

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

Date Received:

Receipt No:

Received By:

95-10776
2020584
571418
[Signature]

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) ERNEST & ROSE BENTZ Phone 208 687-0976

Mailing Address 16954 N. WILKINSON RD RATHDRUM ID Zip 83858
Street or Box City State

2. Date of Priority: (Only one per claim) AUG 2, 1976
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 52N, Range 4W, Section 27,
SW 1/4 of NE 1/4, or Govt. Lot _____ BM. County of BOOTENAI;
Parcel (PIN) no. 05760-006072A

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 JAN 1 to DEC 31 amount 0.06 cfs () or AFY ()
For STOCKWATER purposes from JAN 1 to DEC 31 amount 0.02

7. Total Quantity claimed 0.06 cfs () or AFY ()

8. Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership;

Stockwater and Number of livestock) 1 HOME 6 HEAD

SCANNED

MAY 14 2009

9. Location of Place of Use is: Township 52N, Range 4W, Section 27,
SW 1/4 of NE 1/4, Govt. Lot _____ BM. Parcel (PIN) no. _____
for (Check One) Domestic () Stock () Domestic and Stock ☒ If different than shown in Item 4

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.

_____ or None ☒

13. Remarks:

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: 1

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) Ernest Bantz Date: 5-14-09

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, _____, 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 Ernest Bantz Date _____

Address _____

Last Name _____ Identification No. _____

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MAY 14 2009

CONVEYANCE AND AGREEMENT

THIS INDENTURE and AGREEMENT, made and entered into on this
2nd day of August, 1976, by and between COEUR D' ALENE
DRILLING, INC., an Idaho corporation, with its principal place of business at
Highway 95 N., Coeur d' Alene, Idaho, as party of the first part, hereinafter
called "First Party" and Lawrence V. & Lillian E. Bentz
husband and wife, of Pittsburg, Ca.
as parties of the second part, hereinafter called "Second Parties,

WITNESSETH:

THAT WHEREAS, the First Party is the owner of a water well and
pumping equipment situated upon its following described land, to-wit:

A parcel at the NE $\frac{1}{4}$ of Section 34, Township
53 N., Range 3 W. B. M., Kootenai County, Idaho,
described as follows:

Beginning at the NE corner of the S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$;
thence Westery 30.00 feet to the TRUE POINT OF
BEGINNING ; thence continuing West along the North
boundary of the S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, a distance of 208.7
feet to a point; thence South parallel to the East boundary
of the NE $\frac{1}{4}$ of said Section 34, a distance of 208.7
feet to a point; thence East parallel with the North boundary
of the S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, 208.7 feet to a point; thence
North parallel to the East boundary of the said NE $\frac{1}{4}$ of
said Section 34 to the TRUE POINT OF BEGINNING
(containing one (1) acre, more or less;)

TOGETHER with water conduits in place under existing
easements, which well is approximately 500 feet deep,
lined with 6" or larger casing, and produces at least 20
gallons of water per minute, and

WHEREAS, the First Party desires to call and the Second Parties
desire to purchase an interest in said well, water system and well site on the
terms and conditions hereinafter stated.