



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763  
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

December 8, 2017

DAVID AND IRIS BUTCHER  
PO BOX 415  
PLUMMER ID 83851

Re: Coeur d'Alene-Spokane River Basin Adjudication (CSRBA) Claim No(s). 95-15118, 95-15119, 95-15317

Dear Mr. or Mrs. Butcher:

In regard to our phone conversation of Thursday, December 7, 2017, enclosed are copies of the claims which were filed for the well water usage and spring usage on the properties located at 392878 and 392876 Hwy 95. Also enclosed are maps showing our recommendation of where the water usage is occurring and where the well(s) and spring are located. Please review this information for accuracy and let me know if any changes need to be made.

In regard to the lawn irrigation on your property from Terry Butcher's well; if you would like to add this well as a source you will need to amend the claim. See claim 95-15118, number 4, location of point of diversion. I have added Terry's parcel number here and if this is correct, all you need do is initial and date by the parcel number. Please show on the attached map where the well is located and return the amended claim and map to my attention.

Please return the information as soon as possible as this will allow me to complete the recommendation of your claim(s) for court decree on a timely basis. If you have any questions, I can be reached at (208) 762-2802 or by email at [linda.werner@idwr.idaho.gov](mailto:linda.werner@idwr.idaho.gov).

Sincerely,

Linda A. Werner  
Water Resource Agent, Sr.

cc: Terry Butcher

Enclosures: Copy Notice of Claims 95-15118, 95-15119, 95-15317 and Corresponding Maps



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763  
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

December 8, 2017

TERRY AND JANET BUTCHER  
PO BOX 456  
PLUMMER ID 83851

Re: Coeur d'Alene-Spokane River Basin Adjudication (CSRBA) Claim No(s). 95-15118, 95-15119, 95-15317

Dear Mr. or Mrs. Butcher:

Please see the attached information regarding your water right, per my discussion with David and Iris Butcher on Thursday, December 7, 2017.

Sincerely,

A handwritten signature in cursive script that reads "Linda A. Werner".

Linda A. Werner  
Water Resource Agent, Sr.

Enclosures: Copy Notice of Claims 95-15118, 95-15119, 95-15317 and Corresponding Maps

COPY

Form No. 42-1409-2 (Internet 12/08)

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 95-15119

Date Received: 5/9/11

Receipt No: ND 27082 A

Received By: [Signature]

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) David Butcher and Lisa Butcher Phone (208) 676-1340

Mailing Address 708 415 Hammer ID Zip 83403  
Street or Box City State

2. Date of Priority: (Only one per claim) 04/1, 1970  
Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water ( ) or Other ( ) (a) pond  
which is tributary to (b) Hammer Creek to Chat Creek Lake

4. Location of Point of Diversion is: Township 45N, Range 5W, Section 25,  
SW 1/4 of NE 1/4, or Govt. Lot \_\_\_\_\_ BM. County of \_\_\_\_\_;

Parcel (PIN) no. RP46K05W252806

Additional points of diversion if any: Stock pond 10/dam 1/2 1/4 water

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.

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

For stockwater purposes from 5am to 7pm amount 2 cfs ( ) or AFY ( )

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_

7. Total Quantity claimed 2 cfs ( ) or AFY ( )

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

Stockwater and Number of livestock) 5 head

9. Location of Place of Use is: Township T 46N, Range R 5W, Section 25,  
SW 1/4 of NE 1/4, Govt. Lot \_\_\_\_\_ BM. Parcel (PIN) no. \_\_\_\_\_

If different than shown in Item 4

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

Additional places of use, if any \_\_\_\_\_

10. In which county (ies) are lands listed above as place of use located? \_\_\_\_\_

11. Do you own the property listed above as place of use? Yes (X) 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:

dam for stock watering pond - ground water source

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

Court \_\_\_\_\_ Decree Date \_\_\_\_\_ Plaintiff v. Defendant \_\_\_\_\_

If applicable provide IDWR Water Right Number \_\_\_\_\_ point #5 (see below)

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) Iris J. Butcher Date: 5/9/11

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

State of Idaho  
Department of Water Resources  
**Adjudication Recommendation**  
**95-15119**  
**Stockwater**

05W

46N



- ⊙ Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Taxlots

0 70 140 280 Feet



Prepared By: Steve Clelland  
August 11, 2014  
ESRI photo: 7/5/2011