

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: 87-12239

Date Received: 9-18-2020

Receipt No: NO36438

Claim Fee: 25.9 By: JL

RECEIVED

SEP 18 2020

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

IDWR / NORTH
Please type or print clearly

1. Name of claimant(s) DANICKA MUSICK (TRUST) Phone (208) 892-4933
Mailing address P.O. BOX 352 POTLATCH ID Zip 83855
Street or Box City State
Email address (optional) danicka.musick@outlook.com
2. Date of priority: (Only one per claim) 1948 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water () or Other (☒) (a) Pond (spring fed)
which is tributary to (b) SINKS
4. a. Location of point of diversion is: Township 41N, Range 04W, Section 3,
NE 1/4 of SE 1/4, Govt. Lot _____, BM, County of _____
Parcel no. RP41N04W037273A
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.
10ft deep (max) 80ft across

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD) (cfs) (acre-feet)

For stock water storage purposes from 1-1 to 12-31 amount _____ or 3

For stock from storage purposes from 1-1 to 12-31 amount 0.02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.02 (cfs) and/or (b) 3 (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) STOCK: 60 head cattle & horses

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.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>41N</u>	<u>4W</u>	<u>3</u>																	

Parcel no(s) SAME Total number of acres irrigated _____

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 (☒)

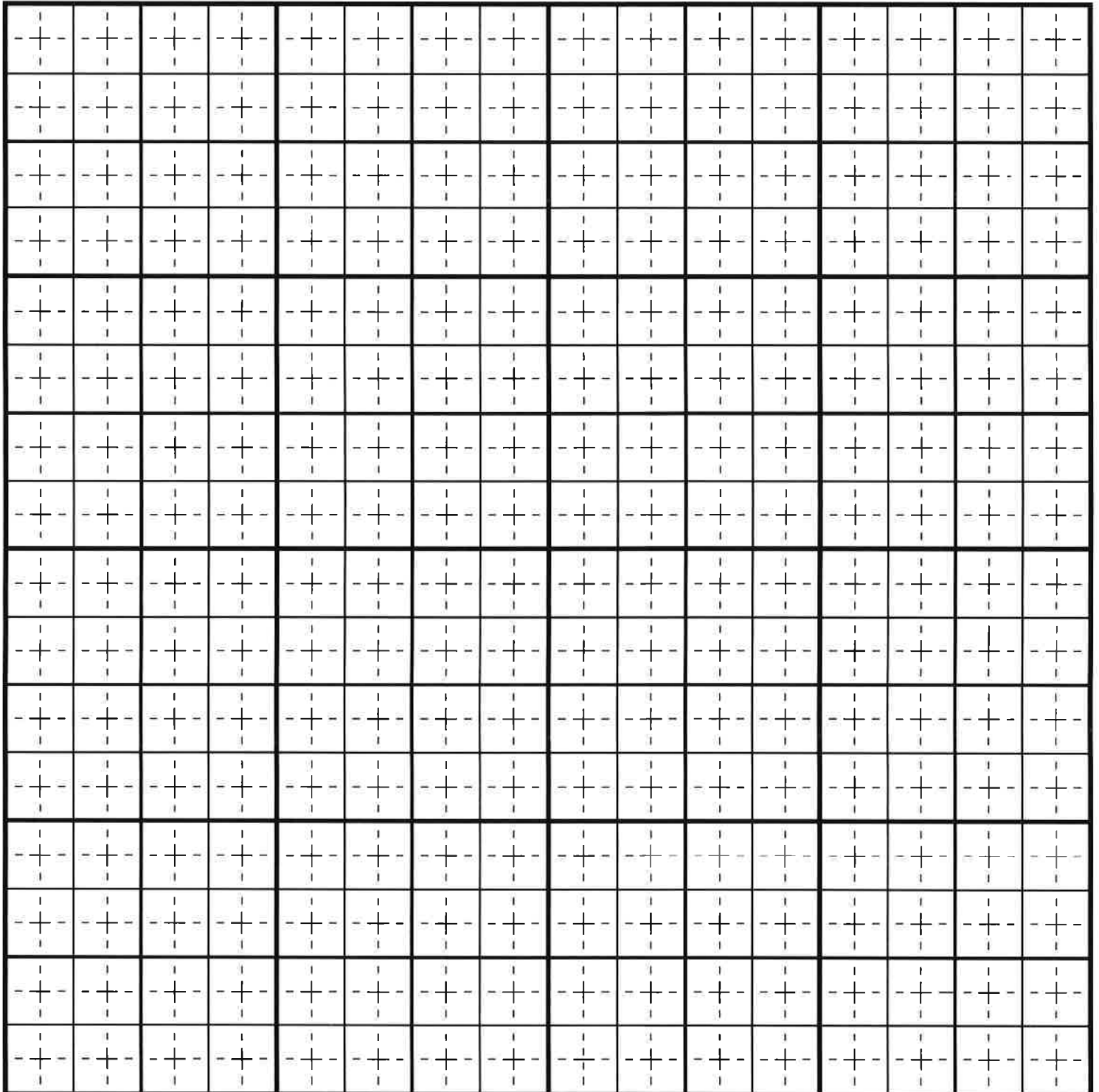
13. Remarks (Include an explanation of the priority date selected):

see priority date evidence from claim. and from claim
81-10831. ~~THE~~ The TRUST is the owner of the
property.

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 _____

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: _____

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

OWNER of DANICKA L MUSICK 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 Danicka Musick Date 9/15/2020

Printed Name of Authorized Agent DANICKA MUSICK

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 _____

DEED OF GIFT

THIS DEED OF GIFT, dated as of the 4th day of February, 2005, is made by and between MARION F. LINK, a/k/a MARION F. KINMAN, a widow, as Grantor, and JAMES L. WESTBERG, Trustee of the DANICKA L. MUSICK Trust, as Grantee, whose current address is PO Box 9344, Moscow, Idaho, 83843;

FOR AND IN CONSIDERATION of her love and affection for DANICKA L. MUSICK and other good and valuable consideration, Grantor does hereby grant unto Grantee all of her interest in the following described real property situate in the State of Idaho, County of Latah, to-wit:

The North Half of the Southeast Quarter (N1/2SE1/4); the Southwest Quarter of the Southeast Quarter (SW1/4SE1/4); 39.94 acres of the Southeast Quarter of the Southeast Quarter (SE1/4SE1/4) all in Section 3, Township 41 North, Range 4 West, Boise Meridian.

SUBJECT TO life estates in both Grantor and KARLA RAE KINMAN MUSICK of Potlatch, Idaho.

IN WITNESS WHEREOF, Grantor has hereunto subscribed her name to this instrument as of the day and year first above written.

Marion F. Link
MARION F. LINK

STATE OF IDAHO)
) ss.
County of Latah)

On this 4th day of February, 2005, before me the undersigned a Notary Public in and for the State of Idaho, personally appeared MARION F. LINK, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

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

(seal)



James L. Westberg
Notary Public in and for the
State of Idaho, residing at
Moscow, Idaho.

My commission expires: 4/13/2010

DEED OF GIFT - 2

493692
DATE & HOUR: 2:05 844
SUSAN PETERSEN
LATAH COUNTY RECORDER

FEE \$ 60 BY [Signature]

M/ROBOX 9344
Moscow ID 83843