

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 PALOUSE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 59576

Claim ID: ~~87-10537~~ 87-10524

Date Received: 5-14-2019

Receipt No: 7034333

Claim Fee: 57.00 By: _____

RECEIVED
MAY 14 2019
DEPT. OF WATER RESOURCES

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of claimant(s) Jan von Lindern and/or Margrit C. von Braun Phone (208) 596-8577
Mailing address 1075 SNOW ROAD MOSCOW IDAHO Zip 83843
Street or Box City State
Email address (optional) Jan@terrafound.org

2. Date of priority: (Only one per claim) 01/01/1880 (Explain priority date selected in Remarks)
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 39, Range 6, Section 36,
_____ 1/4 of _____ 1/4, Govt. Lot _____, BM, County of Latah
Parcel no. RP 39N06W367208 A

Additional points of diversion, if any: _____

If available, GPS Coordinates _____

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.

125' deep well - 2 hsp pump / original windmill 1880 hand dug
electric pump / deepened in 1932 - served two households - 50 dairy
cows / 100 head of livestock and adjacent property - irrigated 3 acre orchard

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD)

(cfs)

(acre-feet)

For domestic purposes from 1/1 to 12/31 amount .04 or _____
 For stock water purposes from 1/1 to 12/31 amount .07 or _____
 For irrigation purposes from 4/1 to 10/31 amount .09 or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .17 (cfs) and/or (b) _____ (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) 2 households, 150 head livestock

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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.

NE 1/4 of SE 1/4

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
39	6	36														8.2			6.2
39	6	36														8.0			6.2
39	6	36														10.2			10.2

Parcel no(s) RP 39N06W367208 A Total number of acres irrigated 6.2

10. In which county(ies) are lands listed above as place of use located? Latah

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.
 _____ or None (☒)

13. Remarks (Include an explanation of the priority date selected):

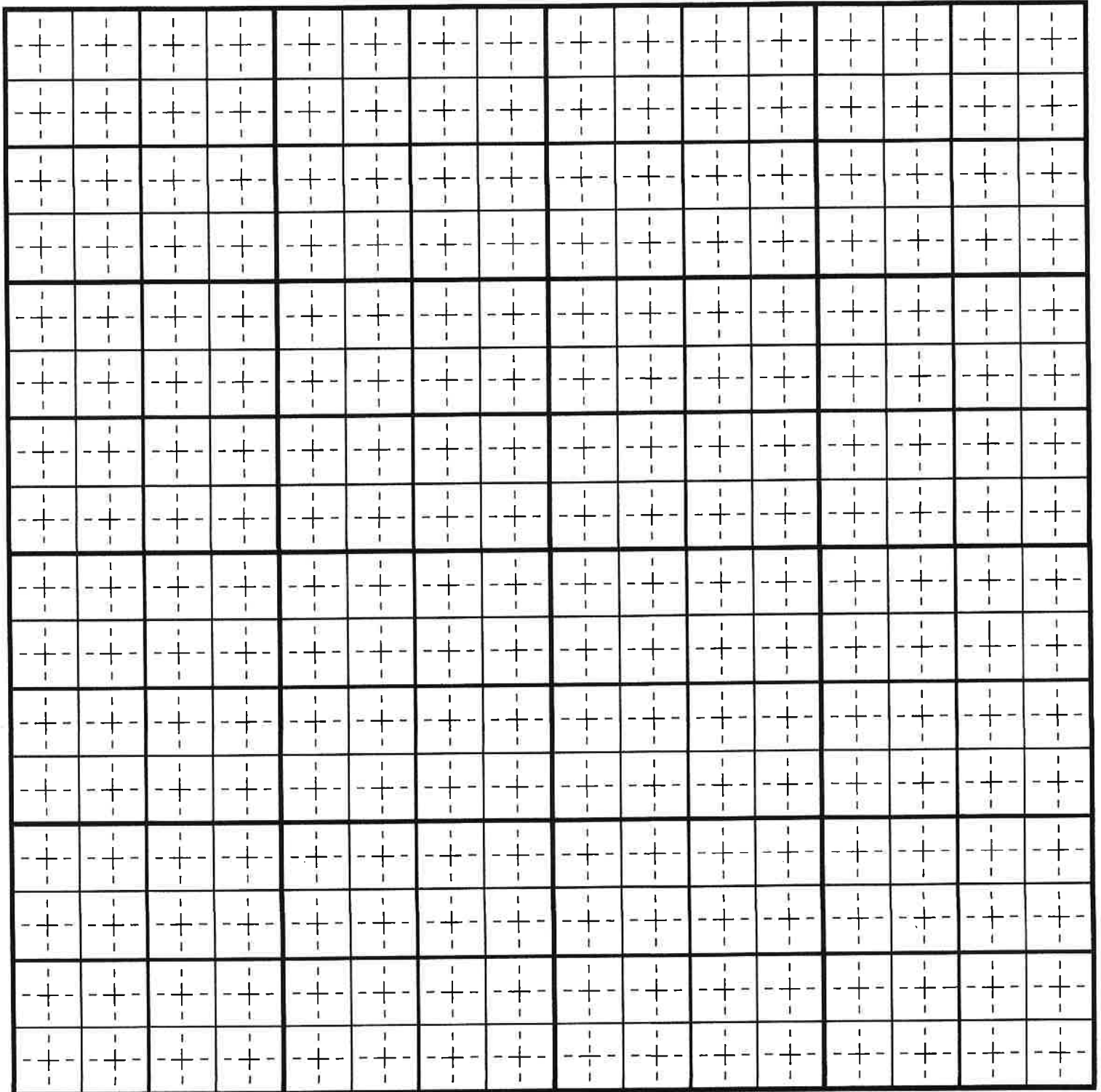
Property is original homestead prior to 1880. Estimated well hand dug and windmill installed prior to 1890. Well was deepened in 1932 with rural electrification. Well served farm with +100 head of livestock, 2 homes on adjacent properties and irrigated 3+ acres of orchards. 3 plus acres of pasture has been irrigated since 2012.

Name of claimant(s) _____

Claim ID _____

Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 inches equals 1 mile



Name of claimant(s) _____ Claim ID _____

14. Basis of claim (Check one) Beneficial Use (☒) Posted Notice (☐) License (☐) Permit (☐) Decree (☐)

Court _____ Decree Date _____ Plaintiff v. Defendant 39576 / 59576

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 Palouse 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: 7 pages original application or 1988 Reg Mailcert 1988/
aerial, photo, pro description, 2 maps, tax ID

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) Nan Hua Date: 5/14/2019
Margit von Braun Date: 5.14.19

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

_____ of _____
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 _____

Printed Name of Authorized Agent _____

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) _____, will be acting as attorney at law on 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 _____ Date _____

Address _____

Name of claimant(s) _____ Claim ID _____



PATRICK J VAUGHAN
LATAH COUNTY ASSESSOR
PO BOX 8068
MOSCOW ID 83843-0568

ASSESSMENT NOTICE

2017

THIS IS NOT A BILL.
DO NOT PAY.

SNOW

7500 1 AV 0.373 **<15>**1/1**G50*****AUTO**5-DIGIT 83843
VON LINDERN IAN H
& VON BRAUN MARGRIT C H/W
1075 SNOW RD
MOSCOW ID 83843-7818



Go paperless next year!

Go to eNoticesOnline.com and register with
this code: **LAT-1DVRZM9W**

For any questions, please notify the Assessor's
Office immediately. Assessor's Telephone
Number: (208) 883-5710

Appeals of your property value must be filed in
writing, on a form provided by the County, by:

JUNE 26, 2017 5:00PM

Parcel Description: 6.2 AC TAX #2731 NESE
36 39 6

Parcel Number: **RP 39N06W367208 A**

Parcel Address: 1075 SNOW RD 83843

Tax Code Area: 40-0000

ASSESSED VALUE OF YOUR PROPERTY

CURRENT CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
12 RURAL RES TRACT	6.200 AC	109,185	109,185
32 OUTBUILDINGS		14,975	14,975
34 BLDG RES TR		203,498	203,800
SUBTOTAL:	6.200	327,658	327,960
LESS EXEMPTIONS:			
LESS HOMEOWNERS EXEMPTION:		94,745	100,000
NET TAXABLE PROPERTY VALUE:		232,913	227,960

TAXING DISTRICT INFORMATION

TAXING DISTRICTS	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
COUNTY	208-883-2249	08/30/2017
LIBRARY	208-882-3925	08/22/2017
SD 281- MOSCOW	208-892-1139	06/27/2017
SD #281 SUPPLMT	208-892-1139	06/27/2017
SD #281-BOND	208-892-1139	06/27/2017
SD #281 TORT	208-892-1139	06/27/2017
N LATAH HWY	208-882-7490	08/16/2017
MOSCOW CEM	208-882-2044	08/24/2017
MOSCOW FIRE	208-882-2831	08/08/2017

To get an estimate of
your property tax, use
the Tax Estimator at
tax.idaho.gov

THIS IS NOT A BILL. DO NOT PAY.
See the back of this Notice for details.

7500 1/1



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AGREEMENT

THIS AGREEMENT, made and entered into this 5 day of August, 1982, by and between MAX D. NELSON and MARCELINE A. NELSON, husband and wife, hereinafter referred to as Sellers, and RICHARD J. NELSON and MARCIA KAYA NELSON, husband and wife, hereinafter referred to as Purchasers;

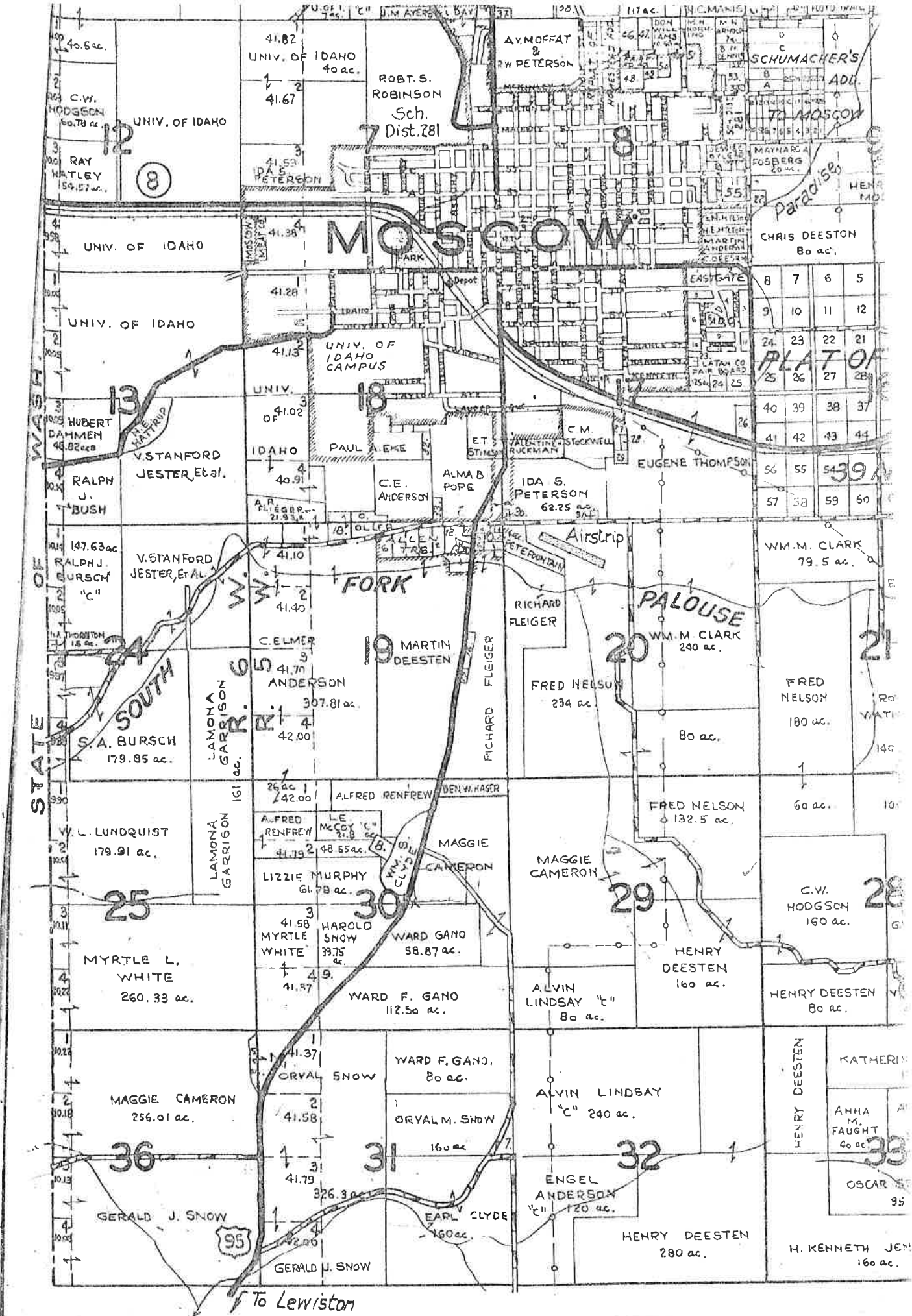
WITNESSETH:

That for and in consideration of a total purchase price of ONE HUNDRED ONE THOUSAND DOLLARS (\$101,000.00) and other considerations hereinafter expressed to be paid and performed in the manner hereinafter provided, the Sellers contract and agree to sell and convey, and the Purchasers contract and agree to purchase, the following described real property located in Latah County, State of Idaho, to-wit:

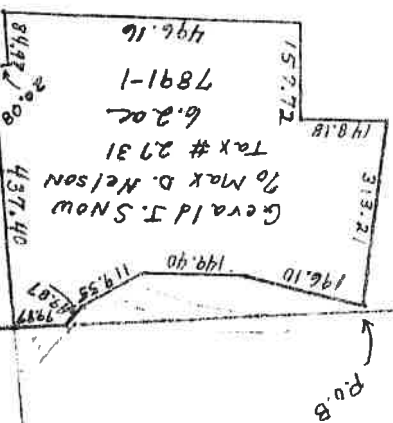
A tract of land situated in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36, Township 39 North, Range 6 W.B.M., and more particularly described as follows:

Beginning at the Southwest corner of said Section 36: thence on a line bearing N. 54°24' E. 4491.48 feet to a point in the centerline of the county road which is the TRUE POINT OF BEGINNING; thence S. 9°20' W. 313.21 feet; thence S. 87°32' E. 148.18 feet; thence S. 1°47' W. 157.72 feet; thence S. 87°19' E. 496.16 feet to a point intersecting the West right of way line of U.S. Highway #95; thence N. 2°54' W. 84.97 feet along said highway right of way line to the highway monument at highway station 1191+54.0; thence N. 87°06' E. 20.08 feet; thence N. 2°54' W. 437.40 feet along said highway right of way line to a point intersecting the North line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence along the North line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ 99.87 feet to a point intersecting the centerline of the existing county road; thence along the centerline of existing county road S. 46°41' W. 49.87 feet; thence S. 64°18' W. 119.55 feet; thence N. 88°00' W. 149.40 feet; thence N. 73°53' W. 196.10 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO right of way deed to Highway District No. 1, as more fully set out in Book 83 of Deeds at page



E



1.54

22.14
0.5705
0.8600

47

38.0

47