

SEP 06 2018

# 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

Claim ID: 95-11631

Date Received: \_\_\_\_\_

Receipt No: N020990Claim Fee: \$2500 By: \_\_\_\_\_

COPY

AMENDED

## 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

Please type or print clearly

- Name of claimant(s) FRANCIS BRUNNER Phone ( 208 ) 691-6411  
Mailing address 146 E BRUNNER RD ATHOL ID 83801  
Street or Box City State Zip  
Email address (optional) francisbrunner54@gmail.com
- Date of priority: (Only one per claim) 7/31/1978 (Explain priority date selected in Remarks)  
Month/Day/Year (YYYY)
- Source of water supply (Check one) Ground Water (✓) or Other ( ) (a) \_\_\_\_\_  
which is tributary to (b) \_\_\_\_\_
- Location of point of diversion is: Township 53N, Range 04, Section 36,  
NW 1/4 of NW 1/4, or Govt. Lot \_\_\_\_\_ BM, County of KOOTENAI;  
Parcel no. 53N04W364000  
Additional points of diversion, if any: \_\_\_\_\_  
If available, GPS coordinates: \_\_\_\_\_
- 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.  
WELL ON NEIGHBORING PROPERTY WITH PIPELINE TO HOME
- 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 0.02 cfs (✓) or AFY ( )  
Month/Day Month/Day  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_
- Total quantity claimed 0.02 cfs (✓) or AFY ( )
- Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)  
DOMESTIC USE FOR 1 HOME

9. Location of place of use is: Township 53N, Range 04W, Section 36,  
NW 1/4 of NW 1/4, Govt. Lot \_\_\_\_\_ BM, Parcel no. 53N04W363100  
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 (include an explanation of the priority date selected):

DATE WATER USE BEGAN ON PROPERTY FOR DOMESTIC PURPOSES

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 95-11631

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 Water System 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) Francis Brunner Date: 9-4-2018

\_\_\_\_\_  
Date: \_\_\_\_\_

**For Organizations:** I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

\_\_\_\_\_  
Agent's title (Please print) of \_\_\_\_\_  
Name of organization (Please print)

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

Signature of Authorized Agent \_\_\_\_\_ Date \_\_\_\_\_

Printed Name of Authorized Agent \_\_\_\_\_

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) \_\_\_\_\_, will be acting as attorney at law of behalf on 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 \_\_\_\_\_

Name of claimant(s) FRANCIS BRUNNER Claim ID \_\_\_\_\_

Prior Yrs Alloc/Unret Adj : FRANCIS R BRUNNER, Cust#: 42822

Customer Level Set Aside

Revised 08/17

Allocation by Account

Customer: 42822 Account: ALL Year: ALL Type: - ALL Auto Adjust Unretired  
Enter Adjustment(s) Enter New Balance(s) ABS Journal: 0

| Account  | Year | Serv Loc # | Estimated | Allocated | Alloc Adj | Adj Allocated | Unretired | Unret Adj | Adj Unretired | Retired Amt | Adj Type | Early Paid | D |
|----------|------|------------|-----------|-----------|-----------|---------------|-----------|-----------|---------------|-------------|----------|------------|---|
| 1240428  | 2016 | 903992     | 56.87     | 56.87     | 0.00      | 56.87         | 56.87     | 0.00      | 56.87         | 0.00        |          |            |   |
| 1240428  | 2015 | 903992     | 108.16    | 108.16    | 0.00      | 108.16        | 108.16    | 0.00      | 108.16        | 0.00        |          |            |   |
| 1240428  | 2014 | 903992     | 109.04    | 109.04    | 0.00      | 109.04        | 109.04    | 0.00      | 109.04        | 0.00        |          |            |   |
| 1240428  | 2013 | 903992     | 83.97     | 83.97     | 0.00      | 83.97         | 83.97     | 0.00      | 83.97         | 0.00        |          |            |   |
| 1240428  | 2012 | 903992     | 84.71     | 84.71     | 0.00      | 84.71         | 84.71     | 0.00      | 84.71         | 0.00        |          |            |   |
| 1240428  | 2011 | 903992     | 99.75     | 99.75     | 0.00      | 99.75         | 99.75     | 0.00      | 99.75         | 0.00        |          |            |   |
| 1240428  | 2010 | 903992     | 104.34    | 104.34    | 0.00      | 104.34        | 104.34    | 0.00      | 104.34        | 0.00        |          |            |   |
| 1240428  | 2009 | 903992     | 58.06     | 58.06     | 0.00      | 58.06         | 58.06     | 0.00      | 58.06         | 0.00        |          |            |   |
| 1240428  | 2008 | 903992     | 73.02     | 73.02     | 0.00      | 73.02         | 73.02     | 0.00      | 73.02         | 0.00        |          |            |   |
| 1240428  | 2007 | 903992     | 49.00     | 49.00     | 0.00      | 49.00         | 49.00     | 0.00      | 49.00         | 0.00        |          |            |   |
| 1240428  | 2006 | 903992     | 53.15     | 53.15     | 0.00      | 53.15         | 53.15     | 0.00      | 53.15         | 0.00        |          |            |   |
| 1240428  | 2005 | 903992     | 54.94     | 54.94     | 0.00      | 54.94         | 54.94     | 0.00      | 54.94         | 0.00        |          |            |   |
| 1240428  | 2004 | 903992     | 43.09     | 43.09     | 0.00      | 43.09         | 43.09     | 0.00      | 43.09         | 0.00        |          |            |   |
| 1240428  | 2003 | 903992     | 32.90     | 32.90     | 0.00      | 32.90         | 32.90     | 0.00      | 32.90         | 0.00        |          |            |   |
| 1240428  | 2002 | 903992     | 34.77     | 34.77     | 0.00      | 34.77         | 34.77     | 0.00      | 34.77         | 0.00        |          |            |   |
| 1240428  | 2001 | 903992     | 38.19     | 38.19     | 0.00      | 38.19         | 38.19     | 0.00      | 38.19         | 0.00        |          |            |   |
| 1240428  | 2000 | 903992     | 16.69     | 16.69     | 0.00      | 16.69         | 16.69     | 0.00      | 16.69         | 0.00        |          |            |   |
| 1240428  | 1999 | 903992     | 36.00     | 36.00     | 0.00      | 36.00         | 36.00     | 0.00      | 36.00         | 0.00        |          |            |   |
| 1240428  | 1998 | 903992     | 70.54     | 70.54     | 0.00      | 70.54         | 70.54     | 0.00      | 70.54         | 0.00        |          |            |   |
| 1240428  | 1997 | 903992     | 53.31     | 53.31     | 0.00      | 53.31         | 53.31     | 0.00      | 53.31         | 0.00        |          |            |   |
| 1240428  | 1996 | 903992     | 46.97     | 46.97     | 0.00      | 46.97         | 46.97     | 0.00      | 46.97         | 0.00        |          |            |   |
| 1240428  | 1995 | 903992     | 112.00    | 112.00    | 0.00      | 112.00        | 112.00    | 0.00      | 112.00        | 0.00        |          |            |   |
| 1240428  | 1994 | 903992     | 58.25     | 58.25     | 0.00      | 58.25         | 58.25     | 0.00      | 58.25         | 0.00        |          |            |   |
| 1240428  | 1993 | 903992     | 37.40     | 37.40     | 0.00      | 37.40         | 37.40     | 0.00      | 37.40         | 0.00        |          |            |   |
| 1240428  | 1992 | 903992     | 94.44     | 94.44     | 0.00      | 94.44         | 94.44     | 0.00      | 94.44         | 0.00        |          |            |   |
| 1240428  | 1991 | 903992     | 73.27     | 73.27     | 0.00      | 73.27         | 73.27     | 0.00      | 73.27         | 0.00        |          |            |   |
| 1240428  | 1990 | 903992     | 86.57     | 86.57     | 0.00      | 86.57         | 86.57     | 0.00      | 86.57         | 0.00        |          |            |   |
| 1240428  | 1989 | 903992     | 67.51     | 67.51     | 0.00      | 67.51         | 67.51     | 0.00      | 67.51         | 0.00        |          |            |   |
| 1240428  | 1988 | 903992     | 54.20     | 54.20     | 0.00      | 54.20         | 54.20     | 0.00      | 54.20         | 0.00        |          |            |   |
| 1240428  | 1987 | 903992     | 59.24     | 59.24     | 0.00      | 59.24         | 59.24     | 0.00      | 59.24         | 0.00        |          |            |   |
| 1240428  | 1986 | 903992     | 67.99     | 67.99     | 0.00      | 67.99         | 67.99     | 0.00      | 67.99         | 0.00        |          |            |   |
| 1240428  | 1985 | 903992     | 95.66     | 95.66     | 0.00      | 95.66         | 95.66     | 0.00      | 95.66         | 0.00        |          |            |   |
| 1240428  | 1984 | 903992     | 149.57    | 149.57    | 0.00      | 149.57        | 149.57    | 0.00      | 149.57        | 0.00        |          |            |   |
| 1240428  | 1983 | 903992     | 58.27     | 58.27     | 0.00      | 58.27         | 58.27     | 0.00      | 58.27         | 0.00        |          |            |   |
| 12205033 | 1980 | 0          | 51.40     | 51.40     | 0.00      | 51.40         | 51.40     | 0.00      | 51.40         | 0.00        |          |            |   |
| 12205033 | 1979 | 0          | 78.91     | 78.91     | 0.00      | 78.91         | 78.91     | 0.00      | 78.91         | 0.00        |          |            |   |
| 12205033 | 1978 | 0          | 8.99      | 8.99      | 0.00      | 8.99          | 8.99      | 0.00      | 8.99          | 0.00        |          |            |   |
|          |      |            | 2,730.87  | 2,730.87  | 0.00      | 2,730.87      | 1,975.64  | 0.00      | 1,975.64      | 755.23      |          |            |   |

Related

Add Row

(Optional)

Recorded ☐Microfilmed ☐Indexed ☐Platted ☐Deed Card ☐Compared ☐Key Punched ☐Master File ☐Abstracted ☐To Treasurer ☐☐  
☐

773072

## QUITCLAIM DEED

BOOK 292 PAGE 285

THIS INDENTURE, Made this 3rd day of July

in the year of our Lord one thousand nine hundred and seventy-eight

between

Roman A. Brunner

of

Athol

County of

Kootenai

State of

Idaho

, the part y

of the first part, and

Francis R. Brunner

of

Athol

Rt. 1 Box 121

County of

Kootenai

State of

Idaho

, the part y

of the second part.

WITNESSETH That the said part y of the first part, for and in consideration of the sum of

DOLLARS.

lawful money of the United States of America, to him in hand paid by the said part y of the second part, the receipt whereof is hereby acknowledged, do es by these presents remise, release and forever QUITCLAIM, unto the said part y of the second part, and to his heirs and assigns all his certain lot, piece or parcel of land, situate, lying and being in , County of , State of Idaho, bounded and particularly described as follows, to-wit:

E $\frac{1}{2}$  of NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Sec. 36, Twp. 53 N, Rge. 4WBM

Location of above described property... Rt. 1 Box 121 Athol, Idaho  
House No. Street

MAIL DEED TO:

Francis R. Brunner

Rt. 1 Box 121

Athol Ida.

MAIL TAX NOTICE TO:

Name Same

Address

City &amp; State

**PANHANDLE HEALTH DISTRICT 1**  
**INDIVIDUAL SEWAGE DISPOSAL INSTALLATION PERMIT**

PERMIT FEE \$10.00

PERMIT NO. 0652 PAID ☒ CASH ☒ CHECK ☐ NO FEE ☐ DATE July 3, 1978  
 INSTALLATION FOR (NAME) Francis R. Brunner SIZE OF LOT 5 Acres FT. X FT.  
 FULL DESCRIPTION OF PROPERTY E $\frac{1}{2}$ , NW $\frac{1}{4}$ , NW $\frac{1}{4}$ , Sec. 30, Township 53, Range 4 WBM  
 ADDRESS OF INSTALLATION Brunner Road 3 miles west of the Little Brown Jug

NO. LIVING UNITS 1 BEDROOMS 2 BATHS 1 PEOPLE SERVED 3 OTHER MOBILE HOME  
 SEPTIC TANK \_\_\_\_\_ GALS. DISTANCE TO DWELLING FOUNDATION 5' min WELL 50' min WATER LINE 10' min  
 SURFACE WATER 50' min TYPE OF TANK: CEMENT ☒ METAL ☐ OTHER ☐  
 DISPOSAL AREA: DRAINFIELD ☒ ABSORPTION BED ☐ OTHER ☐ DIMENSIONS 150' x 300' sq ft  
 PERK RATE Fast MININ. SOIL PROFILE Sandy  
 DISTANCE, PROPERTY LINES:  
 FRONT 5' min FT. BACK 5' min FT. SIDE 5' min FT. DWELLING FOUNDATION 20' min FT.  
 WELL 100' min FT. SURFACE WATER 300' min FT. SEPTIC TANK \_\_\_\_\_ FT. NEIGHBOR'S WELL 100' min FT.  
 DEPTH TO GROUND WATER \_\_\_\_\_ FT. WELL LOG. YES ☐ NO ☐

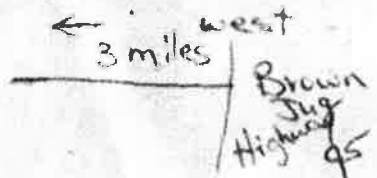
I UNDERSTAND THAT THIS PERMIT IS NON-TRANSFERABLE AND IS VALID FOR ONLY 90 DAYS FROM THE DATE OF APPLICATION. DRAIN FIELD MUST NOT EXCEED 3 FEET IN DEPTH.

X APPLICANT'S SIGNATURE Francis Brunner X APPLICANT IS OWNER ☒ CONTRACTOR ☐ OTHER ☐  
 X MAILING ADDRESS Rt. 1, Box 121, Athol, Idaho 83801 PHONE NO. 887-1207  
 REMARKS \_\_\_\_\_

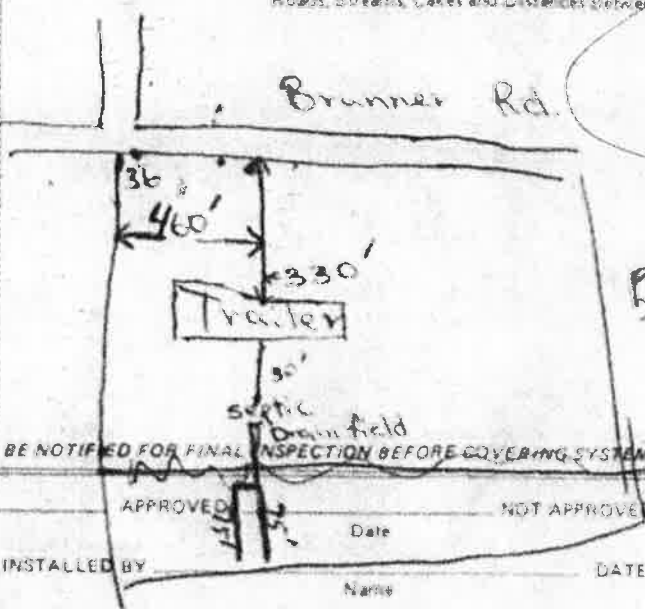
COPY TO: Fed. HA ☐ P. HA ☐ VA ☐ OTHER \_\_\_\_\_

PLAN SUBMITTED 3 July 78 Date APPROVED 3 July 78 Date DISAPPROVED \_\_\_\_\_ Date  
 PERMIT ISSUED BY D. Troy Date not 1107 REMARKS Community Services Approval # 6822 6/30/78

VICINITY MAP  
 (Show How To Get There From This Office...)



PLOT PLAN  
 (Show House, Other Buildings, Proposed Sewage Layout, Wells, Water Lines, Roads, Streams, Lakes and Distances Between)



Will be handling water until they drill a well.

INSPECTION: SYSTEM COVERED \_\_\_\_\_ APPROVED \_\_\_\_\_ Date \_\_\_\_\_ NOT APPROVED \_\_\_\_\_ Date \_\_\_\_\_  
 DESIGNED BY \_\_\_\_\_ Name \_\_\_\_\_ INSTALLED BY \_\_\_\_\_ Name \_\_\_\_\_ DATE \_\_\_\_\_

REMARKS \_\_\_\_\_