

RECEIVED

JAN 23 2020

DEPARTMENT OF
WATER RESOURCESIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE COEUR D'ALENE-SPOKANE RIVER
BASIN WATER SYSTEM

CIVIL CASE NUMBER: 49576

Claim ID: 95-16558

Date Received: _____

Receipt No: _____

Claim Fee: \$52.00 By: _____

+ \$50.00 Late Fee

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of claimant(s) KENT AND/OR DEBORAH HERN Phone (208) 659-2011
 Mailing address 4795 W BOEKEL RD RATHDRUM ID 83858
Street or Box City State
 Email address (optional) kdhern@gmail.com
2. Date of priority: (Only one per claim) 1/3/1969 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
 which is tributary to (b) _____
4. a. Location of point of diversion is: Township 52N, Range 04W, Section 32,
SW 1/4 of SW 1/4, Govt. Lot _____, BM, County of KOOTENAI
 Parcel no. 52N04W336300
 Additional points of diversion, if any: _____
 If available, GPS Coordinates _____
- b. If instream flow, beginning point of claimed instream flow is:
 Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,
 Govt. Lot _____, BM, County of _____
 Ending point is: Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,
 Govt. Lot _____, BM, County of _____
5. Description of existing diversion works (dams, reservoirs, ditches, wells, pumps, pipelines, headgates, etc.),
 including the dates of any changes or enlargements in use, the dimensions of the diversion works as
 constructed and as enlarged and the depth of each well.
WELL WITH 15 HP PUMP AND PIPELINE TO PLACE OF USE

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD) (cfs) (acre-feet)

For IRRIGATION purposes from 4/1/ to 10/15 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) 7.0 (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
52N	04W	33											2.0						2.0

Parcel no(s) 52N04W336300

Total number of acres irrigated 2.0

10. In which county(ies) are lands listed above as place of use located? KOOTENAI

11. Do you own the property listed above as place of use? Yes (✓) No ()

If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

DOMESTIC AND STOCK

or None ()

13. Remarks (Include an explanation of the priority date selected):

AS PER WATER RIGHT LICENSE 95-7041, PLACE OF USE AND POINT OF DIVERSION CHANGED

THROUGH ACCOMPLISHED TRANSFER PRIOR TO 2006. ORIGINALLY WATER DIVERTED FROM WELL

IN SESW OF SEC. 32, DISCONNECTED FROM THAT WELL AND CONNECTED TO WELL IN SWSW OF

SEC. 33. 2 IRRIGATED ACRES MOVED SLIGHTLY FROM SESE OF SEC. 32 TO LAND JUST

SOUTHWEST, SWSW OF SEC. 33.

Name of claimant(s) KENT AND/OR DEBORAH HERN

Claim ID _____

NESE

NWSW

32

52N04W

33

SESE

95

SWSW

WELL

PIN: 52N04W329600

N

NENE 1

5

N04W

NWNW 4

4

The USDA-FCSA Aerial Photography Field office asks to be credited in derived products.

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14. Basis of claim (Check one) Beneficial Use () Posted Notice () License (☒) Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

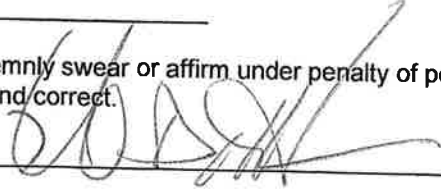
If applicable provide IDWR Water Right Number 95-16558 (95-7041)

15. Signature(s)

- (a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Coeur d'Alene-Spokane River Basin Water System Adjudication."
(b.) I/We do () do not (☒) wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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

Signature of Claimant (s)  Date: 12-27-2019

Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

Agent's title (Please print) _____ of _____
Name of organization (Please print)

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

Signature of Authorized Agent _____ Date _____

Printed Name of Authorized Agent _____

16. Notice of Appearance:

Notice is hereby given that I, (please print) _____, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Name of claimant(s) KENT AND/OR DEBORAH HERN

Claim ID _____

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 95-7041 Priority Jan. 3, 1969 Amount 4.50 cfs

THIS IS TO CERTIFY, that IDAHO IRRIGATION, INC.
of Spokane, Washington, has complied with the terms and conditions of Permit
No. 95-7041 issued pursuant to Application for Permit dated January 3, 1969,
and has submitted proof to the Department of Water Administration on March 22, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 5.12 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 4.50 cfs for Irrigation from April 1 to Oct. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 4.50 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 32, Twp. 52 N, Rge. 4 W, B. M.

in the county of Kootenai; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,015 acre feet per year or _____
3.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
52 N	4 W	32					5	36			36	39	39	39	12	37	35	12	290

Total number of acres irrigated 290

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 22 day of
September, 19 73.


Director

95 7041