

JAN 24 2022

DEPARTMENT OF
WATER RESOURCES

Form No.42-1409-1 (Internet 5/17)

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: 95-9746

Date Received: _____

Receipt No: _____

Claim Fee: _____ By: _____

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of claimant(s) Armand H. Anderson / Mary L. Marshall Phone (208) 633-1214Mailing address 13000 E NUNN Rd. Arhol Id Zip 83801
Street or Box City State

Email address (optional) _____

2. Date of priority: (Only one per claim) 6-1-1920 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)3. Source of water supply (Check one) Ground Water () or Other () (a) Sage Creekwhich is tributary to (b) sinks4. a. Location of point of diversion is: Township 53 N, Range 02W, Section 32,Sw 1/4 of Nw 1/4, Govt. Lot _____, BM, County of KootenaiParcel no. PIN # 53N02W32.3200

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.

Water is diverted by open ditch approx. 1/8 mile long
to flood irrigate 15 acres

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD) ^{MM MM 1-19-22}

(cfs)

(acre-feet)

For Irrigation purposes from 4-01 to 10-31 amount 0.30 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.30 (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.) _____

9. Description of place of use:

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

b. 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>53N</u>	<u>24W</u>	<u>32</u>						<u>10</u>	<u>5</u>										<u>15</u>

Parcel no(s) ^{PIN} 53 N02 W132 32 000

Total number of acres irrigated 15

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 (X) 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.

Some overlap with Green Creek or None ()

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

claim to water right # 96-4012. renumbered to 95-9746
July 16 1973

letter from Anthony Bubb dated 7-16-1973 to establish
priority date 1920

Name of claimant(s) Armand H Anderson / Mary L Marshall

Claim ID 95-9746

see map attached

[illegible]

Claim ID 95-9746

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 95-9746

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: 1

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) Armand H. Anderson Date: 1-14-2022
Mary L Marshall Date: 1-14-2022

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) Armand H. Anderson / Mary L Marshall Claim ID 95-9746

30

SESW 01 29

31

32

NESE

NESE

SESW

SW 1/4
O, pod

SESW 1/4



AK 0-746

PIN 53N17W 373700

95-9746

CLAIM TO A WATER RIGHT

Notice is hereby given that Armand H. &/or Jean G. Anderson
(name of claimant)

The extent and nature of said claim is as follows:

- | | | | | | | | | |
|--------|----------------------|-----|-------------------------------|----------------|------|---------------|----|------------------------|
| Amount | <u>0.30 cfs</u> | Use | <u>Irrigation</u> | Period of Use: | From | <u>June 1</u> | To | <u>Sept. 1</u> |
| Amount | _____ | Use | _____ | Period of Use: | From | _____ | To | _____ |
| Amount | _____ | Use | _____ | Period of Use: | From | _____ | To | _____ |
| | (cfs, gpm
or a/f) | | (dom., irri.,
stock, etc.) | | | | | (both dates inclusive) |

- A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- SW ¼, NW ¼, Sec. 32 Twp. 53N Rge. 2W B. M. County of Kootenai
Additional points of diversion:

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

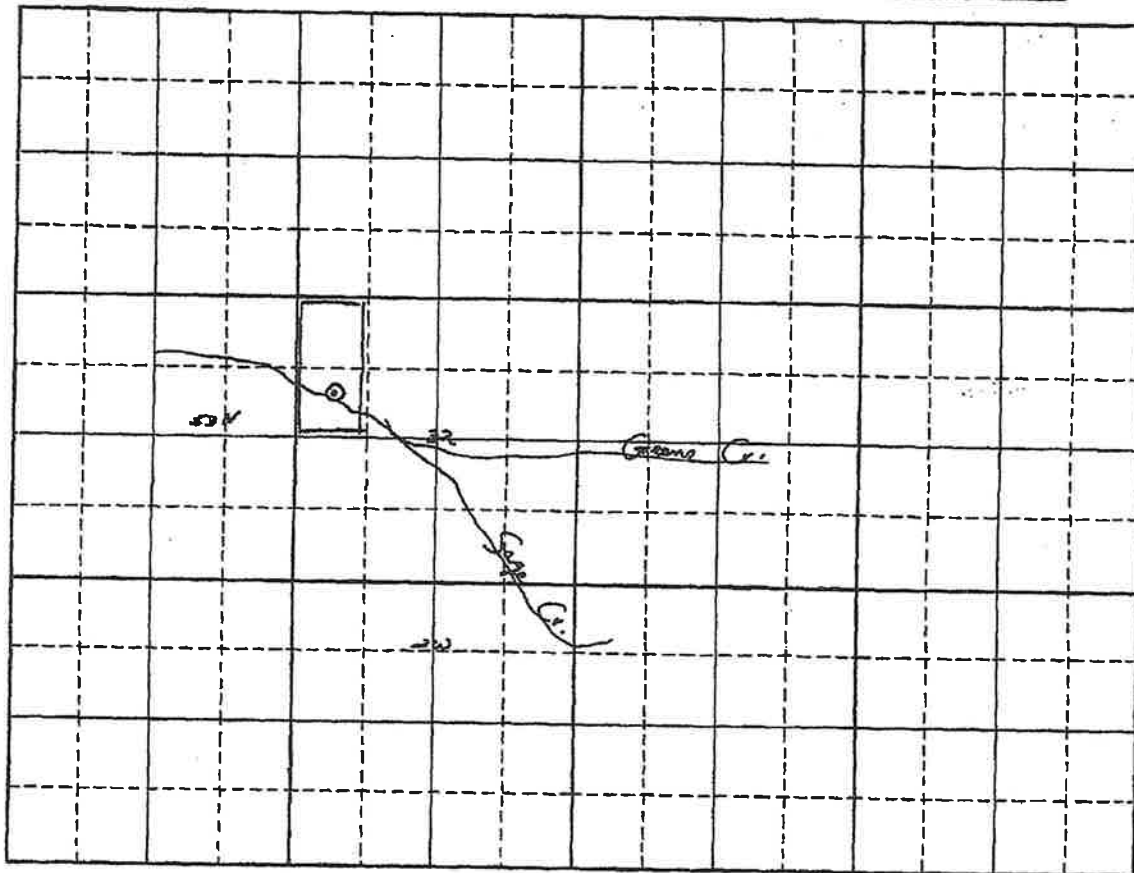
[illegible]

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: _____

- (7) If you are claiming water as a member of an organization, list name of organization: _____

(X) Remarks

96 4072



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of KOOTENAI

ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 16TH day of July, 1973.

Jean St. Anderson
(Claimant)

Carla M. Roberts
Notary Public
Residing at COEUR D'ALENE, ID

My commission expires SEPT. 11, 1976

For Department Use Only

Received by <u>FB</u>	Date <u>7/17/73</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>FB</u>	Date <u>7/18/73</u>		claimant by:	
\$10.00 fee received by <u>FB</u>	Date <u>7/18/73</u>	<u>2 10782</u>		
Approved for publication by <u>FB</u>				
Published in <u>COEUR D'ALENE PRESS</u>				
Dates <u>7-26</u> & <u>8-2-73</u>				

July - 16 - 1973

To whom it may concern:

Water from Sage Creek was used to irrigate approximately fifteen acres in T 53N, R 2WBM, Section 32 by my parents when they owned this property.

The fifteen acres were in the NW $\frac{1}{4}$ and SW $\frac{1}{4}$ of the NW $\frac{1}{4}$. This irrigation began in about 1920.

Anthony Gubb

96 4072

To Whom it may concern,

I purchased the property, PIN 53N02W32300, about 1960 at which time Sage Creek was being used to flood irrigate 15 acres of the property. I continued to use Sage Creek for irrigation and still do.

I filed a claim for water rights in July 1973 for 0.30 cfs for irrigation Claim # 96-4072 now # 95-9746 with a priority date of June 1920.

Sincerely,

~~Armand H Anderson~~

Armand H Anderson