

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

RECEIVED

SEP 18 2019

In Re CSRBA

SUBCASE: 95-9826

Case No. 49576

STANDARD FORM 5

DWR/NORTH

STIPULATED ELEMENTS OF A WATER
RIGHT

☐ AMENDED NOTICE OF CLAIM /
DIRECTOR'S REPORT

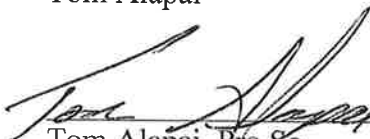
This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert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

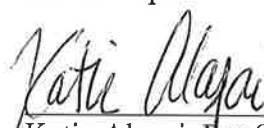
CLAIMANT/OBJECTOR

Tom Alapai


Tom Alapai, Pro Se Date 09/18/19

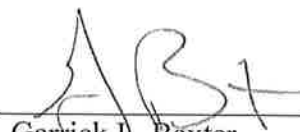
CLAIMANT/OBJECTOR

Katie Alapai


Katie Alapai, Pro Se Date 09/18/19

IDWR Concurrence:


Carter-Fritschle
Manager, Water Rights Adjudication-
Evan Roda
Water Rights Supervisor Date 9/18/2019


Garlick I. Baxter
Deputy Attorney General
Attorney for IDWR Date 9/18/19

09/18/2019

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

RIGHT NUMBER: 95-9826
NAME AND ADDRESS: TOM ALAPAI
PO BOX 590
SPIRIT LAKE ID 83869

KATHERINE ALAPAI
PO BOX 590
SPIRIT LAKE ID 83869

SOURCE: GROUND WATER
QUANTITY: 0.080 CFS
2.40 AFY

TRIBUTARY:

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

PRIORITY DATE: 08/09/1977
POINT OF
DIVERSION: T54N R04W S29 SESW Within BONNER County
PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.080 CFS 2.40 AFY
Domestic use is for 2 homes.		

PLACE OF USE: DOMESTIC in BONNER County
T54N R04W S29 SESW

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License
Parcel No. RP54N04W296750A

CERTIFICATE OF SERVICE

I hereby certify that on this 18 day of SEPT, 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

Tom Alapai
Katie Alapai
PO Box 590
Spirit Lake, ID 83869

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

Signature of person delivering this document

5 Cooley-Dehney