

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 95-15867

Date Received: 6-4-10

Receipt No: 2024726

Received By: mm

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

RECEIVED

JUN - 4 2010

IDWR/North

1. Name of Claimant(s) John V. Stephens Phone (208) 752 2155
Ann Adams

Mailing Address 1250 Burns Way Kalispell MT Zip 59901
Street or Box City State

2. Date of Priority: (Only one per claim) 11/1/1968
Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other () (a) Coeur d'Alene Lake
which is tributary to (b) Spokane River

4. Location of Point of Diversion is: Township 49N, Range 04W, Section 11
1/4 of 1/4, or Govt. Lot 1 BM. County of Kootenai

Parcel (PIN) no. _____

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 1/1 to 12/31 amount 0.04 cfs () or AFY ()

For _____ purposes from _____ to _____ amount _____

7. Total Quantity claimed 0.04 cfs () or AFY ()

8. Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership;
Stockwater and Number of livestock) _____

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9. Location of Place of Use is: Township 49 N, Range 04 W, Section 11

1/4 of 1/4, Govt. Lot 1 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** (X) **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.

NONE

_____ or None ()

13. Remarks:

14. Basis of Claim (Check One) **Beneficial Use** (X) **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 (X) 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) [Signature] Date: 6/2/10

[Signature] 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 _____

Address _____

Date _____

Last Name _____ Identification No. _____

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A.H. #1

original
Decl

5500005

WARRANTY DEED

COMPARED

This indenture, made this 1st day of November, in the year of our Lord One Thousand Nine Hundred and Sixty-eight, between Vera C. Stephens, widow of Samuel J. Stephens, deceased, dealing with her sole and separate property, of Aurora, County of Kane, State of Illinois, the party of the first part, and John Vennema, Jr., Joanne S. Vennema, his wife, Stephen John Vennema, a bachelor, Katherine Jo Vennema, a spinster and Anne Sybell Vennema, a spinster, each as to an undivided one-fifth (1/5) interest, parties of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of love and affection, has granted, bargained and conveyed, and by these presents does grant, bargain, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all of the following described real estate, situated in Kootenai County, State of Idaho, to-wit:

Lot 1, EVERWELL BAY BUILDING SITES, Kootenai County State of Idaho, according to the plat recorded in Book C of Plats at page 195. EXCEPT the Westerly 60 feet of Lot 1 of EVERWELL BAY BUILDING SITES, Kootenai County, State of Idaho, according to the recorded plat, more particularly described as follows:

Beginning at the NW corner of said Lot 1, thence in a Northeasterly direction, along the northerly line of Lot 1, a distance of 60 feet more or less; thence in a Southeasterly direction on a line parallel with the Westerly line of Lot 1 and at all times 60 feet distant therefrom to Coeur d'Alene Lake; thence following Coeur d'Alene Lake in a Southwesterly direction to the SW corner of Lot 1; thence North, along the Westerly line of Lot 1, to the NE corner of said Lot 1 and the place of beginning.

ALSO a tract of land situated in Government Lot 3 of Section 11, Township 49 North, Range 4 W.B.M., described as follows:

Beginning at the SE corner of the NE 1/4 of the NW 1/4 of said Section 11; thence South 89 degrees 15' West, 100 feet; thence North 00 degrees 45' West, 30 feet to the Southerly line of a private road; thence South 45 degrees 00' West, along the Southerly line of said private road 212 feet which is the initial point of the description of the tract of land hereinabove mentioned; thence South 55 degrees 00' West, along the Southerly line of said private road 161 feet to the Northeasterly corner of said Lot 1, EVERWELL BAY BUILDING SITES; thence in a Southeasterly direction along the easterly line of Lot 1, EVERWELL BAY BUILDING SITES to the South line of Government Lot 3; thence Northeasterly along said Southerly line of said Government Lot 3, a distance of 100 feet to a point which

1) Anne Vennema

15

Now

Anne

Adams
Owner 1/5

2) John Vennema

Stephens
Owner 2/5

3) John

Vennema
(deceased)

4) Jack Vennema

No longer
owner

5) Katherine

Vennema
No longer
owner



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COMPARED

bears South 00 degrees 45' East, from the initial point of this description; thence North 00 degrees 45' West, to the initial point of this description.

ALSO and including the right of ingress and egress and use of that certain road owned by the grantors herein, running from a connection with the Ever-Wall Bay County Road in a southwesterly direction and adjoining the above described tract of land on the northwesterly side, and

Also and including the right to use water from the spring situated on the northeast quarter of the Northwest quarter of said Section 11 for domestic use only and an easement for the purpose of constructing, maintaining and repairing a pipe line from said spring to the tract of land herein conveyed.

Subject to: 1. Taxes for the year 1968
2. Easement granted to The Washington Water Power Co., recorded December 5, 1908 in Book 30 of Deeds, page 579.
3. Any claim arising from the difference in the mean high water line of Lake Coeur d'Alene and the meander line as shown by the Government survey.
4. Public utility easements of record.

TOGETHER, with all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all state, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever and the said party of the first part, and her heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns, against the said party of the first part, and her heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, the said party of the first part has hereunto set her hand and seal the day and year first above written.

Vera L. Stephens

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JUN - 7 2010

STATE OF WASHINGTON)

: ss

County of Spokane)

On this 1st day of November, 1968, before me,
Willard W. Jones, a notary public in and for said State, personally
appeared Vara C. Stephens, widow of Samuel J. Stephens, deceased,
dealing with her sole and separate property, to me known to be
the person whose name is subscribed to the within instrument,
and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal, the day and year in this certificate
first above written.

Willard W. Jones

Notary Public in and for the State
of Washington, residing at Spokane

and recorded at the request of Willard Jones

on 1st day of November, 1968

HALOIDE E. JENSEN

By: Willard Jones

750 D.C.

Office of the Notary Public
Spokane County, Idaho

to Quite 309-7. Liberty Bldg. Spokane
(as envelop) WM. 28201

