

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 SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-07421
Date Received: 10/17/1989
Receipt No: N 3309
Received By: RYA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DENNIS ORWIG
Address: 1313 ADELINE AVE.
COEUR D ALENE, ID 83814-0000
AND/OR
Name: JUDY ORWIG
Address: 1313 ADELINE AVE.
COEUR D ALENE, ID 83814-0000

208-667-2866

RECEIVED
OCT 20 1989

2. Date of Priority: NOV 02, 1978

3. Source: GROUNDWATER Trib. to:

Department of Water Resources
Western Regional Office

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	01W	23	SW	SE			ADAMS

5. Description of diverting works:
WELL WITH PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.020		4.00
DOMESTIC	01/01	12/31	0.040		1.20

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 5.20 A.F.A.

8. Total consumptive use is 3.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME

SCANNED
MAY 10 2004

A67-07421

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Date: 10/17/89

MICROFILMED
OCT 23 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	23	SW	SE		IRR	1.0
Section Acres							1.0
Total Acres							1.0

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

16. 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 Snake River Basin 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: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Dennis Dwyer Date: 10/17/89

Date: _____

State of Idaho)
County of Kootenai) SS.

Subscribed and sworn (or affirmed) before me this 17 day
of October 19 89 Robert L. Haynes
Notary Public

Seal

Residing at CAA
My Commission Expires 11/10/92

Receipt Details for ID N003399

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
10/17/1989 4:41:32 PM	10/17/1989	Northern	\$51.00	Check
Payer	ORWIG, DENNIS L.			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1585			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$51.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
67	7421		\$51.00	Claim

Print Report



Idaho Department of Water Resources

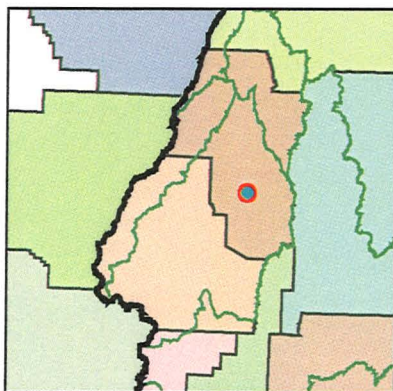
SRBA Recommendation:

67-7421

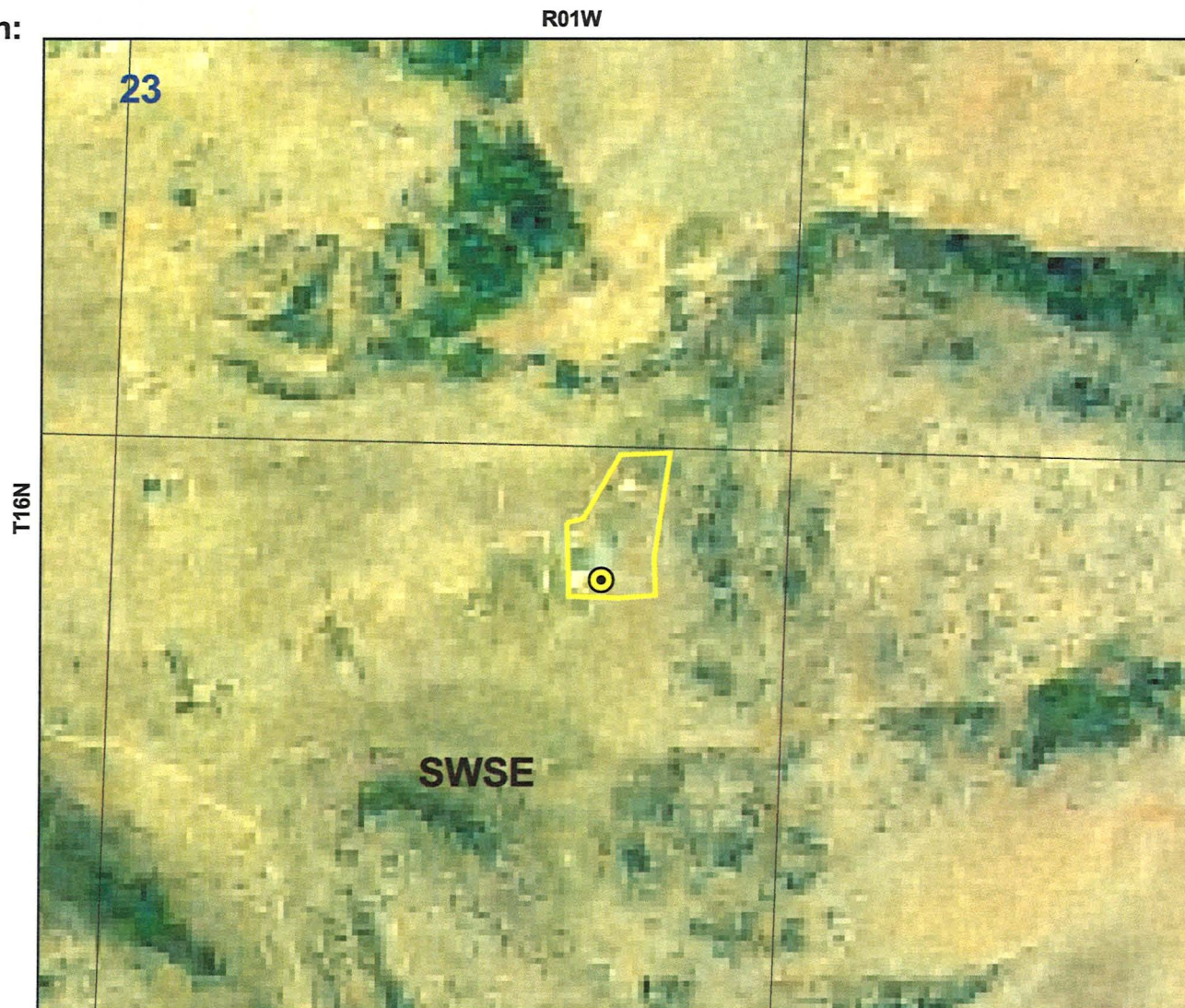
(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Adams County
IDWR Basin 67



0 0.1 0.2 Miles



Prepared by V. Music
On Thursday, November 16, 2006
1987/88 Aerial Photography

11/09/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-7421

NAME AND ADDRESS: DENNIS ORWIG
1313 ADELINE AVE
COEUR D ALENE ID 83814

JUDY ORWIG
1313 ADELINE AVE
COEUR D ALENE ID 83814

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS
5.200 AFY

PRIORITY DATE: 11/02/1978

POINT OF DIVERSION:

T16N R01W S23 SWSE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.020 CFS 4.00 AFY
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY
Domestic use is for 1 home.		

PLACE OF USE: IRRIGATION in ADAMS County

T16N R01W S23 SWSE 1.00

DOMESTIC same as IRRIGATION

1 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 - License

Claimed & recommended
as licensed

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05/21/2004

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7421 V1

WATER RIGHT NUMBER: 67-7421 V1

Owner Type
Current Owner DENNIS ORWIG
1313 ADELIN AVE
COEUR D ALENE, ID 83814
(208)667-2866

Current Owner JUDY ORWIG
1313 ADELIN AVE
COEUR D ALENE, ID 83814

Priority Date: 11/02/1978

Basis:

Status:

Source
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15	11/15	0.030 CFS	4.00 AF
DOMESTIC	1/01	12/31	0.040 CFS	1.20 AF
<u>Total Diversion:</u>			0.070 CFS	5.20 AF

Location of Point(s) of Diversion

GROUND WATER SW 1/4 SE 1/4 Sec. 23, Twp 16N, Rge 01W, B.M.
ADAMS County

Place of Use
IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
16N	01W	23													1.0

Total Acres: 1

DOMESTIC same as IRRIGATION

Conditions of Approval:

Remarks:

Comments:

Dates and Other Information:

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05/21/2004

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7421 V1

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	5/21/2004 10:13:50 AM	segbert			
POD	5/21/2004 10:14:18 AM	segbert			
Source	5/21/2004 10:16:46 AM	segbert			
POU	5/21/2004 10:17:18 AM	segbert			
Use	5/21/2004 10:26:13 AM	segbert			
Season	5/21/2004 10:27:32 AM	segbert			
Quantity	5/21/2004 10:28:01 AM	segbert			

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	5/21/2004 10:16:07 AM	segbert	Edited point location
Source	5/21/2004 10:16:47 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	5/21/2004 10:17:19 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
Use	5/21/2004 10:26:14 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?

Dom use is for home

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7421 V1

Priority Date	5/21/2004 10:13:51 AM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?
POD	5/21/2004 10:14:19 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?
Season	5/21/2004 10:27:32 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?
Quantity	5/21/2004 10:28:01 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use?

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 67-7421

11/09/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
67-7421	Claim	16N	01W	23	SW	SE		GROUND WATER	DENNIS ORWIG
67-7421	Water Right	16N	01W	23	SW	SE		GROUND WATER	DENNIS ORWIG

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 67-7421

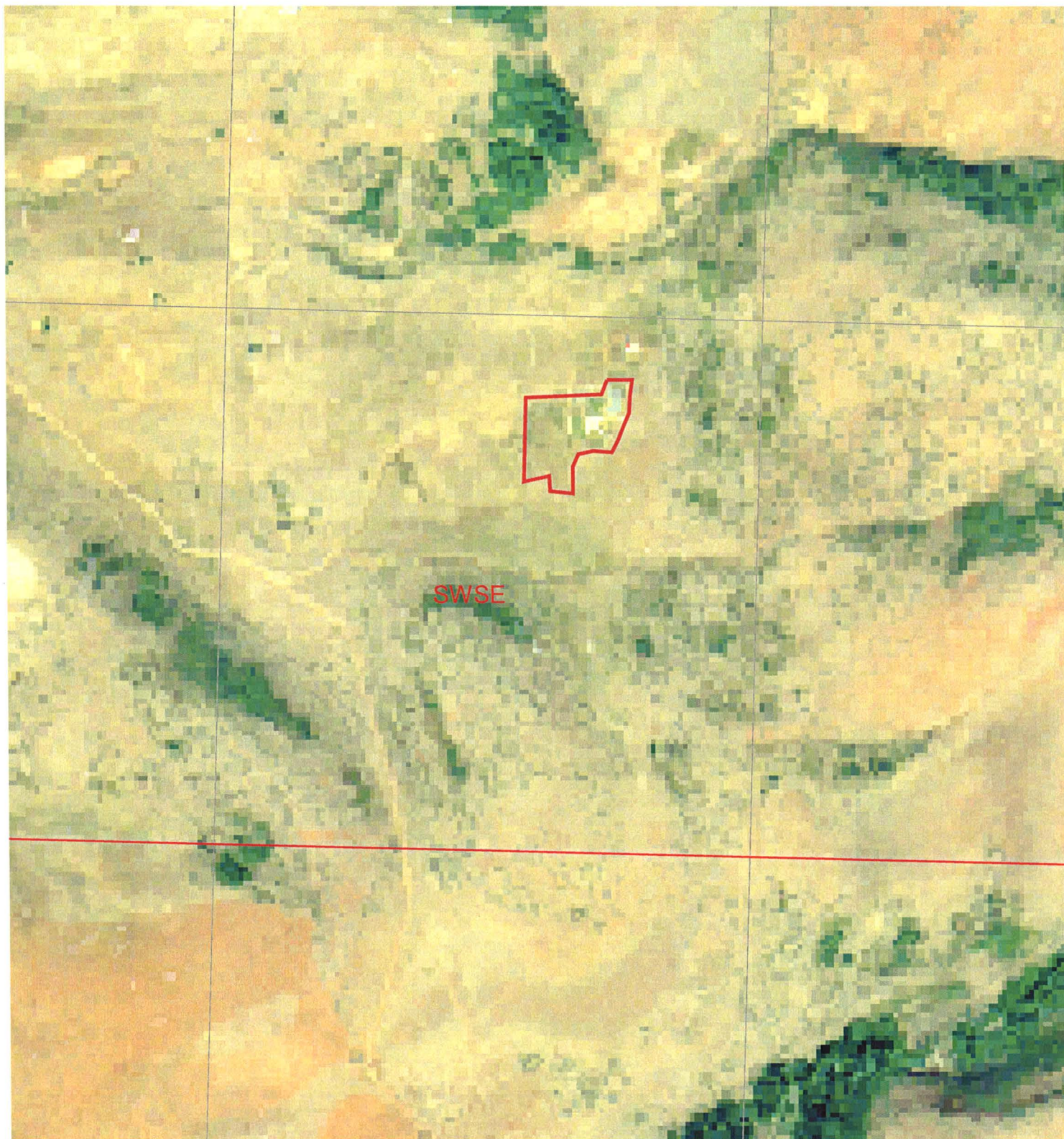
11/09/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
7421	Claim	16N	01W	23	SW	SE		IRRIGATION	1/1	DENNIS ORWIG
7421	Water Right	16N	01W	23	SW	SE		IRRIGATION	1/1	DENNIS ORWIG

Idaho Department of Water Resources

67-07421



T16N R1W S23



500 0 500 1000 Feet

A scale bar with four segments, labeled 500, 0, 500, and 1000 Feet.

Prepared by Sandy Egbert
5-21-04
1987 NAPP Photography

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 67-7421 Priority November 2, 1978 Amount 0.04 cfs

THIS IS TO CERTIFY, that Dennis &/or Judy Orwig
of Council, Idaho, has complied with the terms and conditions of Permit
No. 67-7421 issued pursuant to Application for Permit dated November 2, 1978,
and has submitted proof to the Department of Water Resources on November 27, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u>	at <u>0.02</u> cfs and	<u>4.0</u> acre feet
Domestic	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
(1 Unit)	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
5.2 acre feet per year, said waters to be diverted within the SW1/4 Section 23,
Twp 16N, Rge 1W in the County of Adams

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
16N	1W	23															1		1

Total number of acres irrigated 1

MICROFILMED

CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 6TH day of MARCH, 19 86.

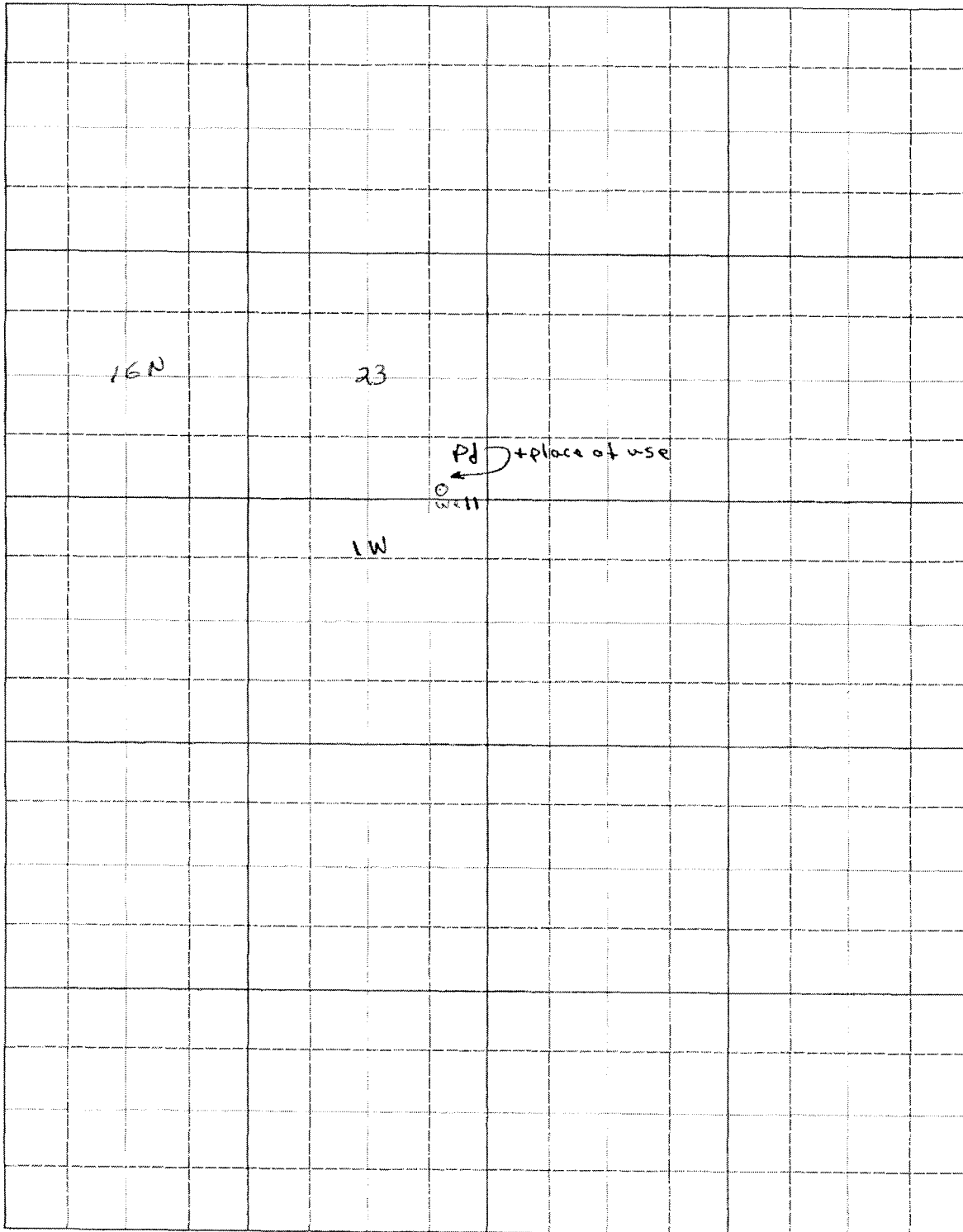
Acting for the

Director

Norman C. Young

106

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Don & O'way
(Applicant)
Judy M. O'way



Idaho Department of Water Resources

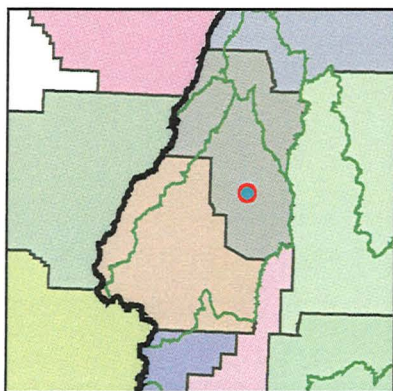
SRBA Recommendation:

67-7421

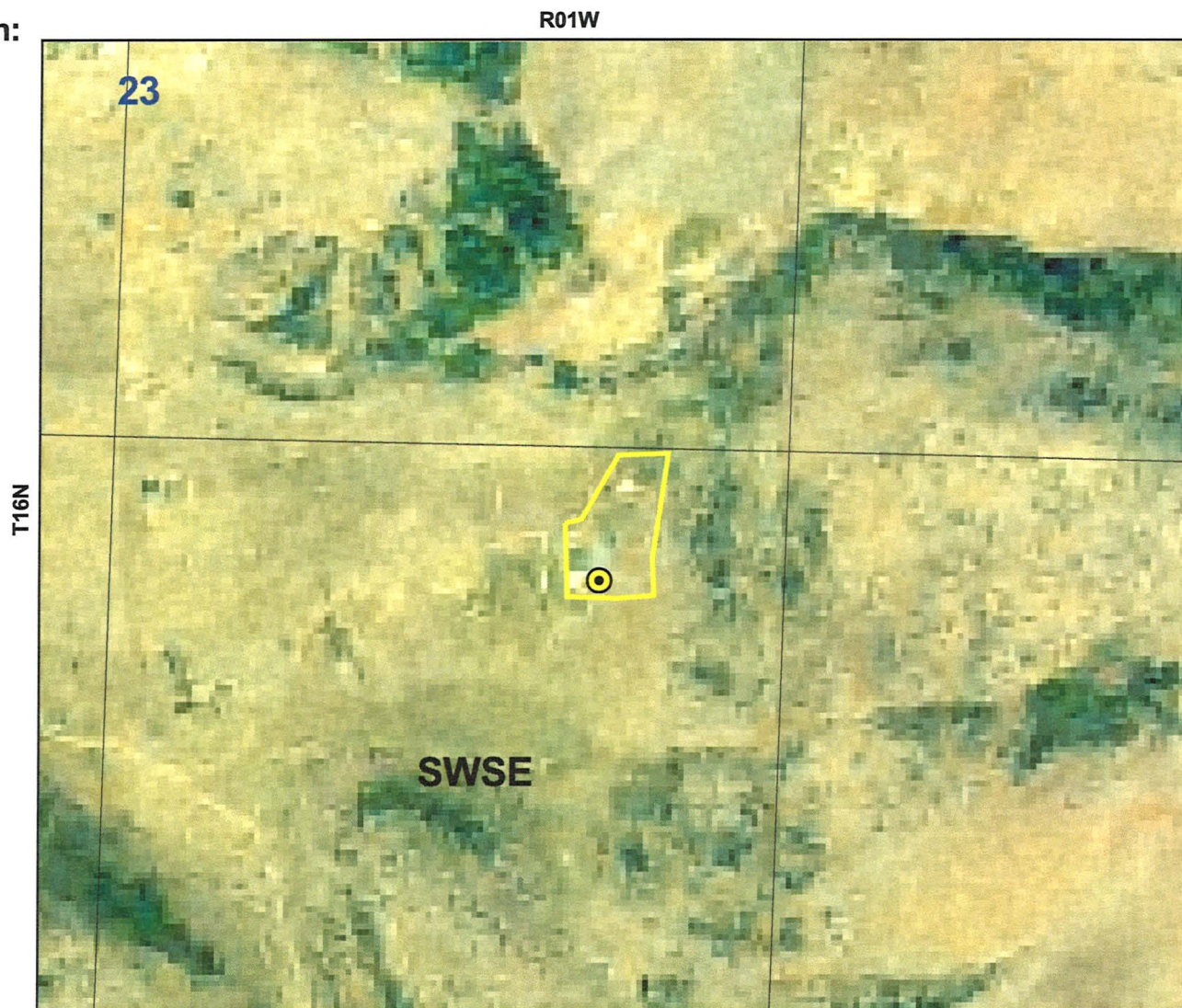
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Adams County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by V. Music
On Thursday, November 16, 2006
1987/88 Aerial Photography