

# 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 95-16422Date Received: 9-23-10Receipt No: 1025749Received By: WA

RECEIVED

SEP 23 2010

IDWR/North

## 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

1. Name of Claimant(s) Steven G. Kirk and Courtney N. Kirk (his daughter) Phone (208) 689-9225

Mailing Address 14268 209th Ave. NE Woodinville WA Zip 98077  
Street or Box City State

2. Date of Priority: (Only one per claim) 07/01/1958 see attached  
Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water ( ) or Other (✓) (a) Lake Coeur d'Alene  
 which is tributary to (b) n/a

4. Location of Point of Diversion is: Township 47N, Range 04W, Section 2,  
1/4 of 1/4, or Govt. Lot 4 BM. County of Kootenai;

Parcel (PIN) no. 01260000017BAdditional points of diversion if any: noneIf available, GPS coordinates: not available

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.

1/2 hp electric motor installed in a pump house which is extended 100' to the lake at the end of our

dock. System ties to cabin

6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)

For domestic purposes from 04/01 to 10/30 amount 0.04 cfs (✓) or AFY ( )

For 01/01 to 12/31 purposes from 01/01 to 12/31 amount 0.04

7. Total Quantity claimed .04 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 for a 400 sq. ft summer cabin and irrigation of 50' x 55' lot

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9. Location of Place of Use is: Township 47N, Range 04 W, Section 2,  
\_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4, Govt. Lot 4 BM. Parcel (PIN) no. 01260000017B

If different than shown in Item 4

for (Check One) **Domestic** (✓) **Stock** ( ) **Domestic and Stock** ( )

Additional places of use, if any NONE

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:

see attached statement supporting claim and estimated date of priority of claim

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: 2

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: 9/21/2010

Date: \_\_\_\_\_

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 \_\_\_\_\_ Date \_\_\_\_\_

Address \_\_\_\_\_

Last Name KIRK

Identification No. \_\_\_\_\_

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Statement Documenting Water Withdrawal at 25307 S. Cleland Bay Road  
Worley, ID 83876

My name is Joe Olson and I have owned a summer cabin on Lake Coeur d'Alene, ID since 1958. My address is: 25250 S. Cleland Bay Rd. Worley, ID 83876

Prior to 1958 the attached referenced cabin Parcel # 01260000017B was already in existence by to my cabin (which is 25250 S. Cleland Bay Rd., Worley, ID). All owners (prior and current) used water from Lake Coeur d'Alene for domestic use (drinking, cooking, bathing, irrigation and fire protection) from the time the cabin was built, which is prior to 1958, to the present date. The Kirks' (current owners) continue to withdraw water from the lake for domestic use and fire protection.

Please contact me if you have any questions concerning the Kirk's water claim. My telephone number is 208-689-3496.

Sincerely,

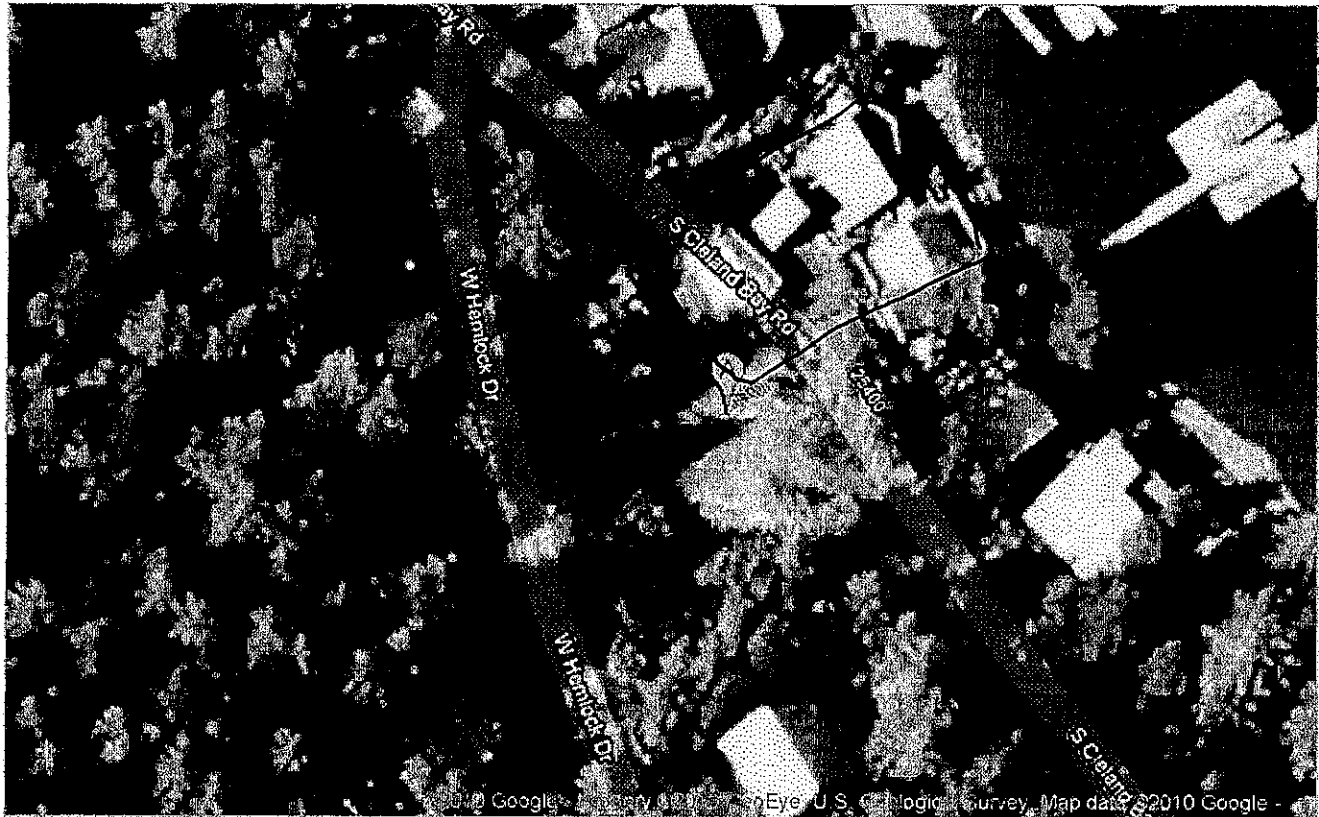
A handwritten signature in black ink that reads "Joe Olson". The signature is written in a cursive, flowing style.

Joe Olson

Last Name: KIRK

Google maps Address

To see all the details that are visible on the screen, use the "Print" link next to the map.

[Get Directions](#) [My Maps](#)[Print](#)[Send](#)[Link](#)

[25306 s ...](#) | [25207s c...](#) | [25307s c...](#) | [25307 s ...](#)

Kirk: 25307 South Cleland Bay Road

<http://maps.google.com/maps?ftr=earth.promo&hl=en&utm>