



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • FAX: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 13, 2018

Ronnie D Clark
Sandra C Clark
7077 E Greyridge Rd
Athol, ID 83801

RE: Coeur d'Alene-Spokane River Basin Adjudication (CSRBA) Claim no. 95-10046

Dear Mr. and Mrs. Clark:

This letter is in response to meeting with you last week at the Basin 95 Part 1 Preliminary Director's Report Meeting in Coeur d'Alene. At the meeting you indicated that the well used for the point of diversion on your claim to a water right 95-10046 was located within Lot 10 as depicted on the Amended Plat of Bright Star. I have enclosed an aerial photo map with my attempt to locate the well in Lot 10, which was formerly owned by Stephen and Linda Koehler. The Kootenai County ownership information provided to Idaho Department of Water Resources (IDWR) lists the current owner of Lot 10 as Vern Smith.

Please review the enclosed map and mark the correct location of the well if the map is in error. I have enclosed a revised preliminary recommendation showing the change in the legal description of the point of diversion that results in describing the well in Lot 10 rather than Lot 8.

Based on other claims that IDWR has received, it appears that the home on Lot 10 (Smith) and the home on Lot 11 (Martin) also receive water from the well located in Lot 10. If this is not correct, please let me know when you return the map and notice of error reply in the postage paid envelope.

If you have any questions or need further clarification, please contact me at (208) 287-4917 or by an email to: Carter.Fritschle@idwr.idaho.gov

Sincerely,

Carter Fritschle
Adjudication Section Manager
Idaho Department of Water Resources

Enclosures: Map depicting the location of well and revised preliminary recommendation for claim 95-10046

95-10046 Point of Diversion



0 200 400 800 Feet



03/13/2018

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 30, 2018

Water right number: 95-10046

RONNIE D CLARK
7077 E GREYRIDGE RD
ATHOL ID 83801

SANDRA C CLARK
7077 E GREYRIDGE RD
ATHOL ID 83801

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

____ I AGREE with this proposed recommendation: no changes need to be made.

DATE: _____ SIGNATURE: _____

Please print your name: _____

03/13/2018

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

RIGHT NUMBER: 95-10046

NAME AND ADDRESS: RONNIE D CLARK
7077 E GREYRIDGE RD
ATHOL ID 83801

SANDRA C CLARK
7077 E GREYRIDGE RD
ATHOL ID 83801

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 03/01/2005

POINT OF DIVERSION: T53N R03W S22 NWSE Within KOOTENAI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC in KOOTENAI County

T53N R03W S22 NESW

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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 - Beneficial Use

Property is also known as Lot 8, Block 1, Bright Star Amended.

Right Nos. 95-10046, 95-11896 and 95-16637 are diverted through the point of diversion described above.

Parcel No. 0I4950010080.