Form No. 42-1409-2 (Internet 11/08)

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 95-9076
Date Received: 9/2/09
Receipt No: N021958B
Received By: KW

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) Harold P. Vogensen Revocable Trust Phone (208) 664-3962

   Mailing Address 6619 W. Harbor Dr. (Street or Box) Coeur d'Alene (City) ID (State) Zip 83814

2. Date of Priority: (Only one per claim) 7/10/64 (Month/Day/Year (YYYY))

3. Source of water supply (Check one) Ground Water ( ) or Other ( ) (a) Spokane River

   which is tributary to (b) Columbia River

4. Location of Point of Diversion is: Township 50 N, Range 4 W, Section 7,

   SE 1/4 of NE 1/4, or Govt. Lot 6 BM. County of Kootenai;

   Parcel (PIN) no. 03320 000 003A

   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.

   _____

   _____

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 (Month/Day) to 12/31 (Month/Day) 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) One Home

   _____

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9. Location of Place of Use is: Township 50 N, Range 4 W, Section 7,
SE 1/4 of NE 1/4, Govt. Lot 6 BM. Parcel (PIN) no. _____
If different than shown in Item 4
for (Check One) **Domestic** (X) **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 (X) 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 (X)

13. Remarks:

_____

_____

14. Basis of Claim (Check One) Beneficial Use (X) Posted Notice ( ) License ( ) Permit ( ) Decree ( )

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 95-9076

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: _____

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: _____

Harold P. Voyeur Trustee Date: 9/2/09

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 forgoing 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 _____

Address _____

Date _____

Last Name _____ Identification No. _____

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N BEUTLER ASSOC

769-4827

W. 2912 Fairway Drive
Coeur d'Alene, ID 83814

January 27, 1993

Mr. John Beutler
John Beutler Associates
618 North 4th Street
Coeur d'Alene, ID 83814

Dear Mr. Beutler:

Re: Harbor Island Addition, Lot 3 and the South Half of Lot 4

We purchased Lot 3 on July 10, 1964 from Mrs. Jerry Wood.

Mr. and Mrs. Wood built a house and other buildings on this lot about 1960. They had a pump house and used river water for the house and irrigation purposes.

In 1970 I talked to the Idaho State Water Rights office on Government Way and they said I didn't need a permit because the water rights were grandfathered in from a homestead of this property by Frank Rupert who platted out Harbor Island and later sold the lots.

On August 31, 1971 we purchased all of Lot 4 from Jack Disbrow et ux. On September 4, 1971 we sold the North Half of Lot 4 to Harold Totten et ux. On May 22, 1981 we sold all of Lot 3 and the South Half of Lot 4 to Mike Hughes.

769-1445

On February 14, 1977 I had Associated Well Drillers Inc. of Coeur d'Alene drill a well on Lot 3. Depth of Well - 185 feet. Depth of Casing - 105 feet. I put a Fairbanks Morse pump in the well. I have a file on this pump if anyone wants it.

I had a small centrifusal pump out by the river that I used for irrigation purposes from 1964 until I sold the property in May, 1981, to Mike Hughes.

If there is any further information you need on this property, please phone and I will see if I can help you.

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Very truly yours,

James E. Rinard