

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: 96-08497
Date Received: 9-26-22
Receipt No: N041251
Claim Fee: \$61.00 By: ja

RECEIVED

SEP 26 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 or Alexis Read Phone (208) 265-4162
Mailing address 375 N. Sleepy Hollow Sandpoint ID Zip 83864
Street or Box City State
Email address (optional) _____
2. Date of priority: (Only one per claim) July 27 1987 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water (X) or Other () (a) unnamed stream (known as Little Gold Creek)
which is tributary to (b) Gold Creek
4. a. Location of point of diversion is: Township 58N, Range 1W, Section 12,
NW 1/4 of NW 1/4, Govt. Lot _____, BM, County of Bonner
Parcel no. RP58N01W123470A
Additional points of diversion, if any: _____
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.
55'x2 1/2' deep x 4' wide ditch connecting 20'x18" culvert controlled by valved head gate to
excavated pond approx. 80'x30' (irregular shape) 10' wide concrete & rock spillway
out of pond to 12'x10' rock lined exit pool leading to 20'x18" culvert thence to
ditch back to stream. see 13. Remarks

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6. Water is claimed for the following purposes:

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

For diversion to storage purposes from 1/1 to 12/31 amount .10 or _____

For ground water recharge purposes from 1/1 to 12/31 amount _____ or 0.1 AF

For fire suppression storage purposes from 1/1 to 12/31 amount _____ or 0.1 AF

For wild life storage purposes from 1/1 to 12/31 amount _____ or 0.1 AF

7. Total quantity claimed (a) .10 (cfs) and/or (b) 0.1 (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:

- 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	
<u>58</u>	<u>1</u>	<u>12</u>					<u>WE</u>												

Parcel no(s). RP58N01W123470A Total number of acres irrigated _____

10. In which county(ies) are lands listed above as place of use located? Banner

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.
96-08986 priority March 27, 1998 excavated pond; 96-08985 priority April 2, 1998 pond for irrigation storage as well as fire suppression, etc. or None ()

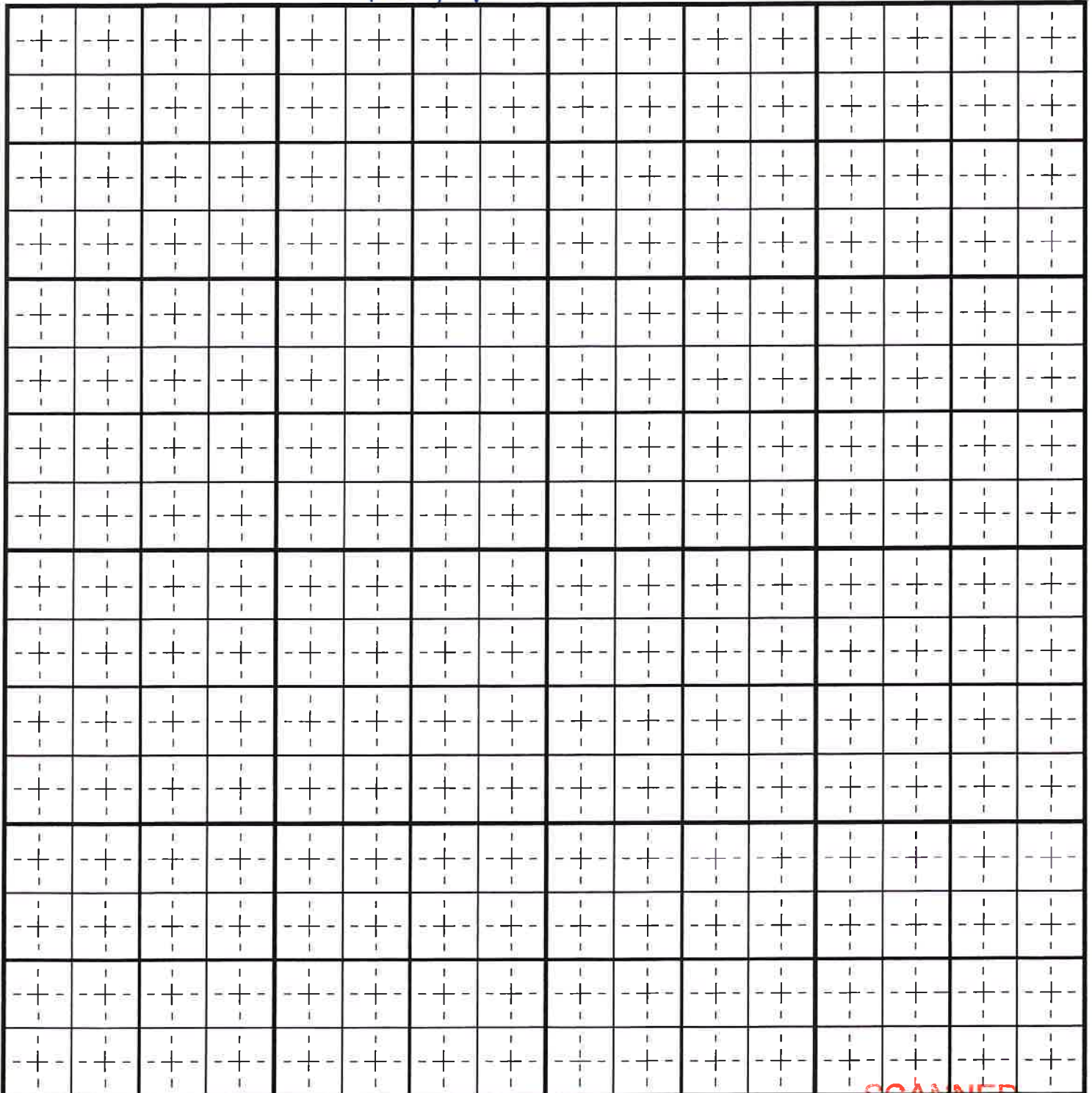
13. Remarks (Include an explanation of the priority date selected):
(2) Priority date selected is date specified on water Right license 96-08497
5) System altered by license #96-08986 priority date March 27, 1998 to allow return to stream to run through 2 1/2' x 5' x 65' ditch entering excavated pond and thence back to creek. Second diversion abandoned pursuant to license # 96-08985 April 2, 1998 which incorporated "lagoon" into excavation of pond. No stockwater use as of March 2003; no irrigation use from this system as of license # 96-08985 where pump is now present. This diversion now maintains ground water recharge, fire suppression and wild life and acts as conduit to pond excavated pursuant to license 96-08986. Continued on attached.

Name of claimant(s) Roberton Alexis Read Claim ID MAR 10 2023

Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 inches equals 1 mile

Aerial photograph attached.



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Name of claimant(s) Robert Read or Alexis Read

Claim ID MAR 1 U 2023

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

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 96-08497

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 (X) do not () wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 5

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) Alex Read Date: Sept 21, 2022

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

Agent's title (Please print) of _____
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 _____

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Name of claimant(s) Robert Read or Alexis Read

Claim ID _____

13. Remarks continued:

Documents attached:

Copy of water right license 96-08497

Copy of water right license 96-08985

Copy of water right license 96-08986

Aerial photograph showing location of
diversion works.

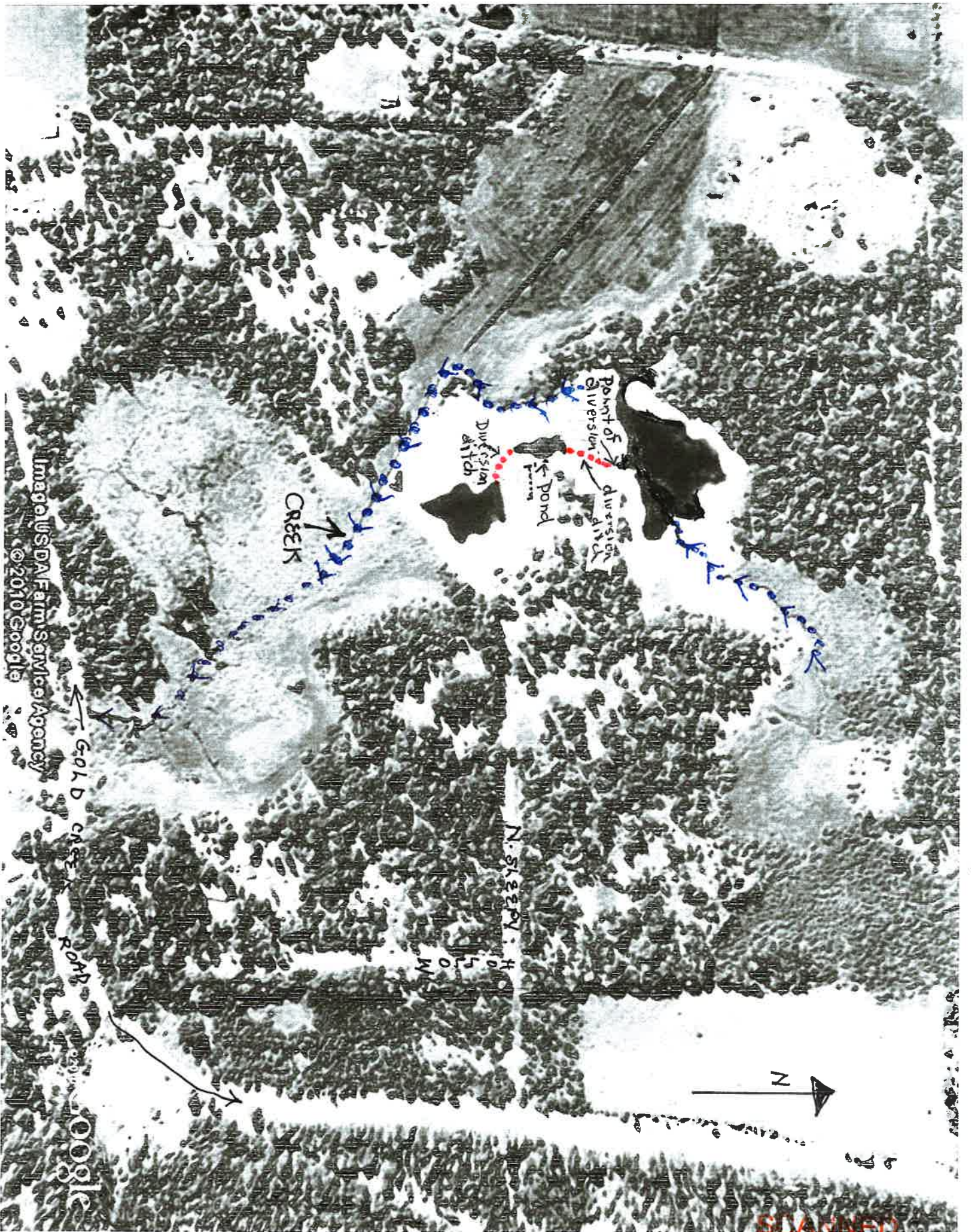
Robert Read or Alexis Read

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MAR 10 2023

Robert Read on Alexis Read

Section 12 T58N R1W B.M. Bonner County Idaho



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MAR 10 2023

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08497

Priority: July 27, 1987

Maximum Diversion Rate:

0.10 CFS

Maximum Diversion Volume:

14.6 AF

This is to certify, that ROBERT READ
ALEXIS READ

1700 GOLD CK RD

SANDPOINT ID 83864

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 27, 1987; and has submitted Proof of Beneficial Use on October 25, 1991. An examination indicates that the works have a diversion capacity of 0.100 cfs of water from:

UNNAMED STREAM

tributary to GOLD CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.10 CFS	14.4 AF
IRRIGATION STORAGE	01/01 to 12/31		1.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		1.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF
STOCKWATER STORAGE	01/01 to 12/31		0.1 AF
WILDLIFE	01/01 to 12/31	0.02 CFS	0.1 AF
WILDLIFE STORAGE	01/01 to 12/31		0.1 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.10 CFS	
	Totals	0.10 CFS	14.6 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNW, Sec. 12, Township 58N, Range 01W
BONNER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
58N	01W	12	NWNW	4.8		4.8

Total number of acres irrigated: 4.8

PLACE OF USE:

IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

PLACE OF USE:

WILDLIFE, same as IRRIGATION use

SEP 18 1995

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MAR 10 2023

Robert Read on Alexis Read

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 96-08497

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. Two points of diversion are located within NWNW, S12, T58N, R01W.
7. Stockwater use is for 8 range cattle.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 25TH
day of AUGUST, 1995.


Acting for KARL J. DREHER, Director

SEP 18 1995

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MAR 10 2023

Robert Reed on Ahears Reed

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-08985

Priority: April 02, 1998

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 16.8 AF

It is hereby certified that ROBERT READ And/Or ALEXIS READ
375 N SLEEPY HOLLOW
SANDPOINT ID 83864 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated March 27, 1998; and has
submitted Proof of Beneficial Use on August 07, 2008. An examination indicates that the works have a
diversion capacity of 0.02 cfs of water from:

SOURCE

LITTLE GOLD CREEK

Tributary: GOLD CREEK

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DIVERSION TO STORAGE	01/01 to 12/31	0.02 CFS	
IRRIGATION STORAGE	01/01 to 12/31		8.4 AF
RECREATION STORAGE	01/01 to 12/31		8.4 AF
IRRIGATION FROM STORAGE	04/01 to 10/31		8.4 AF
IRRIGATION	04/01 to 10/31	0.02 CFS	8.4 AF
WILDLIFE STORAGE	01/01 to 12/31		8.4 AF

LOCATION OF POINT(S) OF DIVERSION:

LITTLE GOLD CREEK NW¼NW¼ Sec. 12, Twp 58N, Rge 01W, B.M. BONNER County

LITTLE GOLD CREEK NW¼NW¼ Sec. 12, Twp 58N, Rge 01W, B.M. BONNER County

PLACE OF USE: IRRIGATION STORAGE

Twp Rge Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
58N 01W 12					X	X											

Total Acres: 6

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MAR 10 2023

Robert Read or Alexis Read

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-08985

PLACE OF USE: RECREATION STORAGE And WILDLIFE STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
58N 01W 12	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
					X	X											

PLACE OF USE: IRRIGATION And IRRIGATION FROM STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
58N 01W 12	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
					3.0	1.0	2.0										6.0

Total Acres: 6

CONDITIONS OF APPROVAL

1. 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 lands above.
2. This right does not grant any right-of-way or easement across the land of another.
3. Right 96-8985 authorize the diversion of an annual total of 8.43 acre-feet to be used for the initial filling of the pond and for the replacement of losses caused by seepage and evaporation.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. 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 and sealed this 8th day of December, 2009.

Robert G. Spackman

GARY SPACKMAN
Interim Director

SCANNED

MAR 10 2023

Robert Read or Alexis Read

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-08986

Priority: March 27, 1998

Maximum Diversion Rate: 0.06 CFS
Maximum Diversion Volume: 3.2 AF

It is hereby certified that ROBERT READ And/Or ALEXIS READ
375 N SLEEPY HOLLOW
SANDPOINT ID 83864 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated March 27, 1998; and has
submitted Proof of Beneficial Use on April 17, 2009. An examination indicates that the works have a
diversion capacity of 0.06 cfs of water from:

SOURCE

LITTLE GOLD CREEK

Tributary: GOLD CREEK

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DIVERSION TO STORAGE	01/01 to 12/31	0.06 CFS	
WILDLIFE STORAGE	01/01 to 12/31		3.2 AF
RECREATION STORAGE	01/01 to 12/31		3.2 AF

LOCATION OF POINT(S) OF DIVERSION:

LITTLE GOLD CREEK NW¼NW¼ Sec. 12, Twp 58N, Rge 01W, B.M. BONNER County

PLACE OF USE: WILDLIFE STORAGE And RECREATION STORAGE

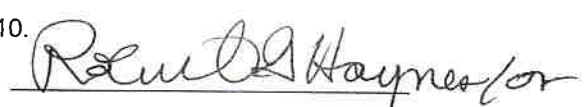
Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
58N 01W 12							X										

CONDITIONS OF APPROVAL

1. The issuance of this permit does not grant any right-of-way or easement across the land of another and does not constitute a determination of the ownership of the contested tract of land adjacent to the properties of the applicant and protestant.
2. Right 96-8986 authorize the diversion of an annual total of 3.2 acre-feet to be used for the initial filling of the pond and for the replacement of losses caused by seepage and evaporation.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. 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 and sealed this 8th day of February, 2010.


GARY SPACKMAN
Interim Director

SCANNED

MAR 10 2023

Robert Read or Alexis Read