

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

RECEIVED

AUG 27 2009

IDWR/North

CIVIL CASE NUMBER: 49576

Ident. Number 95-13520

Date Received: 8-27-09

Receipt No: 11021894

Received By: Om

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

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AUG 27 2009

1. Name of Claimant(s) Barry P or Suzanne C Olson Phone (509) 279-0174

Mailing Address 503 S Van Marter Rd Spokane Valley WA Zip 99206
Street or Box City State

2. Date of Priority: (Only one per claim) 09/21/1971
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 51N, Range 3WBM, Section 14,
SW 1/4 of SW 1/4, or Govt. Lot 4 BM. County of Kootenai;
Parcel (PIN) no. 51N03W146375

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.

No information available except for docume9nt from Grant of Easement (Book 251, page 135)

6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)

For Domestic use purposes from 01/01 to 12/31 amount .04 cfs (☒) or AFY ()

For _____ purposes from _____ to _____ amount _____

7. Total Quantity claimed .04 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

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9. Location of Place of Use is: Township 51N, Range 03W, Section 14,
SW 1/4 of SW 1/4, Govt. Lot 4 BM. Parcel (PIN) no. OK0870010010

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.

_____ or None (☒)

13. Remarks:

I cannot locate historical information for this well, therefore I am enclosing a copy of the Grant of Easement document.

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) _____

Date: 8/22/09

Suzanne Olson

Date: 8/22/09

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. _____

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GRANT OF EASEMENT

589364

FOR VALUE RECEIVED, J. Victor Nelson and Vinettie M. Nelson, husband and wife, Grantors, do hereby grant and convey unto Edwin L. Nelson and Gloria M. Nelson, Grantees, a permanent easement and right of way for the construction, use and maintenance of a well located on property owned by the Grantors herein, for the purpose of providing water to the property owned by the Grantees herein, and their licensees, together with a right of way and easement for the purpose of constructing, using and maintaining a water pipe line from said well to the property of the Grantees for the delivery of said water from said well to the property owned by the Grantees.

The center of said well is located North 640 feet and East 528 feet from the meander corner between Sections 14 and 23, Township 51 North, Range 3 WBM, in Kootenai County, Idaho, which meander corner is marked by a brass cap set by U. S. Cadastral Survey, B.L.M., in 1962. This well is approximately 100 feet Northeast of the existing County Road.

The easement hereby granted shall preclude any septic tanks, cesspools or sewage disposal method from being built within 60 feet of the well.

Permission is granted to service and maintain the well and pipeline. Grantees may have use of a 10 ft. strip from the County Road to the well for maintaining said pipeline.

This easement is to be perpetual and to run with the land of the grantees and the said lands of the grantor shall perpetually be servient hereby.

IN WITNESS WHEREOF, Grantors have hereunto set their hands and seals this 29th day of SEPTEMBER, 1971.

J. Victor Nelson

Vinettie M. Nelson

STATE OF IDAHO, COUNTY OF KOOTENAI

On this 29th day of SEPTEMBER, 1971, before me, a notary public in and for said State, personally appeared

J. VICTOR NELSON AND VINETTIE M. NELSON

known to me to be the persons whose names ARE subscribed to the within instrument, and acknowledged to me that THEY executed the same.

William S. Miller

Notary Public
Residing at Hayden Lake, Idaho
Commission Expires _____

Filed and recorded at the request of _____
at 4 o'clock P.M., this _____ day of SEP 29 1971, 19____
By: Archie J. Koppen
Notary Public
For \$ 1.00
TITLE SECURITY OF
NORTHERN IDAHO, INC.