

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: 95-4347
Date Received:
Receipt No.:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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MAR - 6 2009
IDWR/North

1. Name of Claimant(s):

Name	Address	City	State	Country	Postal Code
DEBORAH STONE	23 MOUNT HOLYOKE DRIVE	RANCHO MIRAGE	CA	USA	92270
MICHAEL MANNAS	23 MOUNT HOLYOKE DRIVE	RANCHO MIRAGE	CA	USA	92270

2. Date of Priority:

Date	Explanation
4/1/1961	

3. Source:

Source	Tributary	Type
COEUR D ALENE LAKE	SPOKANE RIVER	
COEUR D ALENE LAKE	SPOKANE RIVER	

4. Point Of Diversion:

Township	Range	Section	Gov Lot	QQ	Q	County
49N	03W	6	1	NE	NE	KOOTENAI
49N	03W	6	1	NE	NE	KOOTENAI

5. Water is used for the following purpose(s):

Water Use	Number Of Homes	Stock	Description
DOMESTIC	1	-	
IRRIGATION	-	-	Irrigation, domestic use, fire protection

6. Season(s) of Use:

<https://www.idwr.idaho.gov/onlineclaimstaking/preview.aspx>

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Water Use	From Month/Day	To Month/Day
IRRIGATION	4 / 1	10 / 1
DOMESTIC	1 / 1	12 / 31

7. Quantity:

Water Use	CFS	AF	KW
DOMESTIC	0.020	0.00	0.0
IRRIGATION	0.020	0.00	0.0

Totals:

CFS	AF	KW
0.020	0.00	

8. Place of Use:

Water Use	Total Claimed Acreage
IRRIGATION	1

Water Use	Township	Range	Section	QQ	Q	County	Gov Lot	Acreage
DOMESTIC	49N	03W	6	NE	NE	KOOTENAI	1	-
IRRIGATION	49N	03W	6	NE	NE	KOOTENAI	1	1

9. Basis of Claim:

Basis	WaterRight
Statutory Claim	95-4347

10. Signature(s):

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice 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: - 0 -

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): Deborah B Stone Date: 3/3/09
Mike Men Date: 3/3/09

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

Title _____ of _____ Organization

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Print Claim Stub

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**Thank you for submitting your claim to IDWR.
Please print this page and bring with you or mail to the address below
with your payment and supporting documents.**

**If you experience printing problems or do not have a printer, copy this
information and include it with your payment and supporting
documents. Please write or type clearly.**

[Print This Page](#)

Claim Number:	95-4347
Claim Fee:	\$51.00
Claimant(s):	DEBORAH STONE 23 MOUNT HOLYOKE DRIVE RANCHO MIRAGE , CA 92270 MICHAEL MANNAS 23 MOUNT HOLYOKE DRIVE RANCHO MIRAGE , CA 92270
Claimed Purpose(s) of Use:	DOMESTIC IRRIGATION

[Go to View History page](#)[Logout](#)

Office address and phone number:
Idaho Department of Water Resources
North Idaho Adjudication
7600 Mineral Dr. Suite 100
Coeur d'Alene, ID 83815

DEBORAH R. STONE
23 Mount Holyoke Drive
Rancho Mirage, California 92270
760.770.4368

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DEPARTMENT OF
WATER RESOURCES

April 23, 2009

Mr. Craig L. Saxton
Water Right Supervisor
P.O. Box 83720
Boise, ID 83720-0098

Re: Claim Number: 95-4347
Evidence of Priority Date

Dear Mr. Saxton:

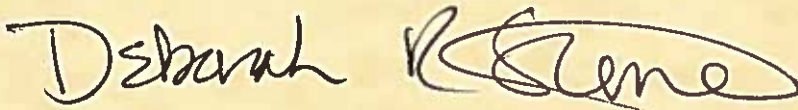
Enclosed please find the following:

Copy of Claim Number 95-4347 (Deborah Stone and Michael Mannas);
Copy of your correspondence dated March 24, 2009;
Affidavit of Joseph H. Chapman in support of Claim Number 95-4347; and
Affidavit of Deborah R. Stone in support of Claim Number 95-4347.

Please advise if the enclosed Affidavits constitute admissible and sufficient evidence of the priority date claimed and the historic use of water at the referenced property.

Thank you for your anticipated attention to the foregoing. Please advise should you have any questions or require further evidence in support of Claim Number 95-4347.

Sincerely,

A handwritten signature in dark ink, appearing to read "Deborah R. Stone". The signature is fluid and cursive, with the first name "Deborah" being more prominent and the last name "Stone" following in a similar style.

Deborah R. Stone

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AFFIDAVIT

STATE OF IDAHO)
) ss
County of Kootenai)

Civil Number: 49576
Claim Number: 95-4347

JOSEPH H. CHAPMAN, being first duly sworn upon oath, deposes and states as follows:

1. I am now and have been a resident of Coeur d'Alene, County of Kootenai, State of Idaho, for 46 years.

2. I make this Affidavit from personal knowledge of the facts herein stated and for the purpose of evidence of a priority date in support of the Notice of Claim to a Water Right submitted by Deborah Stone and Michael Mannas, claim number 95-4347, in the matter of In Re: The General Adjudication of Rights to the Use of Water from the Coeur d'Alene-Spokane River Basin Water System, Civil Number 49576, currently pending in the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Twin Falls.

3. In or about 1959, my parents, Joseph T. Chapman and Frances F. Chapman, purchased the following property [hereinafter "THE PROPERTY"]: Lot 1, Block 1, Arrow Point, according to the plat recorded in Book "D" of the Plats at Page 131, records of Kootenai County Idaho (Section 06, Township 49N, Range 03W), commonly now known as 5321 South Freedom Lane, Harrison, Idaho.

4. I observed water diverted from Lake Coeur d'Alene, via water line and pump, utilized for beneficial use as and for domestic and irrigation purposes at THE PROPERTY in April, 1961.

5. My parents, Joseph T. Chapman and Frances F. Chapman, owned THE PROPERTY until in or about 1975, at which time it was sold to my brother, William F. Chapman, and his then wife, Gerda S. Chapman. During the time my parents, Joseph T. Chapman and Frances F. Chapman, owned THE PROPERTY, I observed water diverted from Lake Coeur d'Alene used for domestic and irrigation purposes at THE PROPERTY.

6. During the time my brother, William F. Chapman and his then wife, Gerda S. Chapman, owned THE PROPERTY, I observed water diverted from Lake Coeur d'Alene used for domestic and irrigation purposes at THE PROPERTY.

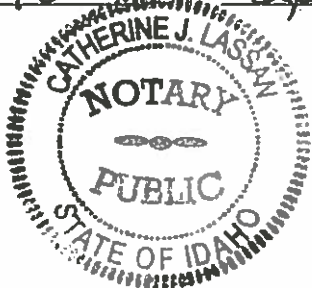
7. In or about 1989, Gerda S. Chapman deeded her interest in THE PROPERTY to my brother, William F. Chapman. During the time my brother, William F. Chapman, owned THE PROPERTY, I observed water diverted from Lake Coeur d'Alene used for domestic and irrigation purposes at THE PROPERTY.

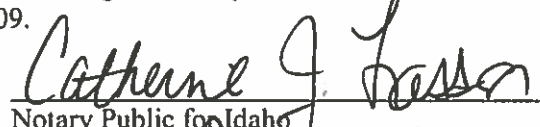
8. In 1992, my brother, William F. Chapman, sold THE PROPERTY to Don and Glenda Nino.

DATED this 16 day of APRIL, 2009.


JOSEPH H. CHAPMAN

SUBSCRIBED AND SWORN to before me, the undersigned Notary Public for the State of Idaho, this 16th day of April, 2009.




Catherine J. Lasser

Notary Public for Idaho

Residing at: Post Falls

Comm. Exp.: 11/10/2010

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AFFIDAVIT

STATE OF CALIFORNIA)

County of Riverside) : ss

Civil Number: 49576
Claim Number: 95-4347

DEBORAH R. STONE, being first duly sworn upon oath, deposes and states as follows:

1. I am now and have been a resident of Rancho Mirage, County of Riverside, State of California, for eight years.
2. I make this Affidavit, in conjunction with the Affidavit by Joseph H. Chapman, from personal knowledge of the facts herein stated and for the purpose of evidence of a priority date in support of the Notice of Claim to a Water Right submitted by myself and Michael Mannas, claim number 95-4347, in the matter of In Re: The General Adjudication of Rights to the Use of Water from the Coeur d'Alene-Spokane River Basin Water System, Civil Number 49576, currently pending in the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Twin Falls.
3. In November, 2004, I was one of the purchasers of the following property [hereinafter "THE PROPERTY"]: Lot 1, Block 1, Arrow Point, according to the plat recorded in Book "D" of Plats at Page 131, records of Kootenai County Idaho (Section 06, Township 49N, Range 03W), commonly now known as 5321 South Freedom Lane, Harrison, Idaho. Based on the records from the Kootenai County Assessor's Office, it is my understanding that THE PROPERTY acreage is 0.384.
4. THE PROPERTY was previously owned by Don and Glenda Nino. At the time I purchased THE PROPERTY from Don and Glenda Nino, I observed water diverted from Lake Coeur d'Alene, via water line and pump, used for domestic and irrigation purposes.
5. I am currently one of the owners of THE PROPERTY and I continue to divert water from Lake Coeur d'Alene for domestic and irrigation purposes at THE PROPERTY.

DATED this 8th day of April, 2009.


DEBORAH R. STONE

SUBSCRIBED AND SWORN to before me, the undersigned Notary Public for the State of California, this 8th day of APRIL, 2009.




Notary Public for California
Residing at: INDIO, CA 92203
Comm. Exp.: 4/18/2009

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ACKNOWLEDGMENT

State of California

County of RIVERSIDE

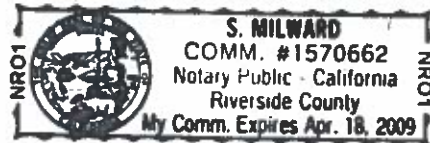
On APRIL 8, 2009 before me, S. MILWARD NOTARY PUBLIC
(insert name and title of the officer)

personally appeared DEBORAH R. STONE
who proved to me on the basis of satisfactory evidence 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 in
~~his/her/their~~ authorized capacity(ies), and that by ~~his/her/their~~ signature(s) on the instrument the
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature S. Milward (Seal)



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