

RECEIVED
AUG 24 2022
DEPARTMENT OF
WATER RESOURCES

**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: 96-9189

Date Received: 8-24-2022

Receipt No:

Claim Fee: \$54- By: 629

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

Please type or print clearly

1. Name of claimant(s) City of Sandpoint Phone (208) 263-3317
Mailing address 1123 W LAKE ST SANDPOINT ID 83864
Street or Box City State Zip
Email address (optional) cmchugh@mchughbromley.com
2. Date of priority: (Only one per claim) 06/30/2004 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water () or Other (✓) (a) SAND CREEK
which is tributary to (b) LAKE PEND OREILLE
4. a. Location of point of diversion is: Township 57N, Range R2W, Section 23,
NW 1/4 of SW 1/4, Govt. Lot _____, BM, County of BONNER COUNTY
Parcel no. _____
Additional points of diversion, if any: L2 T57N, R2W SECTION 23 SWNW
If available, GPS Coordinates _____
- b. If instream flow, beginning point of claimed instream flow is:
Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,
Govt. Lot _____, BM, County of _____
Ending point is: Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,
Govt. Lot _____, BM, County of _____
5. Description of existing diversion works (dams, reservoirs, ditches, wells, pumps, pipelines, headgates, 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.
THERE IS A 7.5 HP PUMP THAT WATERS THE POU

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD) (cfs) (acre-feet)

For IRRIGATION purposes from 04/01 to 10/31 amount 0.30 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.30 (cfs) and/or (b) _____ (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57n	02w	22	.4			.2													.6
57n	02w	23							1.1			2.2	.1						3.6
									L2										

Parcel no(s). _____ Total number of acres irrigated 4.0

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 your 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):

THIS CLAIM IS BASED ON LICENSE NO 96-9189 THAT WAS ISSUED ON AUGUST 31, 2020.

Name of claimant(s) CITY OF SANDPOINT

Claim ID _____

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 _____

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: 2 LICENSE & MAP

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: _____

_____ 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

MAYOR _____ of CITY OF SANDPOINT, IDAHO _____
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 Shelby Rognstad Date 8/12/22
Printed Name of Authorized Agent Shelby Rognstad

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) CANDICE MCHUGH, will be acting as attorney at law on behalf of 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 Candice Mchugh Date 8-17-22

Address 380 S 4TH ST., STE 103, BOISE, ID 83702

Name of claimant(s) CITY OF SANDPOINT Claim ID _____

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 96-9189

Priority: June 30, 2004

Maximum Diversion Rate: 0.30 CFS

It is hereby certified that:

CITY OF SANDPOINT 1123 LAKE ST SANDPOINT ID 83864-1714

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 30, 2004, and has submitted Proof of Beneficial Use on March 26, 2012. An examination confirms water is diverted from:

Source: SAND CREEK

Tributary: LAKE PEND OREILLE

Beneficial Use

IRRIGATION

Period of Use

04/01 to 10/31

Rate of Diversion

0.30 CFS

Location of Point(s) of Diversion

SAND CREEK NW¼ NW¼ SW¼, Sec. 23, Twp 57N, Rge 02W, B.M. BONNER County

SAND CREEK L2 (SW¼ SW¼ NW¼), Sec. 23, Twp 57N, Rge 02W, B.M. BONNER County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				No QQ	Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
57N	02W	22	0.4			0.2														0.6
57N	02W	23							1.1 L2			2.2	0.1							3.4

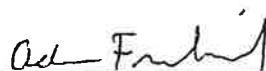
Total Acres: 4.0

Conditions of Approval

1. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
2. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
3. This right when combined with all other rights shall provide no more than 0.30 cfs nor more than 12.0 afa at the field headgate for irrigation of the land described above.
4. 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 Idaho Code § 42-219. 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.

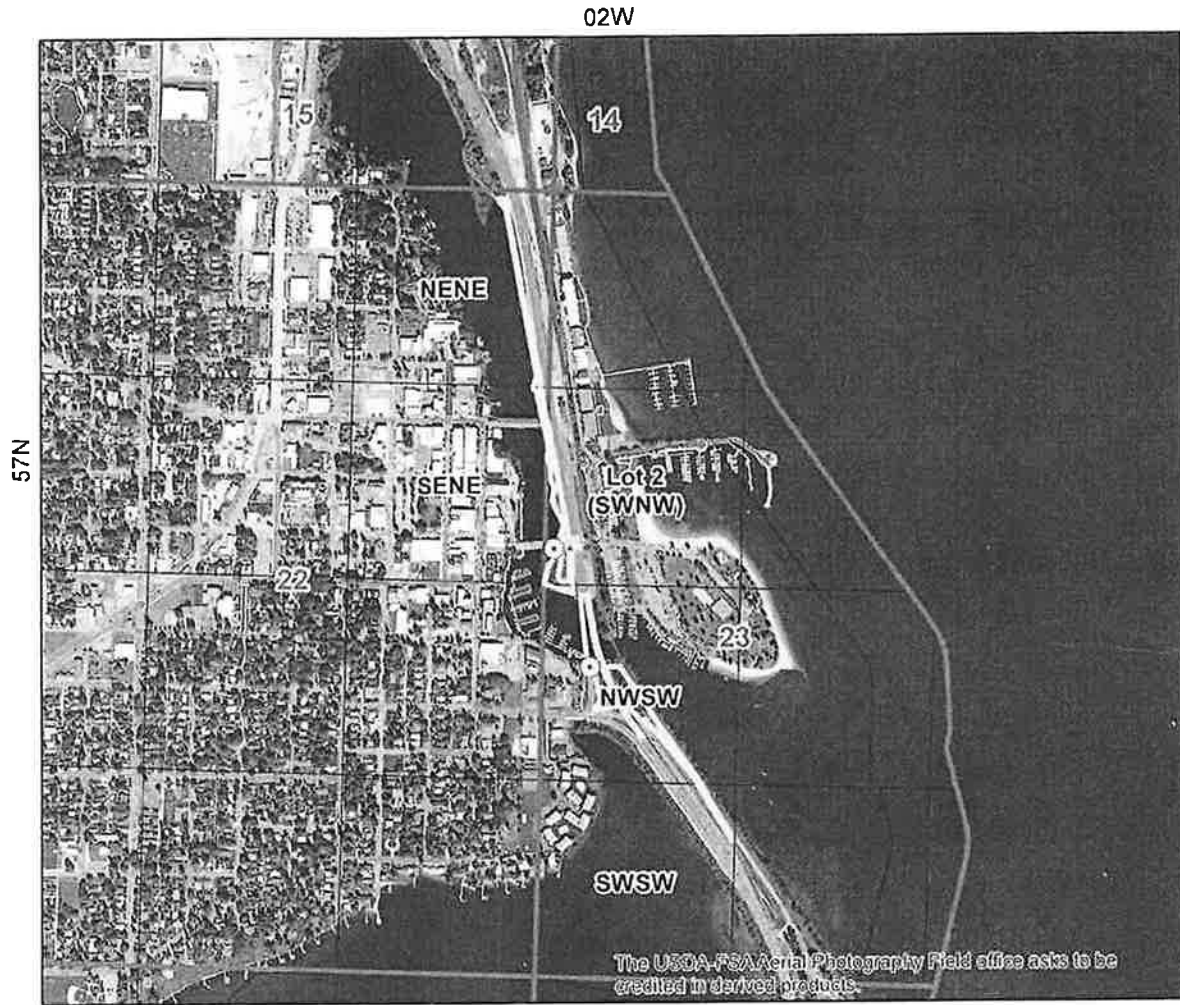
Signed this 31st day of August, 2020.



ADAM FREDERICK
Water Rights Supervisor

State of Idaho
Department of Water Resources
Attachment to Water Right License
96-9189

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary

- ▬ Townships
- ▬ PLS Sections
- ▬ Quarter Quarters

0 0.15 0.3 0.6 Miles

