

RECEIVED

MAR 09 2018

02/09/2018

IDWR / NORTH

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 30, 2018

Water right number: 95-14826

DAN PARKER
1324 S GARRY RD
LIBERTY LAKE WA 99019
Telephone Number: 5092907605

CARMEN PARKER
1324 S GARRY RD
LIBERTY LAKE WA 99019
Telephone Number: 5092907605

ARDITH WELLS-BERGQUAM
222 N LEGACY RIDGE DR
LIBERTY LAKE WA 99019
Telephone Number: 5092203369

BRENT BERGQUAM
222 N LEGACY RIDGE DR
LIBERTY LAKE WA 99019
Telephone Number: 5092203369

Please see the enclosed NOTICE OF CHANGE
IN WATER RIGHT OWNERSHIP application and
supporting documents.

New owner information:

Delmar L. Milligan, Jr
1053 Prospect Place
Vista, CA 92081
Telephone Number: 7608065359

Anita Doreen Milligan
1053 Prospect Place
Vista, CA 92081
Telephone Number: 7608065359

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Purpose and Period of Use.

2. Describe the changes you wish to make in the proposed recommendation:

Recommend adding IRRIGATION, From 3/15 To 11/15, Diversion Rate 0.040 CFS, Volume 4.5 AF in addition to the Domestic Use stated on next page.

3. Give a brief explanation as to why you disagree with these portions:

This is in accordance with the enclosed Proof Report, dated 6/10/2015, for Adjudication Claim 95-14826. My wife and I purchased the property for both the orchard and cabin.

I AGREE with this proposed recommendation: no changes need to be made.

DATE: March 2, 2018

SIGNATURE:

Delmar L. Milligan, Jr Anita D. Milligan

Please print your name:

DELMAR L. MILLIGAN, JR ANITA D. MILLIGAN

IDWR Regional Office, 7600 N MINERAL DR STE 100, COEUR D ALENE, ID 83815-7763, (208) 762-2800

RECEIVED

MAR 09 2016

02/09/2018

IDWR/NORTH

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 95-14626
NAME AND ADDRESS: DAN PARKER
1324 S GARRY RD
LIBERTY LAKE WA 99019

CARMEN PARKER
1324 S GARRY RD
LIBERTY LAKE WA 99019

ARDITH WELLS-BERGQUAM
222 N LEGACY RIDGE DR
LIBERTY LAKE WA 99019

BRENT BERGQUAM
222 N LEGACY RIDGE DR
LIBERTY LAKE WA 99019

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 08/30/1940

POINT OF DIVERSION:

T51N R06W S12 SWNW Lot 5 Within KOOTENAI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS 0.6 AF

Domestic use is for 1 home.

IRRIGATION

3/15 12/31

0.040 CFS 4.5AF

DOMESTIC IN KOOTENAI County

T51N R06W S12 Lot 5 SWNW

TOTAL

0.40 CFS

5.1 AF

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right is not a determination of historical beneficial use.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Parcel No. 51N06W123700

RECEIVED

Form No. 42-1409-1 (Internet 11/08)

MAR 09 2018 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
IDWR / NORTH

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

Date Received: 12/21/2009

Receipt No: N023125

Received By: am

NOTICE OF CLAIM
TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) ^{and/or} DAN PARKER + CARMEN PARKER and/or ^{and/or} ARDITH WELLS BERGQUAM + BRENT BERGQUAM Phone (208) 6916435

Mailing Address 510 N HOMESTEAD DR LIBERTY LAKE WA ZIP 99019
Street or Box City State

2. Date of Priority (Only one (1) per claim) AUGUST 30, 1940
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water ☒ or Other () (a) N/A
which is tributary to (b) N/A

4. a. Location of Point of Diversion is: Township 51N, Range 6W, Section 12
SW, 1/4 of NW, 1/4 Govt. Lot 5, BM., County of KOOTENAI

Parcel (PIN) no. 51N 06W-12-3700

Additional points of diversion if any: N/A

If available, GPS Coordinates N/A

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 _____

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.

HAND DUG WELL, HAND PUMP, 220V JET PUMP
2x500 GALLON HOLDING TANK, IRRIGATION
FOR FRUIT ORCHARD WATER FOR WILD LIFE
ENHANCEMENT AND RV

original

File ▶ Navigation ▶ Tools ▶

Receipt Details for N023125

Status	Adjustment Type	Version
		1

General Information

Date Received	Date Deposited	Region	Total Amount	Payment Type
12/21/2009 11:56:00 AM		NORTHERN	\$52.00	Check
Payer	WELLS-BERQUAM, ARDITH, BERQUAM, BRENT F.			

Account Information:

Check Number:	5486
---------------	------

Comment

Fee Details:						
Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$52.00	NORTHERN ID ADJUDICATION FILING FEE	75503	0337	1		

Sharon M. Mager

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) Matthew D. Bergman Date: 12/21/09

_____ 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 _____

Address _____

Date _____

Last Name _____ Identification No. _____

WELLS-BERGQUAM PIN 51N06W-12-3700

