

KENNETH T. JACOBSEN
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APR 04 2018
IDWR / NORTH

April 2, 2018

Idaho Department of Water Resources
Northern Regional Office
7600 N. Mineral Drive., Ste. 100
Coeur d'Alene, ID 83815-7763

Re: Water Right #95-9201

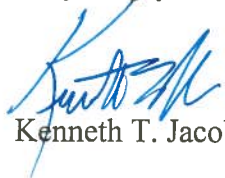
Dear Sir/Madam:

I am the attorney for Ragnar Arestad. On May 24, 2010, I filed on behalf of Mr. Arestad a Notice of Claim to a Water Right, #95-9201 (see copy enclosed).

We did not receive the Adjudication Recommendation so I checked the web site and obtained the recommendation (also enclosed).

Mr. Arestad shows two (2) points of diversion in his claim, one in Lot 8 and one in Lot 10 of the Mica Bay Meadows subdivision. I believe you are showing only one place of diversion in the Recommendation. We need some clarification on this issue. Could you please review the same and advise as soon as possible.

Very truly yours,



Kenneth T. Jacobsen

KTJ:mc
Cc: Ragnar Arestad
Enclosures

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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

3/30/2018

WATER RIGHT NO. 95-9201

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RAGNAR ARESTAD PO BOX 2646 COEUR D ALENE, ID 83816 2087659162
Attorney	KENNETH T JACOBSEN PO BOX 1116 COEUR D ALENE, ID 83816 2086648258

Priority Date: 07/11/2003

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.12 CFS	18 AFA
DOMESTIC	01/01	12/31	0.06 CFS	1.2 AFA
Total Diversion			0.17 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NESE Lt 2|Sec. 09|Township 49N|Range 04W|KOOTENAI County

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IRRIGATION Use:
Acre Limit: 6

DOMESTIC Use:
Number of homes: 2

Place(s) of use:

Place of Use Legal Description: IRRIGATION KOOTENAI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
49N	04W	9		SE1/4	0.5									
				NE1/4	5.5									

Place of Use Legal Description: DOMESTIC KOOTENAI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
49N	04W	9		SE1/4										
				NE1/4										

Total Acres: 6

Conditions of Approval:

1. C18 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.
2. PIN Parcel Nos. 053250010080 for Point of Diversion. 053250010150, 053250010160, and 053250010070 for Place of Use.
3. 004 This right does not grant any right-of-way or easement across the land of another.
4. 132 Domestic use is for 2 homes. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
5. J01 Property is also known as Lots 7, 15 and 16, Block 1, Mica Bay Meadows.
6. N12 The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

Dates:

Other Information:

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State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

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COPY

**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**
RECEIVED

CIVIL CASE NUMBER: 49576

Ident. Number _____

Date Received: 5-24-10Receipt No: ND 24453Received By: law

MAY 24 2010

**NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

IDWR / NORTH

Please type or print clearly

1. Name of Claimant (s) Ragnar Arestad Phone (208) 765-9162Mailing Address POB 2646 Coeur d'Alene ID 83816
Street or Box City State ZIP2. Date of Priority (Only one (1) per claim) 07/11/2003
Month Day Year (YYYY)3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
which is tributary to (b) _____4. a. Location of Point of Diversion is: Township 49N, Range 4W, Section 9,
NW, 1/4 of SE, 1/4 Govt. Lot 2, BM., County of KootenaiParcel (PIN) no. 053250010080Additional points of diversion if any: domestic well - Parcel #053250010100

If available, GPS Coordinates _____

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. _____

Water well total depth 602 feet; completion date October 17, 2002 pump system with 1/4 mile ofpipe; booster pump and 20,000 gallon tank reservoir; main well line connects to pump and well at 2nd pointof diversion to place of use.

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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD) (cfs) (acre feet)

For domestic purposes from 01/01 to 12/31 amount 0.06 or 1.2

For irrigation purposes from 03/15 to 12/31 amount .12 or 18.0

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.17 (cfs) and/or (b) 19.2 (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) domestic for 2 households

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
49N	4W	9								.5	5.5								6.0
49N	4W	9									D								

Parcel (PIN) no(s) 053250010070/053250010160/053250

Total number of acres irrigated 6.0

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 your 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: _____

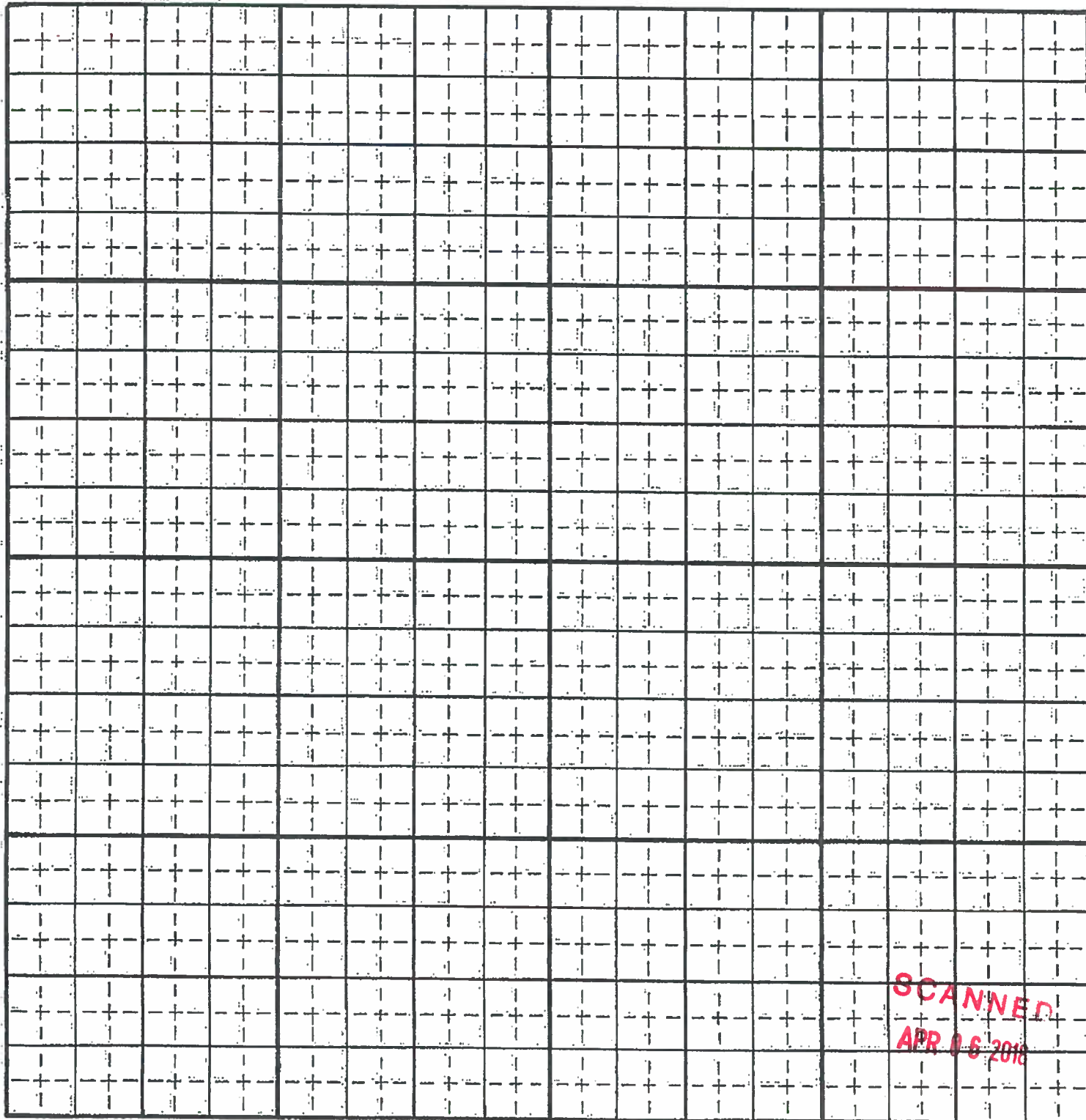
Last Name Arestad

Identification No. _____

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Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

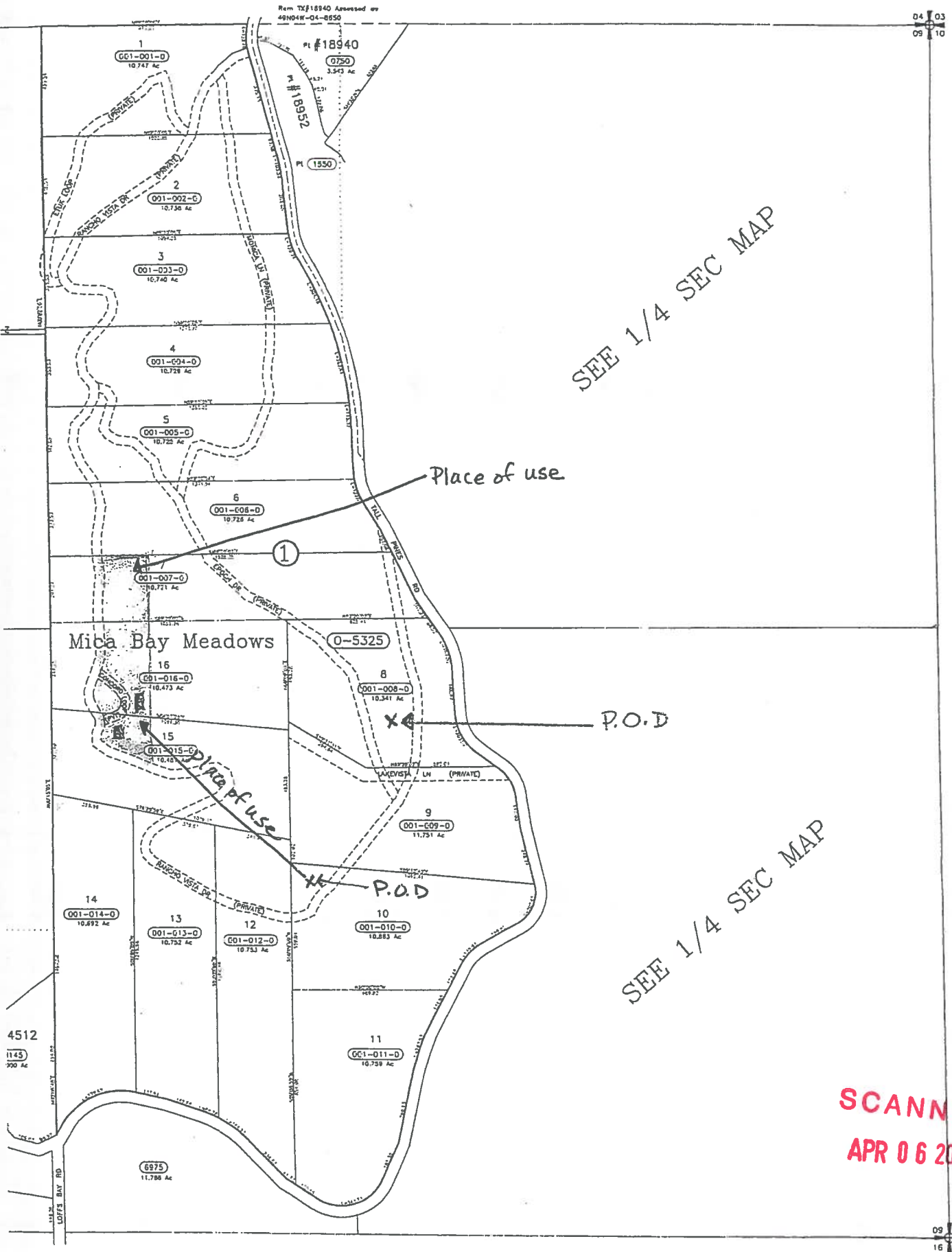
Scale: 2 Inches equals 1 mile



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Last Name Arestad

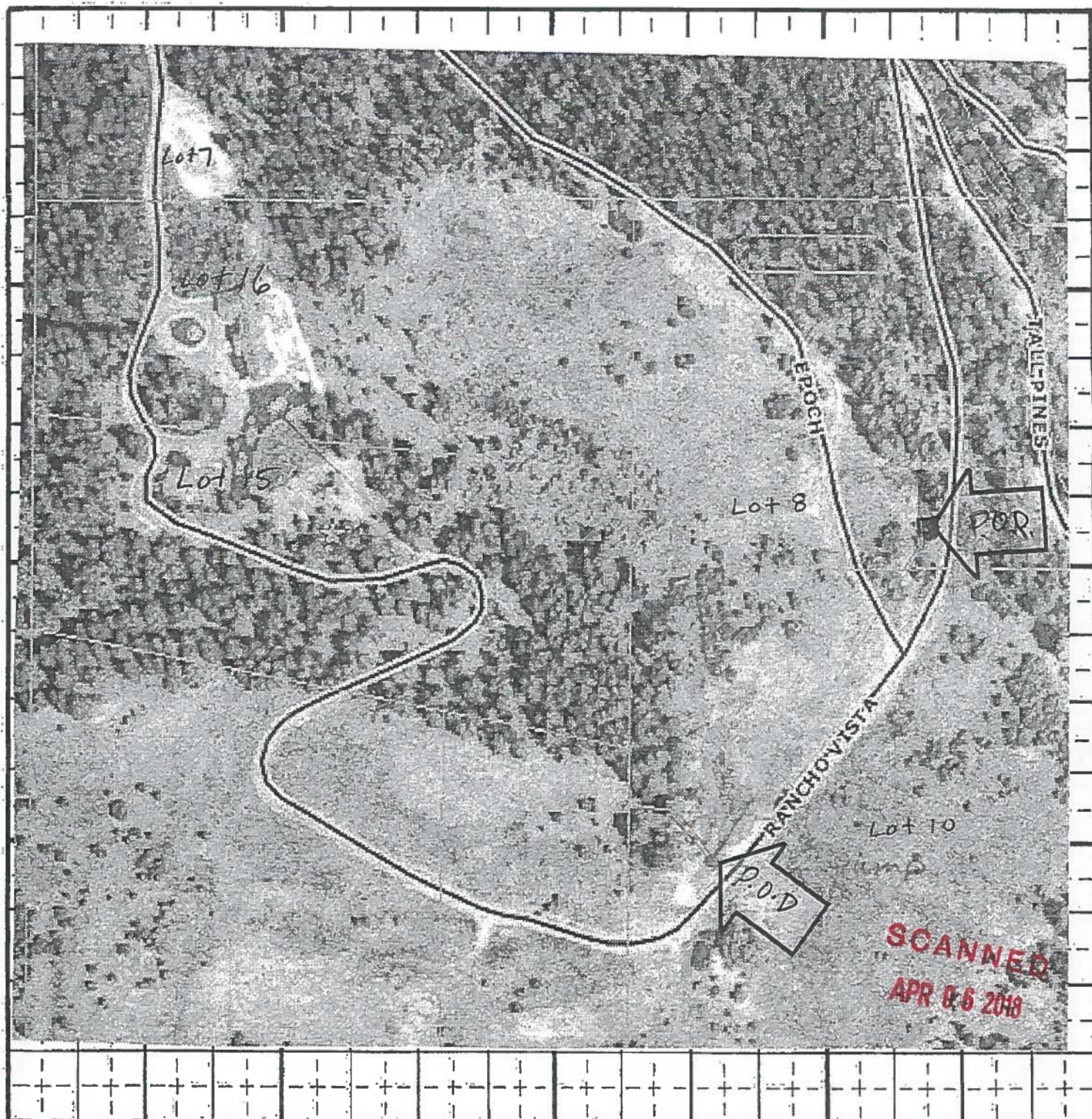
Identification No. _____



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Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 Inches equals 1 mile



Last Name Arestad

Identification No. _____

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 95-09201

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: one

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) Ragnar Arestad Date: June 30-09

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, Kenneth T. Jacobsen, 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 [Signature] Date 9-15-09

Address P.O. Box 1116

Coeur d'Alene, ID 83816

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Last Name Arestad Identification No. _____