

**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

Ident. Number: 97-8620
Date Received: 5/4/2022
Receipt No: N039349
Claim Fee: 60.00
Received By: _____

RECEIVED
MAY 04 2022
DEPT. OF WATER RESOURCES

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

KEVIN HEISS
267 THAMA DR
PRIEST RIVER ID 83856-8786

Phone: (775) 225-4557

LINDA HEISS
267 THAMA DR
PRIEST RIVER ID 83856-8786

Phone: (775) 225-4557

2. Date of Priority: 12/31/1951

3. Source:
UNNAMED STREAM

Trib. to:
PEND OREILLE RIVER

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
56N	04W	32	SE NE		BONNER	

5. Description of diverting works:

Water is pumped from the unnamed stream.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.2		

7. Total Quantity Appropriated is:

0.2 C.F.S. and/or A.F.A.

8. Non-irrigation uses:

9. Place of use:

IRRIGATION within BONNER County

Township	Range	Section	¼	of	¼	Lot	Acres
56N	04W	32	SE		NE		0.4
56N	04W	32	NW		SE	6	9.7

Total Acres = 10.0

10. Do you own the property listed above as place of use? Yes

If your answer is no, describe in remarks below the authority you have to claim this water right.

11. Other Water Rights Used:

12. Remarks:

Priority Date Explanation:

Year of easement to pump from unnamed stream

13. Basis of Claim: Beneficial Use

14. 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 CLARK FORK-PEND OREILLE 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 under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s):  Date: 5-4-2022

Date: _____

18. An easement for the purpose shown below and rights incidental thereto as set forth in a document.

Granted to: Northern Idaho & Montana Power Company

Purpose: Public Utilities

Recorded: September 11, 1909

Instrument No.: 9947

Book 2 Miscellaneous Page 527

19. An easement for the purpose shown below and rights incidental thereto as set forth in a document.

Granted to: Mountain States Power Company

Purpose: Public Utilities

Recorded: June 15, 1945

Instrument No.: 16539

Book 12 of Miscellaneous, page 620



20. Reservations and/or exceptions as contained in Warranty Deed, executed by Huey Gaiser and Pearl Gaiser, husband and wife.

Recorded: September 7, 1951

Instrument No.: 39675

Purpose: the right to lay maintain, operate, relay and remove a pipeline or pipelines for the transportation of water from the unnamed creek

21. A perpetual right of way and easement to overflow, flood and submerge a portion of the herein described property, and incidental purposes, upon the terms and provisions therein set forth as conveyed to the United States of America, by Warranty Easement recorded in records of Bonner County, Idaho:

Instrument No.: 43027

Book/Page: 18 of Miscellaneous at Page(s) 576

Dates/Recorded: August 14, 1952

22. An easement for the purpose shown below and rights incidental thereto as set forth in Warranty Deed.

Purpose: Right of way

Recorded: November 10, 1952

Instrument No.: 43967

Book 84 of Deeds, page 202

23. A perpetual right of way and easement to overflow, flood and submerge a portion of the herein described property, and incidental purposes, upon the terms and provisions therein set forth as conveyed to the United States of America, by Warranty Easement recorded in records of Bonner County, Idaho:

Instrument No.: 45656

Book/Page: 20 of Miscellaneous at Page(s) 83

Dates/Recorded: April 27, 1953

24. An easement for the purpose shown below and rights incidental thereto as set forth in a document.

Granted to: Pacific Power and Light Company

Purpose: Public Utilities

Recorded: August 2, 1962

Instrument No.: 86415

25. An easement for the purpose shown below and rights incidental thereto as set forth in Grant of Easement.

Granted to: Irene Scott and John Scott, wife and husband

Purpose: Septic Lines or Dispersion Fields

Recorded: August 30, 1978

Instrument No.: 204543

26. An easement for the purpose shown below and rights incidental thereto as set forth in Grant of Easement.

Granted to: John Scott and Irene Scott, husband and wife

Purpose: Installing, maintaining and replacing a septic system

Recorded: April 27, 1980

Instrument No.: 232009