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Department of Water Resources

Linda M. Williams

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF KOOTENAI

IN THE MATTER OF THE GENERAL)
DETERMINATION OF THE RIGHTS TO THE)
USE OF THE SURFACE AND GROUND-)
WATERS OF LEWELLEN CREEK, ROUSH)
CREEK, TRAPPER CREEK, AND THEIR)
TRIBUTARIES ALL COMMONLY KNOWN)
AS LEWELLEN CREEK DRAINAGE BASIN.)

Civil No. 39405

D E C R E E

The report of the Department of Water Resource entitled PROPOSED FINDING OF WATER RIGHTS IN THE LEWELLEN CREEK DRAINAGE BASIN, was filed with this Court on May 27, 1980. The report contains FINDINGS OF FACT, CONCLUSIONS OF LAW, and a Listing of Rights. No objections were filed with the Court to the Department's report as allowed for by Section 42-1410, Idaho Code.

THEREFORE, there being no objections to the report as filed by the Department of Water Resources, and said report constituting prima facie evidence of the water rights of the persons made party to this action, the Court finds as a matter of fact and law that the rights of the parties are as set forth in the above-described report and hereby adopts said report as the Court's Findings of Fact and Conclusions of Law.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED That the water rights of the persons made party to this action are as found in the Proposed Finding of Water Rights in the Lewellen Creek Drainage Basin filed with this Court on May 27, 1980, and those water rights are hereby decreed as listed therein.

DATED this 24th day of Dec, 1980.

STATE OF IDAHO
COUNTY OF KOOTENAI } SS

IN THE REQUEST OF

Dept. of Water Resources

At 10 o'clock AM

Leah Phelps

FEB 12 1986

By Linda R. Hill

Deputy

Fee \$ 100

Return to 450 West State Street

JUL 31 1986

WATT E. PRATHER
District Judge

STATE OF IDAHO
County of Kootenai

I, Leah Phelps Clerk of the District Court of the First Judicial District of the State of Idaho, in and for the County of Kootenai, do hereby certify that the foregoing instrument is a true and correct copy of the original thereof now on file in this office. Witness my hand and the seal of said Court on this, the 24th day of Dec, 1980.
LEAH PHELPS, CLERK OF THE DISTRICT COURT

RIGHT NUMBER
NAME AND ADDRESS
PRIORITY DATE
USE PERIOD FROM TO
MAX AMOUNT MAX RATE
DIVERSION POINT
PLACE OF USE AND ACREAGE
BASIS FOR RIGHT

SOURCE: LEWELLEN CREEK

TRIBUTARY TO: SINKS

INDICATES TOTAL

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
96-0101	LAKES HIGHWAY DIST. P.O. BOX 669 HAYDEN LAKE ID 83835	05-15-1964	INDUSTRIAL	03-15 11-15	.20 CFS	NESE S24 T53N R03W NFSW S2H T53N R02W		BENEFICIAL USE
	REMARKS: INDUSTRIAL USE FOR ROAD WATERING. SOURCES ARE LEWELLEN CK. & RUUSH CK. P/U: T53N R03W S27 SWSW S26 SWSW S25 NENE NWSE		SESW SESW SESW NENE SWSE	SWSE SWSE NENW	SESE SESE NWNW	NWSW	SWSW	
96-2306	HAWS, MARC HAWS, KAREN RT. 1 BOX 81C ATHOL ID 83801	09-08-1966	IRRIGATION	03-15 11-15	.02 CFS	SESE S19 T53N R02W	SESE (01) S19 T53N R02W	LICENSE
							* 1 ACRES*	
96-0104	BENNETT, BOB BENNETT, SANDRA RT. 1 BOX 72B ATHOL ID 83801	04-21-1968	STOCKWATER	01-01 12-31	.20 AFA .02 CFS	NESE S24 T53N R03W	NESE S24 T53N R03W	BENEFICIAL USE
			STOCKWATER	01-01 12-31	1.00 AFA		SAME AS OTHER USE	
			STOCKWATER	01-01 12-31	1.00 AFA		SAME AS OTHER USE	
			DOMESTIC	01-01 12-31	1.20 AFA .04 CFS		SAME AS OTHER USE	
			DIVERSION	01-01 12-31	.02 CFS		SAME AS OTHER USE	
			TO STORAGE		2.40*AFA .06*CFS			
96-0103	MOTT, JOHN H. MOTT, REBECCA J. RT. 1 BOX 81A ATHOL ID 83801	08-01-1968	DOMESTIC	01-01 12-31	1.20 AFA .04 CFS	SWSW S20 T53N R02W	SWSW S20 T53N R02W	BENEFICIAL USE
96-7177	MOTT, JOHN H.	05-21-1973	IRRIGATION	05-01 08-01			SWSW S20 NWSW(18) SWSW(02) PERMIT	

SEE CORRESP.
FILE

JUL 31 1996