

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 COEUR D'ALENE-SPOKANE RIVER
BASIN WATER SYSTEM

CIVIL CASE NUMBER: 49576

Ident. Number 95-14633

Date Received: 11/12/19

Receipt No: 11022818

Received By: [Signature]

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

1. Name of Claimant(s) Danny A. and Robin L. Sackmann Phone (208) 772-4532

Mailing Address 15240 N. Government Way Hayden, Idaho Zip 83835
Street or Box City State

2. Date of Priority: (Only one per claim) June 28 1935
Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
which is tributary to (b) _____

4. Location of Point of Diversion is: Township 52N, Range 04W, Section 36,
SW 1/4 of NW 1/4, or Govt. Lot _____ BM. County of Kootenai;

Parcel (PIN) no. 52N04W363820

Additional points of diversion if any: _____

If available, GPS coordinates: _____

5. 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.

Well approximately 12 feet deep, hand dug, 5 x 5 well house

6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)

For Domestic purposes from 1-1 to 12-31 amount .04 cfs(✓) or AFY()

For _____ purposes from _____ to _____ amount _____

7. Total Quantity claimed .04 cfs (✓) or AFY ()

8. Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership;

Stockwater and Number of livestock) _____

9. Location of Place of Use is: Township 52N, Range 04W, Section 36,
SW 1/4 of NW 1/4, Govt. Lot _____ BM. Parcel (PIN) no. 52N04W363830
If different than shown in Item 4
for (Check One) **Domestic** (✓) **Stock** () **Domestic and Stock** ()

Additional places of use, if any _____

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

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:

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 _____

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 Coeur d'Alene-Spokane 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: 4

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)

Danny Sackmann
Robin Sackmann

Date: 11-11-09

Date: 11-11-09

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

_____ of _____,
Title Organization

that I have signed the foregoing 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 _____ Date _____

Title and Organization _____

16. Notice of Appearance:

Notice is hereby given that I, _____, will be acting as attorney at law of 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 _____ Date _____

Address _____

Last Name SACKMANN Identification No. _____

- Legend**
- ESPA
 - Counties
 - GCDB Township/Range
 - GCDB Section
 - GCDB Quarter-Quarter

WELL LOCATION
APPROXIMATELY



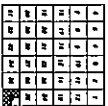
SACKMANN



SECRETATION REVISIONS

The revisions shown below represent the new data for the posting of the listed revisions. The archive data for these revisions are posted within the Archive Revisions box in the drawing title block.

12/15/98 - NAC
52N04W-36-7300 out of 5300 (99)
03/08/99 - SLW
52N04W-36-4500 out of 2800 (726)
12/15/99 - SLW
Pin of 52N04W-36-7300 combined w/ 7100 (726)



KOOTENAI COUNTY
IDAHO

ARCHIVE REVISIONS

REVISION	DATE	BY
1	12-15-98	NAC
2	03-08-99	SLW
3	12-15-99	SLW

REVISION	DATE	BY
4	12-15-98	NAC
5	03-08-99	SLW
6	12-15-99	SLW

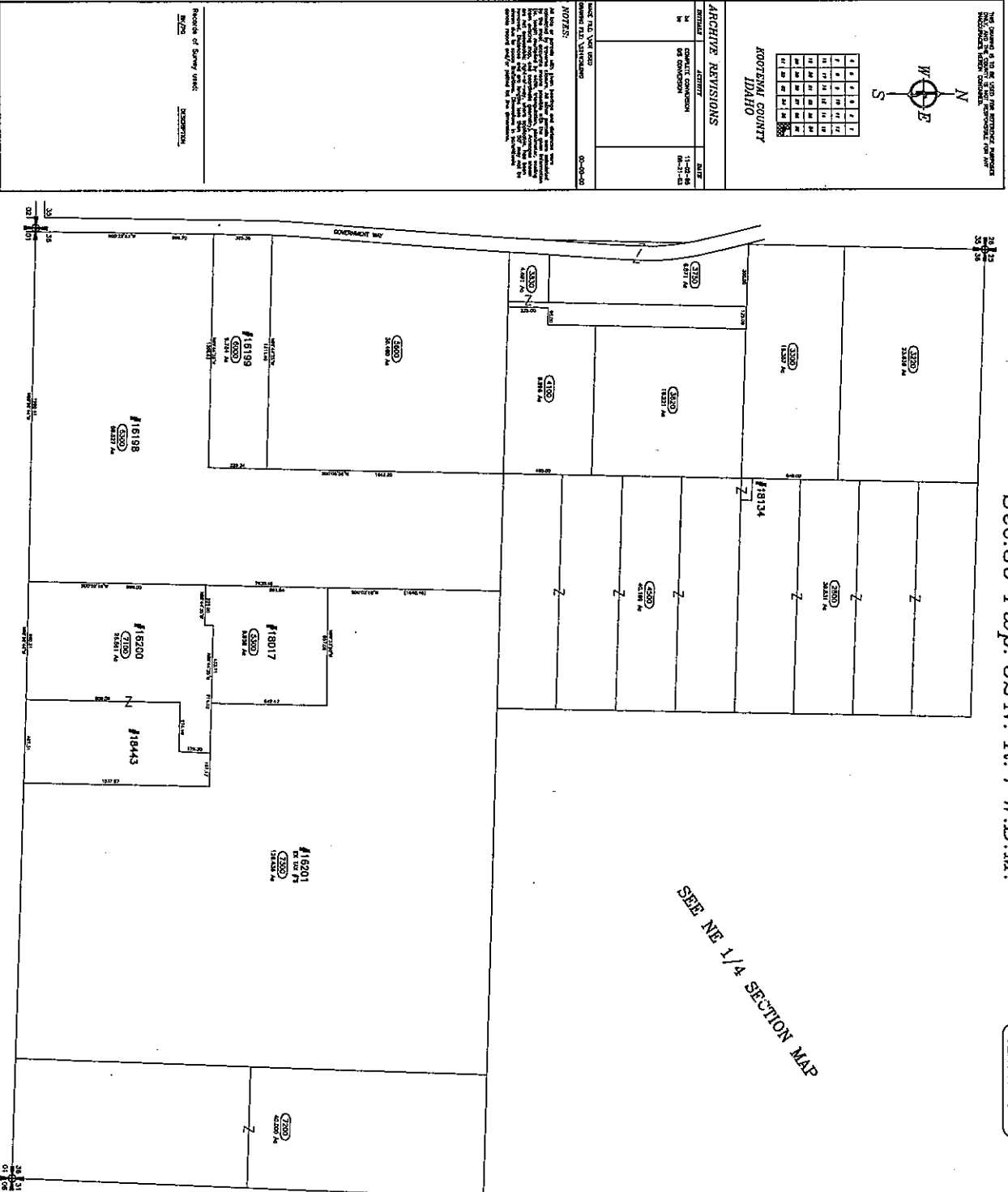
NOTE: The data shown in this block is for the purpose of the section map only. It does not represent the actual data for the section map. The data for the section map is shown in the section map block.

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Sec. 36 Twp. 52 N. R. 4 W.B.M.

52N04W-36

SEE NE 1/4 SECTION MAP



SCALE: 1 INCH = 400 FEET

or parcel of land situated in the County of Kootenai and State of Idaho and described as follows, to-wit:

The south half of the Southeast quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) Section Twenty-one (21),
And the North Half of the Northeast quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$) Section Twenty-
Eight, (28), in Township Forty-Nine (49) North, of Range Three (3)
West of Boise Meridian,

with the appurtenances, and all the estate, title and interest of the said party of the first part therein. And the said parties of the first part do hereby covenant and agree that at the delivery hereof they are the lawful owners of the premises above granted, and seized of a good and indefeasible estate of inheritance therein, free and clear of all incumbrance and that they will Warrant and Defend the same in the quiet and peaceable possession of the said party of the second part his heirs and assigns forever, against all persons lawfully claiming the same

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year last above written.

Signed, Sealed and Delivered in the presence of

George J. Canady (SEAL)

ATTEST: -----

Dora A. Canady (SEAL)

STATE OF KANSAS }
Anderson County } ss

BE IT REMEMBERED, That on this 22d day of September, A.D. 1927, before me A Notary Public in and for ^{said} County and State, came George J. Canady and Dora A. Canady, his wife, to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year last above written.

Chas. B. McClure, Notary Public

My commission expires on the 14th day of February, 1931

(Notarial Seal)

State of Idaho }
County of Kootenai } ss

Filed for record at the request of ranhandle Abstract Co. on OCT 24, 1927 at 3:20 o' Clock P.M. and recorded in book 91 of Deeds Page 528.

Fee, \$1.00

C. O. Sowder, County Recorder

By L. L. Hills, Deputy

54971

COMPARED

By *R. J. d*

THIS INDENTURE, Made this twenty-fourth day of October in the year of our Lord One thousand nine hundred and twenty seven between Henry Viebrock and Margaret B. Viebrock, his wife, of _____ County of Kootenai State of Idaho the parties of the first part, and Henry Viebrock, Junior, of _____ County of Kootenai State of Idaho the party of the second part,

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of four Hundred (\$400) Dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate, situated in Kootenai County, State of Idaho, to-wit:

The Southwest quarter (SW $\frac{1}{4}$) of the Northwest (NW $\frac{1}{4}$) quarter of Section 36
in Township 52 North, Range 4 W. of the Boise Meridian, containing 40 acres

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more or less according to the United States survey thereof.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto beginning in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said parties of the first part;

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceful possession of the said party of the second part, his heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seal the day of year first above written.

Signed, Sealed and Delivered in the Presence of

Ernest N. Pleger

H. H. Barton

Henry Viebrock (SEAL)

Margaret B. Viebrock (SEAL)

STATE OF IDAHO,)
County of Kootenai) ss

On this 24th day of October in the year 1927, before me, Hubert E. Barton, a Notary Public in and for said County, personally appeared Henry Viebrock and Margaret B. Viebrock, his wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Hubert H. Barton

Notary Public for Idaho Residing at
Coeur d'Alene, Idaho
My commission expires June 2, 1929

(Notarial Seal)

State of Idaho)
County of Kootenai) ss

I hereby certify that this instrument was filed for record at the request of Henry Viebrock at 30 minutes past 4 o'clock P.M., this 24 day of Oct. 1927 in my office, and duly recorded in Book 91 of Deeds at page 529.

U. O. Sowder, Ex-Officio Recorder

By L. L. Hills Deputy

Fees, \$1.25

54975

COMPALED
By 2413 THIS INDENTURE, Made this 27th day of September, A. D. 1927, between Wm. A. Tipton and Frances A. Tipton, husband and wife, parties of the first part, and Isidor Basar and Helen Basar, his wife, parties of the second part,

WITNESSETH, that the said parties of the first part, for and in consideration of the sum of One dollar and other valuable considerations, Dollars, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey, unto the said parties of the second part, their heirs and assigns forever, all that tract or parcel of land, lying and being in the County of Kootenai and State of Idaho, and described as follows, to-wit:

SACKMANN

State Highway

KNOW ALL MEN BY THESE PRESENTS, That Henry Viebrock, Jr. and Goldie Viebrock, his wife of Coeur d'Alene, County of Kootenai, State of Idaho, for and on account of the certain benefits to them accruing, and of other valuable considerations, and the sum of One and No/100 Dollars (\$1.00), to them in hand paid, the receipt whereof is hereby acknowledged, have granted, bargained, sold and conveyed, and by these presents do grant, bargain, sell and convey unto the State of Idaho, as and for a right of way for a public highway, the following described parcel of land situated in Kootenai County, in the State of Idaho, to-wit:

All that portion of the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-six (36), Township Fifty-two (52) North, Range Four (4) West, Boise Meridian, lying situate westerly from a line 40 feet distant easterly from and parallel with the following described center line of said highway as surveyed and shown on the official plat of the North and South (N. R. H. 100-A) Highway Survey on file in the office of the Department of Public Works of the State of Idaho.

Beginning at Station 402/05 of the said Highway Survey, which station is approximately 53 feet East from the West Quarter corner of Section Thirty-six (36), Township Fifty-two (52) North, Range Four (4) West, Boise Meridian; thence running North 2° 49' East 649.1 feet to Station 408/54.1 of said survey, which station is a Point of Curvature; thence 467.9 feet with a 4° 00' curve left, said curve having a central angle of 18° 43' left to Station 413/22.0, which station is a Point on Tangent; thence North 15° 54' West on tangent 128.0 feet to Station 414/50, which Station is a Point on Tangent approximately 1250 feet North from the West Quarter corner of Section Thirty-six (36), Township Fifty-two (52) North, Range Four (4) West, Boise Meridian.

Excepting that portion already dedicated by public use as a public road. New right-of-way required being approximately 1.42 acres of the 3.14 acres above described.

TO HAVE AND TO HOLD, the same unto the State of Idaho for the purpose of a public highway forever.

IN WITNESS WHEREOF, we have hereunto set their hands and seals this 18th day of June, 1935.

Executed in Presence of: Henry Viebrock Jr. (Seal)

..... Goldie Viebrock (Seal)

STATE OF IDAHO,)
) ss.
County of Kootenai)

On this 28th day of June, in the year 1935, before me, John W. Boothe, a Notary Public in and for said state, personally appeared Henry Viebrock Jr and Goldie Viebrock his Wife known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(Notarial Seal)

John W Boothe
Notary Public in and for the State of Idaho,
Residing at Coeur D'Alene, Idaho.

STATE OF IDAHO,)
) ss.
County of Kootenai)

I hereby certify that this instrument was filed for record at request of State of Idaho at 57 minutes past 1 o'clock P. M., this 26 day of Dec. A. D. 1935, in my office and duly recorded in Book 104 of Deeds at Page 362.

Jas. A. Foster, Ex-Officio Recorder

By Jos. C. White, Deputy

SACKMANN