

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 SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A84-11909**
Date Received: 9/20/1994
Receipt No: C031043
Received By: _____

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

1. Name: JAMES M RUARK 208-935-2137
Address: RT 1 BOX 5
KAMIAH ID 83536
AND
Name: KATHY L RUARK 208-935-2137
Address: RT 1 BOX 5
KAMIAH ID 83536

2. Date of Priority: APR 30, 1969

3. Source: SPRING Trib. to: CLEARWATER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
33N	04E	6	NE	SW	SW	6	IDAHO

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	1.000		

7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
33N	04E	6	SW	SW	6	DOMEST	

11. Place of use in counties: IDAHO

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

ITEM 5. 8' X 12' COVERED CEMENT POND. 300' 4" PIPE THEN "T"
DOWN TO TWO 1" LINES. ONE COMES TO OUR HOUSE, 250' OF 1" LINE.

15. Basis of Claim: BENEFICIAL USE

16. 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 Snake 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: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A84-11909Date Received 8-15-94Receipt Number C031043

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 15 1994

Department of Water Resources

RECEIVED

SEP 20 1994

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) James M. and Kathy L. Ruork Phone (208) 935-2137Mailing Address Rt 1 Box 5 Kamiah, Idaho Zip 835362. Date of Priority (Only one (1) per claim) ~~3/2/83~~ 4/693. Source of water supply (a) Spring
which is tributary to (b) Clearwater River4. a. Location of existing point of diversion is: Township 33 Range 4 East Section 6,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., 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. 8'x12' Covered Cement pond 300'
4" pipe then T down to 2 1" lines. One comes to our house 250' of
4" line. The other goes 800' of 1" line to Dennis Ruork home.

MICROFILMED

JAN 17 1995

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 3/1/93 to 12/31/92 amount 4020 or _____

For Domestic purposes from 1/1/90 to 12/31/92 amount 4020 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4020 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 4020 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic 12 Households 1 Home

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
33	4 East	6			D														48 cfs

Total number of acres irrigated _____

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

12. 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.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

14. Remarks:

Last Name Ruark Ident No. _____

MICROFILMED
JAN 17 1995
Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

33 R 4E Sec 4

[illegible]

Last Name

Quark

Ident No.

Copies: White-State, Yellow-Claimant

MICROFILMED

1005

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. 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 Snake 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 _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s)

James M. Bunker
James M. Bunker
Gary L. Bunker

Date

8/11/94

Date

8/11/94

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)

) SS.

County of Lewis)

Subscribed and sworn (or affirmed) before me this 11th day of August 1994

SEAL

Notary Public

Karen B. Laible

Residing at

Kamiah, Idaho

My Commission Expires

10-21-99

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ 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 _____

Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED

JAN 17 1995

Copies White-State, Yellow-Claimant

Ruark
Idaho County

A84-11909

11 10

T 33N
R 4E
S 6

RECEIVED

SEP 19 1994

Department of Water Resources

KAMIAH ORTHOPHOTOQUAD
IDAHO

POOR ORIGINAL

573

2' 30"

430 000 FEET

576

116° 00'

46° 15'

5122

1670 000
FEET



4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME RUARK, Jam M. and Kathy L. CLAIM IDENT. NO. A84-11909
DATE RECEIVED 8-15-1994 OR # C031043 AMOUNT \$ 2.00

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered? Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒ ☒ <u>✓ CA</u>	☐ ☐ ☒	* * *
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒ N/A	☐	
4. Is the legal description of the p.d. sufficient?	☒ <u>✓ CA</u>	☒	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	☒ N/A	☐	
Is the consumptive use correct?	☒ N/A	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	☒ N/A	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☒ N/A	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	☒ N/A	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒ <u>NEW OWNER</u>	☐	*
20. Is the fee enclosed correct?	☒ <u>CA</u>	☐ ?	*
21. If this claim is based on an existing water right, has the identification number been entered?	☒ N/A	☐	
22. Should this claim be data entered?	☒ <u>✓ CA</u>	☒	

Claim checked by: S.W. Keen CA Date: 8-17-94 12-7-94Claim must be returned to claimant: ☒ (Yes) ☒ (No)Claimant must be notified of modifications: ☒ (Yes) ☐ (No)

Receipt Prepared by: Ruby Date: 8/15/94
Claim data entered by: S.W. Keen Date: 12-7-94 Checked by: _____ Date: _____
Sent to claimant by: S.W. Keen Date: 8/26/94

Comments: ① Total quantity is more than the sum of the uses ② Two homes appear to be in separate ownership

MICROFILMED

JAN 17 1995

James M. and Kathy L. Ruark

The location of the spring and house marked on the orthophotoquad included with the letter of 8-26-94 and returned by the Ruark's with their claim indicates the p.o.d. and p.o.u. are in the lot 6 (NESWSW) of Sec. 6, T 33 N R 4 E.

Carter Luteshko

POOR ORIGINAL

Township No. 33 North Range No. 4 East of the

MICROFILMED
JAN 17 1995



07/15/94

COMMUNICATION DOCUMENTATION

Claim No.: N/A

884-11909

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent: S.W. KEEN

Date: August 25, 1994

Contact Person(s): Jim Ruark

Nature of Contact: I called Mr. Ruark at (208)935-2946, a work number, to discuss his claim to a domestic water right from a spring in Idaho County.

Substance of Communication: I aksed Mr. Ruark if he could provide me with a verbal history of the water use from the spring. According to Mr. Ruark, the claimed spring served his grandfather's domestic use at another location beginning in 1937. About 1953, the spring was piped to the location of Mr. Ruark's current home, but not hooked up for indoor plumbing. Meanwhile, the grandfather's use of the spring was discontinued. About 1983, Mr. Ruark began using the spring water indoors in a house on his brother's land. About 1990, Mr. Ruark piped the spring water to his own home also.

MICROFILMED

JAN 17 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

December 9, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

JAMES AND KATHY RUARK
RT 1 BOX 5
KAMIAH ID 83536

RE: Snake River Basin Adjudication (SRBA)
Idaho County - Notice of Claim #A84-11909

Dear Claimants:

We are forwarding to you a data-entered copy of the claim you filed in the Snake River Basin Adjudication.

We have interpreted the data from this claim in the process of data entry in a manner which we feel more accurately reflects the true status of this water right. The items that were modified are highlighted. Please review the enclosed claim to assure that these modifications are in agreement with the claimed water right.

If you believe our data is incorrect, and you wish to make any changes to this Notice of Claim, initial the changes before signing the form, have your signature notarized, and return it to this office within 30 days.

If you believe the modifications are correct, you may retain this copy of your claim for your records.

Please feel free to contact this office if you have any questions.

Sincerely,

Adjudication Bureau
Department of Water Resources

SO:ss:region
Enclosures:

Notice of Claim to a Water Right

MICROFILMED
JAN 17 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 26, 1994

James and Kathy Ruark
Rt. 1 Box 5
Kamiah, ID 83536

RE: Snake River Basin Adjudication (SRBA)
Idaho County

Dear Mr. and Mrs. Ruark:

Thank you for calling yesterday. I am returning your notice of claim so that you may address the problems we discussed. I have also enclosed receipt #C031043 for your \$25.00 filing fee.

At Item 2 on your claim, you entered a priority date of March 2, 1993. As we discussed, beginning May 20, 1971, a right to use the surface water of Idaho can be obtained only by compliance with the application, permit, and license procedure established by statute. The only exception is for rights used solely for instream stock watering. I can find no permit or license on record for water uses matching the ones you describe in your claim. Therefore, if you have developed a new use of surface water or expanded your use of surface water since May 20, 1971, you must complete an Application for Permit and obtain a permit from IDWR.

I believe, however, that you indicated during our conversation that use of the spring for domestic purposes for one home began prior to 1971. If so, you may amend your claim by crossing out the incorrect information and inserting the correction.

At Item 4 on your claim, the location of your point of diversion is incomplete. Please claim your spring to the nearest 10-acre tract, or $\frac{1}{4}$ - $\frac{1}{4}$ - $\frac{1}{4}$ section. Alternatively, you may mark the spring's location on the enclosed map and return the map with your claim.

At Item 7, please be sure that the total quantity claimed does not exceed the sum of the amounts claimed at Item 6.

At Item 8, there is no need to claim a total consumptive use volume on a claim for a small domestic use.

At Item 9, please note that the \$25.00 filing fee is appropriate only for multiple domestic uses in single ownership. If the second home is owned by someone else, you must either pay an additional fee for this claim or file for another water right.

MICROFILMED

JAN 17 1995

James Ruark
August 26, 1994
Page 2 - Idaho County

At Item 10, please note that the legal property description you have indicated does not match the one you sent IDWR in June. If it would clarify matters, you may use the enclosed map to mark the location of your domestic use as well as the location of the spring.

At Item 14, please provide a brief history of the use of the water from the spring you are claiming. Dates that changes were made will be helpful.

Please be sure to initial all the changes you make on your claim form. If you do not respond by September 26, 1994, IDWR will assume you do not will to file and will begin processing a refund of your \$25.00 filing fee. If you have any questions, please call me at 208-327-7934 in Boise.

Sincerely,



Shelley Walter Keen
Sr. Water Resource Agent

SWK:state

Enclosures:

Copy of Orthophoto Quad
Incomplete Notice of Claim
Receipt #C031043

MICROFILMED

JAN 17 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 25, 1994

JAMES AND KATHY RUARK
RT 1 BOX 5
KAMIAH ID 83536

RE: Snake River Basin Adjudication (SRBA)
Idaho County - #84-04056

Dear Mr. and Mr. Ruark:

I am returning the New Property Owner Notice of Change of Water Right Ownership form received June 24, 1994. This statutory water right has not yet been claimed in the SRBA. Title 42, **Idaho Code**, Section 42-1405 requires users of all surface and ground water to file a Notice of Claim to a Water Right (small domestic and stock uses of 13,000 gallons per day or less are excluded). I have enclosed a Notice of Claim form and instructions for your use.

The filing fee for irrigation use is \$50.00 plus \$1.00 per acre. The enclosed water right profile report may be helpful to you in completing the form. The profile report shows a total of two (2) acres irrigated; therefore, your filing fee would be \$52.00.

We are presently investigating claims in your basin for preparation of the Director's Report to the court. Since time is of the essence, please submit your Notice of Claim to a Water Right with \$52.00 within 30 days.

You may contact me at 208/327-7934 if you have any questions.

Sincerely,

Shelley Walter Keen
Senior Water Resource Agent
Adjudication Bureau

SWK:ss:state:tf

Enclosures:

New Property Owner Notice of Change of Water Right Ownership
Form (Returned)
Notice of Claim Form w/Instructions
Water Right Profile Report for 84-04056

MICROFILMED

JAN 17 1995

Please print or type
(see instructions on back of page)

JUN 24 1994

Department of Water Resources

DATE OF CLOSING: 3/2/93

LEGAL DESCRIPTION OF PROPERTY: Township 33 Range 4 East
 Section 6, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, B.M.
 Lot _____, Block, _____, Subdivision/Townsite _____.
 If you have additional legal descriptions, please attach separate sheet.

RECEIVED

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

0 AUG 15 1994

**[] Water Right Number(s)
Assigned by IDWR:**

[] Name and Address of Former Owner/Claimant(s)(Seller):

Lawrence Spivy

Rt 1 Box 2

**[] New Owner/Claimant
(Purchaser):**

Kamish, Id 83536

James M and Kathy L. Ruark

[] New Mailing Address:

Rt i Box 5

Kamiah, Id

8.3.5.3 6

[] **New Telephone Number:**

$$(208) \underline{9.35} - 2137$$

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of ownership, describe proof attached: —

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New
Owner/Claimant(s)

James M. Quark
to the Quark

Date 6/20/94

Date 6/20/94

[] Signature of Former
Owner/Claimant(s):

Lawrence Spring

Date 6/21/84

Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

JAN 17 1995

RECEIVED

JUN 24 1994

Department of Water Resources

FIELD ORIGINAL

"EXHIBIT A"

A parcel of land located in the Southwest Quarter of the Southwest Quarter of Section 6, Township 33 North, Range 4 East, Boise Meridian, Idaho County, Idaho;

More Particularly Described as:

Beginning at a Brass Cap Monument marking the Southwest Corner of said Section 6; thence S 89°48'29" E 2410.14 feet along the South Boundary of said Section 6 to a Brass Cap Monument marking the Southeast Corner of the Southwest Quarter of said Section 6; thence N 55°49'51" W 2129.18 feet to the True Point of Beginning; thence S 17°11'38" E 100.00 feet; thence S 72°48'22" W 100.00 feet; thence N 17°11'38" W 100.00 feet; thence N 72°48'22" E 100.00 feet to the True Point of Beginning.

Containing 0.23 acres more or less.

Along with an easement 66.00 feet in width for the purpose of ingress and egress centered along the following described line:

Beginning at a point 38.15 feet from and N 72°48'22" E of the Southwest Corner of the above described parcel of land; thence S 17°11'38" E 47.46 feet; thence S 42°03'54" W 118.89 feet; thence along a 43.3632 degree curve left 170.65 feet, said curve inscribing a central angle of 74°00'02" and having a radius of 132.13 feet, a chord bearing of S 05°03'53" W and a chord distance of 159.04 feet; thence S 31°56'08" E 130.54 feet; thence along a 57.2958 degree curve right 147.22 feet, said curve inscribing a central angle of 84°21'12" and having a radius of 100.00 feet, a chord bearing of S 10°14'28" W and a chord distance of 134.28 feet; thence S 52°25'04" W 45.83 feet to the East Right of Way of State Highway 12 and the Terminus of this easement.

DJV/cb

A84-11909 MICROFILMED
JAN 17 1995

WR5809NP
No. 84-04056

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/11/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LAWRENCE SPIVY	09/15/1937	IRRIGATION STOCKWATER	05-15 10-01 01-01 12-31	0.04 CFS 0.01 CFS	
TOTAL DIVERSION:					0.05 CFS	

Water Source: SPRINGS

Tributary to: CLEARWATER RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T33N R04E S06

SWSW

IDAHO County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
33N	04E	6	:																	:	2.0
TOTAL ACRES																				2.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Pou County: IDAHO

Remarks: 2 P/D IN SWSW SEC6, T33N, R4E.

Dates:	App. Received:	Priority Date:	09/15/1937
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc:	Water District Number:	Field Exam Fee:
-------	------------------------	-----------------

FILED
JAN 17 1995

Claim is required.
Let's return the 0-change +
ask the new owners for an SRBA
claim.
SWK

DEC-16-1998
0377

1

RIGHT NUMBER: 84-11909

NAME AND ADDRESS: JAMES M RUARK
KATHY L RUARK
RT 1 BOX 5
KAMIAH ID 83536

SOURCE: SPRING

TRIBUTARY: CLEARWATER RIVER

QUANTITY: *0.04*
~~1.00~~ CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/30/1969

POINT OF DIVERSION: T33N R04E S06 LOT 6 (NESWSW) Within IDAHO County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
DOMESTIC 1 HOME

PERIOD OF USE
01-01 12-31

QUANTITY
~~1.00~~ CFS

PLACE OF USE: DOMESTIC Within IDAHO County
T33N R04E S06 Lot 6 (SWSW)

0.04

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. MHO4709124488A

*Gravity flows through 1" line.
Estimate 0.04 cfs.*

CA 12-30-98

AJ0749NP
No. R84-11909

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/27/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES M RUARK	04/30/1969	DOMESTIC	01-01 12-31	1.00 CFS	
C	KATHY L RUARK					
	RT 1 BOX 5					
	KAMIAH ID 83536					
	(208) 935-2137					
				TOTAL DIVERSION:	1.00 CFS	

Water Source: SPRING

Tributary to: CLEARWATER RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T33N R04E S06 Lot06(NESWSW)

IDAHO County

Place of use Legal Description for: DOMESTIC

	NE				NW				SW				SE			
T R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
33N 04E 6	:		:		:		:		:		:		:		:	

POU County: IDAHO

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. MH04709124488A ✓

Dates: Exam Made Date: Verified Date: 04/27/1998 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 04/27/1998 User-ID: SSHERMAN Subject: COPIED FROM REMARKS
ITEM 5. 8' X 12' COVERED CEMENT POND. 300' 4" PIPE THEN "T"
DOWN TO TWO 1" LINES. ONE COMES TO OUR HOUSE, 250' OF 1" LINE.

Audit: 04/27/98 SSHERMAN

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: FEB-13-1998

PAGE: A-541

RIGHT NUMBER: 84-11909

NAME & ADDRESS: JAMES M RUARK
KATHY L RUARK ✓
RT 1 BOX 5
KAMIAH ID 83536

SOURCE: SPRING TRIBUTARY: CLEARWATER RIVER

QUANTITY: 1.00 CFS

PRIORITY DATE: 04/30/1969

POINT OF DIVERSION: T33N R04E S06 LOT 6 (NESWSW) Within IDAHO County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE *2.1 mps. (ca. 12) rural residential tracts*
DOMESTIC DOMESTIC, 1 HOME PERIOD OF USE 01-01 12-31 QUANTITY 1.00 CFS

PLACE OF USE: DOMESTIC ✓ Within IDAHO County
T33N R04E S06 Lot 6 (SWSW) ✓

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

ITEM 5. 8' X 12' COVERED CEMENT POND. 300' 4" PIPE THEN "T"
DOWN TO TWO 1" LINES. ONE COMES TO OUR HOUSE, 250' OF 1" LINE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Parcel no. M#0 470912 4488A

Assessor records incorrect. Cln & Sav'g of tax bill (rec'd 4-24-98).
ms

03-24-98



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

**PHILIP E. BATT
GOVERNOR**

April 6, 1998

**KARL J. DREHER
DIRECTOR**

RECEIVED

APR 24 1998

Department of Water Resources

JAMES M & KATHY L RUARK
RT 1 BOX 5
KAMIAH ID 83536

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #A85-11909

Dear Claimants:

According to the county records, this property has no improvements on it. The claim to the property is for a domestic use of one household. (See enclosed Adjudication Profile Report.) The department needs proof the water is in use for a domestic right.

Please respond by May 4, 1998, and call me toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Adjudication Profile Report

Hi Sally,

*We hope this is all the info you need.
If you need any more give me a call.*

Thank S

Kathy



MAKE CHECK PAYABLE TO:

SHARON A COX

IDAHO COUNTY TREAS. TAX COLL

320 WEST MAIN, ROOM 2

1997 TAX BILL/RECEIPT

BILL#

635

CODE AREA 130-00

I

PARCEL NUMBER

MH04709124488A/

31.417

1ST HALF DUE		2ND HALF DUE		FULL DUE		TOT MV	
TAX	132.12	TAX	132.12	TAX	264.24	HM-	15.70
LATE		LATE		LATE		NET MV	15.70
INT		INT		INT			
COST		COST		COST			
TOT		TOT		TOT			

RUARK KATHY L

*

RT 1 BOX 5

KAMIAH

ID 83536

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.002190109	34.40
SCHOOL #304	.004850183	76.18
KIDDER-HARRIS	.000056604	.88
KAMIAH CEM	.000028812	.4
KAMIAH FIRE	.000345516	5.42
LIBRARY	.000185676	2.97
DISTRICT TOTAL	.007656900	120.24
SOLID WASTE		144.00
AMOUNT DUE		264.24

1991 FLEETWOOD

24 X 48

S #: IDFLM04A13644BF

NEAR KAMIAH ON HWY12

Claim # A84-11909

★ ★ ★ IMPORTANT ★ ★ ★
PLEASE READ BOTH FRONT AND BACK

★ ★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

IF YOU HAVE ANY QUESTIONS CALL AT 208-983-2801

MAKE CHECK PAYABLE TO:

1997 TAX BILL/RECEIPT

PARCEL NUMBER

SHARON A COX

RP33N04E066815/

IDAHO COUNTY TREAS. TAX COLL

BILL#

16808

CODE AREA 130-00

L

11.55

320 WEST MAIN, ROOM 2

GRANGEVIEW 1994

1ST HALF DUE

2ND HALF DUE

FULL DUE

TOT MV

11.55

TAX 44.22

TAX 44.22

TAX 88.44

LATE

LATE

LATE

INT

INT

INT

COST

COST

COST

TOT

TOT

TOT

RUARK JAMES M
& RUARK KATHY L (H & W)
RT 1 BOX 5
KAMIAH ID 83536

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.002190109	25.30
SCHOOL #304	.004850183	56.00
KIDDER-HARRIS	.000056604	.64
KAMIAH CEM	.000028812	.32
KAMIAH FIRE	.000345516	3.98
LIBRARY	.000185676	2.14
AMOUNT DUE	.007656900	88.44

T33N R4E SEC 6 .190 AC
TAX # 263 LESS TAX # 266

Claim # A84-11909

★ ★ ★ IMPORTANT ★ ★ ★
PLEASE READ BOTH FRONT AND BACK

★ ★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

IF YOU HAVE ANY QUESTIONS CALL AT 208-983-2801

PAKE CHECK PAYABLE TO:

SHARON A COX

IDAHO COUNTY TREAS. TAX COLL

320 WEST MAIN, ROOM 2

GRANGEVILLE, ID 83530-1994

1997 TAX BILL/RECEIPT

BILL#

16805

CODE AREA 130-00

PARCEL NUMBER

RP33N04E066136A

2,711

1ST HALF DUE

2ND HALF DUE

FULL DUE

TOT MV

2,711

TAX 10.37

TAX 10.37

TAX 20.74

LATE

LATE

LATE

INT

INT

INT

COST

COST

COST

TOT

TOT

TOT

RUARK JAMES
& RUARK KATHY (H & W)
RT 1 BOX 5
KAMIAH ID 83536

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.002190109	5.94
SCHOOL #304	.004850183	13.14
KIDDER-HARRIS	.000056604	.14
KAMIAH CEM	.000028812	.08
KAMIAH FIRE	.000345516	.94
LIBRARY	.000185676	.50
AMOUNT DUE	.007656900	20.74

T33N R4E SEC 6 .043 AC
TAX # 265

Claim # A89-11909

★ ★ ★ IMPORTANT ★ ★ ★
PLEASE READ BOTH FRONT AND BACK

★ ★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

IF YOU HAVE ANY QUESTIONS CALL AT 208-983-2801