

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 BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

Claim ID: 11-7323

Date Received: 6/26/23

Receipt No: P000311

Claim Fee: \$5.00 By: MB

RECEIVED

JUN 26 2023

IDWR/Preston

Please type or print clearly

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

- Name of claimant(s) Peggy Decaria/ Jessica Uran Phone (307) 677-3560
Mailing address 1942 E 18th Cheyenne WY Zip 82001
Street or Box City State
Email address (optional) decaria.peggy1@gmail.com
- Date of priority: (Only one per claim) Aug 04, 1983 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
- Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
which is tributary to (b) _____
- Location of point of diversion is: Township 16S, Range 43E, Section 14,
NW 1/4 of SE 1/4, or Govt. Lot 3 BM, County of Bear Lake;
Parcel no. RP 0708000000202102
Additional points of diversion, if any: _____
If available, GPS coordinates: _____
- Description of diverting works (wells, pumps, spring boxes, pipelines, 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" well with pump house. Well is approx 164'
- Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)
For Domestic purposes from May 01 to Oct 30 amount 0.17 cfs (✓) or AFY ()
For _____ purposes from _____ to _____ amount _____
- Total quantity claimed 0.17 cfs (✓) or AFY ()
- Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)
One house

9. Location of place of use is: Township 16S, Range 43E, Section 14,
NW 1/4 of SE 1/4, Govt. Lot 3 BM, Parcel no. _____
If different than shown in Item 4
for (check one) **Domestic** (✓) **Stock** () **Domestic and Stock** ()

Additional places of use, if any One house

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

11. Do you own the property listed above as place of use? Yes (✓) No ()
If the 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.
_____ or None (✓)

13. Remarks (include an explanation of the priority date selected):
Priority date established on original Water Right License. I am filing for Lot 2 of the Bear Lake Lodge Estates

14. Basis of claim (check one) **Beneficial Use** () **Posted Notice** () **License** (✓) **Permit** () **Decree** ()
Court _____ Decree Date _____ Plaintiff v. Defendant _____
If applicable provide IDWR Water Right Number 11-07323

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 Bear River Basin Water System 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: 3

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)  Date: 6-14-23

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

_____ of _____,
Agent's 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 _____

Printed Name of Authorized Agent _____

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) _____, will be acting as attorney at law of behalf on 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 _____

Name of claimant(s) _____ Claim ID _____

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 11-07323

Priority: August 4, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.17 CFS
15.6 AF

This is to certify, that BEAR LAKE LODGE EST.

P.O. BOX 37

FISH HAVEN, ID 83261

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 28, 1983; and has submitted Proof of Beneficial Use on December 8, 1986. An examination indicates that the works have a diversion capacity of .170 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>
DOMESTIC	01/01 to 12/31	0.17 CFS	15.6 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 3(NWSE), Sec. 14, Township 16S, Range 43E
BEAR LAKE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

16S 43E 14 LOT 3(NWSE)

CONDITIONS/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 reflect cropping patterns or acceptable standards of water delivery 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. Domestic use is for 13 homes.

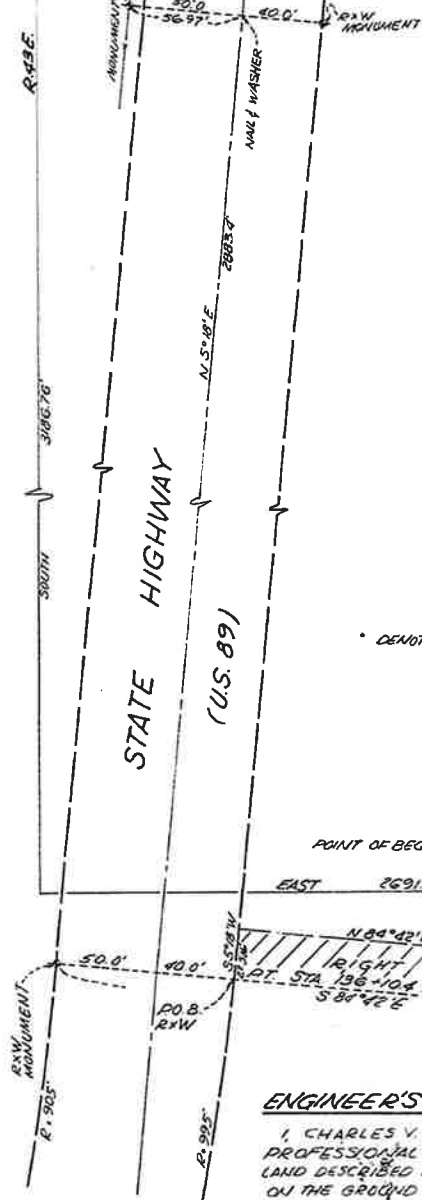
This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 2nd day of November, 1989.

Billy D. Flemer, for
R. Keith Higginson, Director

MICROFILMED

DEC 12 1989

10 11 B.B.M.
15 14 7.165



NORTH

SCALE: 1"=50'

TO BE LOST
TO BEAR LAKE LODGE

* DENOTES IRON ROD SET

POINT OF BEGINNING

ENGINEER'S CERTIFICATE

I, CHARLES V. KING, DEPOSE AND SAY THAT I AM A REGISTERED PROFESSIONAL ENGINEER, STATE OF IDAHO, THAT I HAVE SURVEYED THE LAND DESCRIBED AND SHOWN HEREON AND TRACT HAS BEEN STAKED ON THE GROUND IN ACCORDANCE WITH THE LAW AS INDICATED BY THE MAP, AND IS AN EXACT COPY OF THE ORIGINAL SURVEY.

DATE AUG 24, 1972

Charles V. King
REGISTERED PROFESSIONAL ENGINEER
STATE OF IDAHO
NO. 1754

RECORDER'S CERTIFICATE

I HEREBY CERTIFY THAT THE FOREGOING AMENDED PLAT OF BEAR LAKE LODGE ESTATES SUBDIVISION WAS FILED FOR RECORD IN THE OFFICE OF THE RECORDER OF BEAR LAKE COUNTY, IDAHO ON THE DAY OF _____ A.D. 19 __, AT _____ M. AND RECORDED IN PLAT BOOK NO. _____ ON PAGE _____

RECORDER: BEAR LAKE COUNTY, IDAHO

COUNTY ACCEPTANCE

THE FOREGOING PLAT WAS DULY ACCEPTED AND APPROVED BY THE BOARD OF COUNTY COMMISSIONERS OF BEAR LAKE COUNTY, IDAHO BY RESOLUTION ADOPTED THIS _____ DAY OF _____ A.D. 19 ____.

CHAIRMAN

COUNTY SURVEYOR

SANITARY RESTRICTIONS

I HEREBY CERTIFY THAT THE CENTRAL WATER SYSTEM AND INDIVIDUAL SEWAGE DISPOSAL OF THE AMENDED PLAT SHOWN AND DESCRIBED HEREON MEETS THE STANDARD OF THE DISTRICT HEALTH DEPARTMENT, STATE OF IDAHO.

DATE 8/24/72
STEPHEN A. ADAMS
ENVIRONMENTALIST

4 Sample to water
Sample record

ACKNOWLEDGEMENT

STATE OF IDAHO
COUNTY OF BEAR LAKE }
ON THIS 5 DAY OF
PUBLIC IN AND FOR SAID S.
DEDICATION FREELY AND
IN WITNESS WHEREOF,
IN THIS CERTIFICATE FIRST A
MY COMMISSION EXPIRES:

COUNTY ENGINEER

THE FOREGOING PLAT WAS
BY THE COUNTY ENGINEER OF
20 DAY OF December A.D. 1972

REGISTERED PROFESSIONAL ENGINEER
1252
STATE OF IDAHO

BEAR LAKE
FENCE TO AL
EASTERLY OF WAY I
PROJECT.

THENCE S 8
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55°18'W 27.51'

OWNER'S L

BE IT KNOWN TH
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LOTS THEREIN ALL EASE
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IN WITNESS WHERE OF

RICHARD E. HARUN

E. J. Dale Barz

Hello Jill,

Enclosed is the completed water right application we went over on the phone.

My niece, Jessica Uran, is also an owner and wondering if she needs to sign the document as well. If so let me know and I can send her a copy of the 2nd page to sign and send in to you.

Again, I appreciate all the help you gave me in order to get this done. If you have any questions please don't hesitate to contact me.

Best regards,

Peggy Decaria

(307)677-3560

Decaria.peggy1@gmail.com