

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 CLARK FORK-PEND OREILLE RIVER
BASIN WATER SYSTEM

CIVIL CASE NUMBER: 69576

RECEIVED

MAR 18 2022

IDWR / NORTH

Ident. Number: 96-8309
Date Received: 3/18/2022
Receipt No: N38860
Claim Fee: \$25.00
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MARGARET L BRANDEIS
PO BOX 446
SAGLE ID 83860

Phone: (541) 226-7006

AND/OR

JOEL W BUCK
PO BOX 446
SAGLE ID 83860

Phone: (541) 226-7006

2. Date of Priority: 6/30/1983

3. Source:
SPRING

Trib. to:
SINKS

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
55N	01W	6	NW SE		BONNER	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
DOMESTIC	1/01	12/31	0.01		0.6

7. Total Quantity Appropriated is:

0.01 C.F.S. and/or 0.6 A.F.A.

8. Non-irrigation uses:

9. Place of use:

DOMESTIC within BONNER County

Township	Range	Section	¼	of	¼	Lot	Acres
55N	01W	6	SW		SE		

10. Do you own the property listed above as place of use? Yes

If your answer is no, describe in remarks below the authority you have to claim this water right.

11. Other Water Rights Used:

NONE

12. Remarks:

Priority Date Explanation:

13. Basis of Claim: License

14. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the CLARK FORK-PEND OREILLE River Basin Adjudication." (b.) I/We do _____ do not ~~X~~ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 3

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: 3-18-22

Joel Bush Date: 3-18-22

Instrument # 863335

BONNER COUNTY, SANDPOINT, IDAHO
8-22-2014 3:20:11 PM No. of Pages: 6
Recorded for: ALLIANCE TITLE - SANDPOIN
R. ANN DUTSON-SATER Fee: \$25.00
Ex-Officio Recorder Deputy
Index to: MSC

CB

CATHERINE L. DULLEA, CHTD.
Attorney at Law
101 North Fourth Avenue, Suite 204
Sandpoint, ID 83864
Phone: (208) 265-2276
Fax: (208) 265-1556

SPRING EASEMENT

MELVIN C. KEARNEY ("Kearney"), a single man, is the owner of Parcel 1 described in the attached Exhibit "A".

JOEL WILLIS BUCK and MARGARET LOUISE BRANDEIS, husband and wife ("Buck/Brandels"), are the owners of Parcel 2, described in the attached Exhibit "B".

FOR VALUE RECEIVED, Kearney does hereby GRANT, BARGAIN, SELL and CONVEY unto Buck/Brandels, whose address is 5618 Talache Road, Sagle, ID 83860, and to their heirs, successors and assigns, an EXCLUSIVE EASEMENT for access to and use of a Spring located on Parcel 1.

The scope of this easement is the current water line from the Spring to the boundary line between Parcel 1 and Parcel 2, plus the Spring itself, as well as sufficient extra space to allow for vehicle access to and maintenance of the Spring and any water system elements located at the Spring, and for vehicle access to and maintenance, repair and replacement of the elements of the water line.

After any entry onto Parcel 1, any damage caused by such entry or by any work done on the Spring, elements of the water system, and/or water

SPRING EASEMENT 1

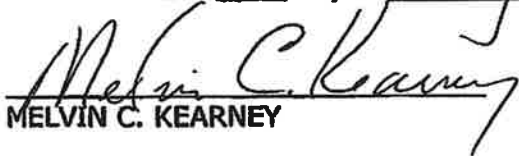
line, the owner(s) of Parcel 2 shall promptly repair any such damage to bring the condition of Parcel 1 back to its pre-entry condition.

THIS EASEMENT shall be **EXCLUSIVE** and is appurtenant to and for the perpetual benefit of Parcel 2. The owner(s) of Parcel 1 shall have no rights to the water or water line, and shall not impair the ability of the owner(s) of Parcel 2 from access to or use of the Spring. No improvements, including but not limited to buildings, landscaping, or fencing, shall be erected or placed on the water line or in any area that will restrict access to the Spring or water line.

The location of the Spring and water line are approximately illustrated on the attached Exhibit "C".

IN WITNESS WHEREOF the undersigned has executed this

Instrument this 1 day of Aug, 2014.

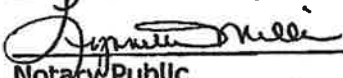

MELVIN C. KEARNEY

SPRING EASEMENT 2

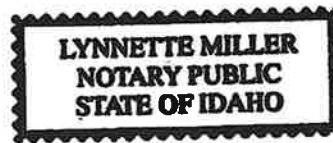
STATE OF Idaho)
) ss.
County of Bonner)

This day personally appeared before me, the undersigned Notary Public, MELVIN C. KEARNEY, known or proven to me to be the person whose signature is subscribed to the within Instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this
1st day of August, 2014.



Notary Public
Residing at: Athol
Comm. Exp.: May 2 2017



SPRING EASEMENT 3

2008 Descriptions for Carver Kearney (Boundary Line Adjustments)

Parcel 1

A parcel of land located in portions of the Stena Lode Claim, MS#1743, the Stena No. 2 Lode Claim, MS#1743, and the Keystone Lode Claim, MS#1743, Section 6, Township 55 North, Range 1 West, Boise Meridian, Bonner County, Idaho, more particularly described as follows:

Commencing at Corner No. 3 of Stena Lode Claim; Thence N75°55'W, along the south line of said Stena Lode Claim, a distance of 167.24 feet; Thence N37°23'11"W a distance of 159.12 feet; Thence N14°01'26"E a distance of 152.61 feet; Thence N33°20'01"W a distance of 564.66 feet (record 580.34) to the west line of the Stena Lode Claim and the TRUE POINT OF BEGINNING;

Thence along the southerly line of the tract described in Instrument No. 649413 the following four (4) courses:

- 1) S33°20'01"E a distance of 564.66 feet (record 580.34);
- 2) S14°01'26"W a distance of 152.61 feet;
- 3) S37°23'11"E a distance of 159.12 feet;
- 4) S75°55'00"E a distance of 215.00 feet to the west line of that tract described in Instrument No. 607749;

Thence S02°44'40"E, along said west line, a distance of 596.68 feet;

Thence S83°53'44"W a distance of 191.37 feet;

Thence N22°55'18"W a distance of 128.74 feet;

Thence N50°16'12"W a distance of 212.58 feet

Thence N72°44'24"W a distance of 89.01 feet;

Thence S86°08'42"W a distance of 219.73 feet to the west line of said Keystone Lode Claim;

Thence N05°46'00"E, along the west line of said Keystone Lode Claim, a distance of 510.46 feet to Corner No. 1 of Keystone Lode Claim & Corner No. 4 of Stena Lode Claim;

Thence N13°45'00"E, along the west line of Stena Lode Claim, a distance of 387.00 feet to Corner No. 5 of Stena Lode Claim;

Thence N09°02'13"W, along the west line of Stena Lode Claim, a distance of 269.37 feet to the POINT OF BEGINNING.

Containing 11.26 acres, more or less.

END OF DESCRIPTION

EXHIBIT "A"

Parcel 2

A parcel of land located in a portion of the Keystone Lode Claim, MS#1743, Section 6, Township 55 North, Range 1 West, Boise Meridian, Bonner County, Idaho, more particularly described as follows:

Commencing at Corner No. 1 of said Keystone Lode Claim; Thence S05°46'00"W, along the west line of said Keystone Lode Claim, a distance of 510.46 feet to the TRUE POINT OF BEGINNING;

Thence N86°08'42"E a distance of 219.73 feet;

Thence S72°44'24"E a distance of 89.01 feet;

Thence S50°16'12"E a distance of 212.58 feet;

Thence S22°55'18"E a distance of 128.74 feet

Thence S09°53'22"W a distance of 501.87 feet to the south line of said Keystone Lode Claim;

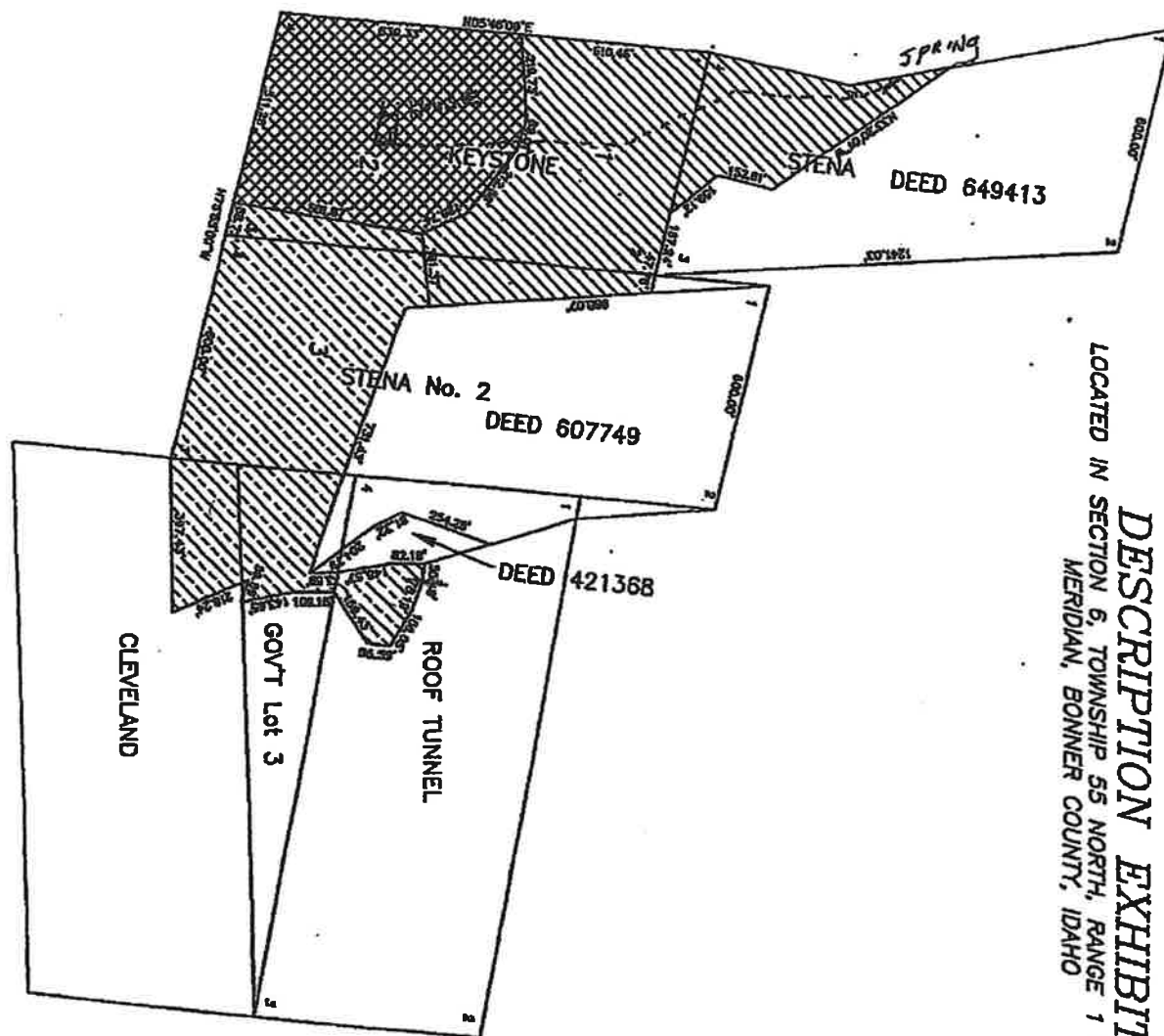
Thence N75°55'00"W, along said south line, a distance of 511.28 feet to Corner No. 4 of said Keystone Lode Claim;

Thence N05°46'00"E, along the west line of said Keystone Lode Claim, a distance of 639.33 feet to the POINT OF BEGINNING.

Containing 8.00 acres, more or less.

END OF DESCRIPTION

EXHIBIT "B"



DESCRIPTION EXHIBIT
 LOCATED IN SECTION 6, TOWNSHIP 55 NORTH, RANGE 1 WEST, BOISE
 MERIDIAN, BONNER COUNTY, IDAHO



EXHIBIT "C"



BONNER COUNTY PUBLIC WORKS

Road & Bridge Department

1500 Highway 2, Suite 101 • Sandpoint, ID 83864 • Phone: 208.255.5681 Fax: 208.263.9084
email: roads@co.bonner.id.us

July 20, 2015

REF: Address Confirmation

To Whom It May Concern;

This is to verify that **Parcel RP55N01W068100A**, Legal Description: **6-55N-1W TAX 48 OF KEYSTONE LODGE CLAIM CPWR** currently belonging to **MARGARET L BRANDEIS and JOEL W BUCK**, is currently addressed as **443 STENNA DR, SAGLE, ID 83860**. This property was formerly addressed as 5618 Talache Rd., Sagle, ID.

If you require any further information, please do not hesitate to contact this office.

BONNER COUNTY ROAD & BRIDGE