

In Re CSRBA	)	SUBCASE: 94-7811
	)	STANDARD FORM 5
Case No. 49576	)	
	)	STIPULATED ELEMENTS OF A WATER
	)	RIGHT
	)	
	)	~~X~~ AMENDED NOTICE OF CLAIM /
	)	DIRECTOR'S REPORT

The parties and IDWR agree and stipulate that the elements of this water right should be decreed as described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages. Attached pages should include a copy of the Director's Recommendation, noting where stipulated changes have been made.

Stephen Fenter, Pro Se Date

Howard A. Funke, Attorney Date

Steven Strack
Deputy Attorney General

Date

IDWR Concurrence:

Carter Fritschle 9-15-17
Carter Fritschle Date
Manager, Water Rights Adjudication

Andrea L. Courtney 9/15/17
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

08/25/2017

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 94-7811

NAME AND ADDRESS: CALVIN FENTER
C/O STEPHEN FENTER
31965 S BENEWAH RD
31967 S BENEWAH RD
HARRISON ID 83833

STEPHEN FENTER
31967 S BENEWAH RD
HARRISON ID 83833

~~MARJORIE FENTER~~
~~31965 S BENEWAH RD~~
~~HARRISON ID 83833~~

AK

SOURCE: COEUR D ALENE LAKE

TRIBUTARY: SPOKANE RIVER

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 07/01/1965

POINT OF
DIVERSION: T47N R03W S29 NWSE Lot 3 Within KOOTENAI County

This right does not grant any right-of-way or easement across the land of another.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.020 CFS

Domestic use is for ± 2 homes.

PLACE OF USE: DOMESTIC in KOOTENAI County

T47N R03W S29 Lot 3 NWSE

The irrigation occurring under this domestic use shall not exceed 1/2 acre.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Parcel Nos. 47N03W297860 and 47N03W297875.

km [Signature] SWS
CA

CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of September, 2017, I caused to be served a copy of the Standard Form 5/Amended Claim by the following method to:

1. Original to:

Clerk of the District Court
Coeur d'Alene-Spokane River Basin Adj.
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-delivered
☐ Facsimile

2. Copies to:

IDWR Document Depository
322 East Front St.
P.O. Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☐ Regular Mail
☒ Hand-delivered
☐ Facsimile

Coeur d'Alene Tribe
Represented by:
Howard A. Funke
424 Sherman Avenue, Ste 308
Coeur d'Alene, ID 83816-0969

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Calvin Fenter
c/o Stephen Fenter as Power of Attorney
for Calvin Fenter
31967 S. Benewah Road
Harrison, ID 83833

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Stephen Fenter
31967 S. Benewah Road
Harrison, ID 83833

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

State of Idaho
Represented by:
Chief Natural Resources Div
Office of the Attorney General
State of Idaho
PO Box 83720
Boise, ID 83720-0010

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Signature of person delivering this
document

A handwritten signature in black ink, appearing to read "David Kelly", is written over a horizontal line. The signature is fluid and cursive, with a large loop at the end.