

Below Basin
Pond ①

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 75-13173
Date Received: 07/07/2010
Receipt No: N025150C
Received By: Am

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) POWDER HORN LAND + CATTLE CORP Phone 208 689-3265
- Mailing Address P.O. Box 299 HARRISON ID. Zip 83833
Street or Box City State
2. Date of Priority: (Only one per claim) AUG 19, 1975 11/1/1960 AFF
Month/Day/Year (YYYY) STOCK-POND
3. Source of water supply (Check one) Ground Water AFF or Other (u) (a) SPRINGS - STREAM - PRECIPITAT.
which is tributary to (b) _____
4. Location of Point of Diversion is: Township 48 N, Range 4, Section 24,
S/W 1/4 of S/W 1/4, or Govt. Lot _____ BM. County of _____
Parcel (PIN) no. 48N04W2453005600 AFF
- Additional points of diversion if any: _____
- 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.
STOCK POND STREAM - SPRINGS - PRECIPITATION
6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)
For STOCK WATER purposes from 01-01 to 12-31 amount 0.02
Month/Day Month/Day cfs(L) or AFY()
For _____ purposes from _____ to _____ amount _____
7. Total Quantity claimed 0.02 cfs (u) or AFY ()
8. Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership;
Stockwater and Number of livestock) STOCK WATER 9 HORSES plus
40 head mixed stock.

SCANNED

JUL - 7 2010

9. Location of Place of Use is: Township 48N, Range 4, Section 24

S/W 1/4 of S/W 1/4, Govt. Lot _____ BM. Parcel (PIN) no. 48N04W24S00 AT
If different than shown in Item 4

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

Additional places of use, if any _____

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.

_____ or None ()

13. Remarks:

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: 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: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

PRESIDENT - OWNER of POWDERHORN LAND + CATTLE CORP
Title Organization

that I have signed the foregoing document in the space below as

PRESIDENT - OWNER of POWDERHORN LAND + CATTLE CORP
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Arthur J. Hakey Date 6/22/10

Title and Organization PRESIDENT POWDERHORN LAND + CATTLE CORP.

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. _____

SCANNED

JUL - 7 2010

July 6, 2010

State of Idaho
Department of Water Resource
7600 N. Mineral Drive
Coeur d'Alene ID

To Shaun Maxey,

Dear Sir:

My name is DALE DAMIANO and I have been a resident of Harrison Idaho since 1948. During this time I have had the opportunity to work in the woods and hunt extensively in the area surrounding Harrison Idaho. I am aware of the property owned by Powderhorn Land and Cattle Corp. I am also aware of three stock ponds located on that property including:

One located north of the main log house.

A second pond located north of their barns and south west of the main log house.

A third located east of the main log house on property formerly owned by Wilson and before him Mr. Fisher.

Those stock ponds all were in existence in the ^{11/11/1960} 1960's and still exist to this date.

I do solemnly swear or affirm under penalty of perjury that the statements contained in the forgoing document are true and correct.

Signature

Dale Damiano

Date

7-6-10

SCANNED

JUL - 7 2010



SCANNED
JUL - 7 2010