

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

RECEIVED

OCT 26 2022

IDWR / NORTH

RECEIVED

JUL 07 2023

IDWR / NORTH

Ident. Number: 96-8456

Date Received: 10/6/2022

Receipt No:

Claim Fee:

Received By:

N043796  
\$2500  
JL

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROGER A HARRIS  
4730 DUFORT RD  
SAGLE ID 83860-8927

Phone: 208-263-0163

SHARON J HARRIS  
4730 DUFORT RD  
SAGLE ID 83860-8927

Phone: 208-597-0604

2. Date of Priority: 5/6/1986

3. Source:

SPRING COCOLALLA CREEK

Trib. to:

4. Point of Diversion:

| Township | Range | Section | ¼ of ¼ of ¼ | Lot | County | Type |
|----------|-------|---------|-------------|-----|--------|------|
| 56N      | 03W   | 27      | SE SW NW    |     | BONNER |      |

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose  | From | To    | C.F.S. | (or) | A.F.A. |
|----------|------|-------|--------|------|--------|
| DOMESTIC | 1/01 | 12/31 | 0.04   |      | 1.2    |

7. Total Quantity Appropriated is:

0.04 C.F.S. and/or 1.2 A.F.A.

8. Non-irrigation uses:

9. Place of use:

DOMESTIC within BONNER County

| Township | Range | Section | ¼  | of | ¼  | Lot | Acres |
|----------|-------|---------|----|----|----|-----|-------|
| 56N      | 03W   | 27      | SW |    | NW |     |       |

10. Do you own the property listed above as place of use? Yes

If your answer is no, describe in remarks below the authority you have to claim this water right.

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11. Other Water Rights Used:

12. Remarks:

Priority Date Explanation:

Domestic use is for 1 home.

13. Basis of Claim: License

14. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the CLARK FORK-PEND OREILLE River Basin 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: \_\_\_\_\_

**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): Roger A. Hand Date: 10-24-22  
Sharon J. Harris Date: 10/24/22

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

Ident. No. \_\_\_\_\_

To appropriate the public waters of the State of Idaho

1. Name of applicant ROGER A. HARRIS & SHARON J. HARRIS Phone 263-3388  
Post office address 3445 DUFORT RD. SAGE ID. 83860
2. Source of water supply SPRING which is a tributary of Coeur d'Alene R.
3. Location of point of diversion is SE 1/4 of SW 1/4 of NW 1/4, Govt. Lot \_\_\_\_\_  
Sec. 27 Township 56N Range 3W B.M. BONNER County; additional  
points of diversion if any: \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 0.10 for DOMESTIC purposes from 1-1 to 12-31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.10 and/or (b) \_\_\_\_\_  
cubic feet per second acre-feet per annum
6. Proposed diverting works:
  - a. Description of ditches, flumes, pumps, headgates, etc. PUMP & PIPELINE TO HOMES  
\_\_\_\_\_  
\_\_\_\_\_
  - b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total  
reservoir capacity \_\_\_\_\_ acre-feet; period of year when water will be diverted to storage:  
\_\_\_\_\_ to \_\_\_\_\_ inclusive.
  - c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.
  - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is  
5 years (minimum 1 year).

Received by K Date 5/6/86 Time 11:25 PM Preliminary check by \_\_\_\_\_  
Fee \$ 30.00 Received by pm # 32034 Date 5/6/86  
Publication prepared by \_\_\_\_\_ Date \_\_\_\_\_ Published in \_\_\_\_\_  
Publication approved \_\_\_\_\_ Date \_\_\_\_\_

### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. \_\_\_\_\_, and said application is hereby \_\_\_\_\_.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before \_\_\_\_\_, 19 \_\_\_\_.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. \_\_\_\_\_
- Stockwatering; list number and kind of livestock. \_\_\_\_\_
- Municipal; show name of municipality. \_\_\_\_\_
- Domestic; show number of households. 5
- Other; describe fully. \_\_\_\_\_

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 the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP        | RANGE     | SEC       | NE 1/4 |        |        |        | NW 1/4 |        |          |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------------|-----------|-----------|--------|--------|--------|--------|--------|--------|----------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|            |           |           | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4   | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| <u>56N</u> | <u>3W</u> | <u>27</u> |        |        |        |        |        |        | <u>D</u> |        |        |        |        |        |        |        |        |        |        |
|            |           |           |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |        |
|            |           |           |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |        |
|            |           |           |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |        |
|            |           |           |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |        |
|            |           |           |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |        |
|            |           |           |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |        |
|            |           |           |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |        |
|            |           |           |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |        |
|            |           |           |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |        |
|            |           |           |        |        |        |        |        |        |          |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated \_\_\_\_\_

10. Describe any other water rights used for the same purposes as described above. NOT

"CONSTITUTIONAL" RIGHT FROM COCOLALLA CO. FOR ONE HOME

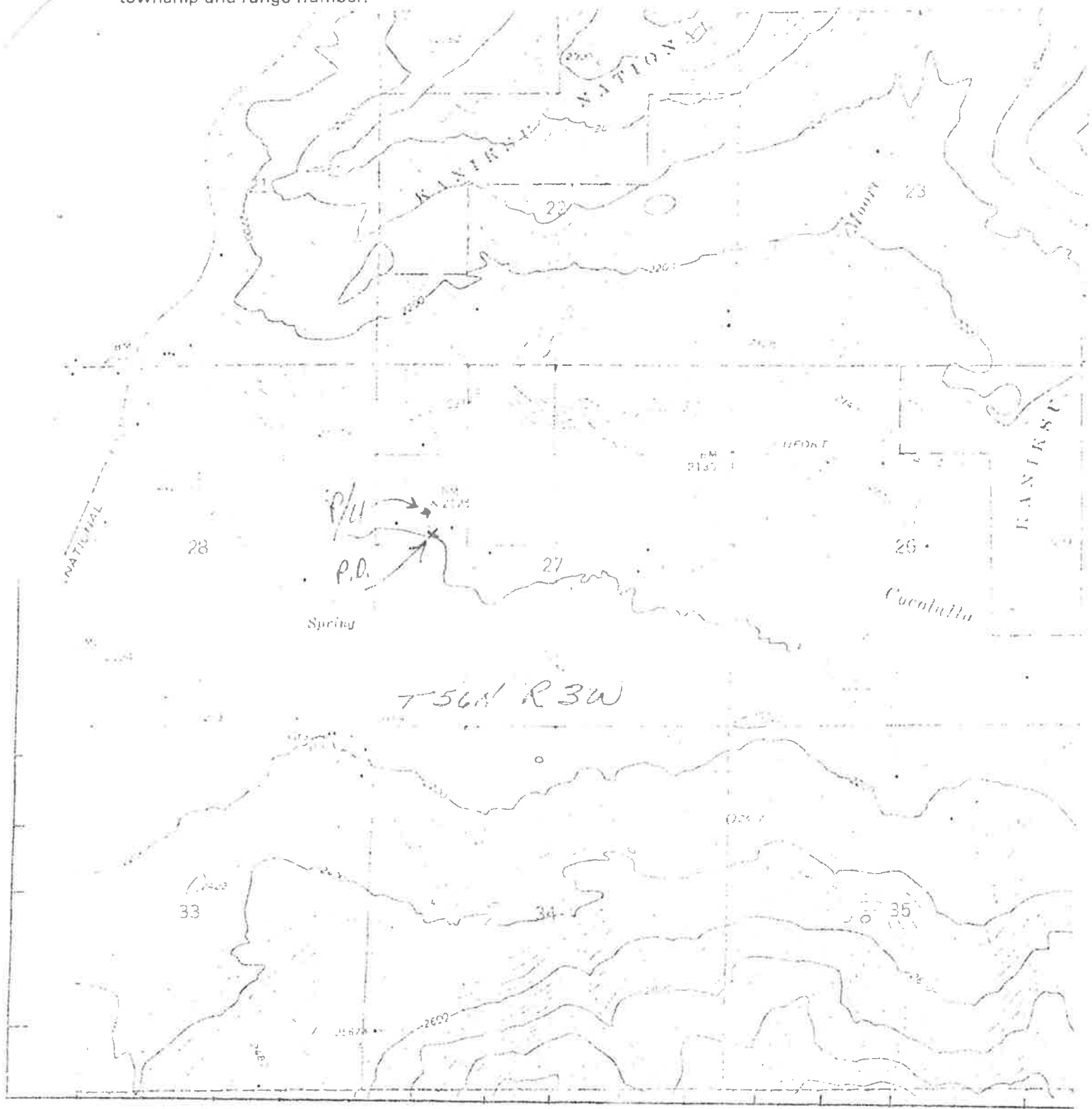
11. a. Who owns the property at the point of diversion? APPLICANT

b. Who owns the land to be irrigated or place of use? APPLICANT, ~~STEVE ALCOEN~~, STEVE ALCOEN, ANNA HARRIS

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. EASEMENTS & MUTUAL AGREEMENTS

12. Remarks: \_\_\_\_\_

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

*Roger A. Hauer*  
(Applicant)



IDAHO DEPARTMENT OF  
**WATER RESOURCES**

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763  
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: [northerninfo@idwr.idaho.gov](mailto:northerninfo@idwr.idaho.gov) • Web: [idwr.idaho.gov](http://idwr.idaho.gov)

Governor Brad Little

Director Gary Spackman

May 19, 2023

ROGER & SHARON HARRIS  
41730 DUFORT RD  
SAGLE ID 83860-8927

Re: Follow up for returned Water Right claim

Dear Claimant(s):

This letter is to follow up on the claim you filed for the Clark Fork-Pend Oreille River Basin Adjudication (CFPRBA) that was returned to you because it was missing the filing fees. The original claim was returned to you on October 27, 2022 and we have not received it back. We understand that life gets busy, so that's why we are sending this reminder in hopes you enclose the \$25 fee with the original claim and re-submit it.

If you have any questions, please call and I can help you over the phone. Thank you, and I look forward to hearing from you.

Dawn R. Lenon

Technical Records Specialist 1  
Northern Region

Enclosure(s): Copy of claim