

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: 96-9050
Date Received: 10/14/22
Receipt No: N041459
Claim Fee: \$72.00
Received By: NS

RECEIVED

OCT 14 2022

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

IDWR/NORTH

1. Name of Claimant(s)

PEND OREILLE SHORES RESORT
47390 HWY 200
HOPE ID 83836

Phone: (208) 264-5828

2. Date of Priority: 5/30/2000

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	01/01	12/31	0.22		0.3

7. Total Quantity Appropriated is:

0.22 C.F.S. and/or 0.3 A.F.A.

8. Non-irrigation uses:

Commercial use for 4 condominium units

9. Place of use:

COMMERCIAL within BONNER County

Township	Range	Section	¼	of	¼	Lot	Acres
56N	01E	1	NW		SE	6	

10. Do you own the property listed above as place of use? ~~No~~ Yes

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

11. Other Water Rights Used: 96-8774

12. Remarks:

Priority Date Explanation:

Commercial use is for 4 condominium units.

Rights 96-8774 and 96-9050 when combined shall not exceed a total diversion rate of 0.23 cfs.

After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

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.

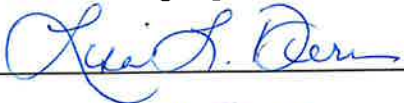
Number of attachments: 1 - map

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  Date 10/12/22

Printed Name of Authorized Agent LISA L. DERR

State of Idaho
Department of Water Resources
Adjudication Claim
96-9050



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

0 0.035 0.07 0.14 Miles

*ok with added
area of commercial use
Well locations ok*



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-09050

Priority: May 30, 2000

Maximum Diversion Rate: 0.22 CFS
Maximum Diversion Volume: 0.3 AF

It is hereby certified that PEND OREILLE SHORES RESORT
47390 HWY 200
HOPE ID 83836 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated May 30, 2000; and has
submitted Proof of Beneficial Use on December 11, 2000. An examination confirms water is diverted
from:

SOURCE

GROUND WATER

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>
COMMERCIAL	01/01 to 12/31	0.22 CFS	0.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L6 (NW¼SE¼) Sec. 1, Twp 56N, Rge 01E, B.M. BONNER County

GROUND WATER L6 (NW¼SE¼) Sec. 1, Twp 56N, Rge 01E, B.M. BONNER County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
56N	01E	1														X			
																L 6			

CONDITIONS OF APPROVAL

1. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. Commercial use is for 4 condominium units.
3. Rights 96-8774 and 96-9050 when combined shall not exceed a total diversion rate of 0.23 cfs.

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 this 13th day of September, 2011.

for Shelley W. Keen
GARY SPACKMAN
Interim Director

info@posresort.com

Water Adjudication
Correspondence

From: Saxton, Craig <Craig.Saxton@idwr.idaho.gov>
Sent: Tuesday, September 27, 2022 8:25 AM
To: info@posresort.com
Subject: CFPRBA Claims and Application for Permit (96-8774, 96-9050, New App for Permit)
Attachments: 96-9050_Claim Map.pdf; License 96-8774.pdf; License 96-9050.pdf; 96-8774_Claim Map.pdf; 96-9050 Notice Of Claim.docx; 96-8774 Notice Of Claim.docx; Pend Oreille Shores Application-for-Permit.pdf; 96-8774_Application for Permit Map.pdf

Flag Status: Flagged

Dear Lisa Derr,

Per our telephone conversation on 9/22/2022, I have attached several items to this e-mail:

Claim 96-8774:

96-8774 Notice of Claim

- This claim just copies the elements of water right license 96-8774. Please review the claim and make any changes you feel are appropriate.
- Filing fee for the claim is \$99 and is calculated as follows:
 - \$50 Claim Fee
 - \$3 variable fee for Irrigation (\$1 per acre for 3 acres)
 - \$23 variable fee for Domestic use (\$100 per cfs for 0.23 cfs)
 - \$23 variable fee for Commercial use (\$100 per cfs for 0.23 cfs)
 - \$99 Total**

96-8774 Claim Map

- Please outline on the map the portions of the property that is irrigated.
- Please verify the locations of the wells (Point of Diversion) and update the well locations on the map as appropriate.

License 96-8774 – For your Reference

Claim 96-9050:

96-9050 Notice of Claim

- This claim just copies the elements of water right license 96-9050. Please review the claim and make any changes you feel are appropriate.
- Filing fee for the claim is \$72 and is calculated as follows:
 - \$50 Claim Fee
 - \$22 variable fee for Commercial use (\$100 per cfs for 0.23 cfs)
 - \$72 Total**

96-9050 Claim Map

- Please Make any changes on the map you feel are appropriate
- Please verify the locations of the wells (Point of Diversion) and update the well locations on the map as appropriate.

License 96-9050 – For your Reference