

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 95-12101Date Received: 3-5-10Receipt No: W 023701Received By: W

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 05 2010

IDWR / NORTH

1. Name of Claimant(s) David Ostheiler, Cedar Cove Water Association Phone (509) 283-2556Mailing Address 22121 E. Powers Rd. Fairfield WA Zip 99012
Street or Box City State2. Date of Priority: (Only one per claim) 8/27/1973
Month/Day/Year (YYYY)3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
which is tributary to (b) _____4. Location of Point of Diversion is: Township 48N, Range 4W, Section 17
SE 1/4 of SW 1/4, or Govt. Lot 7 BM. County of Kootenai;
Parcel (PIN) no. 7507,7421,7420,7419,7418

Additional points of diversion if any: _____

If available, GPS coordinates: _____

5. 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. 300 ft well, 8 inch diameter, 5 hp pump, 18 gal per minute

6. 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 0.04 cfs (✓) or AFY ()

For _____ purposes from _____ to _____ amount _____

7. Total Quantity claimed <2500 gal/day cfs () or AFY ()

8. Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership;

Stockwater and Number of livestock) Domestic : 5 households (seasonal cabins) served

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9. Location of Place of Use is: Township 48N, Range 4W, Section 17
SE 1/4 of SW 1/4, Govt. Lot 7 BM. Parcel (PIN) no. _____
If different than shown in Item 4

for (Check One) Domestic (☒) 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 (☒) 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 (☒)

13. Remarks:
5 households included in Cedar Cove Water Association: David Ostheller, Jack Felgenhauer (2 cabins),
George Alderman, Mike Roecks. We use together less than 2500 gal. / day of well water. The well & distrib.
is located on George Alderman's lot. (7507)

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 _____

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) _____ Date: _____

_____ Date: _____

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

President _____ of Cedar Cove Water Association
Title _____ Organization _____

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

President _____ of Cedar Cove Water Association
Title _____ Organization _____

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

Signature of Authorized Agent David Ostheller Date 3-3-2010

Title and Organization President, Cedar Cove Water Association

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 David Ostheller Cedar Cove Water Association Identification No. _____

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4-10-5 2010