

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 95-9845Date Received: 6/15/2009Receipt No: N0209080Received By: dm

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) Justin Doty & or Michelle Doty Phone (208) 683-3049Mailing Address 25333 N. Good Hope Rd. Athol ID Zip 83801
Street or Box City State2. Date of Priority: (Only one per claim) July/25/1978
Month/Day/Year (YYYY)3. Source of water supply (Check one) Ground Water () or Other (☒) (a) md Spring
Sage Creek
which is tributary to (b) Sage Creek4. Location of Point of Diversion is: Township 53W, Range 02W B.M., Section 31,
NE 1/4 of NE 1/4, or Govt. Lot _____ BM. County of Kootenai;
Parcel (PIN) no. 53N02W-31-0050 (border of 53N02W-31-0075)Additional points of diversion if any: NAIf available, GPS coordinates: NA

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.

Spring box dug below surface level with perforated pipes
& pipe line to home with shut off valve

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 0.04 cfs (☒) or AFY ()
Month/Day Month/Day

For _____ purposes from _____ to _____ amount _____

7. Total Quantity claimed 0.04 cfs (☒) or AFY ()

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

Stockwater and Number of livestock) 1 house

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9. Location of Place of Use is: Township 53 N, Range 02 W B.M., Section 31,

NE 1/4 of NE 1/4, Govt. Lot _____ BM. Parcel (PIN) no. _____

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.

95-9846 (Domestic) or None ☐

13. Remarks:

Diversion from Sage Creek

well permit # 96-86-N-76

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 95-9845

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: 6/15/09

Date: 6/15/09

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. _____

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-7695

95-9845

Priority: July 25, 1978

Amount:

.04 CFS

1.2 AFA

This is to certify, that ALLEN E. TIBBETTS
NANCY R. TIBBETTS

RT. 1 BOX 87-E
ATHOL, ID 83801

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated July 25, 1978, and has submitted proof to the Department of Water Resources on June 13, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .09 cfs of water from;

SPRING

tributary to SAGE CREEK

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	01/01 to 12/31	.04 cfs	1.2 afa

LOCATION OF POINT OF DIVERSION(S): NENE, Sec. 31, Township 53N, Range 2W
Kootenai County

PLACE OF USE: Domestic

TWN RGE SEC

53N 2W 31 NENE

CONDITIONS/REMARKS:

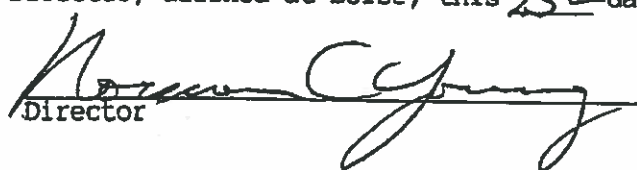
1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 25th day of September, 1987

RECEIVED

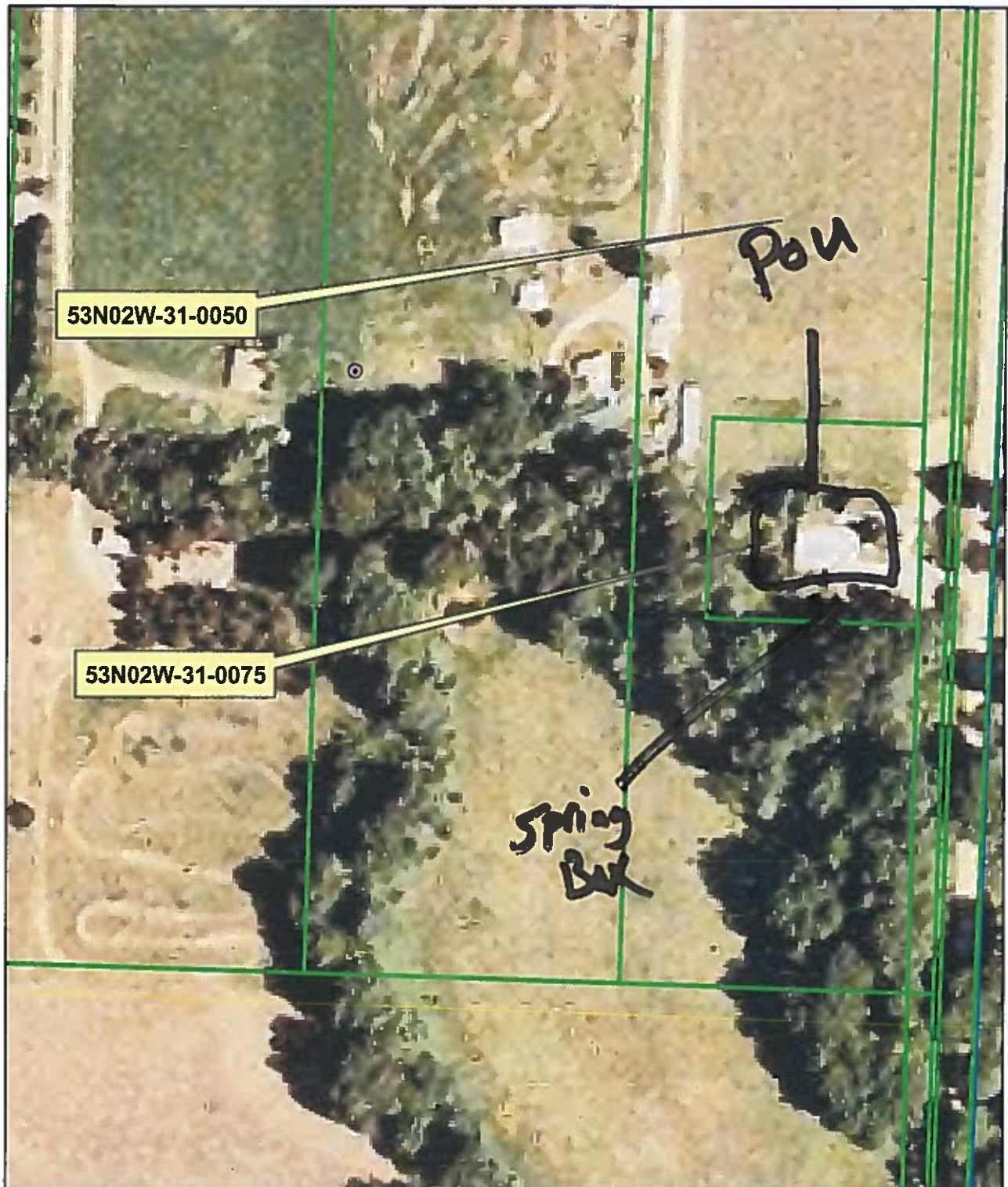
Acting for the

Director



APR 06 1988

DOTY PIN 53N02W-31-0050



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