

**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: _____

Date Received: _____

Receipt No: _____

Amount: _____ By: _____

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**

Please type or print clearly

1. Name of claimant(s) Richard D. Andersen and Faith E. Lutze Phone 208 274-2063
Mailing address 109 Wild Sky Road, Tensed, Idaho ZIP 83870
Street or Box City State
2. Date of priority (only one (1) per claim) 07/22/1998
Month/Day/Year (yyyy)
3. Source of water supply (check one) Ground Water () or Other (x) (a) Unnamed streams
which is tributary to (b) Hangman Creek
4. Location of point of diversion is: Township 44N, Range 04W, Section 36
____ 1/4 of ____ 1/4, or Govt. Lot _____, B.M., County of Benewah
Parcel (PIN) no. See attached, 6 total parcels in T44NR4WS1 and T43NR4WS36
Additional points of diversion, if any: See attached, 6 total parcels in T44NR4WS1 and T43NR4WS36
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.
Horses drink directly from the two streams that run through the property.
6. Water is claimed for the following: (Limited to domestic and/or stockwater uses. See page 1 of the instructions.)
For stockwater purposes from 01/01 to 12/31 amount .02 cfs
Month/Day Month/Day cfs (x) AFY ()
For _____ purposes from _____ to _____ amount _____
7. Total quantity claimed 0.02 cfs cfs (x) or AFY ()
8. Non-irrigation uses; describe fully (e.g. Domestic: give number of households served if single ownership; Stockwater: type and number of livestock, etc.): Claimants purchased the property in 1998 and water 1-10 horses from the two streams that run through the property as marked on the attached map.

9. Location of place of use is: Township 43N, Range 4W, Section 1, 1/4 of 1/4,
or Govt. Lot _____, B.M., Parcel (PIN) no. (if different than shown in Item 4) See attached, 6 total parcels

For (check one) **Domestic** () **Stock** (x) **Domestic and Stock** ()

Additional places of use, if any: See attached, 6 total parcels in T44NR4WS1 and T43NR4WS36

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

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.

Domestic/stock well for which a separate claim is filed. or None ()

13. Remarks:

SEE ATTACHED

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 N/A

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 (x) wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 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) *Richard D. Anderson* Date: 11/21/15
Faith E. Lutz Date: 11/21/15

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 _____

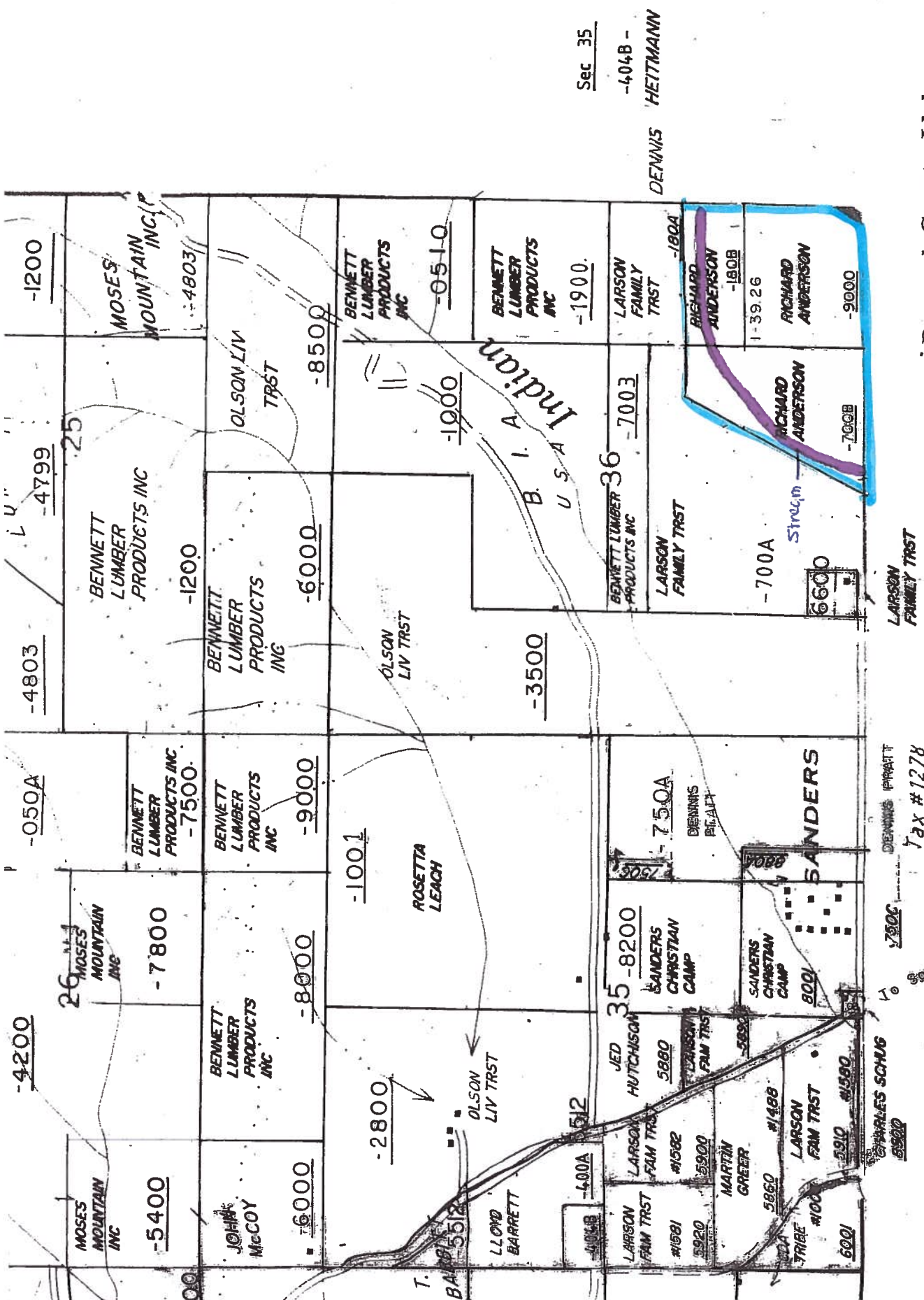
Title and organization _____

16. Notice of appearance:

Notice is hereby given that I, Mariah R. Dunham, 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 *Mariah R. Dunham* Date 11-23-2015

Address Morris & Wolff, P.A., 722 Main Avenue, St. Maries, Idaho 83861

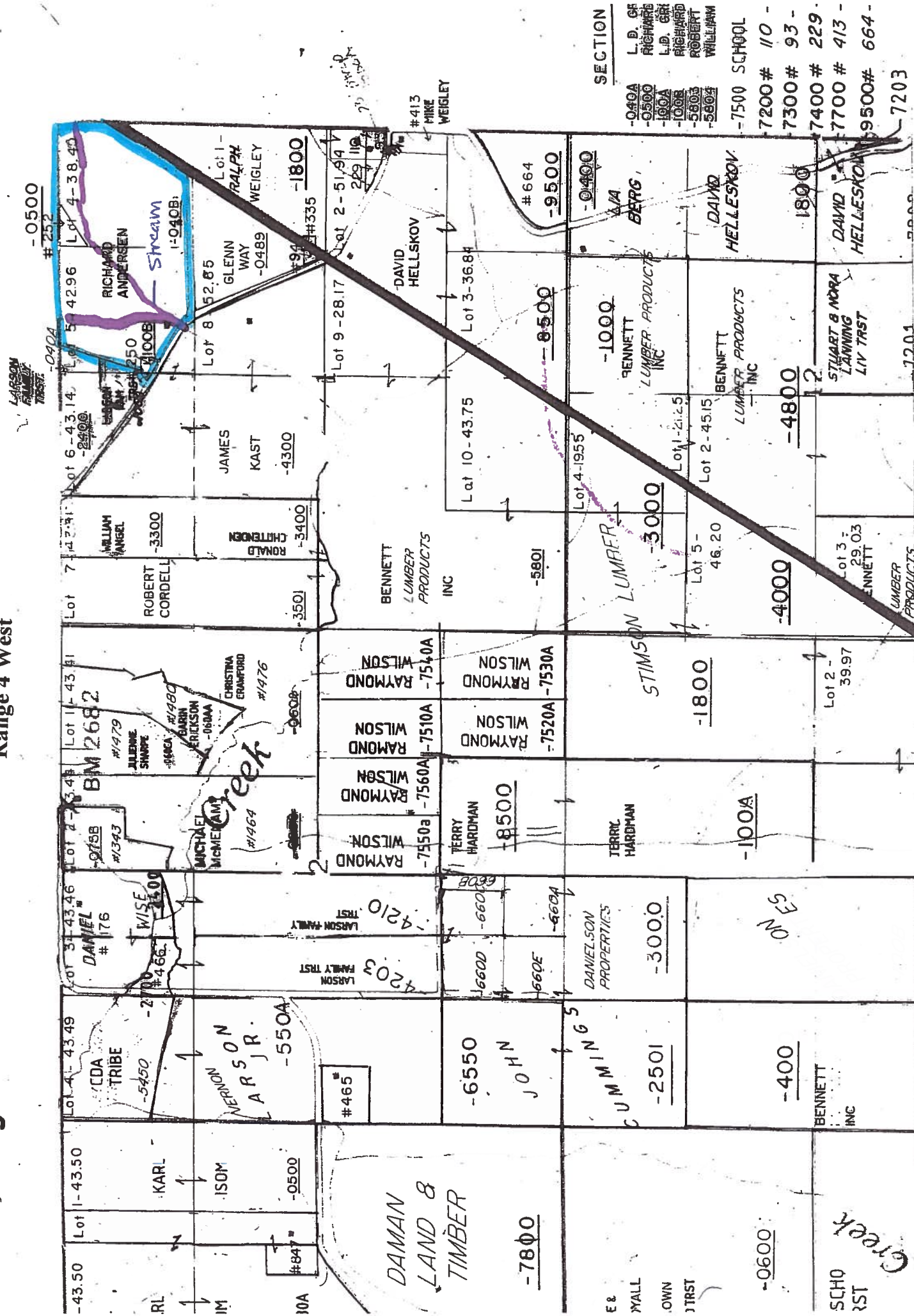


Benewah County, Idaho
Township 44 North,
Range 4 West

Sec 35
-404B -
HEITMANN

Denkins Pratt
Tax #1278

Range 4 W



4084

213017

RECEIVED

'98 JUL 23 PM 1 55

BENEWAH COUNTY
KAY SATHER, CLERK 9.00
*Donna Larson deputy,
to SCAC / FATCO*WARRANTY DEED

WARRANTY DEED, made this 29th day of July, 1998,
between VERNON E. LARSON, JR., and JUANITA LARSON, husband and
wife, of P. O. Box 66, City of Tensed, County of Benewah,
State of Idaho 83870, herein referred to as "Grantors"; and
RICHARD D. ANDERSEN and FAITH E. LUTZE, husband and wife, of
HCR1, Box 37, City of Tensed, County of Benewah, State of
Idaho 83870, herein referred to as "Grantees".

WITNESSETH:

That Grantors, for good and valuable consideration,
the receipt whereof is hereby acknowledged, have granted,
bargained, and sold, and do, by these presents grant, bargain,
sell, convey, and confirm unto Grantees and their heirs and
assigns forever, all the following described real estate
situated in Benewah County, State of Idaho, to-wit:

PARCEL #1:

Lot 4 and Lot 5 lying north and east of the
existing County Road in Section 1, Township
43 North, Range 4 West, Boise Meridian,
excepting a portion of Lot 5 described as:

Beginning at the Northwest corner of Lot 5,
Section 1, Township 43 North, Range 4 West,
Boise Meridian, thence South to the north
right-of-way of Sanders Road, thence in a
northeasterly direction ^{1043.45 feet} ~~1158~~ to a point on
the north boundary of Lot 5 lying 330' east

WARRANTY DEED

of the point of beginning, thence west along the north boundary of Lot 5 330' to the point of beginning.

PARCEL #2:

Lot 1, Section 36, Township 44 North, Range 4 West, Boise Meridian.

PARCEL #3:

East One Half Southwest Quarter Southeast Quarter (E 1/2 SW 1/4 SE 1/4) of Section 36, Township 44 North, Range 4 West, Boise Meridian.

PARCEL #4:

The South 400' of the Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4) and the South 400' of the East Half Northwest Quarter Southeast Quarter (E 1/2 NW 1/4 SE 1/4), Section 36, Township 44 North, Range 4 West, Boise Meridian.

PARCEL #5:

Beginning at a point lying at the Southwest corner of the East Half Southwest Quarter Southeast Quarter (E 1/2 SW 1/4 SE 1/4), Section 36, Township 44 North, Range 4 West, Boise Meridian, thence 1720 feet North, thence 1984.6 feet in a southwesterly direction to a point lying 990 feet west of the point of beginning, thence east 990 feet to the original point of beginning.

TOGETHER, with all tenements, easements, hereditaments and appurtenances thereunto belonging.

Grantors, for themselves, their heirs and assigns, do hereby covenant, warrant and shall defend the quiet and

peaceable possession of said premises by the Grantees, their heirs and assigns forever against the lawful claims of all persons.

IN WITNESS WHEREOF, Grantors have hereunto set their hands and seals on the day and year first above written.

Vernon E. Larson, Jr.
VERNON E. LARSON, JR.

Juanita Larson
JUANITA LARSON

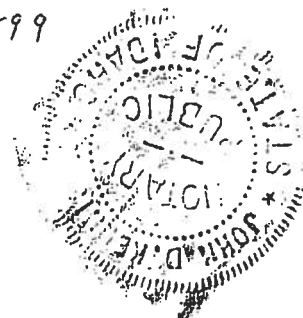
Grantors

STATE OF IDAHO)
 : ss.
County of Benewah)

On this 22nd day of July, 1998, before me the undersigned, a Notary Public in and for the said State, personally appeared VERNON E. LARSON, JR., and JUANITA LARSON, husband and wife, known to me to be the persons whose names are subscribed to the above and foregoing WARRANTY DEED, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the date last above written.

John D. Kennison
Notary Public, State of Idaho
Residing at: St. Maries, Idaho
Commission expires: 7-12-99



WARRANTY DEED

5/26/15

PA0410 - PARCEL MASTER INQUIRY

14:35:10

PARCEL: RP 44N04W36180B A

F9=MS

F17=DD

LEGAL DESCRIPTION

ANDERSEN, RICHARD D
LUTZE, FAITH E

S36 T44N R4W
PT NESE

190 WILD SKY RD

ProVal Area Number 1

CODE AREA 6-0000 OWNER CD

PARC TYPE LOC CODE 5

TENSED ID 83870

EFFDATE 9041998 EXPDATE

PREV PARCEL RP44N04W361801T

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
3	2015	12120	AC	13053				

TOTALS 12120 13053

ENTER NEXT PARCEL NUMBER RP A

FKeys: F3=Exit F6=Nm F7=LG
F8=CT F13=TM F18=HS F20=SrcH

5/26/15

PAO410 - PARCEL MASTER INQUIRY

14:35:06

PARCEL: RP 43N04W010500 A

F9=MS

F14=HO

F17=DD F19=SP

LEGAL DESCRIPTION

ANDERSEN, RICHARD D
LUTZE, FAITH ES1 T43N R4W
TAX #252 (PT LOT 4)190 WILD SKY RDProVal Area Number 1CODE AREA 6-0000 OWNER CD PARC TYPE LOC CODE 5TENSED ID 83870EFFDATE 10191982 EXPDATE 190 WILD SKY RD 83870PREV PARCEL

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
3	2015	2670	AC	1898				
10	2015	1000	AC	16000	16000	8000		
31	2015			98950	98950	49475		
32	2015			15930				
TOTALS		3670		132778	114950	57475		

ENTER NEXT PARCEL NUMBER RP A

FKeys:

F3=Exit

F6=NM

F7=LG

F8=CT

F13=TM

F18=HS

F20=SrcH

5/26/15

PAO410 - PARCEL MASTER INQUIRY

14:35:12

PARCEL: RP 44N04W36700B A

F9=MS
F17=DD

LEGAL DESCRIPTION

ANDERSEN, RICHARD D
LUTZE, FAITH E

S36 T44N R4W
PT SWSE, PT S2NWSE, PT SESW

190 WILD SKY RD

ProVal Area Number 1

CODE AREA 6-0000 OWNER CD

PARC TYPE LOC CODE 5

TENSED ID 83870

EFFDATE 9041998 EXPDATE

PREV PARCEL RP44N04W367002T

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
3	2015	42500	AC	30506				

TOTALS 42500 30506

ENTER NEXT PARCEL NUMBER RP A

FKeys: F3=Exit F6=Nm F7=LG
 F8=CT F13=TM F18=HS F20=SRch

5/26/15

PAO410 - PARCEL MASTER INQUIRY

14:35:14

PARCEL: RP 44N04W369000 A

F9=MS

F17=DD F19=SP

LEGAL DESCRIPTION

ANDERSEN, RICHARD D
LUTZE, FAITH E

S36 T44N R4W
LOT 1 LESS R/W

190 WILD SKY RD

ProVal Area Number 1

CODE AREA 6-0000 OWNER CD

PARC TYPE LOC CODE 5

TENSED ID 83870

EFFDATE 1011999 EXPDATE

PREV PARCEL RP44N04W369000A

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
3	2015	39260	AC	29744				

TOTALS 39260 29744

ENTER NEXT PARCEL NUMBER RP A

FKeys:

F3=Exit

F6=NM

F7=LG

F8=CT

F13=TM

F18=HS

F20=SrcH

5/26/15

PAO410 - PARCEL MASTER INQUIRY

14:35:08

PARCEL: RP 43N04W01100B A

F9=MS

ANDERSEN, RICHARD D
LUTZE, FAITH E

LEGAL DESCRIPTION
S1 T43N R4W
E PT TAX #250 (PT LOT 5)

190 WILD SKY RD

ProVal Area Number 1

CODE AREA 6-0000 OWNER CD

PARC TYPE LOC CODE 5

EFFDATE 9041998 EXPDATE

PREV PARCEL RP43N04W011000T

TENSED ID 83870

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
3	2015	620	AC	441				

TOTALS

620

441

ENTER NEXT PARCEL NUMBER RP A

FKeys:

F3=Exit

F6=Nm

F7=LG

F8=CT

F13=TM

F18=HS

F20=SrcH

5/26/15

PAO410 - PARCEL MASTER INQUIRY

14:34:53

PARCEL: RP 43N04W01040B A

F9=MS

F17=DD

LEGAL DESCRIPTION

ANDERSEN, RICHARD D
LUTZE, FAITH E

S1 T43N R4W
PT LOTS 4 & 5

190 WILD SKY RD

ProVal Area Number 1

CODE AREA 6-0000 OWNER CD

PARC TYPE LOC CODE 5

TENSED ID 83870

EFFDATE 9041998 EXPDATE

PREV PARCEL RP43N04W010401T

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
3	2015	69000	AC	30597				

TOTALS 69000 30597

ENTER NEXT PARCEL NUMBER RP A

FKeys: F3=Exit F6=NM F7=LG
 F8=CT F13=TM F18=HS F20=SrcH