

RECEIVED

NOV 16 2018

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN 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 95-160166Date Received: 5/27/10Receipt No: N 024364 BReceived By: Ran

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

1. Name of Claimant(s) PAUL HUBBETTER, JR. Phone 208 620-0265Mailing Address P.O. Box 2, Coeur d'Alene, IDAHO Zip 83816
Street or Box City State2. Date of Priority: (Only one per claim) Aug 1, 1910 Dec 31st 1980 PAH
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 49N, Range 4W2M, Section 10,
NE 1/4 of SE 1/4, or Govt. Lot 4 BM. County of Kootenai;
Parcel (PIN) no. 49N04W-10-0975Additional 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.

HAND DUG 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 Jan 1st to Dec 31st amount .04 CFS
Month/Day Month/Day cfs(X) 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

SCANNED

MAY 20 2010

9. Location of Place of Use is: Township 49N, Range 4WBM, Section 10,
NE 1/4 of SE 1/4, Govt. Lot 4 BM. Parcel (PIN) no. SAME

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 County

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.

SURFACE WATER or None ()

13. Remarks:

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: _____

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: 5-28-10

[Signature] Date: 11-16-18

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 _____

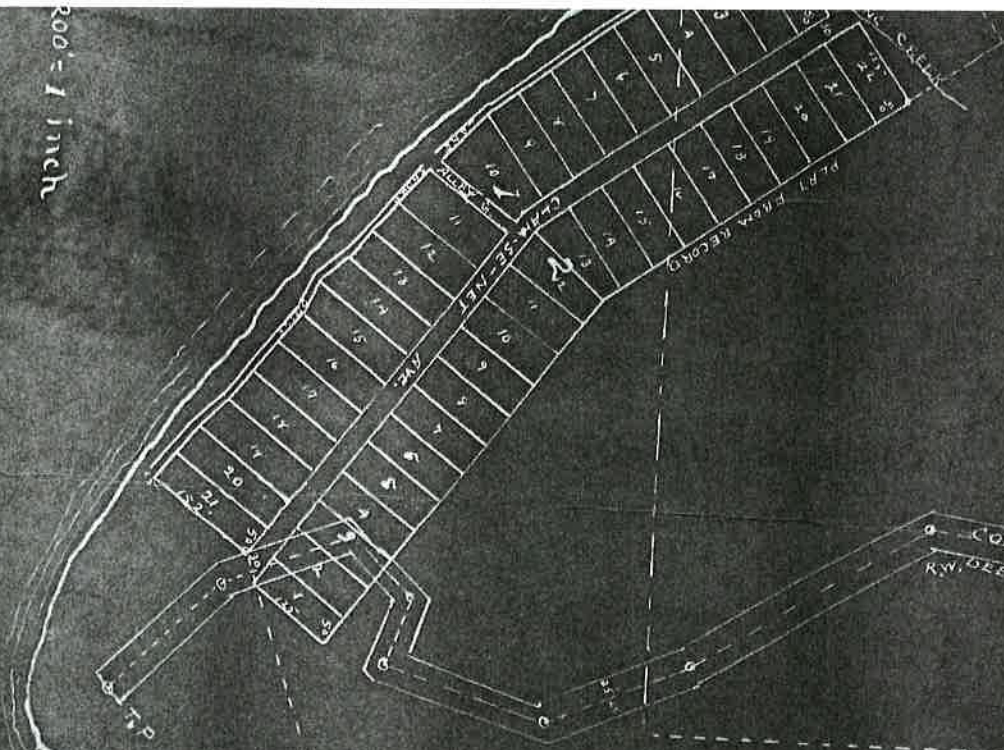
Date _____

Last Name _____ Identification No. _____

RECORDED
MAY 28 2010

800' = 1 inch

GOV. LOT 1
33.7



COUNTY ROAD
R.W. DEED DEC 10-1907



HOUSE

GOV. LOT 4
2730.4

STO (SECOND TIE)
145.41 1930

SE 1/4 NE 1/4
40.9

EVERHILL

W. S. COL. M. 115. 47. 0. 2

State of Idaho }
County of Blaine }

Know all men by these presents, That

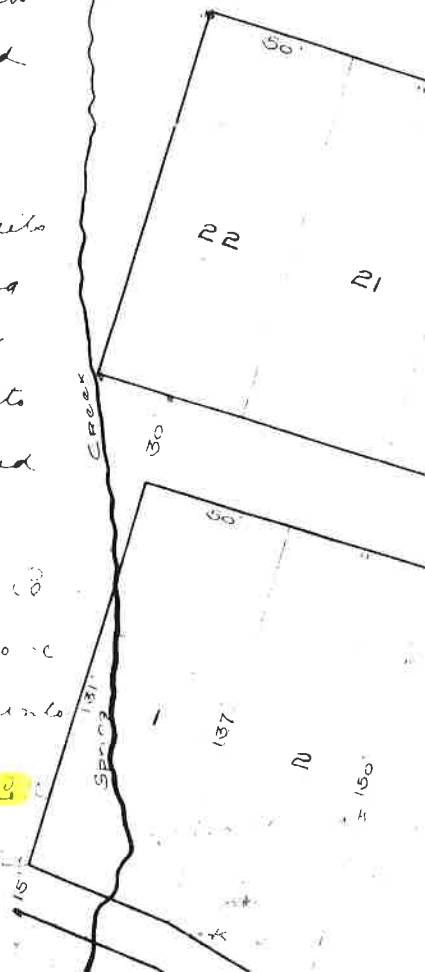
the Coeur d'Alene Lake Land & Trust Co., Inc., a Corporation
has plotted the following described land to wit: - Commencing
at the 1/4 corner Sec 200 10 E 11, Township 40 North Range 4
West 10 N and running thence S 70° 45' 00" W a distance of 1630 feet to
point of beginning of the description - Thence S 36° 30' 00" W a distance
of 1000 feet to the Water Mark of Coeur d'Alene Lake thence in a
northerly direction along the Water Mark of Coeur d'Alene Lake
a distance of 100 feet thence N 53° 55' 00" E a distance of 100 feet thence N 36°
00' 00" W a distance of 200 feet thence N 53° 55' 00" E a distance of 100 feet thence
N 36° 00' 00" W a distance of 200 feet thence N 53° 55' 00" E a distance of 100 feet
thence S 36° 30' 00" W a distance of 100 feet thence N 53° 20' 00" W a distance
of 25 feet thence S 36° 30' 00" W a distance of 30 feet to point of beginning of
this description. All the land described above seems in Section 10,
Township 40 North Range 4 West Boise meridian, situated in
the County of Blaine, State of Idaho which land is included
in the foregoing plat and is to be known as Cham See Not, with
lot and blocks of the numbers and also shown in the annexed
plat with the streets and alleys with their widths and
as shown marked on the annexed plat

And we do hereby dedicate as public highways the streets
and alleys as marked and described upon this plat reserving
however the perpetual right to lay and maintain pipes for
the conveyance of water and gas through the same, and to
erect poles or telegraph and other wires and to lay the said
water or gas pipes underground in said streets

In Witness Whereof the said Coeur d'Alene Lake Land &
Trust Co., Inc., a Corporation, has caused this declaration to be
attested by its duly authorized officers and its corporate seal to be hereunto
affixed this 10th day of May 1900

Witness:
C. N. Hallen
Robert D. Muncy

J. W. Farnet



MAI 25 1962

39875

This Indenture, Made this 1st day of June in the year of our Lord One Thousand Nine Hundred and Forty between C. J. Shoenberger of Kootenai County, State of Idaho part 2 of the first part, and Edward Oliver Lake and of Kootenai County, State of Idaho part 2 of the second part,

WITNESSETH, that the said part 2 of the first part, for and in consideration of the sum of Seven hundred and thirty four and 00/100 DOLLARS, in hand paid by the said part 2 of the second part, the receipt whereof is hereby acknowledged, and the said part 2 of the second part forever released and discharged therefrom has granted, bargained, sold, remised, released, allotted, and confirmed, and by these presents do grant, bargain, sell, remise, release, alien and confirm unto the said part 2 of the second part, and to his heirs and assigns forever, all the following described lot, piece, or parcel of land situated in the County of Kootenai and State of Idaho, and known and described as follows, to wit:

Southeast quarter (SE 1/4) of Northeast quarter (NW 1/4) and Northwest quarter (NW 1/4) of Northeast quarter (NE 1/4) and Section One (1) and four (4) Township 49 North Range 14 E. B. M. subject to a right of way 30 feet wide, dedicated to Kootenai County, Idaho, December 10, 1929; also easement to N. H. R. Co., dated January 16, 1929.

Together with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim, or demand whatsoever of the said part 2 of the first part, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances, to have and to hold the said premises above bargained and described, with the appurtenances unto the said part 2 of the second part his heirs and assigns forever.

And the said part 2 of the first part, for his heirs, executors and administrators, do covenant grant, bargain and agree to and with the said part 2 of the second part, its heirs and assigns, that at the time of onsealing and delivery of these presents he well seized of the premises above conveyed as of a good, sure, perfect, absolute and indefeasible estate of inheritance in law and fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form aforesaid; and that the same are free and clear of all former or other grants, bargains, sales, liens, leases, encumbrances, and incumbrances, of what kind or nature soever.

and the above bargained premises in the quiet and peaceable possession of said part 2 of the second part he and assigns, against all and every person or persons lawfully claiming or to claim the whole or any part thereof, the said part 2 of the first part shall and will warrant and defend.

IN WITNESS WHEREOF, the said part 2 of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in Presence of
C. J. Shoenberger (Seal)
J. R. Lindsey (Seal)
W. H. Lindsey (Seal)
W. H. Lindsey (Seal)

STATE OF IDAHO,
 County of Kootenai, I, Ray H. Hamilton, a Notary Public in and for said County, in the State aforesaid, do hereby certify that

he, personally known to me as the real person whose name he subscribed to the foregoing Deed, appeared before me this day in person and acknowledged that he executed and delivered the said Deed as his free and voluntary act, for the uses and purposes therein set forth. And I further certify that

she acknowledged to me on examination, apart from and without the hearing of her husband, and after I had made known to her the contents of said instrument that she executed the same freely and voluntarily, without fear or compulsion, or under the influence of her husband, and that she did not wish to retract the execution of the same.

Given under my hand and seal this 1st day of June in the year of our Lord one thousand nine hundred and Forty

Ray H. Hamilton
 Notary Public
 Filed for record at the request of C. J. Shoenberger on the 1st day of June A. D. 1962, at Boise, Idaho.
J. R. Lindsey
 County Recorder
J. R. Lindsey
 Deputy

24 PAGES

TWENTY-THIRD YEAR. NO. 229.

SPOKANE DAILY TRIBUNE

SPOKANE, WASH., MONDAY EVENING, MAY 24, 1909.

FINE RESORT AT MICA BAY

**Spokane and Coeur d'Alene
Men Plan Cottages and
a Hotel.**

An ideal summer resort, one of the finest in the country, where the cottagers will enjoy the benefit of every city luxury in addition to the usual lakeside advantages during the summer months, is being planned at Lake Coeur d'Alene by Spokane men.

A company has just been incorporated to be known as the Coeur d'Alene Land and Fruit company, of which John T. Huettner, Dr. H. L. King and J. W. Forrest, all of this city, and E. N. Le Vene of Coeur d'Alene are the incorporators. The company has secured 150 acres on Mica bay, which will be platted and subdivided into cottage sites.

Spring water will be piped to every lot and a complete sewerage system will be installed by the company. The improvements also contemplate an elegant hotel to be built on some part of the property.

An orchard of 100 acres will be planted, in addition to a garden, from which fresh vegetables, fruit, eggs and butter will be obtained. The company plans on building a stone wall along the high-water line, the cottages fronting this, thus avoiding the drift-wood and leaving the beach free for the benefit of all. The land is admirably situated for a high-class summer resort and the company will spare no expense in order to make this the finest resort of its kind in the west.

PLAGUE IS IN CARACAS

**Rats of Venezuela Republic
Carry Infection—One
Case Found.**

CARACAS, May 24.—After an absence of six months, the bubonic plague has again made its appearance

WHEAT HITS NEW LEVEL

**Bullish Reports From Kansas Send May Options
to \$1.33 1-4.**

CHICAGO, May 24.—Both May and September wheat established new high records on the board of trade today largely on bullish reports from Kansas predicting crop shortage in that state.

May wheat early sold at \$1.33 1-4, or 1-8c over Saturday. September contracts brought \$1.10, which is 7-8c higher than the previous close, and 1-2c better than the previous high point some weeks ago. July at \$1.18 1-2 was within 3-8c of its previous top price.

December wheat, which touched \$1.07 3-4, showed evidence of inflational bullish support.

The best prices of the day were: May, \$1.24 1-4, July, \$1.19, 1-8; September, \$1.12 and December \$1.09 3-4.

IT'S TOUGH TO BE A BURGLAR

It was reported to police headquarters at 7:20 o'clock this morning that the inland drug store, at 331 Front avenue, was entered by a burglar last night. The cash register was

**But He Has Big Plans if
Pratt Will Clean Up
Lower Howard.**

**Plans Drawn to Turn Coeur
d'Alene Theater Into
a Hotel.**

The famous Coeur d'Alene theater building, in the plummy days the home of the gambler, and more recent years the theater and bowling alley, is to lose its identity in a big new modern hotel conducted by Goetz & Beer, on the American and European plan.

The hotel will be known as "The Frankfort," named after the famous Goetz. And the building will be called the Frankfort block, going under the same name as the building which stood before the fire.

"Our architect has drawn the plans for remodeling our building and making of it a first-class hotel," stated Jacob Goetz today. "The hotel will be one of the finest in the city, and contain about 150 rooms. We expect to start work immediately on making the change. If the present city administration will assure us that this part of the city will be free from a restricted district, we will hurry the hotel to completion."

"We have been disappointed once before in this respect. Mayor Moore promised that this part of the city

QUEER