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~~JUN 11 2019~~ 9-17-19

IDWR/NORTH

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 No. 95-04636

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:

Theresa Cook

Theresa Cook
Theresa Cook
Pro Se

9-17-19
Date

OBJECTOR:

United States on behalf of the
Bureau of Land Management

David L. Negri
David L. Negri
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

9/17/19
Date

IDWR CONCURRENCE:

Carter Fritschle
Carter Fritschle
Manager, Water Rights Adjudication
Evan Roda
Water Rights Supervisor, Adj.

9/17/2019
Date

IDWR CONCURRENCE:

Meghan Carter
Meghan Carter
Deputy Attorney General
Attorney for IDWR

9/17/19
Date

09/17/2019

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

RIGHT NUMBER: 95-4636

NAME AND ADDRESS: THERESA COOK
PO BOX 3137
COEUR D ALENE ID 83816-2519

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 03/27/1969

POINT OF
DIVERSION: T50N R04W S14 NWSW Lot 1 Within KOOTENAI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC in KOOTENAI County

T50N R04W S14 Lot 5 SWNW

T50N R04W S14 Lot 1 NWSW

T50N R04W S15 Lot 4 SENE

T50N R04W S15 NESE

The place of use does not include federal land.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Parcel No. 04740000001A

Property is also known as Lots 1 & 2, Lakeview Heights subdivision.

TC ON JB

CERTIFICATE OF MAILING

I certify that on 9/17, 2019, I mailed the original and copies of this form, including all attachments, ~~postage prepaid and addressed~~ as follows:

HAND DELIVERED

1. Original to:

Clerk of the District Court
Coeur d'Alene-Spokane River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

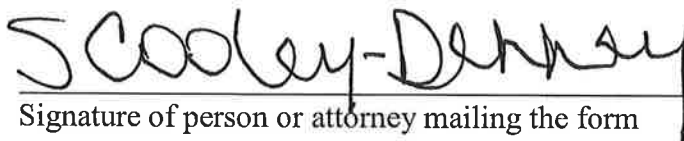
2. Copy to:

IDWR Document Depository
322 East Front Street
P.O. Box 83720
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice
Environment and Natural Resources Division
Natural Resources Section
550 West Fort Street, MSC 033
Boise, Idaho 83724-0101

Theresa Cook
P.O. Box 3137
Coeur d'Alene, Idaho 83816-2519


Signature of person or attorney mailing the form