

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 CLARK FORK-PEND OREILLE RIVER
BASIN WATER SYSTEM

CIVIL CASE NUMBER: 69576

Claim ID: 96-9380Date Received: 2-3-2022Receipt No: N038292Claim Fee: 25.00 By: DL

RECEIVED

FEB 03 2022

IDWR / NORTH

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

Please type or print clearly

1. Name of claimant(s) Kenneth W Clark Phone 208 263-6228
Mailing address P.O. Box 1722 Sandpoint ID Zip 83864
Street or Box City State
Email address (optional) _____
2. Date of priority: (Only one per claim) Feb 25 2008 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water () or Other ☒ (a) Flume Creek
which is tributary to (b) Lightning Creek
4. Location of point of diversion is: Township 58N, Range 01E, Section 15,
SE 1/4 of NE 1/4, or Govt. Lot _____ BM, County of Bonner;
Parcel no. RP00371000015AA
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.
Pump IN creek with PVC pipe line
6. Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)
For irrigation purposes from 4/01 to 10/31 amount 0.02 cfs ☒ or AFY ()
For Stockwater purposes from 06/01 to 12/31 amount 0.02
7. Total quantity claimed 0.03 cfs ☒ or AFY ()
8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)
mixed stock

9. Location of place of use is: Township 58N, Range 01E, Section 15,
SE 1/4 of NE 1/4, Govt. Lot _____ BM, Parcel no. RP00371000015AA
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? BONNER

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.
Permitted Well, Water Right Pending or None ()

13. Remarks (include an explanation of the priority date selected):
Refer to Enclosed Water Right License # 96-09380

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 # 96-09380

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 Clark Fork-Pend Oreille 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: _____

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) [Signature] Date: 2/2/2022
Date: _____

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) _____ Claim ID _____

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-09380

Priority: February 25, 2008

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 3.1 AF

It is hereby certified that KEN CLARK
PO BOX 1722
SANDPOINT ID 83864 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated February 25, 2008; and has
submitted Proof of Beneficial Use on April 07, 2009. An examination indicates that the works have a
diversion capacity of 0.02 cfs of water from:

SOURCE

FLUME CREEK

Tributary: LIGHTNING CREEK

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/01 to 10/31	0.02 CFS	3.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF

LOCATION OF POINT(S) OF DIVERSION:

FLUME CREEK SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 15, Twp 58N, Rge 01E, B.M. BONNER County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
58N	01E	15	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	1.0

Total Acres: 1

PLACE OF USE: STOCKWATER

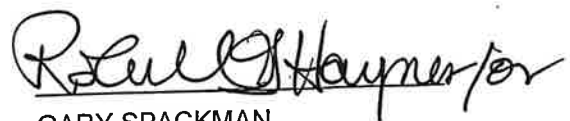
Twp	Rge	Sec	NE				NW				SW				SE				Totals
58N	01E	15	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	X

CONDITIONS OF APPROVAL

1. Stockwater use is for up to 10 head mixed stock
2. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
3. This right does not grant any right-of-way or easement across the land of another.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 25th day of September, 2009.


GARY SPACKMAN
Interim Director