

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re CSRBA

Case No. 49576

SUBCASE: 95-10341
STANDARD FORM 5

STIPULATED ELEMENTS OF A WATER
RIGHT

☐ AMENDED NOTICE OF CLAIM /
DIRECTOR'S REPORT

This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Coeur d'Alene-Spokane River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

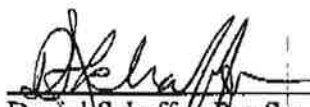
The parties and IDWR agree and stipulate that the elements of this water right should be decreed as described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages. Attached pages should include a copy of the Director's Recommendation, noting where stipulated changes have been made.

CLAIMANT/OBJECTOR

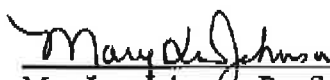
Daniel Schaffer

CLAIMANT/OBJECTOR

Mary Lou Johnson


Daniel Schaffer, Pro Se

8/29/19
Date


Mary Lou Johnson, Pro Se

8/29/19
Date

IDWR Concurrence:


Carter Frietschle
Manager, Water Rights Adjudication

8-30-19
Date


Garriok L. Baxter
Deputy Attorney General
Attorney for IDWR

8/30/19
Date

08/29/2019

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 95-10341

NAME AND ADDRESS: MARY LOU JOHNSON
2614 E FOXWOOD DR
SPOKANE WA 99223-3410DANIEL J SCHAFER
2614 E FOXWOOD DR
SPOKANE WA 99223-3410

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under Right Nos. 95-67 and 95-10341 shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/26/1950

POINT OF DIVERSION: T51N R03W S11 NWNW Lot 3 Within KOOTENAI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

~~03/15~~ ~~10/31~~ 1/1 12/31

0.040 CFS

Domestic use is for 1 home and 1 cabin.

PLACE OF USE:

DOMESTIC in KOOTENAI County
T51N R03W S11 Lot 3 NWNW

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

Property is also known as Lots 14, 15, 16, 17, 18, and Tax #13904, Sandbar Point Subdivision.

Point of Diversion Parcel No. 07020000017A; Parcel Nos. 07020000015B & 07020000017A

CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of September, 2019 I caused to be served a copy of the Standard Form 5 by the following method to:

1. Original to:

Clerk of the District Court
Coeur d'Alene-Spokane River Basin Adj.
PO Box 2707
Twin Falls, ID 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-delivered
☐ Facsimile

2. Copies to:

IDWR Document Depository
322 East Front St.
PO Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☐ Regular Mail
☒ Hand-delivered
☐ Facsimile

Daniel Schaffer
Mary Lou Johnson
2614 E Foxwood Drive
Spokane, WA 99223-3410

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Signature of person delivering this document

Jori Harris