

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 PALOUSE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 59576

Claim ID: 87-11780

Date Received: 8-21-2019

Receipt No: N035431

Claim Fee: 25.00 By: [Signature]

RECEIVED

AUG 21 2019

IDWR/NORTHERN

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

Please type or print clearly

1. Name of claimant(s) Warren Family Trust, Kathleen J. Warren, Trustee Phone (509) 432-4912

Mailing address 2469 East F. Street, Moscow, ID Zip 83843

Street or Box City State
Email address (optional) kathleenkw1@gmail.com; tedswarren@gmail.com

2. Date of priority: (Only one per claim) June 1, 1972 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
which is tributary to (b) _____

4. Location of point of diversion is: Township 40N, Range 05W, Section 22,
NE 1/4 of SE 1/4, or Govt. Lot _____ BM, County of Latah;

Parcel no. _____

Additional points of diversion, if any: Original well/POD located in same quarter-quarter section identified above.

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.

See addendum

6. Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)

For Domestic purposes from 01/01 to 12/31 amount .04 cfs (✓) or AFY ()

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 cfs (✓) or AFY ()

8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)

Domestic, 1 home

9. Location of place of use is: Township 40N, Range 05W, Section 22,
NE 1/4 of SE 1/4, Govt. Lot _____ BM, Parcel no. _____
for (check one) **Domestic** (✓) **Stock** () **Domestic and Stock** ()
If different than shown in Item 4

Additional places of use, if any _____

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

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.
Irrigation POU for Permit No. 87-10092 overlaps with lawn/landscape POU for this claim or None ()

13. Remarks (include an explanation of the priority date selected):
See Addendum

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 Palouse 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: 4; see Addendum

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) Kathleen J. Warner Date: 8/12/19
Warner Family Trust Date: _____

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) James Browitt, will be acting as attorney at law of behalf on 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 8/16/19

Address 1317 Prospect Avenue, Lewiston, ID, 83501

Name of claimant(s) Warren Family Trust, Kathleen J. Warren, Trustee Claim ID _____

Addendum

Item 5. Description of diverting works

Well is drilled to a depth of 325 feet, with 6-inch steel casing from surface to 38 feet, and 4½-inch PVC liner from 25-325 feet. Water is delivered by way of 1-hp pump and 1-inch-diameter pipeline to two 2,000-gallon cisterns, from which a ½-hp pump distributes water to house/POU including approximately one-half acre of irrigable lawn and landscape.

Item 13. Remarks

Claimant established domestic groundwater use in 1972 with construction of a 160-foot well located adjacent to Claimant's house in NESE quarter-quarter of Sec. 22, T40N R05W (see Down Town Well Drilling billing statement). Claimant, who purchased the property and took up residence there in 1965, had previously used water from springs located on the property for domestic purposes, as had Claimant's predecessor in interest.

As a result of the original well's gradually diminishing production, Claimant constructed a new well in 2017 to provide water for domestic use consistent with use begun in 1972. (see Well Driller's Report). The new well is located approximately 100 yards south of the old well within the same quarter-quarter section identified above.

Works for the new well, as described in Paragraph 5, are separate from but mechanically connected to works for the original well (including a 1,000-gallon cistern), which are presently unused but maintained for backup purposes.

Item 15. Number of attachments

Four attachments are included with this Notice of Claim, including this Addendum. The other attachments are as follows:

- Application map depicting points of diversion and place of use
- Billing Statement from Down Town Well Drilling dated June 17, 1972
- IDWR Well Driller's Report dated July 20, 2017

* Signature of Principal Driller and rig operator are required.

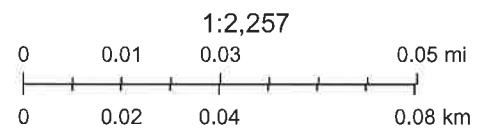
Domestic claim - Warren



8/2/2019, 12:18:37 PM

⊙ Points of diversion

Place of use



Esri, HERE, Garmin, (c) OpenStreetMap contributors, Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community, Created by NRCS from 1:24,000 scale USGS topographic maps., Idaho Department of Water

STATEMENT

Don Town Well Drilling

Route 4, Box 429

Moscow, Idaho 83843

June 17, 1972

Jon Warren

Route 4

Moscow, Idaho 83843

Drilling well 160 ft. @ \$6.00	960.00
--------------------------------	--------

Casing 20 ft. @ \$2.50	50.00
------------------------	-------

	<u>\$1010.00</u>
--	------------------

JS
Grim # 1251