



IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
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Governor Brad Little

Director Mathew Weaver

August 8, 2025

CITY OF CLARK FORK
PO BOX 10
CLARK FORK ID 83811

Re: Transfer No: 89775
Water Right No(s): 96-7733
Transfer Approval Notice

Dear Water Right Holder:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of

the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact the Northern Region office at (208)762-2800.

Sincerely,

A handwritten signature in blue ink, appearing to read "Chace Bell". The signature is fluid and cursive, with the first name "Chace" and last name "Bell" clearly distinguishable.

Chace Bell
Water Rights Supervisor

Enclosure

CERTIFICATE OF SERVICE

I hereby certify that on August 08, 2025 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

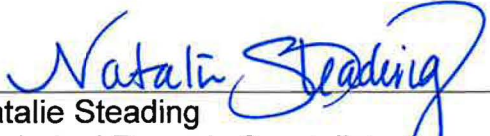
Re: Transfer No.: 89775

Water Right No(s): 96-7733

CITY OF CLARK FORK

PO BOX 10

CLARK FORK ID 83811


Natalie Steading
Technical Records Specialist

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 89775**

This is to certify that: CITY OF CLARK FORK
PO BOX 10
CLARK FORK, ID 83811

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
96-7733	WR/LICENSE	11/17/1978	0.670 cfs	N/A	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

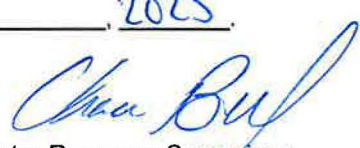
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
96-7733	NO	NO	NO	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
96-7733	96-7733	0.670 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.670 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 8th day of August, 2025.


Water Resource Supervisor

WATER RIGHT NO. 96-7733
As Modified by Transfer No. 89775

In accordance with the approval of Transfer No. 89775, Water Right No. 96-7733 is now described as follows:

Right Holder: CITY OF CLARK FORK
PO BOX 10
CLARK FORK, ID 83811

Priority Date: 11/17/1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	1/01	to 12/31	0.670 cfs 0.670 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSW	Sec 35 Twp 56N Rge 02E	BONNER County
GROUND WATER	SWSW	Sec 35 Twp 56N Rge 02E	BONNER County

CONDITIONS OF APPROVAL

1. Place of use within the city limits of Clark Fork.
2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality.
6. 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.

MEMORANDUM

Date: June 27, 2025
To: Transfer 89775
From: Luke Bates *JSB 6/27/2025*
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes adding a new groundwater well POD to the Right Holder's current water system. The **proposed additional well shall provide redundancy and does not increase the authorized maximum diversion rate** for Right 96-7733.

Authority to File:

The applicant is listed as the current owner of the Right being transferred according to IDWR records. The application was signed by Russell Schenck – Mayor, City of Clark Fork.

Water Right Validity:

The water rights are valid, and a Notice of Claim based on the existing Water Right License has been filed in the ongoing Clark Fork Pend Oreille River Basin Adjudication (CFPRBA) process.

Injury to Other Water Rights:

Injury is not anticipated.

Enlargement of Use:

None; the added groundwater well shall serve as redundancy as required by IDEQ in the event the existing groundwater well POD becomes inoperable. During transfer approval processing conditions 046, T07, T08, 174, 175, 01M, and a text version of 106 were added to Right 96-7733.

Local Public interest:

No negative issues anticipated.

Beneficial Use/Conservation of Water Resources:

Proposed use is recognized as a beneficial use of water.

Effect on the Economy of the Local Area:

The new well will ensure a safe drinking water source for future use by the municipality water provider, City of Clark Fork.

Effect on Agricultural Base of the Local Area:

None anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

MEMORANDUM

Date: August 8, 2025
To: Transfer 89775
From: Luke Bates *JSB 8/8/2025*
Re: Comment/Analysis

During the transfer approval process I was unable to generate a map product to illustrate the two (2) PODs and POU for Right 96-7733.

Review of the backfile for License 96-7733 shows that a large POU was designated as the filing progressed through the application-permit-license process and no digital POU was ever entered into AdHoc for the City of Clark Fork's (City) municipal service area. Due to this I'm unable to use Water Right Layout to generate a map product for the transfer approval.

In lieu of requesting and updating the municipal POU on the allocation side, license side, I found that in the backfile for 96-7733 a Notice of Claim based on License was submitted by the City, which includes an updated POU map.

The transfer approval shall be finalized without a map product with understanding that the Large POU designation will be updated in the adjudication process to include digitizing the POU in AdHOC.