

COPY

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

Claim ID: 87-11354

Date Received: 7-25-2019

Receipt No: N035256

Claim Fee: \$25.00 By: 56

RECEIVED  
JUL 25 2019  
IDWR/NORTHERN

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW  
For Domestic and/or Stockwater Purposes  
Where Daily Use is less than 13,000 gallons per day

RECEIVED  
MAY 28 2021

Please type or print clearly

IDWR / NORTH

1. Name of claimant(s) ESTHER J NOWACK LIFE ESTATE AND/OR ET AL. Phone (208) 875-1050

Mailing address 1010 N NOWACK LN POTLATCH ID 83855  
Street or Box City State

Email address (optional) \_\_\_\_\_

2. Date of priority: (Only one per claim) 12/31/1970 - May 15, 1952 (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. Location of point of diversion is: Township 42N, Range 05W, Section 24,  
SW 1/4 of SW 1/4, or Govt. Lot \_\_\_\_\_ BM, County of LATAH;

Parcel no. RP42N05W246304

Additional points of diversion, if any: \_\_\_\_\_

If available, GPS coordinates: \_\_\_\_\_

5. Description of diverting works (wells, pumps, spring boxes, pipelines, 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 IN WELL-HOUSE LOCATED APPROXIMATELY 50 FT. NORTHWEST OF HOME

6. Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)

For DOMESTIC purposes from 1/1 to 12/31 amount 0.02 cfs (✓) or AFY ( )

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_

7. Total quantity claimed 0.02 cfs (✓) or AFY ( )

8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)  
DOMESTIC USE FOR 1 HOME

9. Location of place of use is: Township 42N, Range 05W, Section 24,  
SW 1/4 of SW 1/4, Govt. Lot \_\_\_\_\_ BM, Parcel no. SAME  
If different than shown in Item 4  
for (check one) **Domestic** (✓) **Stock** ( ) **Domestic and Stock** ( )

Additional places of use, if any \_\_\_\_\_

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

11. Do you own the property listed above as place of use? Yes (✓) No ( )  
If the 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.  
\_\_\_\_\_ or None (✓)

13. Remarks (include an explanation of the priority date selected):  
YEAR BUILT AS PER LATAH COUNTY RECORDS

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 \_\_\_\_\_

**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 Palouse 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: 2

**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. Esther J. Nowack May 26-2021

Signature of Claimant(s) Esther J. Nowack Date: July 18, 2019  
Megan D. Nowack Weaner Date: July 18, 2019

**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

\_\_\_\_\_ of \_\_\_\_\_,  
Agent's title (Please print) 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 of behalf on 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) ESTHER J NOWACK LIFE ESTATE AND/OR ET AL. Claim ID \_\_\_\_\_

**PRBA CLAIM ATTACHMENT**

**Claimant Names Continued:**

**Sandra K Nowack Life Estate and/or Megan D Nowack**

Identify

Identify from:



Tax Parcels

☐ Tax Parcels

☒ NOWACK, ESTHER J LIFE ESTATE

Location:

2,278,054.821 1,755,271.067 Meters

| Field      | Value                        |
|------------|------------------------------|
| ID         | 11248585                     |
| UPDATED    | 6/3/2019                     |
| PIN        | RP42N05W246304               |
| OWNER      | NOWACK, ESTHER J LIFE ESTATE |
| ADDRESS1   | 1010 N NOWACK LANE           |
| ADDRESS2   |                              |
| CITY       | POTLATCH                     |
| STATE      | ID                           |
| ZIPCODE    | 83855                        |
| P_ADDRESS  | 1010 N NOWACK LN             |
| P_ZIPCODE  | 83855                        |
| SUB_NAME   |                              |
| LEGAL1     | 3.39 AC TAX #505 SWSW        |
| LEGAL2     | 24 42 5                      |
| LEGAL3     |                              |
| LEGAL4     |                              |
| LEGAL5     |                              |
| LEGAL6     |                              |
| ACRES      | 3.4                          |
| COUNTY     | Latah                        |
| SOURCE     | <null>                       |
| YEAR_BUILT | 1979                         |

Identified 1 feature

May 26/2021

Claim I.D. 87-11354.

In the spring of 1952, my husband (Leo J. Nowack) and I (Esther J. Nowack) moved our house on this property and started living there and using the well continuously since then.

Esther J. Nowack

RECEIVED  
MAY 28 2021  
IDWR / NORTH

May 26, 2021

TO: Linda A. Werner  
Idaho Department of Water Resources

FROM: Ron Nowack

RE: Claim ID: 87-11354 Amend claim to an earlier priority date

Enclosed please find forms and statement to amend claim 87-11354  
to an earlier priority date.

If you need further information please contact me.