

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 95-10279Date Received: 7/30/19Receipt No: 1020185Received By: 12m

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) Eugene H. Vonderharr and Sheila H. Vonderharr Phone (208) 683-3666

Mailing Address 25150 N. Infinity Road Athol ID Zip 838015088
Street or Box City State

2. Date of Priority: (Only one per claim) late 1970's or early 1980's January 1978
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 53N, Range 02W, Section 31,
SW 1/4 of NW 1/4, or Govt. Lot 2 BM. County of Kootenai;

Parcel (PIN) no. 53N02W313450

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.

336 ft well, 1 hp pump, 44 gal pressure tank, 1 inch pipeline to 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 stock water purposes from 1-1 to 12-31 amount .02

7. Total Quantity claimed .06 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 household, two horses at this time

SCANNED
MAR 31 2019

9. Location of Place of Use is: Township 53N, Range 02W, Section 31

SW 1/4 of NW 1/4, Govt. Lot 2 BM. Parcel (PIN) no. Kootenai
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.

Permit No. 95-9454 for beneficial use of springs STOCK or None ()

13. Remarks:

Attached documents: plat map, legal description, springs permit

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: three (3)

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)

Eugene H. Vanderhau
Sheila H. Vanderhau

Date: 3/30/09

Date: 3/30/09

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 _____ Identification No. _____

SCANNED
MAR 31 2009

#15490

1268022

EMPIRE
SURVEYING &
FORESTRY, INC.

#1490-WE

(208) 772-8581

P.O. Box 12

8886 Government Way, Suite H

Hayden Lake, Idaho 83835

REMAINDER

22.44 ACRES

A tract of land being a portion of Government Lots 1, 2 and 3, and 4 all in Section 31, Township 53 North, Range 2 West, Boise Meridian, Kootenai County, Idaho said tract being described by metes and bounds as follows:

COMMENCING at the Northwest corner of Section 31;

THENCE, along the West line of Section 31 and the West line of Government Lot 1, South 00° 20' 15" East, a distance of 812.61 feet to a set iron rod and cap;

THENCE, along a fenceline, South 83° 08' 01" East, a distance of 207.89 feet to a set iron rod and cap marking the POINT OF BEGINNING;

THENCE, North 00° 20' 15" West, a distance of 167.20 feet to the centerline of Sage Creek;

THENCE, along the centerline of Sage Creek the following five (5) courses:

1. North 80° 20' 30" East, a distance of 37.99 feet; thence
2. South 88° 26' 13" East, a distance of 46.16 feet; thence
3. South 59° 44' 37" East, a distance of 31.98 feet; thence
4. South 47° 50' 54" East, a distance of 81.00 feet; thence
5. South 39° 22' 15" East, a distance of 56.15 feet to the East line of the West 412.5 feet of Government Lot 1;

THENCE, along the East line of the West 412.5 feet of Government Lots 1 and 2, South 00° 20' 15" East, a distance of 1843.26 feet to the South line of Government Lot 2;

THENCE, along the East line of the West 412.5 feet of Government Lots 3 and 4, South 03° 31' 22" West, a distance of 2625.73 feet to the South line of Section 31;

THENCE, along the South line of Section 31, North 89° 28' 57" West, a distance of 412.50 feet to the Southwest corner of Section 31;

1268022

THENCE, along the West line of Section 31; North 03° 31' 38" East, a distance of 2129.99 feet;

THENCE, South 89° 58' 53" East, a distance of 382.48 feet;

THENCE, North 03° 31' 22" East, a distance of 492.98 feet;

THENCE, North 00° 20' 15" West, a distance of 1762.75 feet;

THENCE, North 83° 08' 01" West, a distance of 177.65 feet to the POINT OF BEGINNING and containing 22.44 acres of land, more or less.

715-9201
7/23/92
31-53N-2W
715-19201.LGL





6	5	4	3	2	1
7	8	9	10	11	12
13	14	15	16	17	18
19	20	21	22	23	24
25	26	27	28	29	30
31	32	33	34	35	36

KOOTENAI COUNTY
IDAHO

ARCHIVE REVISIONS

INITIALS	ACTIVITY	DATE
TH TH	CONVERSION GIS CONVERSION	05-08-98 11-12-03

IMAGE FILE: \NOT USED

DRAWING FILE: \532W31.DWG

00-00-00

NOTES:

All lots or parcels with given bearings and distances were calculated by traverse closure. All other parcels were calculated by the most accurate means possible with the given information (i.e. length multiplied by width, triangulation, planimeter, scaling from existing map, and coordinate geometry). Acres shown are not assessable; right-of-way, where applicable, has been removed. Distances and arc lengths less than 50' may not be shown due to space limitations. Dimensions in parenthesis denote record and/or plotted lot line dimensions.

LOCATION OF ROADS SHOWN ARE BASED ON ADDRESSABLE ROAD INFORMATION AND MAY OR MAY NOT BE PUBLIC.

(3150)
6.437 Ac

GOVT
LOT 1
40.00 Ac

(3200)
74.831 Ac

Approx.
5-acre
pasture

#15491
(3450)
20.000 Ac

GOVT
LOT 2
40.00 Ac

GOVT
LOT 3
40.00 Ac

#15491

EXHIBIT "A"

SECTION 31 - TOWNSHIP 53 NORTH, RANGE 2 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO

A tract of land being a portion of the West 412.50 feet of Government Lots 1, 2, and 3, Section 31, Township 53 North, Range 2 West, Boise Meridian, Kootenai County, Idaho, and being described by metes and bounds as follows:

COMMENCING at the Northwest corner of Section 31; thence

Along the West line of Section 31 and the West line of Government Lot 1 South 00°20'15" East, a distance of 812.61 feet to a set iron rod and cap marking the POINT OF BEGINNING; thence

Along a fenceline South 83°08'01" East, a distance of 385.54 feet; thence

South 00°20'15" East, a distance of 1762.75 feet; thence

South 03°31'22" West, a distance of 492.98 feet; thence

North 89°58'53" West, a distance of 382.48 feet to a point on the West line of Government Lot 3 and the West line of Section 31; thence

Along the West line of Government Lot 3 and the West line of Section 31 North 03°31'38" East, a distance of 492.15 feet to the Northwest corner of Government Lot 3 being the West Quarter corner of Section 31; thence

Along the West line of Government Lots 2 and 1 and the West Line of Section 31 North 00°20'15" West, a distance of 1809.55 feet to the POINT OF BEGINNING.