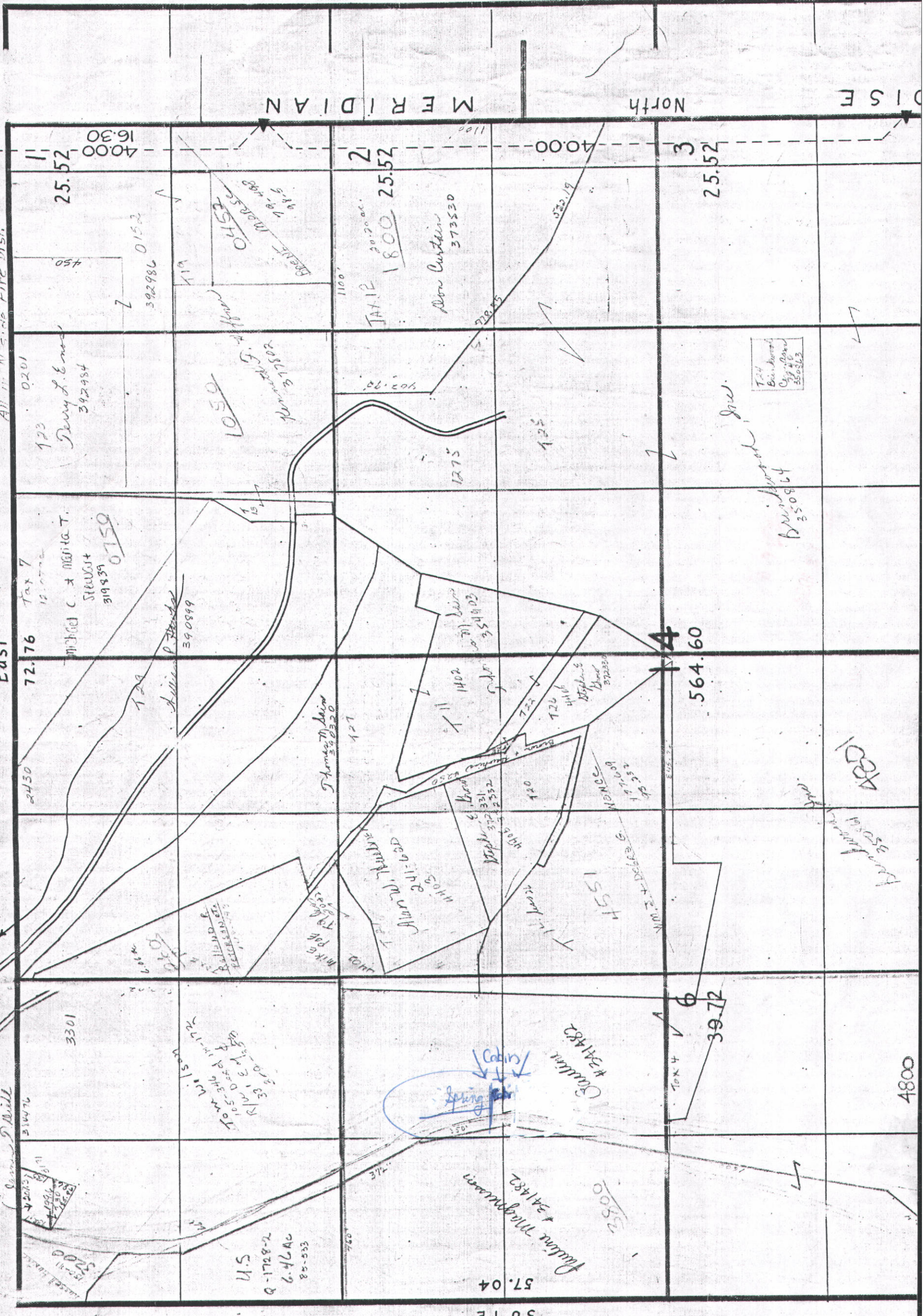


TOWNSHIP No. 57, NORTH, RANGE No. 1, WEST, BOISE MERIDIAN, IDAHO

33 SECTION No. 14, SUBDIVISION East *All in N. side Fire Dist.*





STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



Department of Water Resources

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that JULIA ANN MAGNUSSON

(Name of Claimant)

P.O. Box 146 KOOTENAI IDAHO

(Mailing Address)

(Zip Code)

Telephone No. 263-9040
263-4341

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

(1) Date of priority: (When was the water first applied to a beneficial use) MAY 15, 1920

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 is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

SPRING tributary to SINKS

(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, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.04</u>		Use <u>DOMESTIC</u>		Period of Use From <u>4</u>	To <u>12/31</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.04 TOTAL QUANTITY USED.

(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SW 1/4 NW 1/4, Sec. 14 Twp. 57N. Rge. 1W. B.M., County of BANNER

Additional points of diversion:

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

(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.

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
<u>57N</u>	<u>1W.</u>	<u>14</u>							<u>D</u>										

No. of acres

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

NOTE: Include here the type and number of stock watered:

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

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[illegible]

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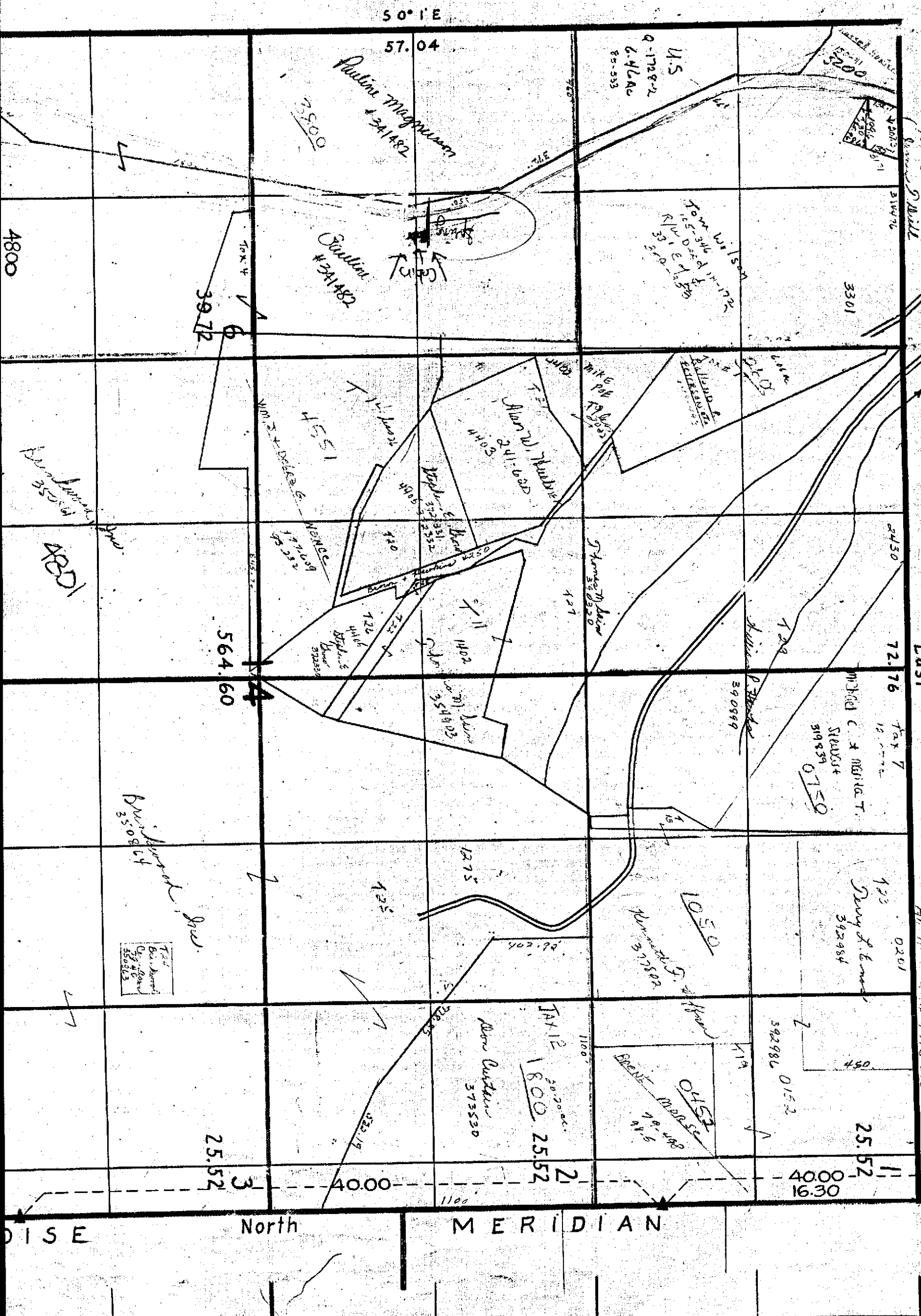
TOWNSHIP No. 57, NORTH, RANGE No. 1 WEST, BOISE MERIDIAN, IDAHO

SECTION No. 14, SUBDIVISION East

N.P. to B.C. Co. m. 18 P. 123

Tom & Bill

All in N. to E. Dist.



acknowledged to me that they executed the same as their free and voluntary act and deed for the uses and purposes therein mentioned.

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

Peter Johnson

Notary Public in and for the State of Idaho residing at Sandpoint, Com. Ex. Oct. 1-1923.

(Notarial Seal)

Filed for Record at the Request of Peter Johnson at 18 min. past 3 P.M. on May 15th 1920 and recorded in Vol. 15 of Mortgages, page 591. Records of Bonner County, State of Idaho. Robt. S. McGraw -- Recorder. By _____ Deputy. Fee --- \$2.00

No. 46543.

MORTGAGE

THIS MORTGAGE, Made the 15th day of May A.D. One Thousand Nine Hundred and Twenty BY C. R. WICKS and H. W. SISSON of the County of Bonner, State of Idaho, single men, Mortgagors, TO JOHN H. SIMMON of the City of Berkeley, County of Alameda, State of California, Mortgagee,

WITNESSETH, That the Mortgagors mortgage to the Mortgagee that certain parcel of land in the County of Bonner State of Idaho, particularly described as follows, to wit:

The Southwest quarter of the Northwest quarter (S.W. 1) of the N.W. 1), the Southeast quarter of the Southwest quarter (S.E. 1) of the S.W. 1), and Lots Five (5) and Six (6) of Section Fourteen all in Township Fifty-seven North, Range One (1) West B.M. This mortgage is given to secure a part of the purchase price of said premises.

AS SECURITY for the payment to the said Mortgagee of Fifteen Hundred Dollars (\$1500.00), with interest thereon according to 3 certain promissory notes of even date herewith, made by said Mortgagors to the Mortgagee herein one due May 15th 1921, one May 15th, 1922, and one May 15th 1923, each for five hundred dollars, If default be made in payment of the principal or interest of said notes or any of them or any part thereof, mortgagee may elect to declare the whole sum secured hereby due and payable immediately.

MORTGAGORS shall pay all taxes, assessments and incumbrances on said property, or which may appear to be such, during the continuance hereof, including taxes on this mortgage and shall keep the buildings on said premises insured in a company selected by the Mortgagee for at least \$500.00, payable in case of loss to the said Mortgagee, and shall pay for same; and failing to do so, Mortgagee may pay any and all such sums or charges. All sums so paid shall be repayable on demand, and shall bear interest at the rate of one per cent per month, and are secured by this mortgage. In case of foreclosure, there shall become due to Mortgagee at the commencement of the action, the sum of \$150.00 for attorney's fees, which sum is likewise secured by this mortgage.

WITNESS the signature of the Mortgagors the date herein first written.

Signed and executed in the presence of

C. R. Wicks. (SEAL)

H. W. Sisson (SEAL)

STATE OF IDAHO)
County of Bonner) ss.

On this 15th day of May A.D. One Thousand Nine Hundred and Twenty, before me, a Notary Public, in and for the _____ County of Bonner State of California, residing therein, duly commissioned and sworn, personally appeared C. R. WICKS and H. W. SISSON known to me to be the persons described in and whose names are subscribed to the within instrument, and

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they acknowledged to me that they executed the same.

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

(Notarial Seal)

G. H. Martin
Notary Public. In and for said County of
Bonner, State of Idaho residing at
Sandpoint.

Recorded at the Request of G. H. Martin May 15th A.D. 1920 at 42 min. past 4 o'clock,
P.M., in Vol. 15 of Mortgages Page 594. Bonner County Records.

Robt. S. McCrea -- Recorder. By F. E. Walker --, Deputy Recorder. Fees -- \$1.50

COMPARED
INDEXED

No. 4 6 6 1 3 .

THIS INDENTURE, Made this 3rd day of May, A.D. 1920. Between Ernest Walter the party of
the first part, and Walter E. Tipton and Matilda L. Tipton the parties of the second part,

WITNESSETH, That the said party of the first part, for and in consideration of the sum
of Two Thousand Dollars, lawful money of the United States to them in hand paid by the said
party of the second part, the receipt whereof is hereby acknowledged, do by these presents
grant, bargain, sell, convey and confirm unto the said party of the second part, and to
their heirs and assigns, the following described tract or parcel of land, lying and being
in the County of Bonner and State of Idaho, and particularly bounded and described as follows,
to-wit:

North East Quarter of the North West Quarter and the North West Quarter
of the North East Quarter and Lots Two and Three of Section Fifteen in
Township Fifty Nine North of Range Four W of the Boise Meridian

Together with all and singular the tenements, hereditaments and appurtenances thereto be-
longing,

THIS CONVEYANCE is intended as a Mortgage, to secure the payment of Two Thousand Dollars
lawful money of the United States, together with interest thereon in like lawful money at the
rate of 7 per cent per annum from date until paid, according to the terms and conditions of
three certain promissory notes bearing even date Made by Ernest Walter payable \$500.00 on
or before one year \$500. on or before two years, and \$1000. on or before three years to the
order of Walter E. and Matilda L. Tipton and these presents shall be void if such payment
be made according to the terms and conditions thereof. But in case default be made in the
payment of the principal or interest of said promissory notes or any part thereof, when the
same shall become due and payable, according to the terms and conditions thereof, then the
said parties of the second part, their executors, administrators and assigns, are hereby
empowered to sell the said premises, with all and every of the appurtenances, or any part
thereof, in the manner prescribed by law, and out of the money arising from such sale, to
retain the whole of said principal and interest, whether the same shall be then due or not,
together with the costs and charges of making such sale, and the overplus, if any there be,
shall be paid by the part making such sale, on demand, to the party of the first part his
heirs or assigns, And in any suit or other proceeding that may be had for the recovery of
said principal sum and interest on either said note or this mortgage, it shall and may be
lawful for the said parties of the second part, their heirs, executors administrators or
assigns, to include in the judgment that may be recovered, counsel fees and charges of
attorneys and counsel employed in such foreclosure suit the sum of a reasonable sum of
Dollars, in lawful money or in case of settlement or payment being made after suit has been
commenced and before the final decree has been entered thereon, an attorney's fee of a

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FILED *Clifford D. Chapin*
BOOK _____ OF _____
PAGE _____ FEB 2000

87 OCT 22 AM 11 51

CLIFFORD D. CHAPIN
RECORDER OF BONNER
COUNTY BY SL DEP.

341482

WARRANTY DEED

GRANTOR, Julia A. Wicks by Pauline C. Magnusson, personal representative of the estate of Julia A. Wicks, deceased, to Pauline C. Magnusson, a married woman, of 1604 Taylor Ave No., Seattle, WA 98109, as her sole and separate property, all present and after-acquired interest in and to the following real property situated in Bonner County, State of Idaho, to wit:

The southwest quarter of the northwest quarter of Section 14, Township 57N, Range 1W, Boise Meridian, Bonner County, Idaho and

Tax 4 in Section 14, Township 57N, Range 1W, Boise Meridian, Bonner County, Idaho, described as follows:

Beginning at the northeast corner of Lot 6, Section 14; thence south 234'; thence northwest 529.8'; thence northwest 70' to a point 500' west of the northeast corner of Lot 6; thence east 500' to the point of beginning, all of which is located in Section 14, Township 57N, Range 1W, Bonner County, Idaho.

AND the above named grantor does hereby covenant that the above described premises is free from all encumbrances and the above named grantor does hereby warrant that she, her heirs, executors and administrators shall defend the above premises against all lawful claims and demands.

[Stamp]

SEP 12 1994

P. HILIP H. ROBINSON, P.A.
and Associates
Attorneys-at-Law
PAUL W. VOGEL
JAMES E. HUNT
KENNETH PAUL ADLER
P.O. Box 907

WARRANTY DEED - 1

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: AS

Right Number 46-4558

Applicant MAGNUSSON

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

RECEIVED
JUN 13 1994

Department of Water Resources

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By RJC

Date

6/6/94
6/8/94

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By CJ.

Date

6/13/94

FIDAVIT OF PUBLICATION

Idaho

ss.

County of Bonner,

Jean Conacher being first duly sworn on oath

deposes and says that he/she is Bookkeeper
of the Bonner County Daily Bee, a newspaper printed and
published at Sandpoint, Bonner County, Idaho; that the
said newspaper has been continuously and uninterruptedly
published in said Bonner County during a period of 12
months prior to the first publication of the hereto attached
notice of publication in the case of:

Notice of Applications for Water Right

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 5 day of May, 1994
and ending on the 12 day of May, 1994
and that said notice was published in said newspaper.

On this 18 day of May in the year
of 1994 before me, a Notary Public, personally
appeared Jean Conacher,
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true,
and acknowledged to me that he executed the same.

Karel Miller
Notary Public for Idaho

Residing at

My commission expires:

Sandpoint

5-3-99

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

96-08797

MASTOR, MICHAEL M

5921 S CAMARGO WAY

LITTLETON, CO 80123

Source: PEND OREILLE LAKE

Tributary: PEND OREILLE RIVER

Diversion Pt: NWNE Sec 27 T 56N

R 01W in BONNER County

Use: DOMESTIC (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 4/15/1994

In: BONNER County

T56N R01W S27 NWNE

96-08798

BROWN, PATRICIA JO

PO BOX 127

COCOLALLA, ID 83813

Source: BUTLER CREEK

Tributary: COCOLALLA LAKE

DIVERSION PT: SWSW SEC 10 T

55N R 02W in BONNER County

Use: IRRIGATION (.030 CFS)

Total Diversion: (.030 CFS)

Date Filed: 4/20/1994

In: BONNER County

T55N R02W S10 SWSW

1.0 ACRES TOTAL

96-08799

PARADISE VIEW HOME

OWNERS ASSN

140 EAGAN MOUNTAIN DR

HOPE, ID 83836

Source: GROUNDWATER

Diversion Pt: SWNE Sec 21 T 57N

R 01E in BONNER County

Use: DOMESTIC (.050 CFS)

Total Diversion: (.050 CFS)

Date Filed: 4/12/1994

In: BONNER County

T57N R01E S 21 SWNE SENW

NWSE

For additional information

concerning the property location,

call the Northern Regional Office at

(208) 769-1450.

The permit(s) will be subject to all

prior water rights. Protests must be

filed with the applicant and with the

Director, Dept. of Water Resources,

Northern Region, 1910 Northwest

Bld., Suite 210, Coeur d'Alene,

Idaho 83814 on or before MAY 23,

1994.

R. KEITH HIGGINSON, Director

NOTICE OF CLAIMS

TO WATER RIGHT

The following claim(s) have been

filed on water rights created by

diversion and beneficial use:

96-04558

MAGNUSSON, JULIA ANN

PO BOX 146

KOOTENAI, ID 83840

Source: SPRING Tributary:

SINKS

Diversion Pt: SWNW Sec 14 T

57N R 01W in BONNER County

Use: DOMESTIC (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 5/15/1920

In: BONNER County

T57N R01W S14 SWNW

For additional information

concerning the property location,

call the Northern Regional Office at

(208) 769-4639.

Exceptions to a claim may be filed

with the Director, Dept. of Water

Resources, Northern Region, 1910

Northwest Blvd., Suite 210, Coeur

d'Alene, Idaho 83814.

R. KEITH HIGGINSON, Director

SNP#6079 May 5, 12, 1994

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region
1910 Northwest Blvd., Suite 210

Coeur d'Alene, Idaho 83814
(208) 769-1450

MAIL-DATE

JULIA ANN MAGNUSSON
PO BOX 146
KOOTENAI, ID 83840

Re: Claim No. 96-04558

Dear Claimants(s):

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have the information or evidence added at any time. Please refer to the claim identification number when corresponding with the office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P. E.
Manager, Northern Regional Office

RGH:pms

Enclosure

SEP 12 1994

96-04558

MAGNUSSON, JULIA ANN
PO BOX 146
KOOTENAI, ID 83840

Source: SPRING

Tributary: SINKS

Diversion Pt:

SWNW

Sec 14 T 57N R 01W in BONNER County.

Use: DOMESTIC

(.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 5/15/1920

In: BONNER County
T57N R01W S14

SWNW

SEP 12 1920