

RECEIVED

MAY 19 2015

DEPARTMENT OF
WATER RESOURCES

Form No.42-1409-1 (Internet 3/12)

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

ID Number: 91-07115

Date Received: _____

Receipt No: _____

Amount: _____ By: _____

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of claimant(s) Richard and/or Kristen Weber Phone 307-299-1354
Mailing address 1023 Goosehaven Rd St. Maries ID ZIP 83861
Street or Box City State
2. Date of priority (only one (1) per claim) May 28, 1991
Month Day Year (yyyy)
3. Source of water supply (check one) Ground Water () or Other () (a) _____
which is tributary to (b) _____
4. a. Location of point of diversion is: Township 46N, Range 02W, Section 6,
SESE 1/4 of SW 1/4, or Govt. Lot _____, B.M., County of Beneviah
Parcel (PIN) no. RP46N02W067100A
Additional points of diversion if any: _____
If available, GPS coordinates: _____
b. If instream flow, beginning point of claimed instream flow is: Township _____, Range _____,
Section _____, _____ 1/4 of _____ 1/4, or Govt. Lot _____, B.M., County of _____
ending point is: Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4 or
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.
This is a well that is used for the house and
to irrigate 10 acres on the west half of
the property. (Domestic use is license 91-7390)

6. Water is claimed for the following purposes:

(both dates are inclusive mm-dd)

(cfs)

(acre-feet)

For irrigation purposes from 3/15 to 11/15 amount 0.08 or 30.0 Acre-foot

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.08 (cfs) and/or (b) 30 (acre-feet)

8. Non-irrigation uses; describe fully (e.g. Domestic: give number of households served; Stockwater: type and number of livestock, etc.): _____

9. 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 (e.g. D for domestic) in the corresponding place of use below. See instructions for standard symbols.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
46N	02W	10												10					

Parcel (PIN) no(s). RP46N02W067100A

Total number of acres irrigated 10

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

11. 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.

12. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (X)

13. Remarks:

Water right 91-07115 licence to Charles Zook. enclosed

Copy of letters from IDWR to Virginia Sines regarding
91-07115 - enclosed

Copy of deed to trust from Zook to Sines - enclosed

Copy of deed from Sines to Weber - enclosed

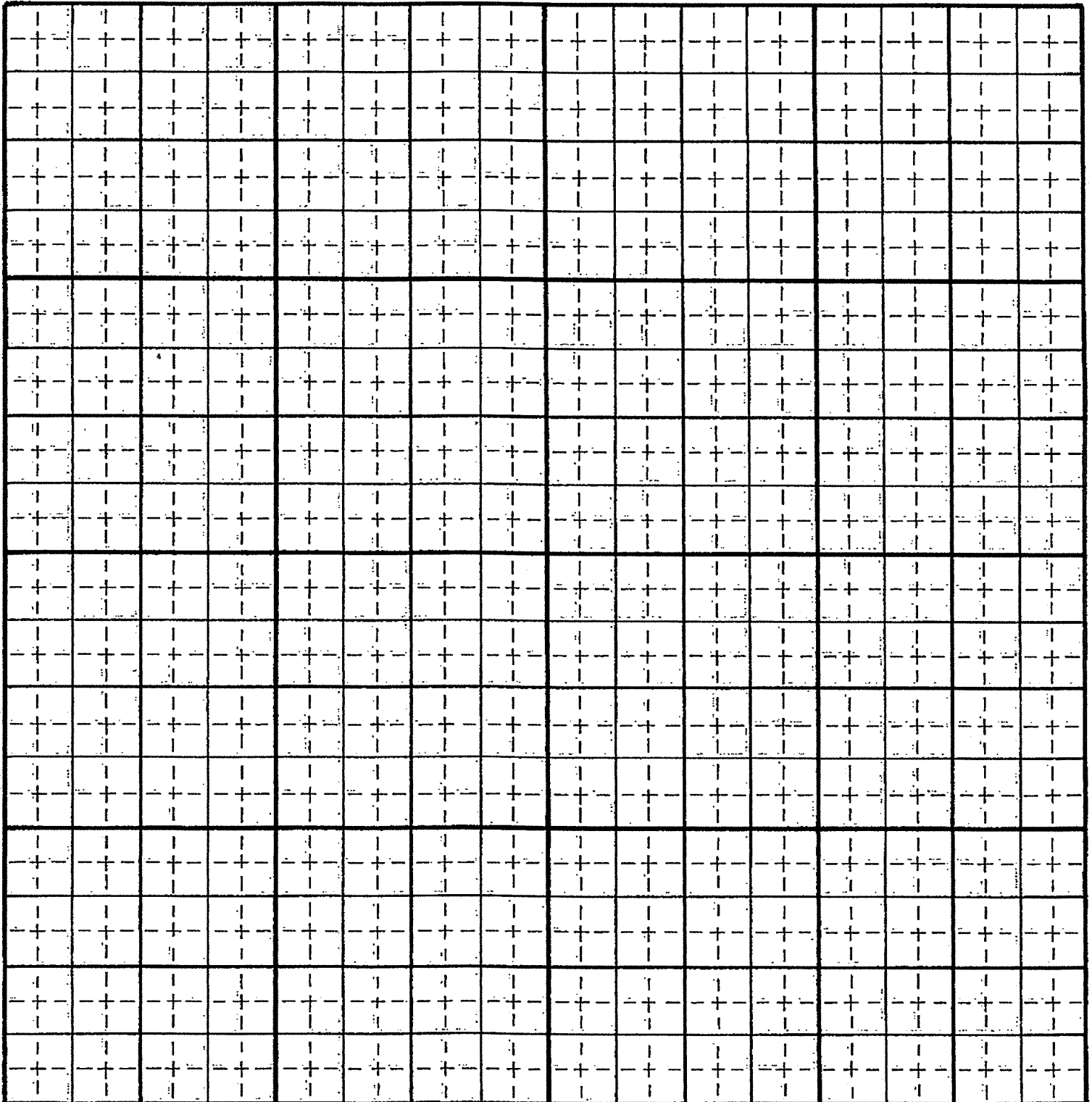
Last name Weber

Identification no. 91-07115

Map of project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 inches equals 1 mile

See aerial photography, attachment 3



Last name Weber

Identification no. 91-07115

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 91-07115

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: 10 9 w

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) Kristen A. Weber Date: May 5, 2015
Richard L. Weber II Date: May 5, 2015

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 Weber Identification no. 91-07115

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

JUL 07 1993

Waber
07115

State of Idaho
Department Of Water Resources
WELL INSPECTION FORM

If well is associated with water right, provide WR Permit No. 91-07115

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description of Well Location:

Twp. _____ N, Rge. _____ Sec. _____, _____ 1/4 _____ 1/4 Gov. Lot _____

2. Owner: _____

Address: _____,

City _____, State _____

3. Casing $\geq$ 12 inches above ground: Yes ☒ No ☐

4. Access Port: Y ☒ N ☐
Pressure Gauge: Y ☒ N ☒
Flowing: Y ☒ N ☐

Static Water Level: 35
Casing Diameter: 6"
Temperature: cool

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Y ☐ N ☒

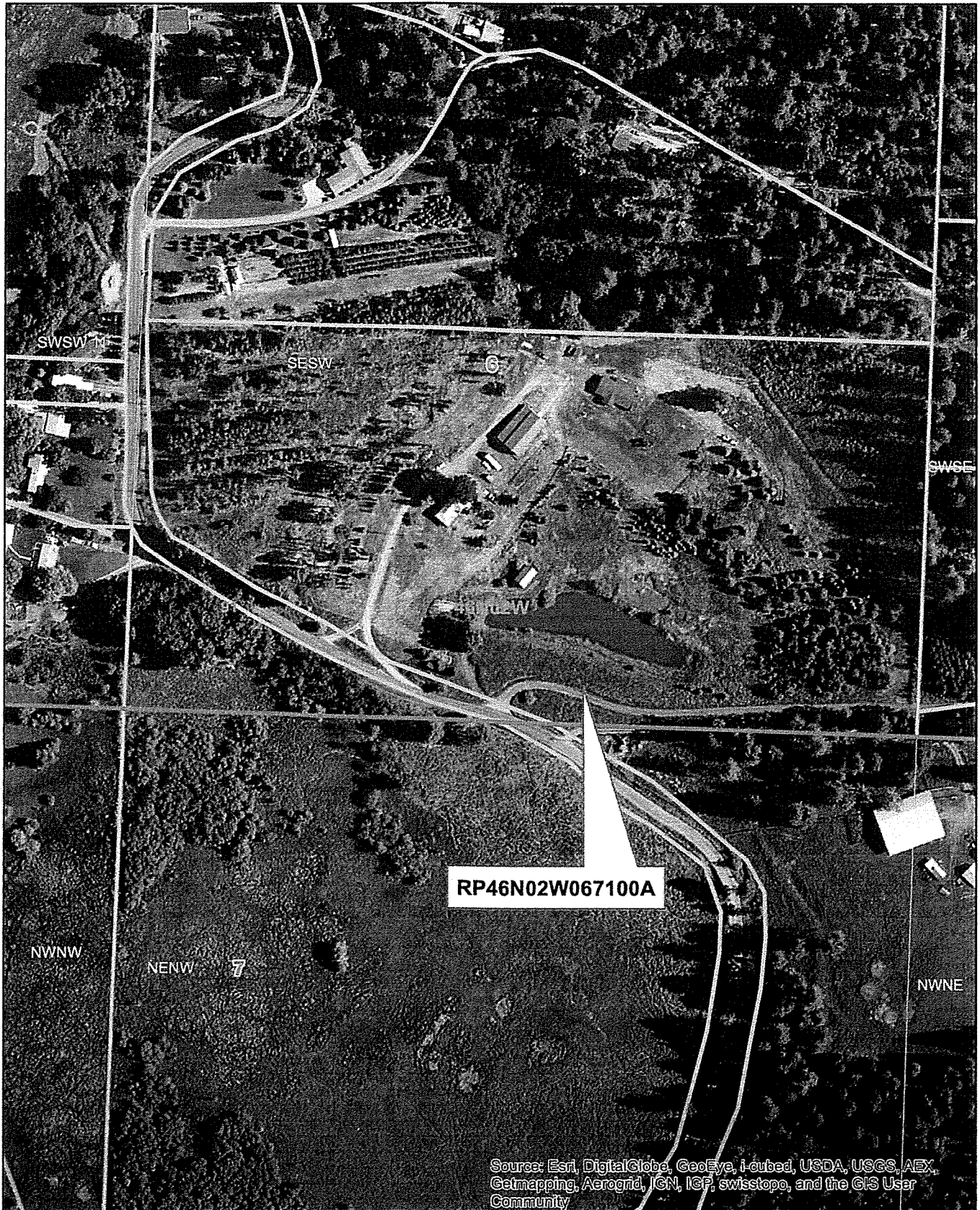
If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks : _____

JUL 07 1993

weber
91-07115

91-XXXXX BENEWAH PARCEL RP46N02W067100A



Source: Esri, DigitalGlobe, GeoEye, i-cubed, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, swisstopo, and the GIS User Community

weber
91-07115

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 91-07115

Priority: May 28, 1991

Maximum Diversion Rate: 0.08 CFS
Maximum Diversion Volume: 32.4 AF

This is to certify, that CHARLES A ZOOK
RT 2 BOX 94
ST MARIES ID 83861

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 28, 1991; and
has submitted Proof of Beneficial Use on September 12, 1991. An examination indicates
that the works have a diversion capacity of .080 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>
IRRIGATION	03/15 to 11/15	0.08 CFS	30.0 AF
DOMESTIC	01/01 to 12/31	0.08 CFS	2.4 AF
	Totals	0.08 CFS	32.4 AF

LOCATION OF POINT(S) OF DIVERSION: SESESW , Sec. 6, Township 46N, Range 02W
BENEWAH County

<u>PLACE OF USE:</u>	<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
IRRIGATION							
	46N	02W	6	SESW	10		10
Total number of acres irrigated:							10

PLACE OF USE: DOMESTIC, same as IRRIGATION use

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 limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use 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. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

1026-6 91-07115

State of Idaho
Department of Water Resources

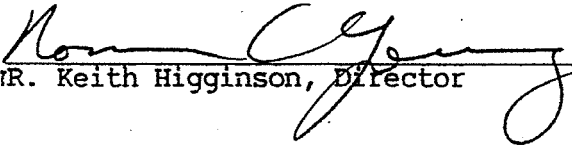
WATER RIGHT LICENSE

WATER RIGHT NO. 91-07115

CONDITIONS/REMARKS:

6. Domestic use is for 2 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 17th
day of MAY, 1993.


Acting for R. Keith Higginson, Director



number 91-07115



Pioneer Title Co.

GOING BEYOND

100 Wallace Avenue
Coeur d'Alene, ID 83814

497589-sm

File No. 548780

RECEIVED
2014 Apr 22 PM 03 47
BENEWAH COUNTY
DEANNA BRAMBLETT, CLERK
268370
FIRST AMERICAN TITLE - SAIN
FEES: \$ 10.00

**ELECTRONICALLY RECORDED - DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT.**

PERSONAL REPRESENTATIVE'S DEED

This Personal Representative's Deed is made April 1, 2014 by Grantor, Virginia Lea Green, Personal Representative for the Estates of Truman Wilbur Sines and Mary Virginia Sines, deceased, being the duly qualified personal representative of such Estate filed in Benewah County, State of Idaho Probate No. CV 2013-425, and does for valuable consideration, hereby sell and convey to Richard R. Weber II and Kristen A. Weber, husband and wife, Grantee, whose address is: 623 Gooschaven Road, Saint Maries, ID 83861 the following described real property situated in Benewah County, Idaho:

**The South half of the Southeast Quarter of the Southwest Quarter of Section 6,
Township 46 North, Range 2 West, Boise Meridian, Benewah County, Idaho**

together with all appurtenances pertaining thereto.

Estates of Truman Wilbur Sines and Mary Virginia Sines, deceased

Virginia Lea Green, Personal Representative
Virginia Lea Green, Personal Representative

State of OR, County of Clackamas

On this 17th day of April in the year of 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared Virginia Lea Green, Personal Representative of the Estates of Truman Wilbur Sines and Mary Virginia Sines, deceased, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same as such Personal Representative.

Jessie Rief
Residing at: 2050 Beaver Creek Rd. #101 Oregon City, OR 97045
Commission Expires: 08/01/2016



number 91-07115

AFTER RECORDING, MAIL TO GRANTEE.
FATCO #38635/R 4663-BENEWAH

WARRANTY DEED

For Value Received CHARLES A. ZOOK and DEBRA L. ZOOK, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

TRUMAN W. SINES and VIRGINIA M. SINES, husband and wife

whose address is: PO Box 30, Hammon, ID 83823

Hereinafter called the Grantee, the following described premises situated in Benewah County, Idaho, to-wit:

South half of the Southeast quarter of the Southwest quarter of Section 6,
Township 46 North, Range 2 West, Boise Meridian, Benewah County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: AUGUST 13, 1999

Charles A. Zook
CHARLES A. ZOOK

Debra L. Zook
DEBRA L. ZOOK

STATE OF IDAHO

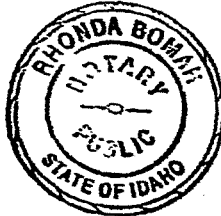
COUNTY OF KOOTENAI

On this 16th day of August in the year 1999 before me, a Notary Public in and for said State, personally appeared CHARLES A. ZOOK and DEBRA L. ZOOK, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Rhonda Boman
Notary Public

Residing at USA

Commission Expires 7-11-2000



21741¹

RECEIVED

99 AUG 18 PM 3 17

BENEWAH COUNTY 300

KAY SAEGER, CLERK

Barbara Raper - Deputy
To: F.H.T. CO.

withed 01 07 15



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • FAX: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

May 18, 2012

SINES, TRUEMAN W
623 GOOSEHAVEN RD
ST MARIES, ID 83861

RE: Notice of Second Round Service

Dear Property Owner:

Idaho Department of Water Resources' (IDWR) records indicate that you may have an ownership interest in Water Right No. 91-7114 and 91-7115, which have not been claimed, or possibly not claimed in their entirety in the Coeur d'Alene-Spokane River Basin Adjudication (CSRBA). Please see the enclosed Second Round Service of Commencement Notice CSRBA Basin 91 (Second Round Notice) for a description of the type of water rights that must be claimed in the CSRBA.

There are many instances in which the recorded water right describes uses that are in excess of the actual water use. You may disregard this notice if you have already filed a Notice of Claim to a Water Right in the CSRBA for the full extent of your water use, or if the water use on your property is described on page 2 of the Second Round Notice, under the following: "Who does not need to file a notice of claim with IDWR?"

If you decide to file a Notice of Claim to a Water Right, you may file a claim online by going to IDWR's website: <https://www.idwr.idaho.gov/onlineclaimstaking/login.aspx>, or you may obtain forms and assistance at any of IDWR's offices shown on the third page of the enclosed notice.

If you have any questions or need more information about the water rights on record that are appurtenant to your property, please call the toll free Adjudication Hotline, 1-800-451-4129, or send an email to the Northern Idaho Adjudication help desk: NIAHelp@idwr.idaho.gov.

Sincerely,

Carter Fritschle
Adjudication Section Manager
Idaho Department of Water Resources

Enclosure:

Second Round Service of Commencement Notice CSRBA Basin 91

web-er 91-0715

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

SINES, TRUEMAN W
623 GOOSEHAVEN RD
ST MARIES, ID 83861

RECEIVED
MAY 24 2012

DEPARTMENT OF
WATER RESOURCES

COMPLETE THIS SECTION ON DELIVERY

A. Signature

Tiny Sines

☐ Agent☒ Addressee

B. Received by (Printed Name)

Tiny Sines

C. Date of Delivery

5-21-12

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes2. Article Number
(Transfer from service label)

7007 3020 0001 4040 3539

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1640

Webster 91-07115