Form No.42-1409-1 (Internet 11/08)

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 95-9520
Date Received: 4/9/09
Receipt No: N02Ø274 & N020275
Received By: dm

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Brunner Water Assoc., Inc. Phone 208 699-7896
   Mailing Address 32950 N Neighbor CT (Street or Box) (City) (State) ZIP 83801
2. Date of Priority (Only one (1) per claim) 10/10/2006 (Month Day Year (YYYY))
3. Source of water supply (Check one) Ground Water (✓) or Other ( ) (a) _____
   which is tributary to (b) _____
4. a. Location of Point of Diversion is: Township 53N, Range Ø3W, Section 3Ø, SW, 1/4 of SW, 1/4 Govt. Lot 4, BM., County of Kootenai
   Parcel (PIN) no. 53NØ3W-3Ø-6Ø5Ø
   Additional points of diversion if any: None
   If available, GPS Coordinates 47° 54' 23.3 North 116° 45' 34.8 west

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., 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. No well log available, (See attached records). well & Pumphouse located on parcel owned by Kelly & Charles Bell. well & Pumphouse owned by Brunner Water Assoc. supplies domestic and irrigation water via underground lines to Associatio members. This water right provides for three homes. Other Water Rights (See Remarks) provide for additional Association members using the same well.

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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD) (cfs) (acre feet)

For Domestic purposes from 01/01 to 12/31 amount .06 or 1.8

For Irrigation purposes from 04/01 to 10/31 amount .06 or 4.5

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .106 CFS (cfs) and/or (b) 6.3 AF (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Stockwater provided within limits for domestic use at individual Association members.

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 (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

Domestic & Irrigation

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
52N	03W	30											1.0	.5					1.5
													L4						

Parcel (PIN) no(s). (See below in 'Remarks' Total number of acres irrigated 1.5

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 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.

95-9971, 95-9900, 95-9905, 95-9437 or None ( )

13. Remarks: Current parcel numbers included in 95-9520 Place of use with current parcel owners. Gwen Hecket is President of Brunner Water Association. 53N03W-30-6050 (Bell) } Water Right 95-9905
53N03W-30-7000 (Rettstatt) } Water Right 95-9437
53N03W-30-6100 (Schissler) } Water Right 95-9900
0-5396-001-001-0 (Christ)
0-5396-001-002-0 (Griffiths) } Water Right 95-9971
0-5396-001-003-0 (Hecket)
0-5396-001-004-0 (Briles)
0-5395-001-001-0 (Stipek)

Last Name Brunner Water Assoc. Identification No. 95-9520

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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 95-9520

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: 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) _____ Date: _____

_____ Date: _____

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

President (Title) of Brunner Water Assoc. Inc. (Organization),

that I have signed the foregoing document in the space below as

Gwendolyn Heckt (Title) of Brunner Water Assoc. Inc (Organization),

and that the statements contained in the forgoing document are true and correct.

Signature of Authorized Agent Gwendolyn M Heckt Date 04/07/09

Title and Organization President, Brunner Water Assoc, Inc.

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 _____

Address _____

Date _____

Last Name Brunner Water Assoc. Identification No. 95-9520

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