

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: 96-11804 96-7522Date Received: 4-28-2022Receipt No: N039120Claim Fee: 25.00 By: JB

RECEIVED

APR 28 2022

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

IDWR / NORTH

Please type or print clearly

- Name of claimant(s) Jack & Karen Shipley & Matthew Shipley Phone (406) 490-8482
Mailing address 2509 Ottawa St Butte MT Zip 59701
Street or Box City State
Email address (optional) jkship@bresnan.net
- Date of priority: (Only one per claim) 04/08/1977 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
- Source of water supply (Check one) Ground Water () or Other ☒ (a) Trestle Creek
which is tributary to (b) Lake Pend Oreille
- Location of point of diversion is: Township T57N, Range R1E, Section Sec 16,
SE 1/4 of SW 1/4, or Govt. Lot _____ BM, County of Bonner;
Parcel no. Lot 3, Block 1, Trestle Creek Estates
Additional points of diversion, if any: none
If available, GPS coordinates: _____
- 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.
(a) 1/2 hp irrigation pump from Trestle Creek
(b) sandpoint well 26 feet deep for household use
- Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)
(a) For lawn & garden irrigation purposes from 01/01 to 12/31 amount 0.04 cfs ☒ or AFY ()
(b) For household use purposes from 01/01 to 12/31 amount _____
Month/Day Month/Day
7. Total quantity claimed 0.04 cfs ☒ or AFY () 1.2 AF per year
8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)
one (1) bedroom home

9. Location of place of use is: Township T57 N, Range R1E, Section Sec 16,
SE 1/4 of SW 1/4, Govt. Lot _____ BM, Parcel no. Lot 3 Block 1 Trestle Creek Estates
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 County

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):

Priority Water Right 96-7522 April 8, 1977 Amt 0.04 cfs

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 96-7522

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: 3

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) Jack R Shipley Date: 04/21/2022

Karen M Shipley Date: 04/21/2022

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 _____

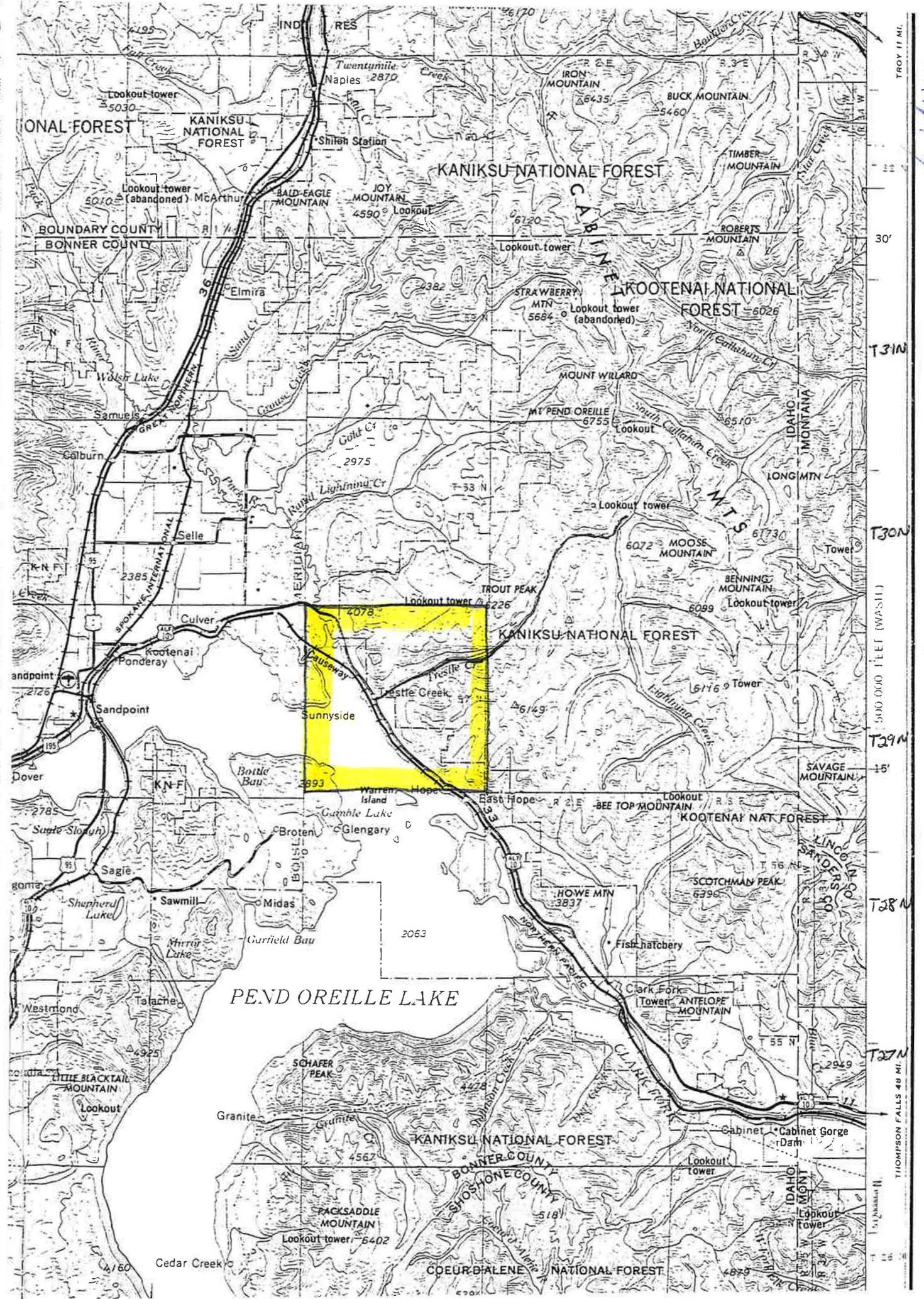
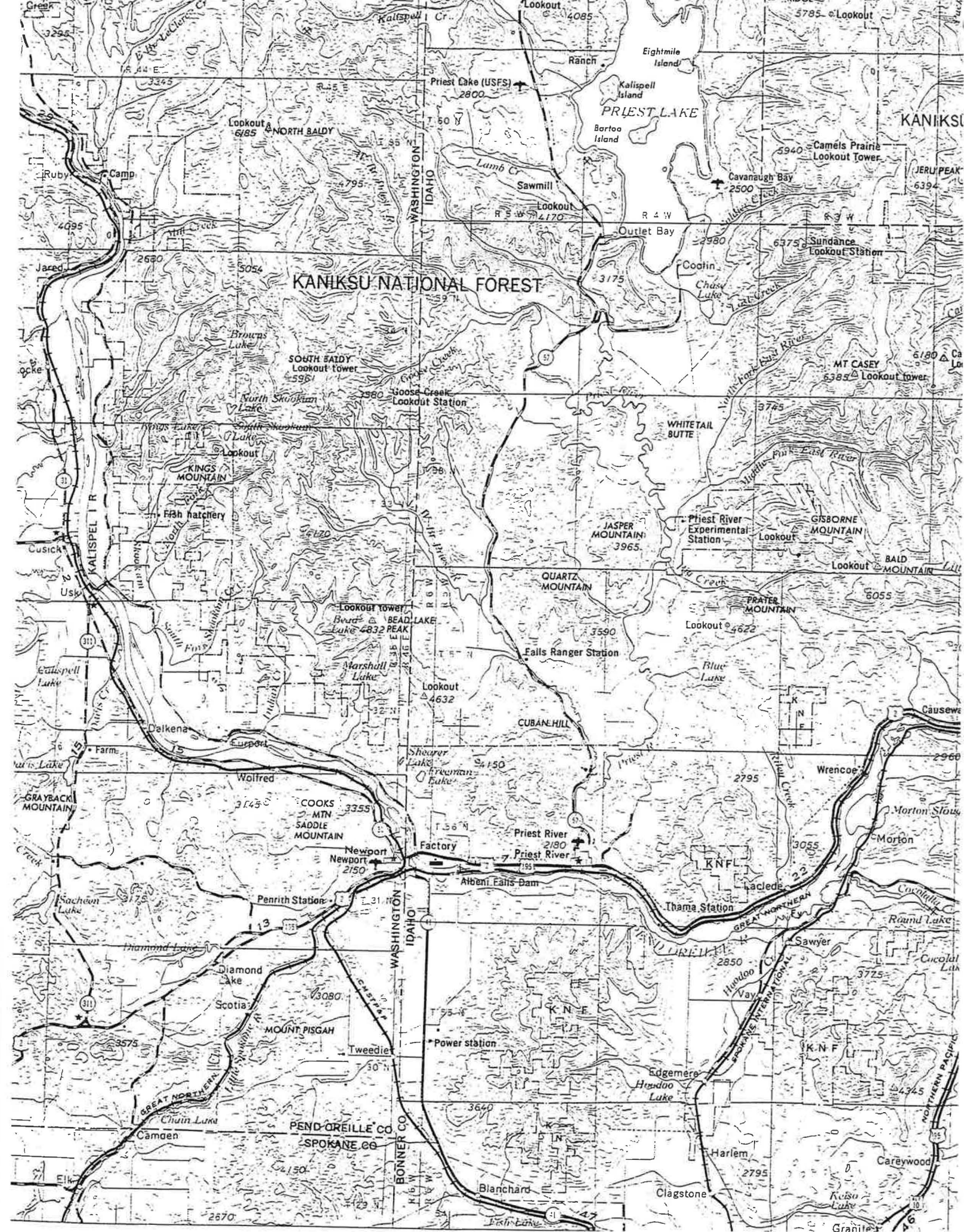
16. **Notice of Appearance:**

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 _____

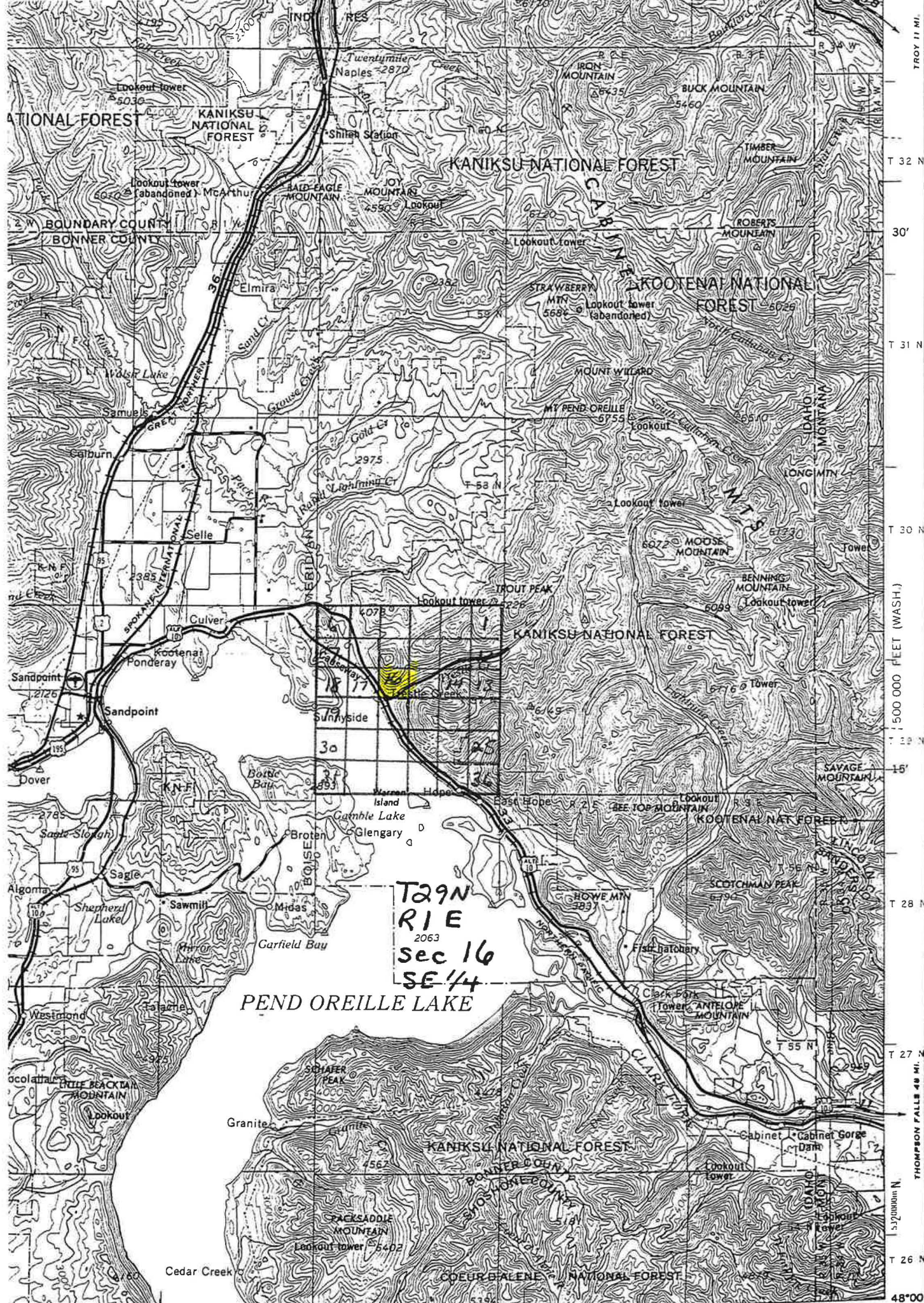
Address _____

Name of claimant(s) _____ Claim ID _____



Shipley

T31N
T30N
T29N
T28N
T27N
TROY 11 MI.
500 000 FEET (WASH.)
TROMPSON FALLS 40 MI.



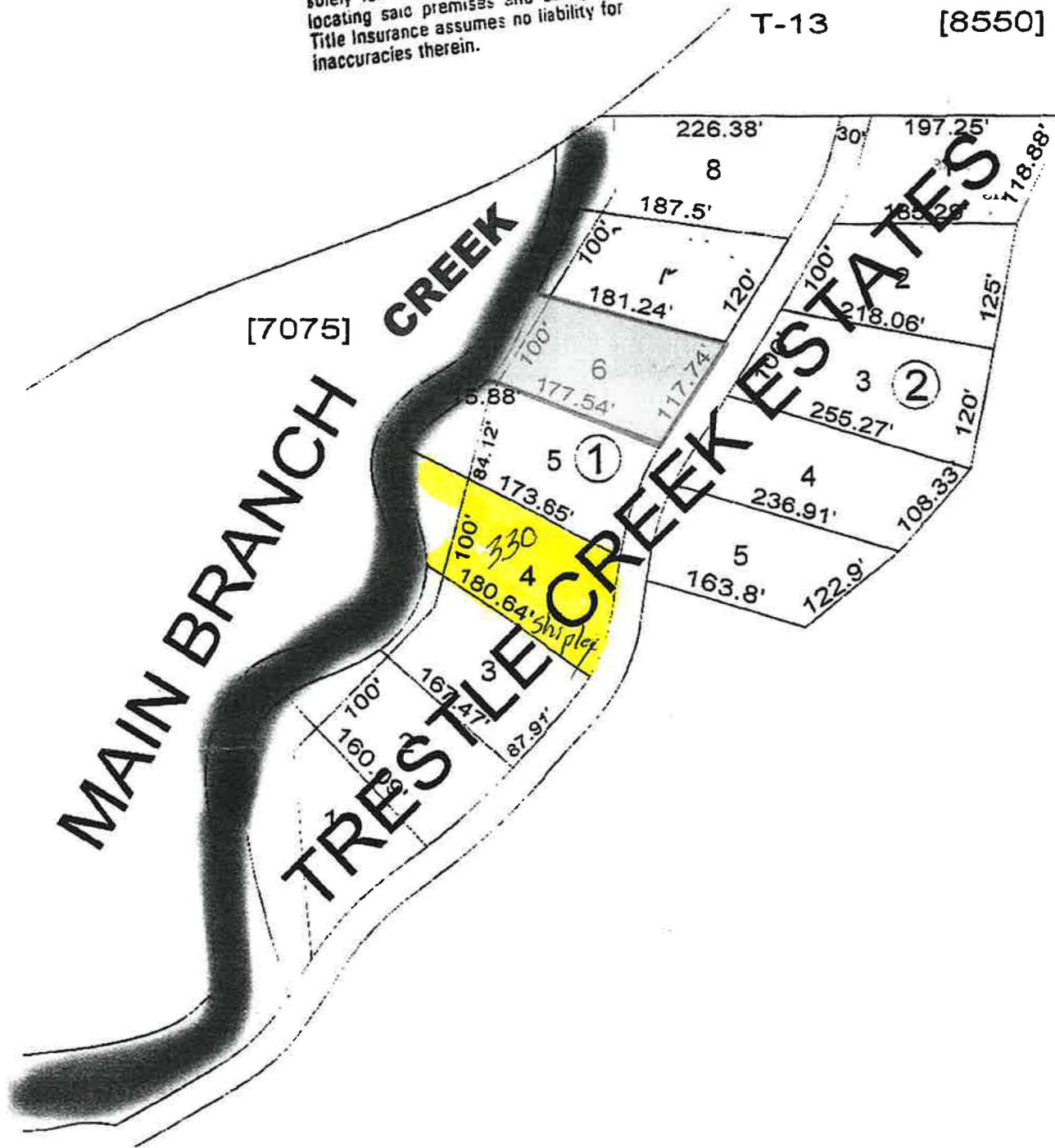
Shipley

T29N
R1E
2063
sec 16
SE 1/4

PEND OREILLE LAKE

TROY 11 MI.
T 32 N
30'
T 31 N
T 30 N
1500 000 FEET (WASH.)
T 29 N
15'
T 28 N
T 27 N
THOMPSON FALLS 48 MI.
N
T 26 N
48°00'

[8550]



Shipley

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7522 Priority April 8, 1977 Amount .04 cfs

THIS IS TO CERTIFY, that JAY O. & MARY L. NICHOLS
of Hope, ID, has complied with the terms and conditions of Permit
No. 96-7522 issued pursuant to Application for Permit dated April 8, 1977,
and has submitted proof to the Department of Water Resources on October 18, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .04 cfs of water from Trestle Creek,
tributary to Lake Pend Orielle, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (1 unit)	from <u>1/1</u> to <u>12/31</u>	at <u>.04</u> cfs and	<u>1.2 AF</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than .04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the SESW, Sec. 16, T57N, R1E

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
57N	1E	16											X						

Total number of acres irrigated _____

Place of use known as Lot 3, Block 1, Trestle Creek Estates.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26th day of
JUNE, 19 81.

Director