

water right

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

RECEIVED

CIVIL CASE NUMBER: 69576

Claim ID: 96-7334

Date Received: 10/25/22

Receipt No: N041626

Claim Fee: \$52.00 By: NS

OCT 25 2022

IDWR / NORTH

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of claimant(s) (Barry) Harry & Cragan Rev. Liv. Trust Phone (509) 669-2028

Mailing address 620 Douglas Street Wenatchee WA Zip 98801
Street or Box City State

Email address (optional) JOE@JOEGAMBONI.COM

2. Date of priority: (Only one per claim) 9/25/1974 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water (x) or Other () (a) Rapid Lightning Creek
which is tributary to (b) Pack River

4. a. Location of point of diversion is: Township 58N, Range 01E, Section 18

SW 1/4 of SE 1/4, Govt. Lot _____, BM, County of _____

Parcel no. RP 58N01E18S381A

Additional points of diversion, if any: _____

If available, GPS Coordinates _____

b. If instream flow, beginning point of claimed instream flow is:

Township 58N, Range 01E, Section 18, NE 1/4 of SW 1/4,

Govt. Lot _____, BM, County of _____

Ending point is: Township 58N, Range 01E, Section 18, SE 1/4 of SW 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.

pump based sprinklers system

(Same as 96-7334)

(Same as 96-7334)

6. Water is claimed for the following purposes:

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

For Irrigation purposes from MAR 15 to NOV 15 amount 0.08 or 6.0

For Stockwater purposes from Jan 1 to Dec 31 amount 0.02 or 1.2

For Domestic purposes from Jan to Dec 31 amount 0.02 or 1.2

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.08 (cfs) and/or (b) 8.4 (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) 2 homes, & stockwater

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	
58N	01E	18												2					2

Parcel no(s) # Par Total number of acres irrigated 2

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 (X) 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.
well and spring or None ()

13. Remarks (Include an explanation of the priority date selected):
see license 96-7334

Name of claimant(s) _____ Claim ID _____

14. Basis of claim (Check one) Beneficial Use () Posted Notice (X) License () Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 96-7334

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 (X) 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) (Barry) Harry & Cragun Rev. Living Trust Date: 10/22/2022
by Sue Cragun, Trustee Date: 10/22/2022

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 _____

\$52 check
to IDWR

Name of claimant(s) _____ Claim ID _____

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7334 Priority September 25, 1974 Amount 0.08 cfs

THIS IS TO CERTIFY, that Harry S. Cragun
of Sandpoint, Idaho, has complied with the terms and conditions of Permit
No. 96-7334 issued pursuant to Application for Permit dated September 25, 1974,
and has submitted proof to the Department of Water Resources on September 10, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.08 cfs of water from Rapid Lightning Creek,
tributary to Pack River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>0.08</u> cfs and	<u>6.0</u> Acre Feet
<u>Stockwater</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>1.2</u> Acre Feet
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>1.2</u> Acre Feet

(both dates inclusive)

Subject, however, to the condition that no more than 0.08 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
8.4 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 18, Twp.
58N, Rge. 1E in the County of Bonner

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>58N</u>	<u>1E</u>	<u>18</u>											<u>2</u>						<u>2</u>

Total number of acres irrigated 2

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 20TH day of

SEPTEMBER, 19 83.

Acting for the Director

Norm Cragun
Director

Scale: 2 inches equals 1 mile

Print PACEL picture w/ point of use & outline

[illegible]

Name of claimant(s) _____

Claim ID _____

uning Rd

LICENSE →

RP 58 N 01 E 185311 A