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State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 23, 2018

TIMOTHY D KIRKPATRICK REVOCABLE TRUST
20 W JERRY LN
WORLEY, ID 83876

RE: Ownership of Coeur D'Alene-Spokane River Basin Adjudication (CSRBA) Water Right No. 95-15637

Dear Property Owner(s),

Our office has been advised that you may be the new owner of Kootenai County Parcel Numbers 47N03W199130 and 47N03W197550, which include the water right claim referenced above.

We are in the process of recommending claims that have been filed in the CSRBA, and per data we have reviewed, it appears that water right claim 95-15637 is appurtenant to the property you own. Before we can modify our records to reflect your ownership of this right, we need to have the enclosed Notice of Change in Water Right Ownership form completed and submitted with the proper conveyance documents showing your ownership. Please follow the instructions included with this form and return it to our office with all the required information.

Once the current ownership of this claim has been established, additional information is needed before it can be recommended to the Court. The Notice of Claim to a Water Right for claim number 95-15637 was filed for the municipal use of a groundwater source with a priority date of 12/31/1940. The evidence submitted with the claim is insufficient to prove the beneficial use of this water source for municipal purposes within the claimed place of use beginning on or before that date. The residential appraisal summary submitted with the claim does show that a cabin was built on the property in 1940, but does not indicate if the cabin was being served by lake water or a well. Furthermore, this would only support a claim for domestic use in one home. Evidence of when the claimed groundwater source (well) was first used for marina facilities is required. An accurate location for that well is also needed. **Please submit the required ownership change form and evidence of beneficial use within 30 days, referencing all documents with the corresponding claim number.**

PLEASE NOTE: IDWR will recommend the Court decree this claim disallowed if no further evidence is submitted. It will be to your advantage to provide clear and convincing evidence.

If you have any questions regarding this matter, please contact our adjudication staff at 208-762-2800.

Best Regards,

Evan W. Roda
Senior Water Resource Agent
Northern Region

SCANNED
JAN 23 2018

Enclosure(s): Parcel location map, Notice of Change in Water Right Ownership form, Instructions