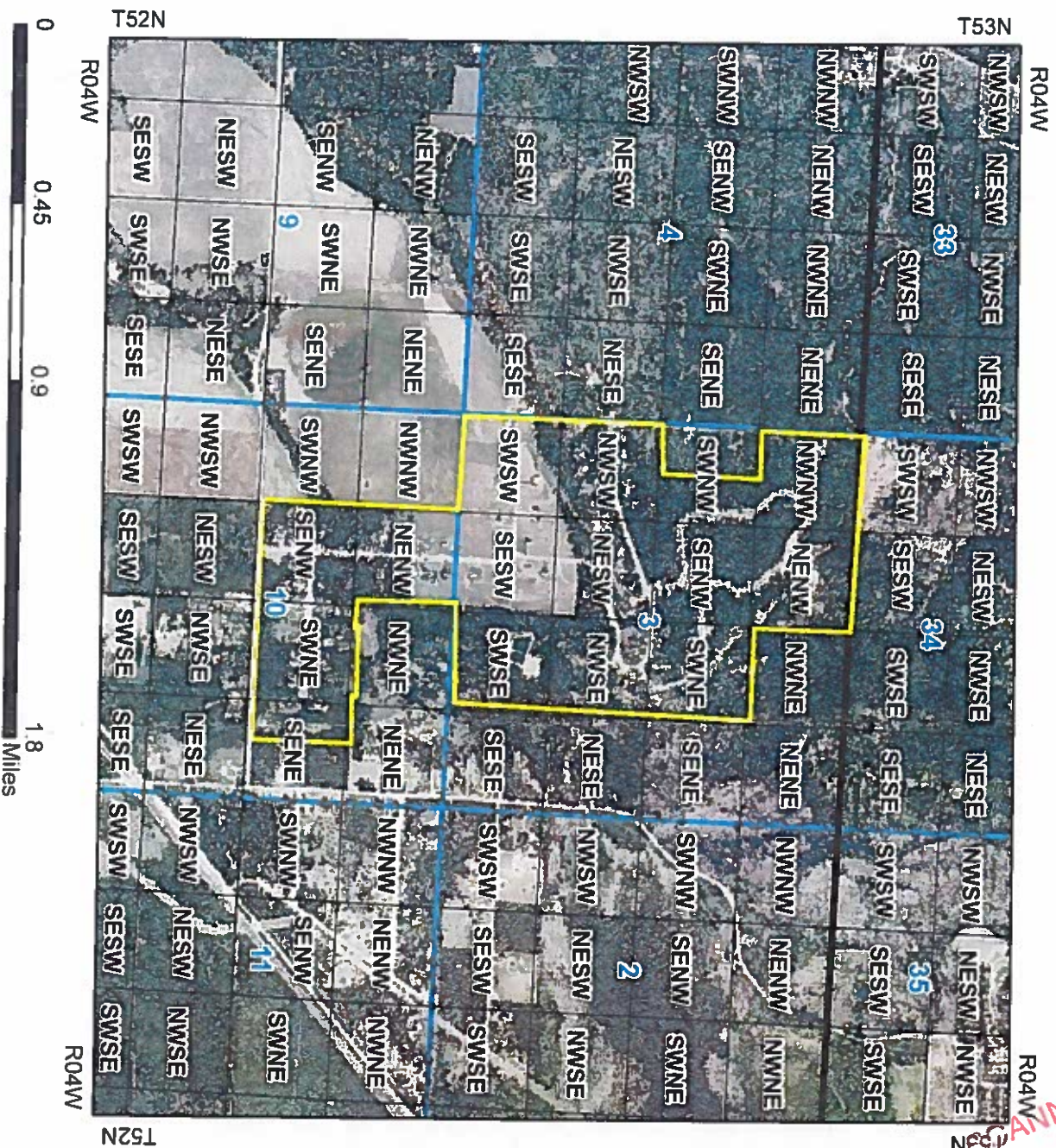


Kootenai County

IDWR Basin 95

Prepared by Goodwin, Chad

2009 Aerial Photography



APPROVED
DEC 14 2010



Wetzel, Wetzel & Holt

ATTORNEYS AT LAW P.L.L.C.

A Professional Limited Liability Company

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*Also admitted in Washington

December 13, 2010

Idaho Department of Water Resources
Attn: Chad
7600 N. Mineral Drive, Suite 100
Coeur d'Alene, Id 83815

RE: WATER RIGHT CLAIM ADJUDICATION FEES
ELKHORN RANCH HOMEOWNERS ASSN. INC.

RECEIVED
DEC 14 2010
IDWR/NORTHERN

Dear Chad:

Enclosed please find a check in the amount of \$150.00 to be applied as filing fees for the water right claim attached for Elkhorn Ranch Homeowners Assn. Inc. for their municipal water right adjudication claim. I have also enclosed a yellow copy of the claim for our files, together with a return envelope.

Thank you for your assistance. If you have any questions or concerns please contact me at 667-3400.

Sincerely,

WETZEL, WETZEL & HOLT P.L.L.C.


Dana L. Rayborn Wetzel

Enc Check No.18564 in the amount of \$150.00
Cc Client

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DEC 14 2010