

**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

RECEIVED

JUN 08 2022

IDWR / NORTH

Ident. Number: 96-4142
Date Received: 6/8/2022
Receipt No: N039933
Claim Fee: \$2500
Received By: JK

**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**

1. Name of Claimant(s)

EDWARD FISHBAUGH
PO BOX 426
CHATTAROY WA 99003-0426

Phone: (509) 276-8369

2. Date of Priority: 5/27/1919

3. Source:

SPRINGS SINKS
SPRINGS SINKS

Trib. to:

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
54N	03E	4	SW NW		BONNER	
54N	03E	4	SW NW		BONNER	

5. Description of diverting works:

TWO DEVELOPED SPRINGS PIPED TO COLLECTION BOX AND THEN DOWN TO PROPERTY THROUGH GRAVITY FLOW PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
DOMESTIC	1/01	12/31	0.04		
STOCKWATER	1/01	12/31	0.02		

7. Total Quantity Appropriated is:

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

8. Non-irrigation uses:

STOCKWATER USE FOR UP TO 40 HEAD OF MIXED STOCK
DOMESTIC USE FOR ONE HOME

9. Place of use:

DOMESTIC within BONNER County

Township	Range	Section	¼	of	¼	Lot	Acres
55N	03E	33	SE		SW		

STOCKWATER within BONNER County

Township	Range	Section	¼	of	¼	Lot	Acres
55N	03E	33	SW		SW		
55N	03E	33	SE		SW		

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:

CERTIFICATE OF COMPLETION OF WORKS FOR COMPLETED DEVELOPMENT OF WATER
LINE TO PROPERTY, WHEN WATER WAS FIRST PUT TO BENEFICIAL USE

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 5

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): Edward Furlough Date: 06-11-22

Date: _____

Permit No. 14135**Certificate of Completion of Works**

TO ALL WHOM IT MAY CONCERN:

This is to certify that Elmer Easter,
 of Cabinet, County of Bonner, and State of
Idaho, the holder of Permit No. 14135, issued upon Application
 No. 19937, bearing date of priority of May 27, 1919, authorizing the diversion of
0.6 second feet of the waters of a spring, tributary to Dry Creek,

County of Bonner, State of Idaho, for irrigation and domestic
 purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the
 proof of completion of the works of diversion set out and described in said Permit; that said works are
 adequate for diverting and conveying to the place of intended use 0.6
 second feet of the waters of said spring;

that the point of diversion of said waters is 94' W. of the S.E. Cor. of SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4,
Twp. 54 N., R. 3 E., b.M.,

and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:
SW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Twp. 55 N., R. 3 E., b.M.

Witness my hand this 5th day of October, A. D. 1923.

W. G. SWENDSEN

Commissioner of Reclamation.

By

Geo. H. Carter
 Assistant.

Form 832
(Revised Feb., 1921)UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

SPECIAL USE PERMIT

L
Uses - Bend Oreille
Easter, John
R/W. pipe line 12-7-21

(Case designation.)

Permission is hereby granted to JOHN EASTER,
of Clarksfork, Idaho,
to use the following-described lands: Beginning at a point in Lot 4 of Section 4,
(Describe the lands to be occupied, if unsurveyed, by metes and bounds, with reference to a road or
T.54N., R.3 E.B.M. from whence the common section corners of Sec.4 & 5
stream or well-known landmark; right of way by terminal points, direction, and lands occupied.)
bears N.50°W.23 chs. extending thence two feet on each side of a line
bearing N.8°W. 15.22 chs. where the strip closes on the boundary of
National Forest land. This right of way contains an area of .09
acres, more or less.

for the purpose of constructing and maintaining a pipeline to convey
(Briefly but clearly describe the use, giving area of inclosures, length and width of right of way, etc.)
water for domestic use by the permittee

subject to the following conditions:

1. The permittee shall pay to the No charge Reg. L-32 Par. (i) Bank of
(United States Depository), to be
placed to the credit of the Treasurer of the United States, in consideration for this use, the sum of
dollars (\$) for the period
from 19, to December 31, 19 , and thereafter annually,
on January 1 dollars (\$).

2. The permittee shall comply with the regulations of the Department of Agriculture governing the National Forest, shall observe all sanitary laws and regulations applicable to the premises, and shall keep the premises in a neat and orderly condition and dispose of all refuse and locate outhouses and cesspools as required by the Forest officers.

3. This permit is subject to all valid claims.

4. The permittee shall take all reasonable precaution to prevent and suppress forest fires.

ance with all requirements of the laws of the State of Idaho, as well as the laws of the United States.

6. The permittee shall pay the United States for any damage to its property resulting from this use.

7. The permittee shall fully repair all damage, other than ordinary wear and tear, to roads and trails in the National Forests caused by the permittee in the exercise of the privilege granted by this permit.

8. Construction work (or occupancy and use) under this permit shall begin within one months, be completed within one years from the date of the permit, and this use shall be actually exercised at least sixty days each year, unless the time is extended or shortened.

9. In case of change of address, permittee shall immediately notify the Forest Supervisor.

10. The charges for this use may be readjusted whenever necessary to place this permit on a basis consistent with the charge to other permittees for like privileges. A general readjustment will be made at the end of five years from the date of issuance of permit and at the end of each five-year period thereafter.

11. No National Forest timber may be cut or destroyed without first obtaining a permit from the Forest Supervisor.

12. Upon the abandonment, termination, or revocation of this permit, and in the absence of an agreement to the contrary, the permittee, if all the rental charges due the Government have been paid, may, within a reasonable period to be determined by the issuing officer, remove all structures which have been placed on the premises by him, except where the material was furnished by the Forest Service, but upon failure to remove the structures within that period they shall become the property of the United States.

13. This permit may be transferred with the approval of the officer by whom it was given or his successor, subject to such conditions as may be imposed at the time of transfer. It shall terminate upon breach of any of the conditions herein or at the discretion of the District Forester or the Forester.

14. The permittee shall provide, whenever requested by the Forest officers, a way across the land covered by this permit for the free ingress or egress of forest officers and for users of National Forest land and purchasers of National Forest products.

15. _____ (Special stipulations necessary.)

1. The permittee shall pay to the _____ (United States Depository), to be placed to the credit of the Treasurer of the United States, in consideration for this use, the sum of _____ dollars (\$ _____) for the period from _____, to December 31, 19____, and thereafter annually, _____ dollars (\$ _____).

12-7-21

(Date)

(Signature of officer issuing permit.)

Forest Supervisor.

(Title.)

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE



SPECIAL USE PERMIT

L-Uses-Pend Oreille
Easter, John
Water Transmission
1-20-25
(Case designation.)

Permission is hereby granted to John Easter
of Clarksfork, Idaho
to use the following-described lands: Beginning at a point in Lot 4, of Section 4,
(Describe the lands to be occupied, if unsurveyed, by metes and bounds, with reference to a road or
T. 54 N., R. 3 E. B.M. from whence the common section corners of
stream or well-known landmark; right of way by terminal points, direction, and lands occupied.)
Sec. 4 & 5 bears N 50° W 23 chs. extending thence two feet on each
side of a line bearing N 8° W 15.22 chs. where the strip closes on
the boundary of National Forest land. This right of way contains
an area of .09 acres, more or less.

for the purpose of constructing and maintaining a pipe line to convey
(Briefly but clearly describe the use, giving area of inclosures, length and width of right of way, etc.)
water for domestic use by the permittee.

subject to the following conditions:

1. The permittee shall pay to the No charge Reg. 1-32 Paragraph (i) Bank of
_____ (United States Depository), to be
placed to the credit of the Treasurer of the United States, in consideration for this use, the sum of
_____ dollars (\$_____) for the period
from _____, 19 _____, to December 31, 19 _____, and thereafter annually,
on January 1 _____ dollars (\$_____).

2. The permittee shall comply with the regulations of the Department of Agriculture governing the National Forest, shall observe all sanitary laws and regulations applicable to the premises, and shall keep the premises in a neat and orderly condition and dispose of all refuse and locate outhouses and cesspools as required by the Forest officers.

3. This permit is subject to all valid claims.

4. The permittee shall take all reasonable precaution to prevent and suppress forest fires.

5. The permittee, if engaged in business, shall conduct same in an orderly manner and in accordance with all requirements of the laws of the State of Idaho, as well as the laws of the United States.

6. The permittee shall pay the United States for any damage to its property resulting from this use.

7. The permittee shall fully repair all damage, other than ordinary wear and tear, to roads and trails in the National Forests caused by the permittee in the exercise of the privilege granted by this permit.

8. Construction work (or occupancy and use) under this permit shall begin within _____ months, be completed within _____ years from the date of the permit, and this use shall be actually exercised at least 60 days each year, unless the time is extended or shortened.

9. In case of change of address, permittee shall immediately notify the Forest Supervisor.

10. The charges for this use may be readjusted whenever necessary to place this permit on a basis consistent with the charge to other permittees for like privileges. A general readjustment will be made at the end of five years from the date of issuance of permit and at the end of each five-year period thereafter.

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12. Upon the abandonment, termination, or revocation of this permit, and in the absence of an agreement to the contrary, the permittee, if all the rental charges due the Government have been paid, may, within a reasonable period to be determined by the issuing officer, remove all structures which have been placed on the premises by him, except where the material was furnished by the Forest Service, but upon failure to remove the structures within that period they shall become the property of the United States.

13. This permit may be transferred with the approval of the officer by whom it was given or his successor, subject to such conditions as may be imposed at the time of transfer. It shall terminate upon breach of any of the conditions herein or at the discretion of the District Forester or the Forester.

14. The permittee shall provide, whenever requested by the Forest officers, a way across the land covered by this permit for the free ingress or egress of Forest officers and for users of National Forest land and purchasers of National Forest products.

15. _____

(Special stipulations necessary.)

JAN 28 1925

(Date.)

E. J. Wolf

(Signature of officer issuing permit.)

Forest Supervisor.

(Title.)