State of Idaho
Department of Water Resources

Water Right License

Water Right No. 98-8035

Priority: February 12, 2021

Maximum Diversion Rate: 0.28 CFS
Maximum Diversion Volume: 102.0 AF

It is hereby certified that:

PHILIP LATENSER PO BOX 1931 BONNERS FERRY ID 83805-1931 AND/OR
DAVENE KING PO BOX 1931 BONNERS FERRY ID 83805-1931

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 12, 2021, and has submitted Proof of Beneficial Use on February 17, 2026. An examination confirms water is diverted from:

Source : MEADOW CREEK **Tributary:** MOYIE RIVER
Source : GROUND WATER

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
WILDLIFE STORAGE	01/01 to 12/31		0.6 AF
RECREATION	01/01 to 12/31	0.28 CFS	101.0 AF
RECREATION STORAGE	01/01 to 12/31		0.6 AF
FIRE PROTECTION STORAGE	01/01 to 12/31		0.6 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.28 CFS	

Location of Point(s) of Diversion
MEADOW CREEK SE¼ SE¼, Sec. 1, Twp 63N, Rge 01E, B.M. BOUNDARY County
GROUND WATER SE¼ SE¼, Sec. 1, Twp 63N, Rge 01E, B.M. BOUNDARY County

Place of Use: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
63N	01E	1																X	

Place of Use: RECREATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
63N	01E	1																X	

Place of Use: RECREATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
63N	01E	1																X	

Place of Use: FIRE PROTECTION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
63N	01E	1																X	

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Conditions of Approval

1. Water shall not be diverted from fire protection storage except to fight or repel an existing fire.
2. Recreation flow through water use under this right shall be non-consumptive.
3. Right 98-8035 authorizes a total annual storage volume of 0.6 acre-feet, 0.4 acre-feet to be used for the initial filling or carryover storage of the pond and 0.2 acre-feet for the replacement of losses caused by evaporation.
4. The pond established by the storage of water under this right shall not exceed a total capacity of 0.6 acre-feet or a total surface area of 0.1 acres.
5. Water stored under this right is subject to fluctuations of the water table caused by changes in the flow of local streams and by diversions under prior ground water rights. This right does not guarantee the maintenance of any particular ground water level.
6. Water shall not be diverted from Meadow Creek for Diversion to Storage Use under this right when flows in the Moyie River are below minimum flow amounts as defined by Right 98-7704. The right holder shall be responsible for monitoring the daily flow of the Moyie River using real-time data and shall cease diverting water when flows in the Moyie River are below established minimum flow amounts. Unless otherwise specified by the Director of the Department of Water Resources, data from the U.S. Geological Survey Eastport gauging station, No. 12306500, may be used for purposes of determining the daily flow amounts.
7. This right does not grant any right-of-way or easement across the land of another.

This license is issued pursuant to the provisions of Idaho Code § 42-219. 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 23rd day of July, 2026.

Michelle Richman

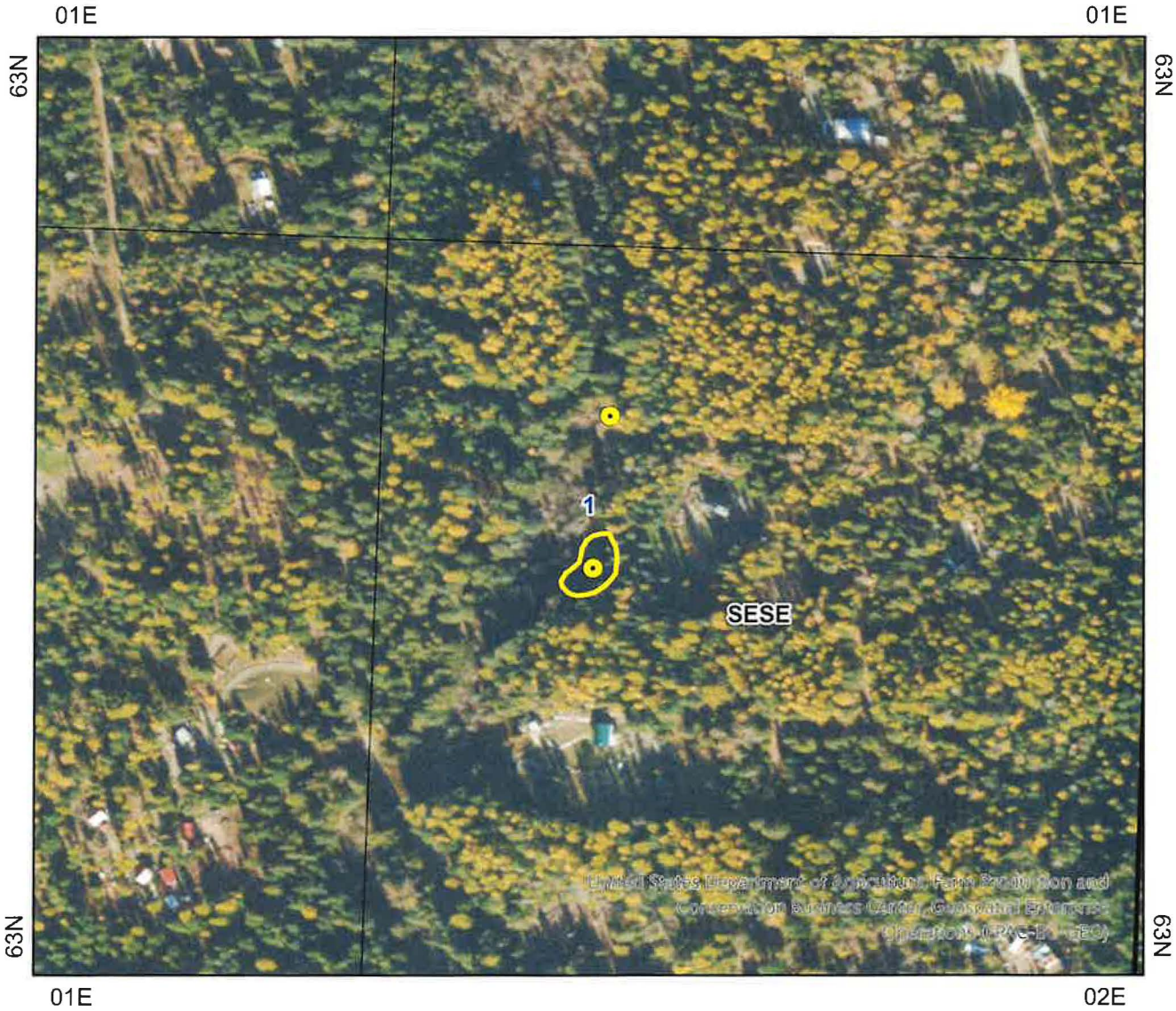
Richman, Michelle
Northern Regional Manager

State of Idaho
Department of Water Resources

Attachment to Water Right

98-8035

This map depicts the DIVERSION TO STORAGE and RECREATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



Point of Diversion
Sections
Place Of Use Boundary
Quarter Quarters
Townships

N

0 0.04 0.09 0.14 0.18 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

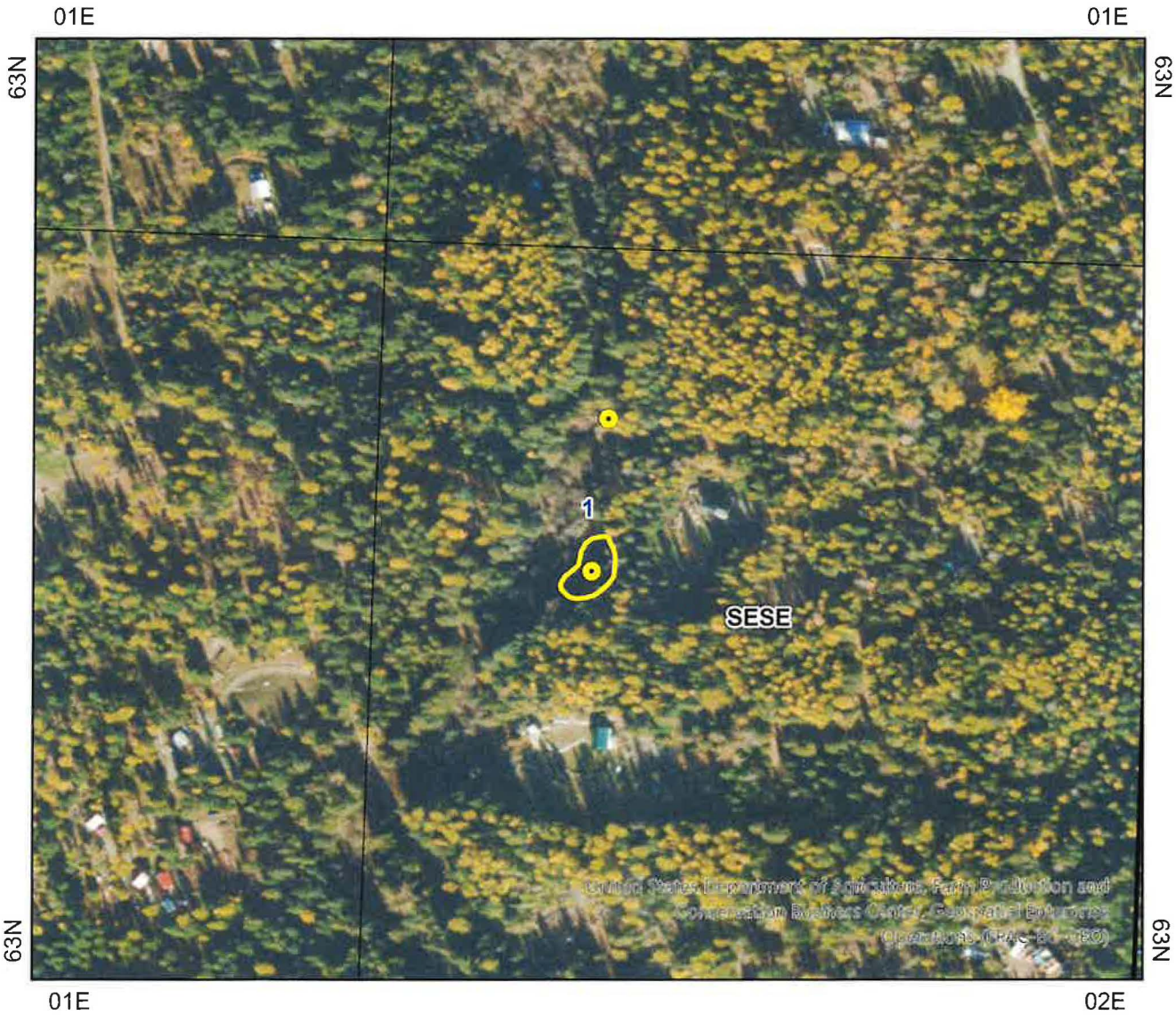
Imagery: 2023 Aerial Photography
Prepared By Bates, Luke

State of Idaho
Department of Water Resources

Attachment to Water Right

98-8035

This map depicts the WILDLIFE STORAGE , FIRE PROTECTION STORAGE, and RECREATION STORAGE place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



Point of Diversion
Place Of Use Boundary
Townships
Sections
Quarter Quarters

IDAHO DEPARTMENT OF WATER RESOURCES

N

0 0.04 0.09 0.14 0.18 Miles

Imagery: 2023 Aerial Photography
Prepared By Bates, Luke

IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little Director Mathew Weaver

July 23, 2026

PHILIP LATENSER
PO BOX 1931
BONNERS FERRY ID 83805-1931

DAVENE KING
PO BOX 1931
BONNERS FERRY ID 83805-1931

RE: License No. 98-8035

ISSUANCE OF LICENSE

Dear Water Right Holders:

The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing requirements, such as maintenance of a measuring device or implementation of mitigation, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district.

The license is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

Also, 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. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov.

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

Sincerely,

Michelle Richman

Michelle Richman
Northern Regional Manager

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on July 23, 2026, I served a true and correct copy of Water Right License No. 98-8035 by U.S. Mail, postage prepaid, to the following:

PHILIP LATENSER (Current Owner)
PO BOX 1931
BONNERS FERRY ID 83805-1931

DAVENE KING (Current Owner)
PO BOX 1931
BONNERS FERRY ID 83805-1931

Micki Bowman

Micki Bowman
Administrative Assistant 1

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held.)

The accompanying document is a "**Preliminary Order**" issued by the Idaho Department of Water Resources ("Department") pursuant to Idaho Code § 67-5243. **This preliminary order can and will become a final order without further action of the Department, unless a party petitions for reconsideration, petitions for review, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

(*See* Idaho Code § 67-5243(3))

Any party may file a petition for reconsideration of this preliminary order with the Department within fourteen (14) days of the service date of this order as shown on the certificate of service. **Note: the petition must be received by the Department within this fourteen (14) day period.** The presiding officer will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law.

PETITION FOR REVIEW (EXCEPTIONS)

(*See* Idaho Code § 67-5245)

Within fourteen (14) days after: (a) the service date of this preliminary order, (b) the service date of a denial of a petition for reconsideration of this preliminary order, or (c) the failure within twenty-one (21) days of the presiding officer to act on a petition for reconsideration of this preliminary order, any party may petition the Director in writing to review any part of this preliminary order by filing exceptions, and any supporting brief, with the Department.[1] Any parties opposing the exceptions shall have fourteen (14) days from the service date of the exceptions to file a brief. If the Director determines that oral argument is to be heard, the Director will provide reasonable notice to the parties of the place, date, and hour for the argument.

The Director will issue a final order on exceptions within fifty-six (56) days of receipt of the written briefs or oral argument, whichever is later, unless extended for good cause. The Director may remand the matter for or hold an evidentiary hearing if further factual development of the record is necessary before issuing a final order.

REQUEST FOR HEARING

(*See* Idaho Code § 42-1701A(3))

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to Idaho Code § 42-1701A(3). A written petition to the Director contesting the preliminary order and requesting a hearing must be filed with the Department

[1] The Director may decide to review this preliminary order upon his own motion. Should the Director decide to do so, the Director will provide written notice to the parties within the period the parties are allowed to petition the director for review of the preliminary order.

by any aggrieved person **within fifteen (15) days after service of this preliminary order**.

CERTIFICATE OF SERVICE

(*See* IDAPA 37.01.01.053, 37.01.01.202)

All documents filed with the Department in connection with a petition for reconsideration, petition for review, or a request for hearing of this preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 53 and 202.