

**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**

Please type or print clearly

1. Name of claimant(s) John Owens and Julie Ann Pollard Phone (208) 245-2831
Mailing address P.O. Box 577 St. Maries Idaho ZIP 83861

Street or Box City State
2. Date of priority (only one (1) per claim) December 31, 1913

Month Day Year (yyyy)
3. Source of water supply (check one) Ground Water (x) or Other () (a) _____
which is tributary to (b) _____
4. a. Location of point of diversion is: Township 46 N, Range 3W, Section 13,
NE 1/4 of NW 1/4, or Govt. Lot _____, B.M., County of Benewah
Parcel (PIN) no. _____
Additional points of diversion if any: _____
If available, GPS coordinates: N 47° 20.34 min W 116° 39.90 min
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.
Development of springs and gravity flow to place of use and old well about 30 feet deep.

6. Water is claimed for the following purposes:

(both dates are inclusive mm-dd)

(cfs)

(acre-feet)

For _____ purposes from Jan. 1 to Dec. 31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .04 (cfs) and/or (b) _____ (acre-feet)

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

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	3W	13					D												

Parcel (PIN) no(s). _____

Total number of acres irrigated _____

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

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.

Newer well at N 47 degrees 20.318 minutes W116 degrees 39.714 minutes or None ()

13. Remarks:

The property had a prior water right on it when we bought it. The claim number is 92-4008 for Frank Wimer.

This is an application for the right.

Last name _____ Identification no. _____

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 92-4008

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: 2

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: _____

_____ Date: _____

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, Norman M Semanko, 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 Paul McLean for Norman Semanko Date 4/14/2016

Address 101 S. Capitol Blvd., 10th Floor

P.O. Box 829, Boise, ID 83701

Last name _____ Identification no. _____

Parcel No. BP46N03W132400A Code/Area 26

Name/Address Pollard, John & Julie A

July 10/21/98

IDAHO RESIDENTIAL PROPERTY RECORD

Sheet No. 1 of 1

MISCELLANEOUS DATA

Class 3
Use Code 3117
Units 3
Market Grade 3
Year Built 1913
Year Remodeled 1913
Effective Age 1913
Effective Year 1913
Shape Code A
Date Occupied 1913

VALUES SUMMARY

	YEAR	YEAR
Residence	\$	\$
Garage	\$	\$
Carport	\$	\$
Other	\$	\$
Total Improve	\$	\$
Land	\$	\$
Market Value	\$	\$

Legal Description S13 T46N R36W
NENW

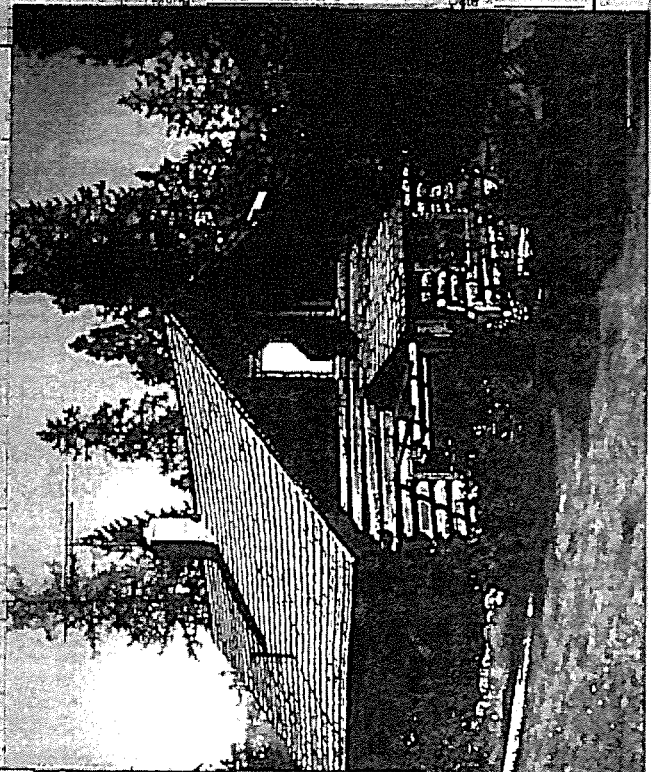
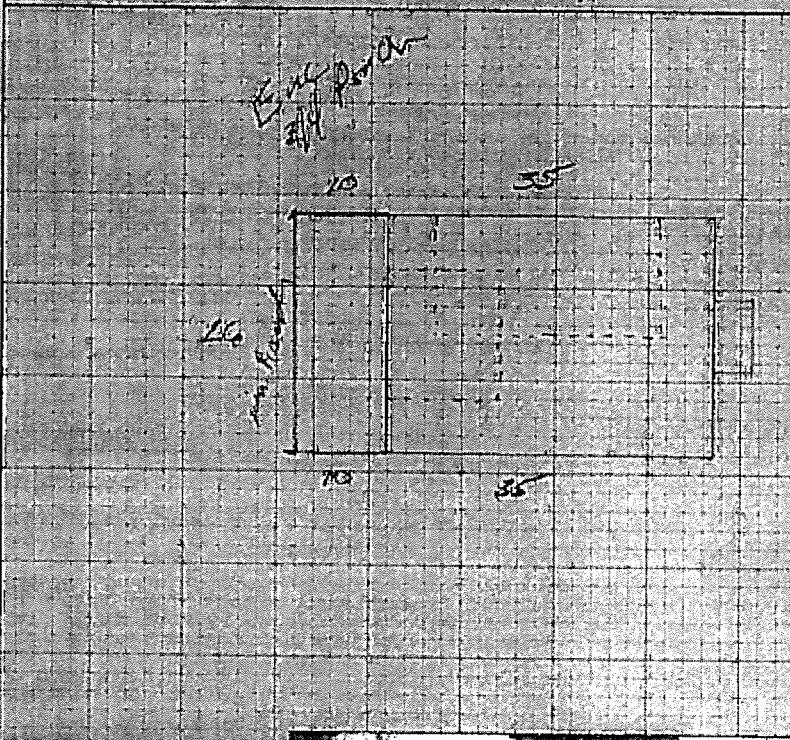
Property Address HC 01 Box 44

Inspected By Boyd Date 8/7/98 Rev Yr 97
Computed By Boyd Date 8/7/98 Rev Yr 97
Certified Appraiser Boyd Date 8/7/98 Rev Yr 97
Assessor Boyd Date 8/7/98 Rev Yr 97
Reinspection Boyd Date 10/21/98 Rev Yr 97

Prebuilt YES
Building Permit YES
Under Construct YES

PURCHASE INFORMATION

Price 10000 Date 8/7/98
Price 10000 Date 8/7/98
Asking 10000 Date 8/7/98



NEIGHBORHOOD	
01 Urban	06 Stable
02 Suburban	07 Improving
03 Rural	08 Declining
04 Recreational	
90	

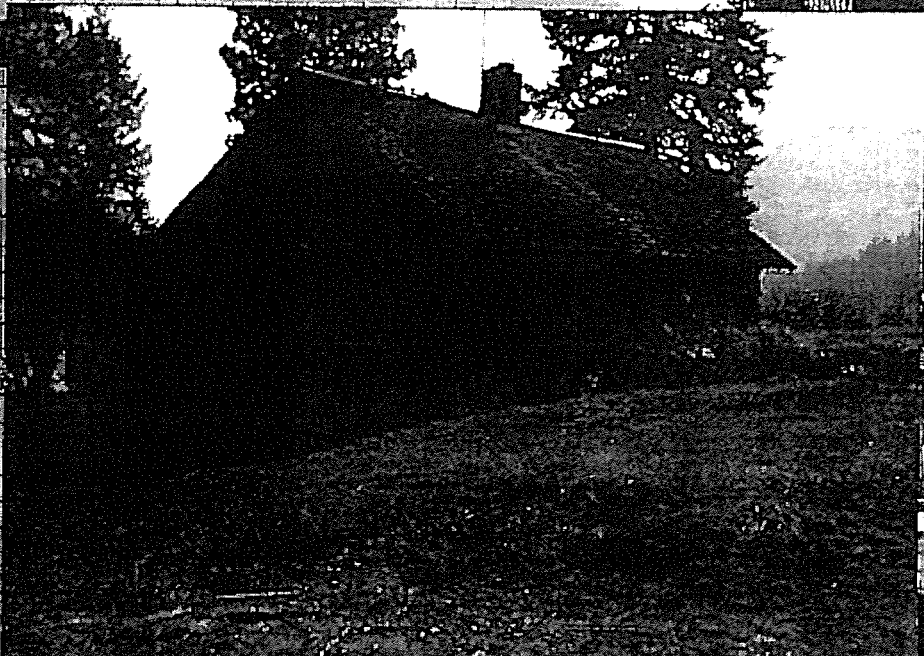
SUBJECT DIMENSIONS

Frontage 100
Depth 70
Other

COMMENTS

CAT LOC GLASS TYPE

APPRAISER Boyd APPRAISAL 10000
REINSPECTED APPR Boyd APPRAISAL 10000



The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Coeur d'Alene, Idaho, has been deposited in the General Land Office, whereby it appears that full payment has been made by the claimant

Margaret E. Colby

according to the provisions of the Act of Congress of April 24, 1820, entitled "An Act making further provision for the sale of the Public Lands," and the acts supplemental thereto, for the southeast quarter of the southwest quarter of Section twelve and the west half of the northeast quarter and the northeast quarter of the northwest quarter of Section thirteen in Township forty-six north of Range three west of the Boise Meridian, Idaho, containing one hundred sixty acres, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor General:

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said claimant and to the heirs of the said claimant the Tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States, and all the coal or oil deposits therein or thereunder.

The lands above described are subject to the right of way of the Chicago, Milwaukee and Saint Paul Railway Company of Idaho.

IN TESTIMONY WHEREOF, I, **Woodrow Wilson**

President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the **SEVENTH**

(SEAL)

day of **JUNE** In the year of our Lord one thousand nine hundred and **THIRTEEN** and of the Independence of the United States the one hundred and **THIRTY-SEVENTH.**

By the President:

By

Woodrow Wilson
M. O. LeRoy

Secretary,

S. W. Sanford
Recorder of the General Land Office.

RECORD OF PATENTS: Patent Number **339817**

The lands above described are subject to all rights under an application by the Washington Water Power Company, approved February 2, 1909, under the Act of February 15, 1901, being an application for right of way for reservoir.