

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: 97-7229

Date Received: 6-30-22

Receipt No: NO40309

Claim Fee: 53.00 By: NS

RECEIVED

JUN 30 2022

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

IDWR / NORTH

Please type or print clearly

1. Name of claimant(s) Robert P. Elliott and/or Janet M. Elliott Phone (208) 448-1700
Mailing address PO Box 1620 Priest River Idaho Zip 83856
Street or Box City State
Email address (optional) jmodene.elliott@gmail.com
2. Date of priority: (Only one per claim) March 15, 1983 (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. a. Location of point of diversion is: Township 57N, Range 4W, Section 6,
NW 1/4 of SW 1/4, Govt. Lot _____, BM, County of Bonner
Parcel no. _____
Additional points of diversion, if any: _____
If available, GPS Coordinates 48 19' 6.5" -116 53'22"
- 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.
Four foot high by ten foot wide concrete dam holding approximately 700 gallons in a steep narrow ravine with
3200 feet of 1-1/4" diameter transmission line buried across USFS land to the private property place of use.

6. Water is claimed for the following purposes:

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

For Irrigation purposes from 05/01 to 10/01 amount 0.03 or _____

For Stockwater purposes from 01/01 to 12/31 amount 0.02 or _____

For Domestic purposes from 01/01 to 12/31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.04 (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.) Two households; up to 50 head of horses/cattle

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
57	05	01													2.8			0.2	3.0
57	05	01													DS			DS	

Parcel no(s). RP57N05W017200A,7350A,7501A,7502A,7650A,9000A Total number of acres irrigated 3.0

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):

~~Construction of diversion water system and burial of transmission line across USFS land was completed in October 1976.. Water right application permit was filed in March 1983. IDWR established the priority date of March 15, 1983 upon approval of the application. Beneficial use has continued uninterrupted from October 1976 until the present. Therefore, it seems like our priority date should really be October 1976, but we have listed the date which IDWR has on record. Additionally, we are adding a second name to the water right with this notice. Another issue about the stream that we use is that it sinks underground approximately 100 to 200 feet below the point of diversion. Then the stream re-surfaces 100 feet or so east of the private/USFS property line of Parcel RP57N05W019000A. The sinking of the stream prevents the passage of any fish upstream to the point of diversion.~~

Name of claimant(s) Elliott

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 97-7229

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: 1

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) R. Elliott Date: 6/29/2022

Janet M Elliott Date: 6/29/2022

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 _____

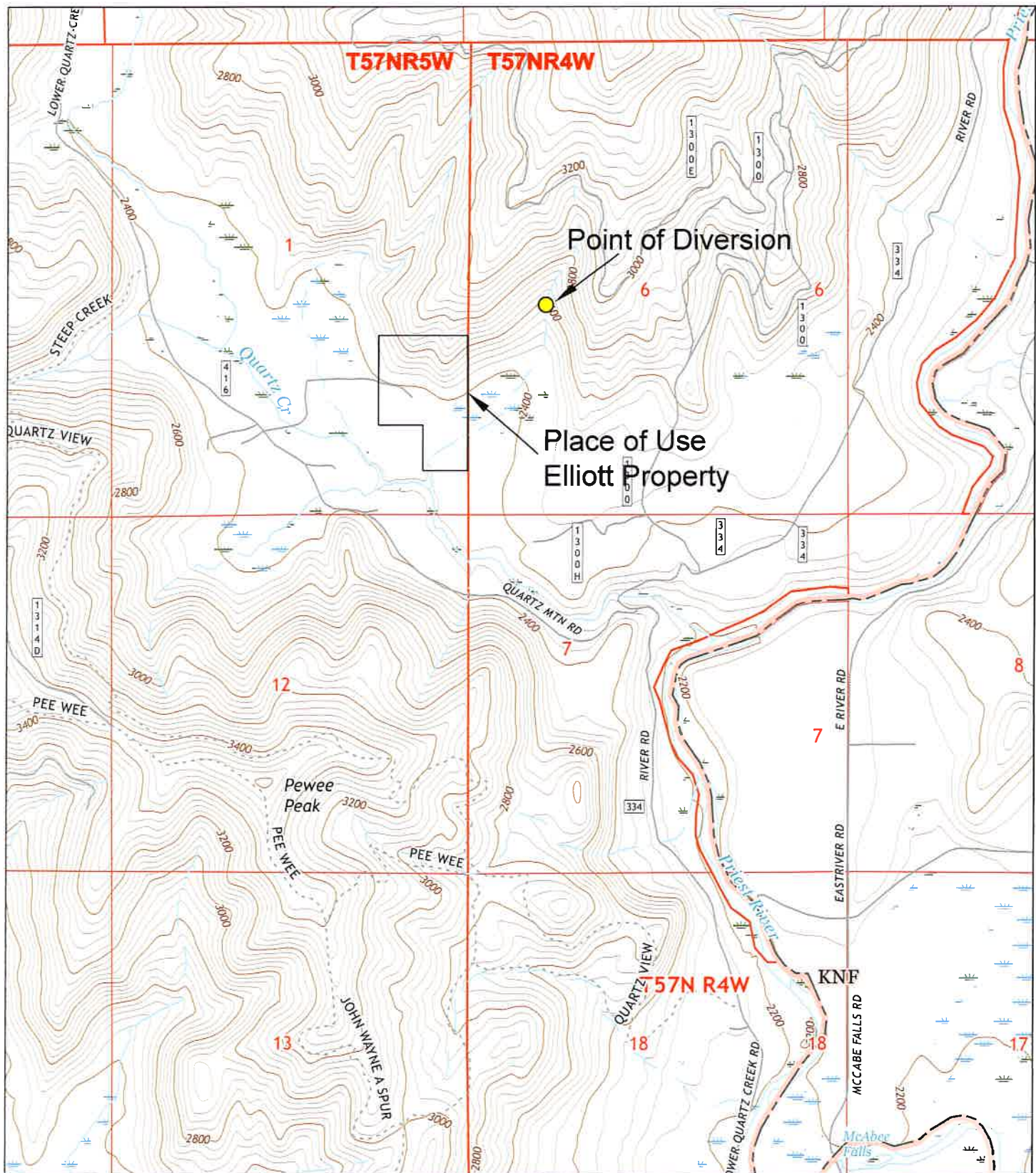
16. **Notice of Appearance:**

Notice is hereby given that I, (please print) _____, will be acting as attorney at law 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 _____ Date _____

Address _____

Name of claimant(s) Elliott Claim ID _____



Map Source: Quartz Mountain and Prater Mountain, ID 2017 24K Topographic Quadrangle Series

Notice of Claim to a Water Right
Robert P. Elliott and/or Janet M. Elliott
June 2022

Existing Water Right No. 97-7229
Robert P. Elliott
Priority Date 3/15/1983

