

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: 95-16272

STANDARD FORM 5

SEP 18 2019

IDWR/NORTH

STIPULATED ELEMENTS OF A WATER
RIGHT



AMENDED NOTICE OF CLAIM /
DIRECTOR'S REPORT

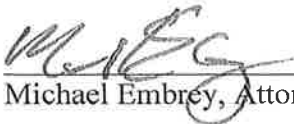
This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert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

Cougar Crest Lodge LLC


Michael Embrey, Attorney at Law

9/18/19
Date

IDWR Concurrence:

For 
Carter Fritschle
Manager, Water Rights Adjudication

9/18/19
Date


Garrick L. Baxter
Deputy Attorney General
Attorney for IDWR

9/18/19
Date

09/05/2019

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

RIGHT NUMBER: 95-16272

NAME AND ADDRESS: COUGAR CREST LODGE LLC
608 NW BLVD STE 300
COEUR D ALENE ID 83814

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

~~The quantity of water under this right shall not exceed 2,500 gallons per day.~~

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

PRIORITY DATE: ~~02/04/1999~~ 9/30/2012

POINT OF
DIVERSION: T50N R05W S24 NESE Lot 6 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 a Bed and Breakfast.~~
Domestic use is for one home.

PLACE OF USE: DOMESTIC in KOOTENAI County
T50N R05W S24 Lot 6 NESE

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

Parcel No. 50N05W247300

NGB
CWS
AS

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

Cougar Crest Lodge LLC
Represented by:
Michael Embrey
608 NW Blvd Ste 300
Coeur d'Alene, ID 83814

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

Signature of person delivering this document

SCooly-Denney