

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 95-15340Date Received: 9-29-10Receipt No: 11025827Received By: cmr

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

SEP 28 2010

IDWR/NORTHERN

1. Name of Claimant(s) Hazel M. Russell Trust Phone (208) 798-1692

90 Darrell K Russell
Mailing Address 629 10th Street Lewiston ID Zip 83501
Street or Box City State

2. Date of Priority: (Only one per claim) 06/01/1948
Month/Day/Year (YYYY)

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

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

Parcel (PIN) no. 0-7120-001-010-0 (Lot 10 in Block 1 of Sandy Beach)

Additional points of diversion if any: NA

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.

Pump - see attached

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

For Domestic purposes from 01/01 to 12/31 amount .04 cfs (☒) or AFY ()

For _____ purposes from _____ to _____ amount _____

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 - one household

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9. Location of Place of Use is: Township 47 N, Range 4 W, Section 2,
_____ 1/4 of _____ 1/4, Govt. Lot _____ BM. Parcel (PIN) no. same as item 4
If different than shown in Item 4

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

Additional places of use, if any NA

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:

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: 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

Trustee Title of Hazel M. Russell Trust Organization

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

Trustee Title of Hazel M. Russell Trust Organization

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

Signature of Authorized Agent Hazel M. Russell - Trustee Date 09/16/2010

Title and Organization Hazel M. Russell Trust

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 _____ Identification No. _____

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ATTACHMENT TO NOTICE OF CLAIM TO A WATER RIGHT

Claimant: Hazel M. Russell Trust

This property, Lot 10 in Block 1 of Sandy Beach, Kootenai County, Idaho, was purchased by my late husband and me in 1948 from the developer Mr. Madsen.

The only source of water supply to this property has been Lake Coeur d'Alene. Initially water was carried up to the cabin site in buckets. Electricity became available July 24, 1950. Shortly after that date an electric pump was installed on the lake shore to pump water up to the cabin as it was being built. From time to time over the last 60 years the pumps, $\frac{1}{2}$ to $\frac{3}{4}$ HP, were replaced as they wore out.

The water drawn from Lake Coeur d'Alene to this property was and continues to be used for domestic purposes.

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