

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

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO
THE USE OF WATER FROM THE PALOUSE RIVER
BASIN WATER SYSTEM.

CIVIL CASE NUMBER : 59576

Ident. Number: 87-11779

Date Received: 11/9/2019

Receipt No: T107966

Received By:

**NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED
UNDER STATE LAW**

1. Name of Claimant(s)

HUGH MCISAAC Phone:(720) 568-9431
585 PAVEL CT
MOSCOW ID 83843

2. Date of Priority: 12/31/2003

3. Source: GROUND WATER Tributary to:

4. Point of Diversion:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>	<u>Type</u>
39N	05W	5	SE NW		LATAH	

5. Description of diverting works:

6. Water is used for the following purposes:

<u>Purpose</u>	<u>From To</u>	<u>C.F.S.</u>	<u>(or) A.F.A</u>
DOMESTIC	1 /1 12/31	0.03	0

7. Total Quantity Appropriated is: 0.03 C.F.S. and/or 0 A.F.A

8. Non-irrigation uses:

Number of Homes: 1	<u>Water Use</u>	<u>Type Of Stock</u>	<u>Number Of Stock</u>
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9. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4</u>	<u>Lot</u>	<u>Use</u>	<u>Acres</u>
39N	05W	5	SE NW		DOMESTIC	
						Section Acres
						Total Acres

10. Place of use in counties: LATAH

11. Do you own the property listed above as place of use? Yes

12. Other Water Rights Used:

13. Remarks:

Priority date description: 2003 was the year the current house on 585 Pavel Court, Moscow, ID, was constructed in its current configuration by the property owner at the time, Mr. Charles Craig, and it appears that the water well currently supplying water to the house was present from the outset as the house plumbing appears original and only one well-head is present on the property. However, the well is likely to have been present prior to the construction of the current house as Mr. Craig and his family lived on this property in a mobile home and appear to have used the same well to supply their mobile home - thus, the claim for this property likely is older than 2003. I recently discussed this matter with my neighbor to the east, Mr. David Nieuwsma, who has lived on his current property since 1994, and he tells me that the water well on my property was present in 1994 when the Craig family was living in their mobile home - the mobile home was removed when the current house was built. In addition, this well was deepened in 2011 from 240 feet to the current 280 feet - Well tag number 0060827, Drilling permit number 862607, date received-applied 2011.

I purchased the 585 Pavel Court property, with current house, from the Craig family in May of 2018. Mr. Craig presumably had a water-rights claim for this property that precedes my claim, however, I do not have his claim number, and, thus, do not have an exact priority-claim date. I am estimating the claim date based on the house-construction date.

From city-council-meeting notes - Consistent with my above statements, Mr. Craig spoke at a Moscow City Council Meeting in 2005 and made statements indicating he resided at 585 Pavel Ct., and did not rely on public utilities. I quote the record of that meeting here,

'Charles Craig, 585 Pavel Court, said his concern is that it does change the outlook of the neighborhood a little bit. He asked if there is an option as land owners not to have public utilities if they are annexed. Mayor Comstock said if there is a functioning well and septic system, it is not required. Craig said he would like to keep the rural setting.'

Description of use:	<u>Water Use</u>	<u>Description</u>
DOMESTIC		Household needs for three people, year round, and summer-time sprinkling of front and back grass lawns (each approximately 50 ft by 60 ft), and also of a vegetable garden (approximately 15 ft by 30 ft) and more than a dozen fruit trees on the property. This amounts to outdoor watering of well-under-half of the 2.45 acre property.

14. Basis of Claim: Beneficial Use

15. Signature(s)

For Individuals: I/We do solemnly swear or affirm under penalty or perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
 _____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty or perjury that I am

_____ of _____,
Title Organization

That I have signed the foregoing document in the space below as

_____ of _____,
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date: _____

Title and Organization _____

Please print name