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OCT 19 2020

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, DEPT. OF WATER RESOURCES
IN AND FOR THE COUNTY OF TWIN FALLS

IN 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

Ident. Number: 95-8795
Date Received:
Receipt No:
Claim Fee:
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

~~MARTY FRANTZ~~ PATRICK TOLBERT
420 INDIANA 7566 E. GEM SHORES RD.
COEUR D'ALENE ID 83814 HAYDEN LAKE, ID 83835
Phone: 615-838-9916
~~(208) 765-1839~~

2. Date of Priority: 12/22/1992

3. Source:

HAYDEN LAKE

Trib. to:

SINKS

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
51N	03W	10	SW NE	5	KOOTENAI	

5. Description of diverting works:

GRUNDFOS PUMP IN LAKE WITH 15HP PHASE 3 FRANKLIN
MOTOR. DRIVE IS AN ABB DRIVE. PIPING FROM PUMP
TO VAULT AT SHORE LINE IS 4 INCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	3/15	11/15	0.1		12

7. Total Quantity Appropriated is:

0.1 C.F.S. and/or 12 A.F.A.

8. Non-irrigation uses: NONE

9. Place of use:

IRRIGATION within KOOTENAI County

Township	Range	Section	¼	of	¼	Lot	Acres
51N	03W	10	NW		NE	2	2
51N	03W	10	SW		NE	5	2

Total Acres = 4

10. Do you own the property listed above as place of use? ~~NO~~ YES

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

11. Other Water Rights Used: NONE

12. Remarks:

Priority Date Explanation:

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.

13. Basis of Claim: License

14. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the COEUR D'ALENE-SPOKANE River Basin Adjudication." (b.) I/We do ____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2 - MAP - WATER RIGHT LICENSE

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): M. Allman Date: 10/13/2020

Date: _____

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08795

Priority: December 22, 1992

Maximum Diversion Rate:
Maximum Diversion Volume:

0.10 CFS
12.0 AF

This is to certify, that MARTY FRANTZ

420 INDIANA

COEUR D ALENE ID 83814

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 22, 1992; and has submitted Proof of Beneficial Use on April 18, 1994. An examination indicates that the works have a diversion capacity of 0.100 cfs of water from:

HAYDEN LAKE

tributary to SINKS

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.10 CFS	12.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 5(SWNE), Sec. 10, Township 51N, Range 03W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
51N	03W	10	Lot 2(NWNE) 2	Lot 5(SWNE) 2		4

Total number of acres irrigated: 4

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 95A.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

MICROFILMED
JAN 24 1995

