

**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

Ident. Number: 96-8774
Date Received: 10/14/22
Receipt No: N041459
Claim Fee: \$99.00
Received By: NS

RECEIVED

OCT 14 2022

IDWR/NORTH

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

PEND OREILLE SHORES RESORT

~~1250 STATE HWY 200~~ 47390 HWY 200

HOPE ID 83836-0044

Phone: (208) 264-5828

2. Date of Priority: 9/2/1993

3. Source:
GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
56N	01E	1	NW SE	6	BONNER	
56N	01E	1	NW SE	6	BONNER	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	1/01	12/31	0.23		110.8
DOMESTIC	1/01	12/31	0.23		30
IRRIGATION	3/15	11/15	0.09		9

7. Total Quantity Appropriated is:

0.23 C.F.S. and/or 149.8 A.F.A.

8. Non-irrigation uses:

Commercial use is for a convenience store, health club, video store, and three administrative buildings.

Domestic use is for 50 unit condominium.

9. Place of use:

COMMERCIAL within BONNER County

Township	Range	Section	$\frac{1}{4}$	of	$\frac{1}{4}$	Lot	Acres
56N	01E	1	NW		SE	6	

DOMESTIC within BONNER County

Township	Range	Section	$\frac{1}{4}$	of	$\frac{1}{4}$	Lot	Acres
56N	01E	1	NW		SE	6	

IRRIGATION within BONNER County

Township	Range	Section	$\frac{1}{4}$	of	$\frac{1}{4}$	Lot	Acres
56N	01E	1	NW		SE	6	3

Total Acres = 3

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.

11. Other Water Rights Used: 96-9050

12. Remarks:

Priority Date Explanation:

Domestic use is for 50 unit condominium.

Commercial use is for a convenience store, health club, video store, and three administrative buildings.

Two points of diversion located in Lot 6 (NWSE), S1, T56N, R1E.

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 irrigation of the lands above.

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 ☐ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1-map

For Organizations:

I do solemnly swear or affirm under penalty of perjury that I am, and I have signed the foregoing document in the space below as the

GENERAL MANAGER (CEO) of PEND OREILLE SHORES RESORT ASSO., INC
Agents 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 Lisa L. Derr Date 10/12/22

Printed Name of Authorized Agent LISA L. DERR

State of Idaho
Department of Water Resources
Adjudication Claim
96-8774



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

0 0.035 0.07 0.14 Miles

*ok with added area
of irrigation
Well locations ok*



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08774

Priority: September 2, 1993

Maximum Diversion Rate:

0.23 CFS

Maximum Diversion Volume:

149.8 AF

This is to certify, that PEND OREILLE SHORES RESORT

1250 STATE HWY 200

HOPE ID 83836-0044

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 2, 1993; and has submitted Proof of Beneficial Use on November 15, 1994. An examination indicates that the works have a diversion capacity of 0.230 cfs of water from a GROUNDWATER 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	0.09 CFS	9.0 AF
COMMERCIAL	01/01 to 12/31	0.23 CFS	110.8 AF
DOMESTIC	01/01 to 12/31	0.23 CFS	30.0 AF
Totals		0.23 CFS	149.8 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 6 (NWSE), Sec. 1, Township 56N, Range 01E
BONNER County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
<u>TWN RGE SEC</u>					
56N 01E 1	Lot 6(NWSE)	3			3

Total number of acres irrigated: 3

PLACE OF USE:
COMMERCIAL, same as IRRIGATION use

PLACE OF USE:
DOMESTIC, same as IRRIGATION use

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 which 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.

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

WATER RIGHT NO. 96-08774

CONDITIONS OF APPROVAL AND REMARKS

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. Domestic use is for 50 unit condominium.
7. Commercial use is for a convenience store, health club, video store, and three administrative buildings.
8. Two points of diversion located in Lot 6 (NWSE), S1, T56N, R1E.

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 26th
day of November, 1996.


Acting for KARL J. DREHER, Director

