

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 95-16452Date Received: 7/16/19Receipt No: NO21363Received By: la

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Penball & RENAY Smith / Gary Cragle Phone (208) 772-7321Mailing Address 22396 N. HWY 95 Arctic ID State ID ZIP 838012. Date of Priority (Only one (1) per claim) 9/3/1919
Month Day Year (YYYY)3. Source of water supply (Check one) Ground Water () or Other (☒) (a) Irrigation Waterwhich is tributary to (b) Chilo Lake and Tributaries / Sinks4. a. Location of Point of Diversion is: Township 52N, Range 03W, Section 08,
1/4 of _____, 1/4 Govt. Lot _____, BM., County of KootenaiParcel (PIN) no. 071950010010, 071950010020, 071950010030, 071950010040 BLK 10 LOT 14 BLK 14
Additional points of diversion if any: @ Waterfall into 12" main line, stream into pond WAC, SPO VALLEY com. orchard TRACTS

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 Kootenai

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.

Reconstructed Dam on Chilo Lake and Creek (downstream) to head gate
to 12" water main @ waterfall - overflow fills stock pond - 12" main line
for irrigation crosses (6) parcels owned by Smith & Cragle providing
irrigation water and livestock water

SCANNED

JUL 16 2009

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For IRRIGATION USE purposes from MAR 15 to NOV 15 amount _____ or 31

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

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

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) _____

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	
<u>52N</u>	<u>3W</u>	<u>08</u>											<u>18</u>	<u>7</u>					
<u>52N</u>	<u>3W</u>	<u>07</u>													<u>6</u>				

Parcel (PIN) no(s). _____

Total number of acres irrigated 31

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.

(1) DEVELOPED Spring, (2) DRILLED & Cased WELLS _____ or None ()

13. Remarks: IRRIGATION WATER SERVES:

Parcel # 071950010010 - 5 ACRE (FEET)

" # 071950010020 - 5 ACRE (FEET)

" # 071950010030 - 6 ACRE (FEET)

" # 071950010040 - 7 ACRE (FEET)

" # BIK 10 Lot A (2 PARCELS) ORCHARD TRACT - 9 ACRE (FEET)

Last Name _____ Identification No. _____

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14. Basis of Claim (Check One) Beneficial Use (☒) Posted Notice (☒) License (☐) Permit (☐) Decree (☐)

Court _____ Decree Date _____ Plaintiff v. Defendant _____

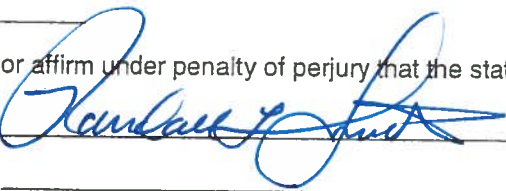
If applicable provide IDWR Water Right Number 95-2036C

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: 7/15/09

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. _____

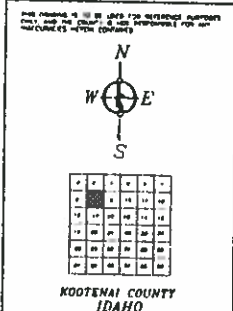
SCANNED

JUL 16 2009

SEGREGATION REVISIONS

The following table lists the revisions to the map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.

- 02/12/03 - VMC
Revision of 02/12/03 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 07/17/04 - VMC
Revision of 07/17/04 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 04/07/05 - VMC
Revision of 04/07/05 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 09/26/05 - ET
Revision of 09/26/05 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 11/01/05 - ET
Revision of 11/01/05 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 11/29/05 - SLW
Revision of 11/29/05 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 05/20/06 - SLW
Revision of 05/20/06 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 12/19/06 - TH
Revision of 12/19/06 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 07/18/07 - ET
Revision of 07/18/07 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 11/29/07 - EH
Revision of 11/29/07 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 02/01/08 - ET
Revision of 02/01/08 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 02/28/08 - JB
Revision of 02/28/08 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 08/25/08 - JR
Revision of 08/25/08 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 10/22/08 - GJC
Revision of 10/22/08 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 11/17/08 - JR
Revision of 11/17/08 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 02/23/08 - TH
Revision of 02/23/08 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.
- 08/30/08 - VMC
Revision of 08/30/08 map notes for the purpose of the map. The original map was prepared by the Kootenai County Assessor's Office in 1995.



ARCHIVE REVISIONS

DATE	REVISION	DATE
08-25-00	ADDED	08-25-00
08-25-00	ADDED	08-25-00
08-25-00	ADDED	08-25-00
08-25-00	ADDED	08-25-00
08-25-00	ADDED	08-25-00
08-25-00	ADDED	08-25-00
08-25-00	ADDED	08-25-00
08-25-00	ADDED	08-25-00
08-25-00	ADDED	08-25-00
08-25-00	ADDED	08-25-00

NOTES

1. The map is based on the 1995 map. The original map was prepared by the Kootenai County Assessor's Office in 1995.

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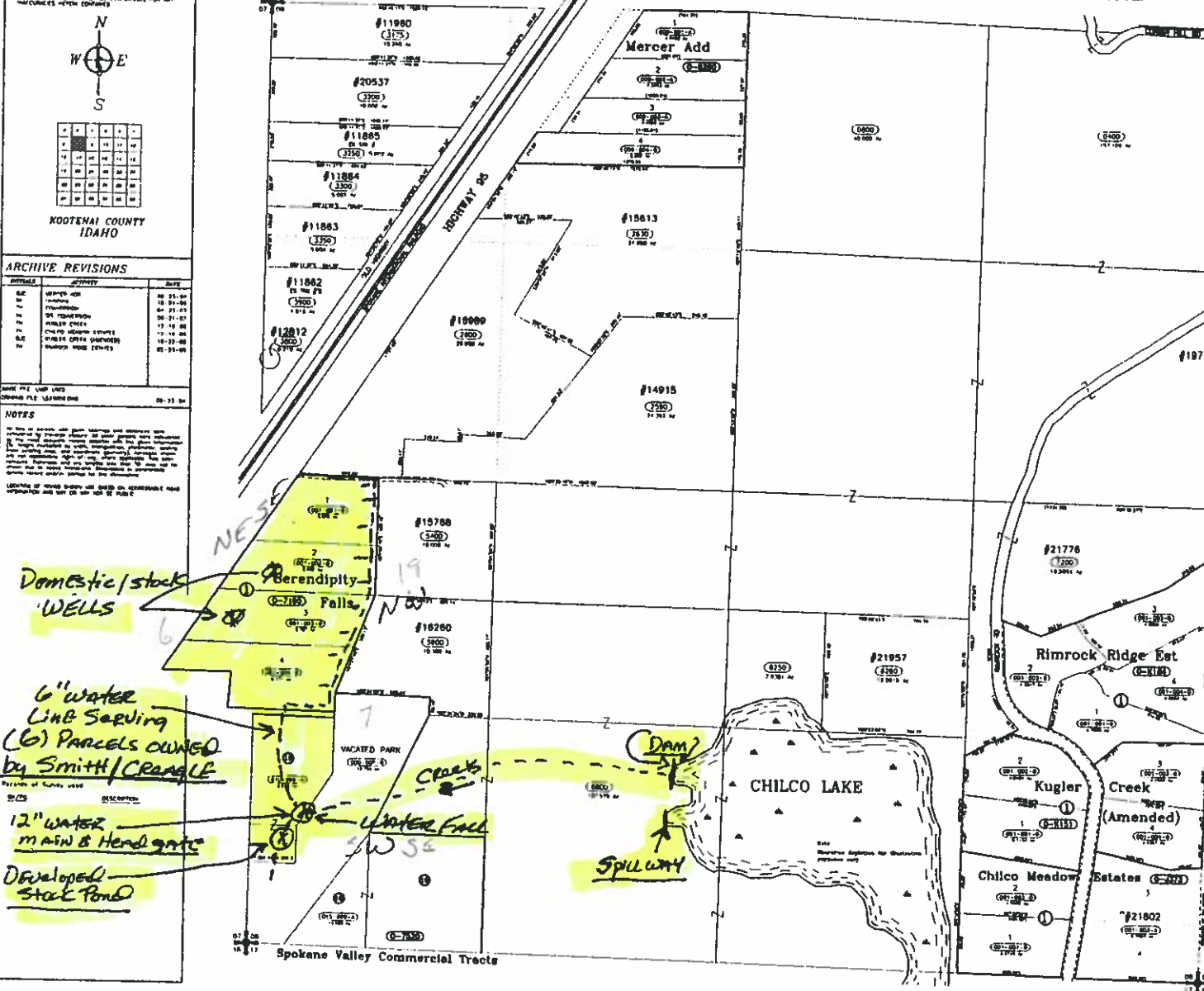
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Sec.8 Twp. 52 N. R. 3 W.B.M.

S2N03W-08



SCALE: 1 INCH = 400 FEET

Sec.8 Twp.52N. R.3W.1