

**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: 96-9292
Date Received: 12/6/2022
Receipt No: N041968
Claim Fee: \$ 84.15
Received By: NS

RECEIVED

DEC 06 2022

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

IDWR / NORTH

1. Name of Claimant(s)

STEPHEN BARNHART TRUST
485 KRIPPLED CREEK RD
ATHOL ID 83801

Phone: (208) 597-5199

2. Date of Priority: 7/13/2006

3. Source:

UNNAMED STREAM
UNNAMED STREAM

Trib. to:

THREE SISTERS CREEK
THREE SISTERS CREEK

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
54N	02W	15	NE NW		BONNER	
54N	02W	15	NE NW		BONNER	

5. Description of diverting works:

2 inch gravity fed to pond
In stream pond

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
DIVERSION TO STORAGE	01/01	12/31	0.13		
IRRIGATION FROM STORAGE	04/01	10/31			2.5
IRRIGATION STORAGE	01/01	12/31			2.5
RECREATION STORAGE	01/01	12/31			2.5
STOCKWATER FROM STORAGE	01/01	12/31			0.2
STOCKWATER STORAGE	01/01	12/31			0.2

7. Total Quantity Appropriated is:

0.13 C.F.S. and/or 5.2 A.F.A.

8. Non-irrigation uses:

9. Place of use:

IRRIGATION FROM STORAGE within BONNER County

Township	Range	Section	$\frac{1}{4}$	of	$\frac{1}{4}$	Lot	Acres
54N	02W	15	NE		NW		8

Total Acres = 8

IRRIGATION STORAGE within BONNER County

Township	Range	Section	$\frac{1}{4}$	of	$\frac{1}{4}$	Lot	Acres
54N	02W	15	NE		NW		

RECREATION STORAGE within BONNER County

Township	Range	Section	$\frac{1}{4}$	of	$\frac{1}{4}$	Lot	Acres
54N	02W	15	NE		NW		

STOCKWATER FROM STORAGE within BONNER County

Township	Range	Section	$\frac{1}{4}$	of	$\frac{1}{4}$	Lot	Acres
54N	02W	15	NE		NW		

STOCKWATER STORAGE within BONNER County

Township	Range	Section	$\frac{1}{4}$	of	$\frac{1}{4}$	Lot	Acres
54N	02W	15	NE		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.

11. Other Water Rights Used:

12. Remarks:

Priority Date Explanation:

SEE LICENSE 96-9292

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 place of use.

Recreation storage use is for swimming, fishing, and boating.

This right does not grant any right-of-way or easement across the land of another.

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 use power records to determine the amount of water diverted and shall annually report the information to the Department.

Right 96-9292 authorizes the storage of an annual total of 5.2 acre-feet, comprised of 1.1 acre-feet to be used for the initial filling or carryover storage of the pond, 1.4 acre-feet for the replacement of losses due to seepage and evaporation, up to 2.5 acre-feet for additional refills for irrigation from storage, and 0.2 acre-feet for additional refills for stockwater from storage uses.

Recreation storage, stockwater storage, and irrigation storage uses authorize a single reservoir.

A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.

The pond established by the storage of water under this right shall not exceed a total capacity of 1.1 acre-feet or a total surface area of 0.2 acres.

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 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

trustee of Stephen BARNhart family trust
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 Steve Barnhart Date 12/6/2022

Printed Name of Authorized Agent Steve BARNhart