

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

MAR 05 2018

IDWR/NORTHERN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

CIVIL CASE NUMBER: 49576

Claim ID: ~~95-17532~~ 95-9706

Date Received: 3/5/18

Receipt No: N033188

Claim Fee: \$6500 + \$500 Late Fee By: JB

Please type or print clearly

1. Name of claimant(s) ROBERT AND/OR JOAN HAYES Phone (208) 683-4208
Mailing address 11700 E NUNN RD ATHOL ID 83801
Street or Box City State Zip
Email address (optional) jdhid12@gmail.com
2. Date of priority: (Only one per claim) 04/17/1962 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water () or Other (✓) (a) SAGE CREEK
which is tributary to (b) SINKS
4. a. Location of point of diversion is: Township 53N, Range 02W, Section 31,
NE 1/4 of NW 1/4, Govt. Lot _____, BM, County of KOOTENAI
Parcel no. 53N02W312600
Additional points of diversion, if any: _____
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.
PUMPIN STREAM WITH PIPELINE TO PLACE OF USE

6. Water is claimed for the following purposes:

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

For IRRIGATION purposes from 3/15 to 11/15 amount 0.26 or 52.5

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.26 (cfs) and/or (b) 52.5 (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) _____

9. Description of place of use:

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

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
53N	02W	31					15												15

Parcel no(s) 53N02W312600 Total number of acres irrigated 15

10. In which county(ies) are lands listed above as place of use located? KOOTENAI

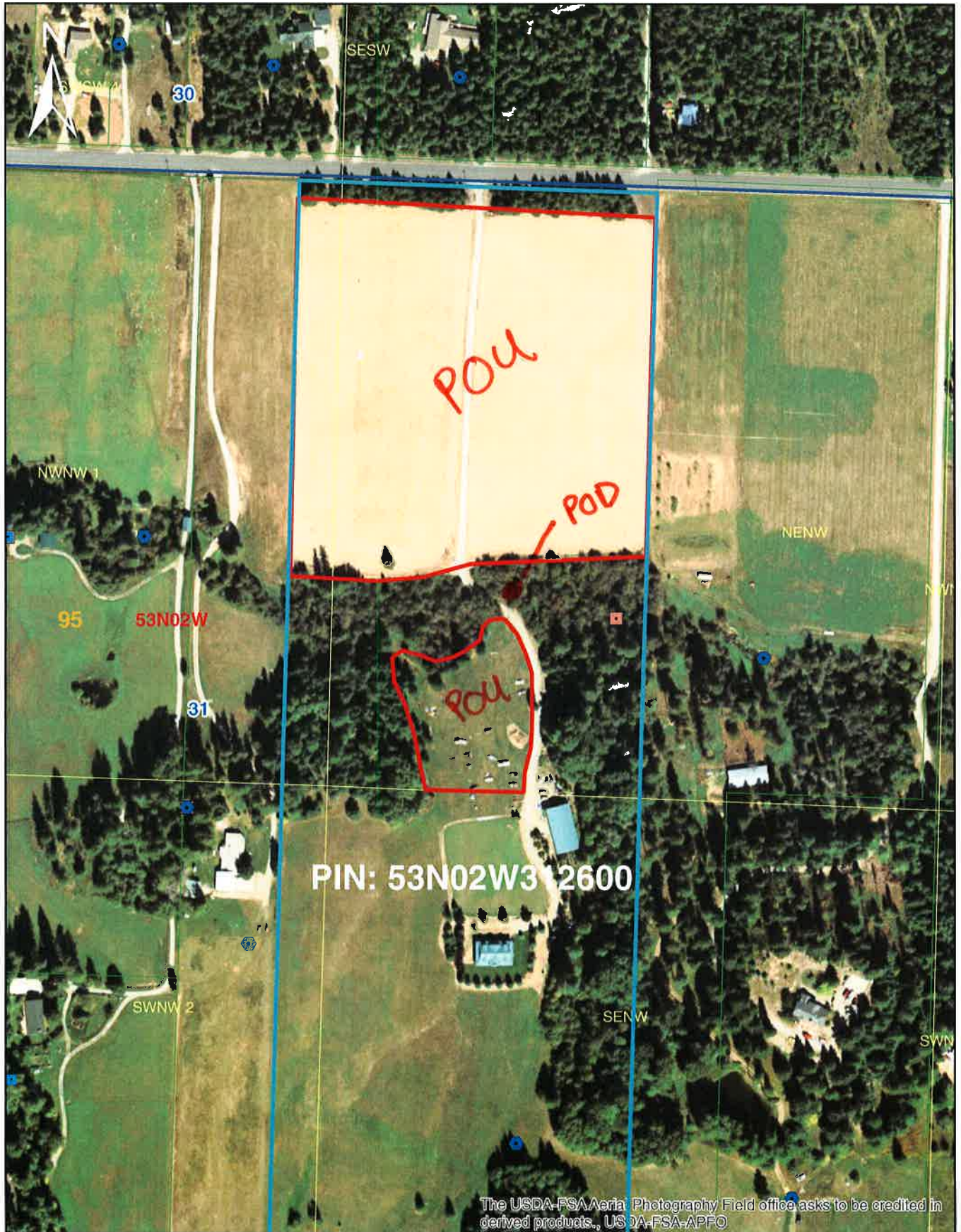
11. Do you own the property listed above as place of use? Yes (☒) No (☐)
If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (☒)

13. Remarks (Include an explanation of the priority date selected):

Name of claimant(s) ROBERT AND/OR JOAN HAYES Claim ID _____

PARCEL LOCATION FOR CSRBA WATER RIGHT CLAIM



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 95-9706

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 Water System 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) Robert J. Hayes Date: 3-5-18

Joan D. Hayes Date: 3-5-18

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

_____ of _____
Agent's title (Please print) Name of organization (Please print)

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

Signature of Authorized Agent _____ Date _____

Printed Name of Authorized Agent _____

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) _____, will be acting as attorney at law on 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 _____

Name of claimant(s) ROBERT AND/OR JOAN HAYES Claim ID _____

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 30359/96-2270 Priority April 17, 1962 Amount 1.03 cfs
(late proof)

THIS IS TO CERTIFY, that Donald A. Nunn
of Athol, Idaho, has complied with the terms and conditions of Permit
No. 30359/96-2270 issued pursuant to Application for Permit dated January 5, 1962
and has submitted proof to the Department of Water Administration on May 1, 1967,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 1.03 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from Sage Creek
tributary of _____, is hereby confirmed in the following amounts:
Amount 1.03 cfs for irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 1.03 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NW 1/4 Sec. 31, Twp. 53 N, Rge. 2 W, B. M.

in the county of Kootenai; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 206.5 acre feet per year or _____
3.5 acre feet per acre.

Description and location of place of use:

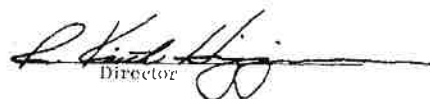
TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
53N	2W	31		13			26	20											59

Total number of acres irrigated 59

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 24 day of

January, 19 72.


Director

96 2270