

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

1/11/2021

Water Right 95-7779

Owner Type **Name and Address**
Current Owner MILES BOSWORTH
13660 N GREENSFERRY RD
RATHDRUM, ID 83858-9586
(509) 435-7134

Before Split

Current Owner NICHOLA L BOSWORTH
13660 N GREENSFERRY RD
RATHDRUM, ID 83858-9586
(509) 435-7134

Original Owner ESTATES OF CARL & VIOLET NAGEL
1135 BURMA RD
OAK HARBOR, WA 98277
(360) 675-1501

Priority Date: 9/1/1977

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.280 CFS	48.6 AF
STOCKWATER	01/01	12/31	0.020 CFS	1.4 AF
DOMESTIC	01/01	12/31	0.080 CFS	1.8 AF
	<u>Total Diversion</u>		0.380 CFS	51.8 AF

Source and Point(s) of Diversion

GROUND WATER SWNW Sec. 1, Twp 51N, Rge 05W, KOOTENAI County

Place Of Use

IRRIGATION within KOOTENAI County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	05W	1							13.9										13.9

POU Total Acres: 13.9

DOMESTIC within KOOTENAI County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	05W	1							X										

STOCKWATER within KOOTENAI County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
51N	05W	1							X										

Conditions of Approval:

1. X04 Domestic use is for 3 homes.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. PIN Parcel Nos. 51N05W013800, 51N05W013990 and 51N05W013995
4. P34 The remainder of this right was not claimed in the Coeur d Alene-Spokane River Basin Adjudication.
5. N14 The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.
6. S40 The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Comments:

1. cfritsch 11/22/2017 Conditions
Conditions added.
2. cfritsch 11/22/2017 Fees
Paid the \$50.00 flat fee on Receipt No. N020697. Paid \$14.00 variable fee for irrigation on No. N031445. Did not pay a variable for Domestic or Stockwater use, therefore those uses are de minimis.
3. cfritsch 7/10/2018 Irrigation
Added irrigation use per amended claim and NOE request. Only a portion of the licensed irrigation use was claimed.

Dates and Other Information

Decreed Date: 12/1/2020
Civil Case Number: 49576
Judicial District: FIFTH
Owner Name Connector: AND
Water District Number: NWD
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

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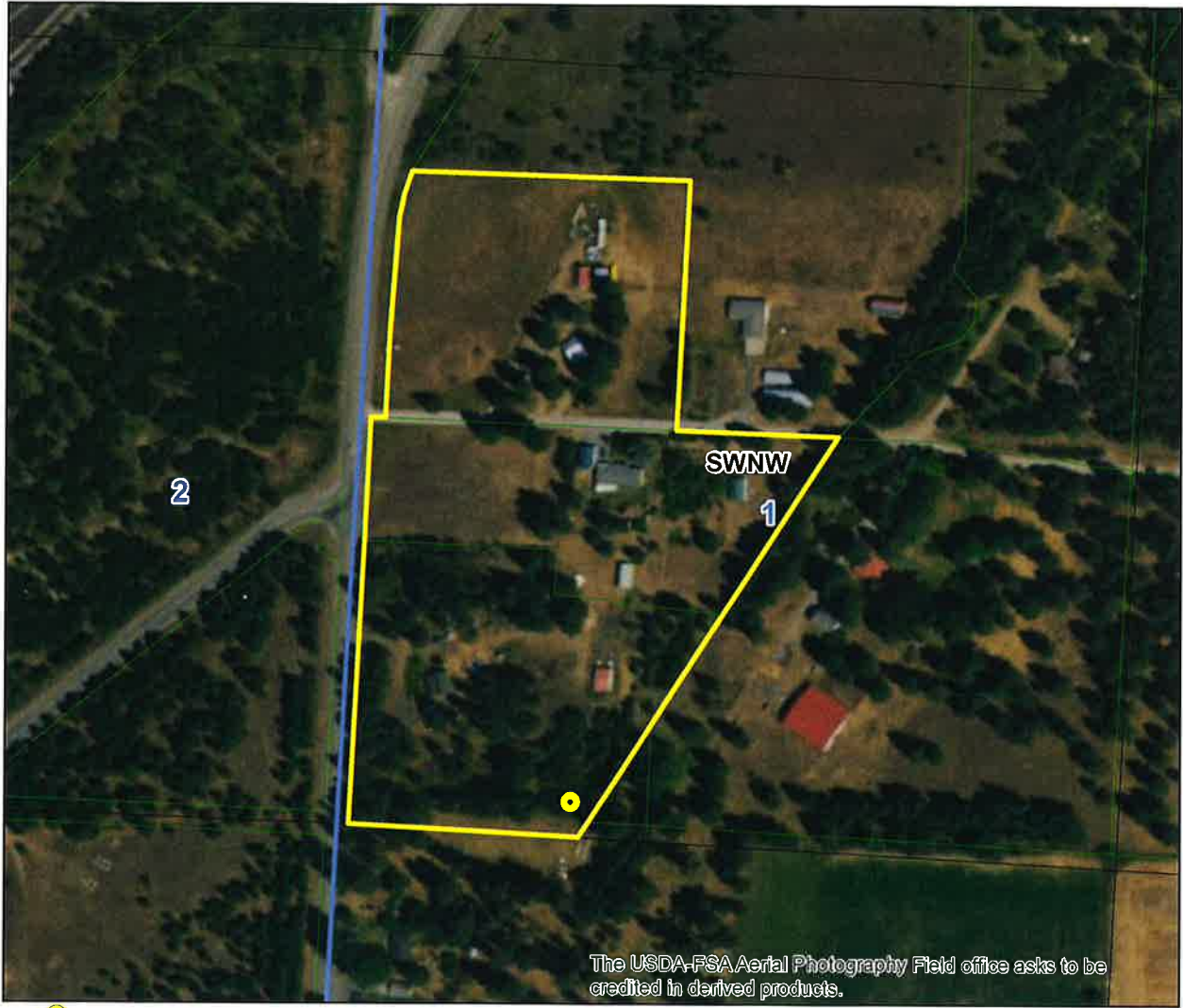
1/11/2021

State of Idaho
Department of Water Resources
Water Right License
95-7779

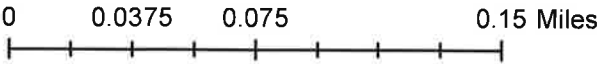
Before Split

05W

51N



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Taxlots



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Water Right 95-7779

After Split

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MILES BOSWORTH 13660 N GREENSFERRY RD RATHDRUM, ID 83858-9586 (509) 435-7134
Current Owner	NICHOLA L BOSWORTH 13660 N GREENSFERRY RD RATHDRUM, ID 83858-9586 (509) 435-7134
Original Owner	ESTATES OF CARL & VIOLET NAGEL 1135 BURMA RD OAK HARBOR, WA 98277 (360) 675-1501

Priority Date: 9/1/1977

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.200 CFS	33.9 AF
STOCKWATER	01/01	12/31	0.010 CFS	0.9 AF
DOMESTIC	01/01	12/31	0.050 CFS	1.2 AF
	Total Diversion		0.260 CFS	36.0 AF

Source and Point(s) of Diversion

GROUND WATER SWNW Sec. 1, Twp 51N, Rge 05W, KOOTENAI County

Place Of Use

IRRIGATION within KOOTENAI County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	05W	1							9.7										9.7

POU Total Acres: 9.7

DOMESTIC within KOOTENAI County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	05W	1							X										

STOCKWATER within KOOTENAI County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
51N	05W	1							X										

Conditions of Approval:

1. X04 Domestic use is for 2 homes.
2. R62 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4. PIN Parcel Nos. 51N05W013800 & 51N05W013990
5. P34 The remainder of this right was not claimed in the Coeur d Alene-Spokane River Basin Adjudication.
6. N14 The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.
7. S40 The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
8. F06 The following rights are diverted through point(s) of diversion described above: 95-7779 & 95-18058
9. 004 This right does not grant any right-of-way or easement across the land of another.

Comments:

1. cfritsch 11/22/2017 Conditions
Conditions added.
2. cfritsch 11/22/2017 Fees
Paid the \$50.00 flat fee on Receipt No. N020697. Paid \$14.00 variable fee for irrigation on No. N031445. Did not pay a variable for Domestic or Stockwater use, therefore those uses are de minimis.
3. cfritsch 7/10/2018 Irrigation
Added irrigation use per amended claim and NOE request. Only a portion of the licensed irrigation use was claimed.
4. afrederick 1/11/2021 Split Right
Split into 95-18058.
5. afrederick 1/11/2021 POU
Updated Shape

Dates and Other Information

Decreed Date: 12/1/2020
Civil Case Number: 49576
Judicial District: FIFTH

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Owner Name Connector: AND
Water District Number: NWD
Mitigation Plan: False

Combined Use Limits

N/A

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary	9/15/2009	kknobloc	9/15/2009	kknobloc	Closed

SubCase:

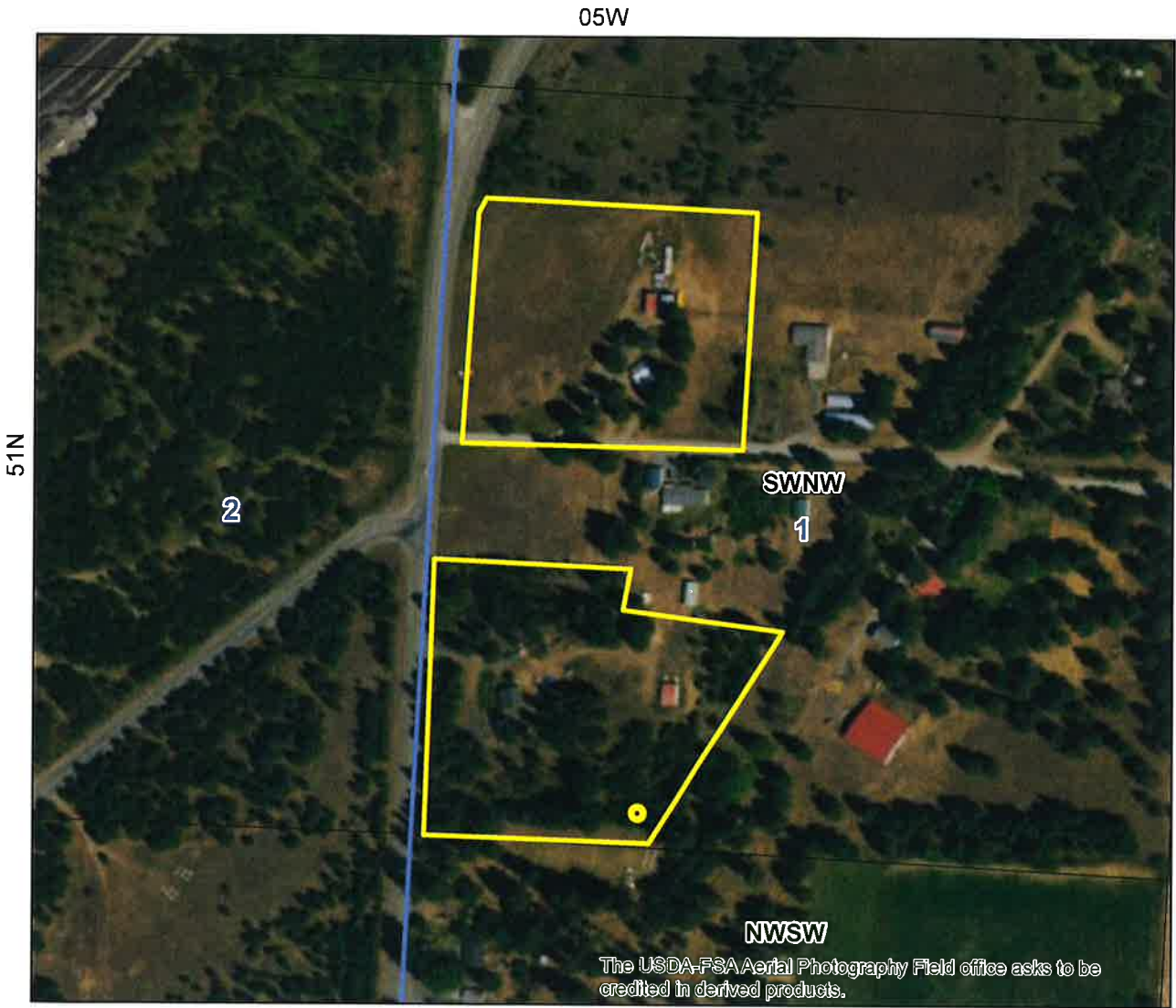
N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
95-7779

After Split



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.0375 0.075 0.15 Miles

