

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: 97-7193Date Received: 6-2-22Receipt No: N039855Claim Fee: 25.00 By: NS

RECEIVED

JUN 02 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) MAUREEN MATUSESKI AND JOHN ASHWOOD Phone (509) 850-7394
 Mailing address 934 E. ILLINOIS AVE SPOKANE WA Zip 99207-2637
Street or Box City State
 Email address (optional) JWA333 @ GMAIL . COM
2. Date of priority: (Only one per claim) JUNE 29, 1982 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water () or Other (☒) (a) UNNAMED STREAM
 which is tributary to (b) QUARTZ CREEK
4. Location of point of diversion is: Township 57N, Range 05W, Section 1,
SE 1/4 of NE 1/4, or Govt. Lot 8 BM, County of BONNER;
 Parcel no. NA
 Additional points of diversion, if any: NONE
 If available, GPS coordinates: UNKNOWN
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.
WATER DIVERTED FROM STREAM VIA A 1 1/4" PLASTIC PIPE TO A BURIED
250 gal holding tank; THEN TRANSMITTED VIA A 1 1/4" PLASTIC PIPE
SEE ADDENDUM
6. Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)

	Month/Day	Month/Day	cfs (☒) or AFY ()
For <u>DOMESTIC USE</u>	purposes from <u>01/01</u>	to <u>12/31</u>	amount <u>0.04</u>
For _____	purposes from _____	to _____	amount _____
7. Total quantity claimed 1.2 cfs () or AFY (☒)
8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)
ONE HOME 417 JASPER MEADOW LANE & LESS THAN 1/2 ACRE GARDEN
YARD IRRIGATION.

John Ashwood
Maureen Matusecki

9. Location of place of use is: Township 57N, Range 05W, Section 1,
_____ 1/4 of _____ 1/4, Govt. Lot _____ BM, Parcel no. RP57N05W018250A
If different than shown in Item 4
for (check one) Domestic (☒) Stock () Domestic and Stock ()

Additional places of use, if any NONE

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.
_____ or None (☒)

13. Remarks (include an explanation of the priority date selected):
We selected the IDWR LICENSE priority date as listed
in WATER RIGHT LICENSE 97-07193 * see addendum

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 97-07193

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) FORM addendum, WATER RIGHT LICENSE and CHECK.

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) Maurice Matuseshi Date: 5/21/22
John Ashwood Date: 5/21/22

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 _____

- ① CLAIMANTS ARE HUSBAND AND WIFE AND JOINTLY OWN THE PLACE OF BENEFICIAL USE AT 417 JASPER MEADOW LANE
HOME PHONE: 509-484-3674 CELL: 509 850-7394
- ⑤ CONT.... APPROXIMATELY 2500' TO A BURY HYDRANT AND THEN INTO THE HOUSE. THE POINT OF DIVERSION IS ON U.S. FOREST SERVICE LAND AND WE HAVE A SPECIAL USE PERMIT FOR A WATER TRANSMISSION LINE. THE PERMIT 2720/PRI 523301 IS GOOD UNTIL 2043.
- ⑬ BENEFICIAL USE HAS BEEN MADE FROM THIS POINT OF DIVERSION TO THIS PLACE OF USE SINCE JULY, 1972 VIA A SPECIAL USE WATER TRANSMISSION PERMITTED PIPELINE. HOWEVER, NO APPLICATION FOR WATER RIGHT WAS MADE TO THE IDAHO DEPARTMENT OF WATER RESOURCES UNTIL JUNE 29, 1982. PROOF OF BENEFICIAL USE WAS MADE AND THE DEPARTMENT ISSUED THE ATTACHED WATER RIGHT LICENSE SEPTEMBER 1, 1989 WITH A PRIORITY DATE OF JUNE 29, 1982. THIS WAS THE DATE OF APPLICATION AND WE ARE USING THIS DATE ESTABLISHED BY THE IDWR ACCORDINGLY.

John Greenwood
Maureen Matusiski

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 97-07193

Priority: June 29, 1982

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:¹

1.2 AF

This is to certify, that MAUREEN MATUSESKI
E. 3503 CLEVELAND
SPOKANE, WA 99207

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated June 29, 1982; and
has submitted Proof of Beneficial Use on July 31, 1987. An examination indicates
that the works have a diversion capacity of .040 cfs of water from:

UNNAMED STREAM

tributary to QUARTZ CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 8(SENE), Sec. 1, Township 57N, Range 05W
BONNER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

57N 05W 1

NWSE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 15
day of SEPTEMBER, 1989.

Acting for

R. Keith Higginson, Director

John Ashwood
Maureen Matusecki