

Claim No. 97-4219

Amended Claim

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 28 2012

CLAIM TO A WATER RIGHT

IDWR/NORTHERN

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed.** Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that B.C. Turner and/or Nancy A. Turner
(Name of Claimant)

Mailing Address: P.O. 712, Priest River, ID 83856

Telephone No: 208-448-0454 Email: —

claims a right to the diversion and beneficial use of surface or ground water. The extent and nature of said claim is as follows:

1. Date of Priority: (When the water was first applied to beneficial use) 1/1/1969
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, Idaho Code.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Pend Oreille River tributary to Columbin River

3. Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs or af)	Use	(Irrigation, Domestic, Stock, Etc.)	Period of Use From	(Both dates inclusive) (MM/DD)	to	(MM/DD)
Quantity	<u>0.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From	<u>1/1</u>	to	<u>12/21</u>
Quantity		Use		Period of Use From		to	
Quantity		Use		Period of Use From		to	
Quantity		Use		Period of Use From		to	

4. 0.04 cfs TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is _____ ¼ of NE ¼ of SW ¼, Govt. Lot 2
Sec. 26 Township 56N Range 05W B.M., Bonner County; additional points of diversion, if any: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.

Pump water from river.

SCANNED

AUG 24 2012

Amended Claim

97-4219

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.

D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56N	54W	26									O								

TOTAL ACRES _____

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific.

Domestic one home including lawn & garden

NOTE: Include here the type and number of stock watered: None

7. Remarks: This claim is to correct the point of diversion and place of use from what was originally filed, and also update the ownership.

8. **Map** -- Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the place of use if available.

State of Idaho)
County of Bonner) ss.

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



Nancy A. Linnell

Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 20th day of February, 2012

Notary Public

Residing at Priest River

My commission expires: August 6, 2015

FOR DEPARTMENT USE ONLY

Received by _____ Date _____
Prelim. check by _____ Date _____
Fee _____ Receipt # _____
Receipt prepared by _____ Date _____

Published in _____
Publication dates _____
Publication checked by _____ Date _____
Exceptions filed by _____

SCANNED

AUG 7 2012

MEMORANDUM

Date: July 24, 2012
To: Water Right File 97-4219
From: kfranklin
Re: AMENDMENT

THIS CLAIM WAS AMENDED BY THE NEW OWNER ON FEBRUARY 20, 2012.

SCANNED

AUG 24 2012

97-4219

2769

COPY

291606

MEMORANDUM OF CONTRACT

114- 240

KNOW ALL MEN BY THESE PRESENTS:

That there exists this date, the 23rd day of August, 1984, a contract between GEORGE E. WATERS and AUDREY WATERS, husband and wife, of P.O. Box 737, Newport, Washington 99156, as Vendors, and CHARLES B. BROWN and PATRICIA L. BROWN, husband and wife, of 411 Alder Lane, #205, Kent, Washington 98031, as Vendees, providing for the sale and purchase of the following-described property, to wit:

26.52.52w

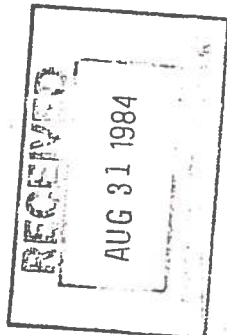
Lot 10 in Block 1 of Vista Shores, according to the plat thereof, recorded in Book 2 of Plats, page 149, records of Bonner County, Idaho.

SUBJECT TO the difference in the mean high water line of Pend Oreille Lake and the meander line as shown by Government Survey;

ALSO SUBJECT TO easement for electric transmission lines as granted by J. E. Reynolds and Mrs. J. E. Reynolds, husband and wife, to Mountain States Power Company (now Pacific Power & Light Company) by instruments recorded May 17, 1945 in Book 12 of Miscellaneous, page 600, and instrument recorded June 18, 1945 in Book 12 of Miscellaneous, page 625, records of Bonner County, Idaho;

ALSO SUBJECT TO estate or interest of the United States as per Declaration of Taking filed by the United States of America August 5, 1952 in the United States District Court for the District of Idaho, and recorded in Book 14 of Judgments, page 66, records of Bonner County, Idaho, on August 9, 1952;

AND ALSO SUBJECT TO a perpetual right of way and easement to overflow, flood and submerge a portion of the herein described property, as granted by Robert L. Cobb and Juanita E. Cobb, husband and wife, to the United States of America, by Warranty Easement recorded September 9, 1950 in Book 26 of Miscellaneous.



SCANNED

AUG 24 2012

SPECO TITLE INS

BOOK NO. 114

AT 12:32 P.M. REQUEST OF

CLAYTON S. BUMPIN, BONNER COUNTY RECORDER, STATE OF IDAHO

FILING FOR RECORD 8-27-84

26.52.52w
 Robert L. Cobb & Juanita E. Cobb
 \$400

pg 240

97-4/219

FILED BY *Shirley*
93 SEP 13 PM 12 36
RECORDED OF BONNER
COUNTY BY 52 DEP.

Leenou

431706

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS:

That Grantors, CHARLES B. BROWN and PATRICIA L. BROWN, husband and wife, of Post Office Box 1564, Priest River, Idaho 83856, FOR A VALUABLE CONSIDERATION, DO HEREBY grant, bargain, sell and convey unto B. C. TURNER and NANCY A. TURNER, husband and wife, of Post Office Box 64, Liberty Lake, Washington 99019, the Grantees, the following described property in Bonner County, State of Idaho, to wit:

Lot 10 in Block 1 and Lot 5 in Block 4 of Vista Shores, according to the Plat thereof, recorded in Book 2 of Plats, Page 149, records of Bonner County,

COPY

SCANNED

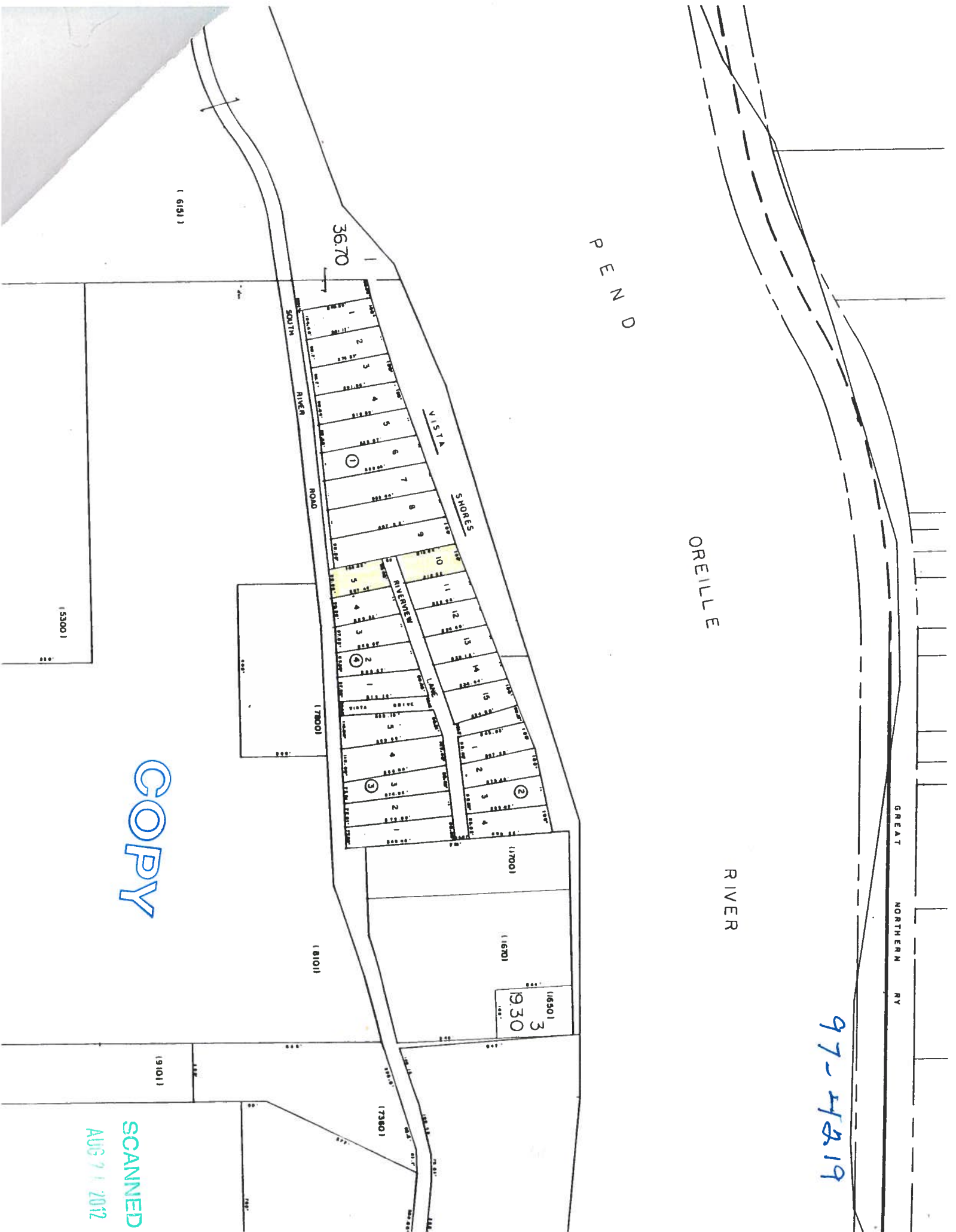
AUG 2 1992

97-4219

OREILLE

RIVER

P E N D



COPY

SCANNED
AUG 7 2012

97-4219

keithmap10 - ArcMap - ArcView

File Edit View Bookmarks Insert Selection Geoprocessing Customize Windows Help

Process ▾ POU ▾ POD ▾ Wells ▾ SC ▾ WMIS ▾ Dam Safety ▾ UIC ▾ WRA ▾ WSB ▾

Table Of Contents

Identify

Identify from: Taxlots

Location: 2,282,450.490 1,890,015.385 Meters

Field	Value
ACRES	0
ADDRESS1	PO BOX 712
ADDRESS2	
CITY	PRIEST RIVER
COUNTY	Bonner
ID	422983
LEGAL1	26-56N-5W VISTA SHORES, BLK 1 LOT 10,
LEGAL2	
LEGAL3	
LEGAL4	
LEGAL5	
LEGAL6	
OWNER	TURNER, B C & NANCY A
P_ADDRESS	75 W RIVERVIEW LN
P_ZIPCODE	83856
PIN	RP00475001010BA
SOURCE	
STATE	ID
SUB_NAME	
UPDATED	6/23/2011
YEAR_BUILT	<null>
ZIPCODE	83856

Identified 1 feature

56N05W26N ESW LOT 2

POD

POU

116°55'56.397"W 48°10'17.858"N

start

keithmap10 - Arc...

7:44 AM

SCANNED

AUG 7 4 2012