

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

In Re CSRBA

Case No. 49576

SUBCASE: 95-15583

STANDARD FORM 5

SEP 18 2019

IDWR/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

Mike Davis

OBJECTOR

State of Idaho, Department of Lands

Mike Davis 9-18-19
Mike Davis, Pro Se Date

Shantel Chapple Knowlton
Shantel Chapple Knowlton Date
Deputy Attorney General

OBJECTOR

State of Idaho, Department of Lands

Chris Trotter For Michele Anderson
Michele Anderson Date
Technical Services Bureau Chief 9-18-19
Idaho Department of Lands

IDWR Concurrence:


Carter Fritschle
Manager, Water Rights Adjudication
Evan Rada
Water Rights Supervisor, Adj.
9/18/2019
Date


Garrick L. Baxter
Deputy Attorney General
Attorney for IDWR
for
9/18/19
Date

09/18/2019

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

RIGHT NUMBER: 95-15583

NAME AND ADDRESS: MIKE DAVIS
PO BOX 173
BLANCHARD ID 83804

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS

The quantity of water under Right Nos. 95-15583 and 95-9945 shall not exceed 13,000 gallons per day.

PRIORITY DATE: 11/18/1994

POINT OF

DIVERSION: T54N R05W S15 NWNW Within BONNER County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.060 CFS

Domestic use is for 2 homes.

PLACE OF USE: DOMESTIC in BONNER County

T54N R05W S15 NWNW

~~T54N R05W S16~~ NENE

ET

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

Point of Diversion Parcel No. MH54N05W153150A; Place of Use Parcel Nos. MH54N05W153150A & MH54N05W153000A

[Handwritten signatures and initials: "MS", "CWS"]

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

Mike Davis
PO Box 173
Blanchard, ID 83804

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

Idaho Department of Lands
Represented by:
State of Idaho
Attorney General's Office
700 W. Jefferson, Room 210
PO Box 83720
Boise, ID 83720-0010

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

Signature of person delivering this document

Scobey-Denney