

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: 95-13634

Date Received:

Receipt No: T091959

Claim Fee: 25.00 By:

RECEIVED

OCT 09 2005

IDWR / NOTED

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

1. Name of claimant(s) VERSTEGEN FAMILY TRUST Phone (480) 363-2826
Mailing address 5904 E OAK ST SCOTTSDALE AZ Zip 85257
Street or Box City State
Email address (optional) AMYVERSTEGEN@GMAIL.COM
2. Date of priority: (Only one per claim) 12/31/1930 (Explain priority date selected in Remarks)
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 47N, Range 04W, Section 11,
NE 1/4 of NW 1/4, or Govt. Lot _____ BM, County of KOOTENAI;
Parcel no. 01260000001A
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 01/01 to 12/31 amount 0.04 cfs (✓) or AFY ()
Month/Day Month/Day
For _____ purposes from _____ to _____ amount _____
Month/Day Month/Day
7. Total quantity claimed 0.04 cfs (✓) or AFY ()
8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)
ONE HOME

9. Location of place of use is: Township 47N, Range 04W, Section 11,
NE 1/4 of NW 1/4, Govt. Lot 2 BM, Parcel no. SAME

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):

TAXLOT DATA

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 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: _____

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

TRUSTEE of VERSTEGEN FAMILY TRUST
Agent's title (Please print) Name of organization (Please print)

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

Signature of Authorized Agent _____ Date 10/4/10

Printed Name of Authorized Agent MARK VERSTEGEN

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) VERSTEGEN FAMILY TRUST Claim ID _____

When Recorded Return to:
J. Scott Burns, Esquire
BURNS AND BURNS, P.C.
3200 North Central Avenue, Suite 2120
Phoenix, Arizona 85012-2441

WARRANTY DEED

For valuable consideration, receipt of which is hereby acknowledged,

MARK A. VERSTEGEN and AMY L. VERSTEGEN, husband and wife, 5904 East Oak Street, Scottsdale, Arizona 85257, do hereby grant and convey to MARK A. VERSTEGEN and AMY L. VERSTEGEN, Trustees of THE VERSTEGEN FAMILY TRUST dated September 16, 2008, the following real property situated in Kootenai County, Idaho:

LOTS 1, 2, 36, AND 37, CEDAR GROVE TRACTS, ACCORDING TO THE
PLAT RECORDED IN BOOK "C" OF PLATS AT PAGE 237, RECORDS OF
KOOTENAI COUNTY, IDAHO.

Parcel Numbers: 0-1260-000-001-A, 0-1260-000-036-A

also known as: 25570 South Cleland Bay Road
Worley, Idaho 83876

The beneficiaries of the Trust Agreement are:

MARK A. VERSTEGEN and AMY L. VERSTEGEN
5904 East Oak Street
Scottsdale, Arizona 85257

This Transaction is Exempt Pursuant to A.R.S. §11-1134(B)(8).

SUBJECT TO: Current taxes, assessments, reservations in patents and all easements, rights of way, encumbrances, liens, covenants, conditions, restrictions, obligations, and liabilities as may appear of record.

The undersigned hereby warrants the title against all persons whomsoever subject to the matters above set forth.

Dated: September 26, 2008

MARK A. VERSTEGEN

AMY L. VERSTEGEN

Warranty Deed - Verstegen

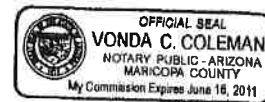
STATE OF ARIZONA)
) ss.
County of Maricopa)

This instrument was acknowledged before me this 26 day of September 2008, by
MARK A. VERSTEGEN and AMY L. VERSTEGEN, husband and wife.



Notary Public

My Commission Expires: JUNE 16, 2011



QUITCLAIM DEED

FOR VALUE RECEIVED, Mark A. Verstegen and Amy L. Verstegen, husband and wife, 5904 East Oak Street, Scottsdale, Arizona 85257, do hereby grant, convey, release, remise and forever quit claim unto Mark A. Verstegen and Amy L. Verstegen, Trustees of The Verstegen Family Trust Dated September 16, 2008, the following real property situated in Kootenai County, the following described premises:

SEE ATTACHED Exhibit A

The Beneficiaries of the Trust Agreement are:

Mark A. Verstegen and Amy L. Verstegen

5904 E. Oak Street

Scottsdale Arizona 85257

This Transaction is Exempt pursuant to A.R.S. 11-1134 (B) (8).

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

Date: August 6, 2012

By:

Mark A. Verstegen

Amy L. Verstegen

State of Idaho S.S.

County of KOOTENAI

On this 6TH day of AUGUST, in the year 2012, before me

PATRICIA J. COSCIA, personally appeared MARK A. VERSTEGEN + AMY L. VERSTEGEN, proved to me on

the basis of satisfactory evidence to be the persons whose names are subscribed to the within

Instrument, and acknowledged that they executed the same.

Notary Public

My Commission Expires on

2-5-2015



CLIFFORD T. HAYES 3P 2369201000
KOOTENAI COUNTY RECORDER Page 1 of 3
TAR Date 08/06/2012 Time 09:13:41
REQ OF MARK & AMY VERSTEGEN
RECORDING FEE: \$16.00
2369201000 DD

EXHIBIT 'A'

ADJUSTED DESCRIPTION CEDAR GROVE TRACTS

* Lot 1,

A parcel of land being all of CEDAR GROVE TRACTS as recorded in Book "C" of Plats at Page 237 and a portion of that certain tract of land described in Corrected Quit Claim Deed recorded in Deed Instrument Number 1794864 (Tax Number 7343) and being located in Government Lot 2, Section 11, Township 47 North, Range 4 West, Boise Meridian, Kootenai County, Idaho and being described as follows:

BEGINNING at a found iron pipe marking the Northeast corner of Lot 1, CEDAR GROVE TRACTS; thence

Along the North line of Deed Instrument No. 1794864 (Tax Number 7343) and the shore of Lake Coeur d'Alene, South $74^{\circ}46'33''$ East, a distance of 27.08 feet to a found iron rod and PLS 4194 cap marking the Northwest corner of Tract 1, Block 1, LOWMEISTER BAY DEVELOPMENT as recorded in Book "G" of Plats at Page 307; thence

Along the common line between Deed Instrument No. 1794864 (Tax Number 7343) and Tract 1, Block 1, LOWMEISTER BAY DEVELOPMENT, South $00^{\circ}01'50''$ East, a distance of 74.31 feet to a set iron rod and PLS 4194 cap; thence

Leaving said common line, South $59^{\circ}07'32''$ West, a distance of 31.83 feet to a set iron rod and PLS 4194 cap on the common line between Deed Instrument No. 1794864 (Tax Number 7343) and Lot 1, CEDAR GROVE TRACTS; thence

South $00^{\circ}40'20''$ West, a distance of 37.31 feet to a found iron rod and PLS 1768 Taggart cap marking the Southeast corner of Lot 1, CEDAR GROVE TRACTS; thence

Along the South line of Lot 1, CEDAR GROVE TRACTS, North $83^{\circ}39'40''$ West (North $84^{\circ}20'$ West - Plat), a distance of 120.00 feet to the Southwest corner of Lot 1, CEDAR GROVE TRACTS; thence

Along the West line of Lot 1, CEDAR GROVE TRACTS, North $27^{\circ}37'05''$ East (North $27^{\circ}04'$ East - Plat), a distance of 164.11 feet to the Northwest corner of Lot 1, CEDAR GROVE TRACTS; thence

Along the North line of Lot 1, CEDAR GROVE TRACTS, South $62^{\circ}12'37''$ East (South $62^{\circ}56'$ East - Plat), a distance of 50.61 feet (50.0' - Plat) to the POINT OF BEGINNING.

