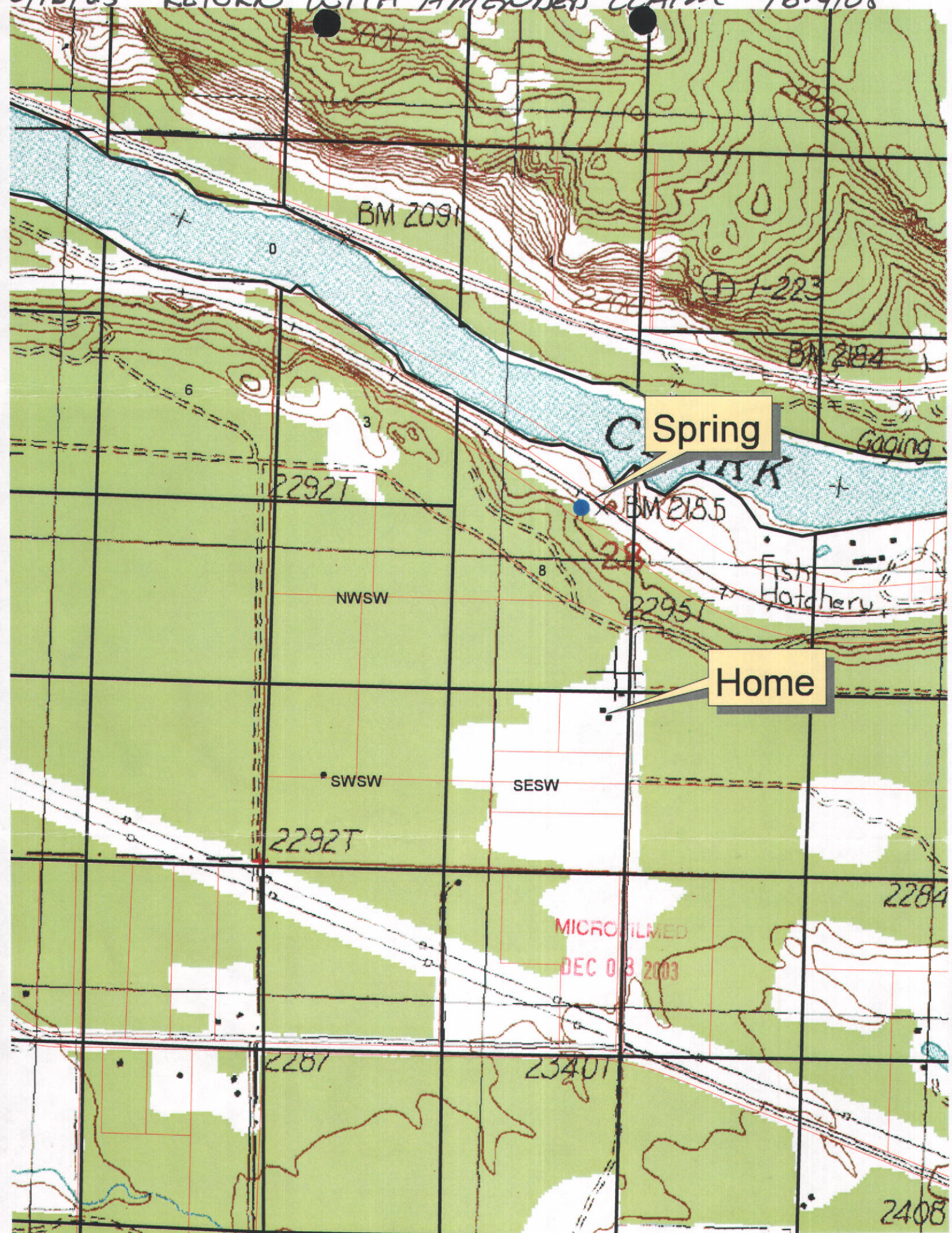


6/16/03 RETURN WITH AMENDED CLAIM 96-4108



2
25.20

47.90

6.1.2.
388864

Clarks

Point of
diversion

Fork

NORTHERN PACIFIC RY.

Meander Line

U.S. #10 ALT.

3
36.40

James & Shirley
Holland
366446

C=1°00'
Δ=6°01'

226-329

28

570.40

54.20

GILBERTS

GORGE RD
CABINET

Kevin E. Stevens
374978

Place
of
use

SESW
Sherry Desoete
384113

ANDREA SHERRY DESOETE
#339481

Barbara Hansen
366527

2100

SPRINKLER
120-45
17-30

MICROFILMED
DEC 13 2003

Carl Berkestrand
387314



Sommerfeld Realty

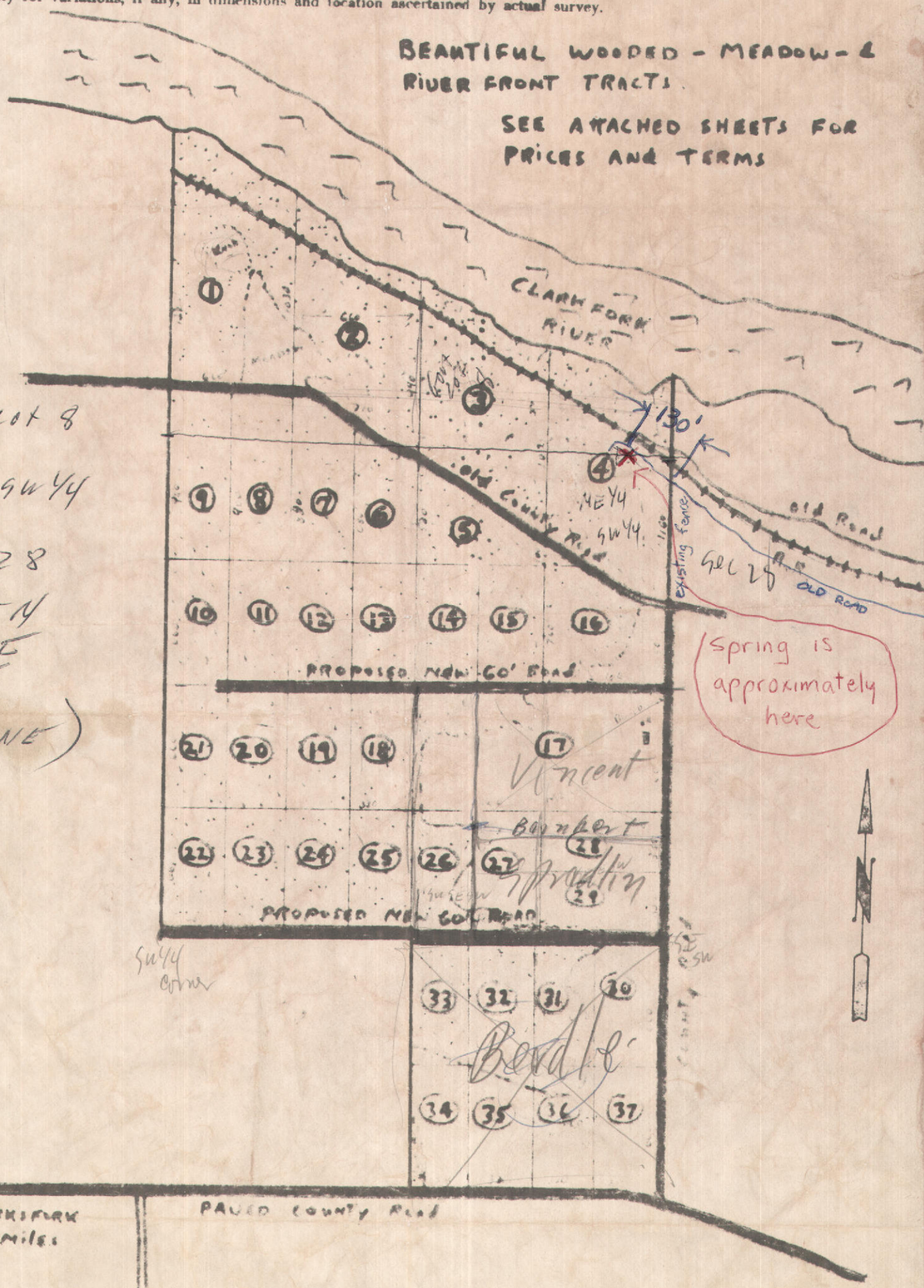
101 North First Avenue - 263-3163
SANDPOINT, IDAHO 83864

DAVE GERARD
PARCELS

The sketch below is made solely for the purpose of assisting in locating said premises and the Company assumes no liability for variations, if any, in dimensions and location ascertained by actual survey.

BEAUTIFUL WOODED - MEADOW - &
RIVER FRONT TRACTS.

SEE ATTACHED SHEETS FOR
PRICES AND TERMS



Signature of author
H. B. Brown

96 4108

186-546

537

254597

AFFIDAVIT
OF
SCRIVENER'S ERROR

STATE OF IDAHO)
) ss.
County of Bonner)

Jon K. Hammarberg, being first duly sworn upon oath, deposes and says as follows:

1. That in September of 1979, your affiant was the attorney for Valerie Jenkinson and Michael Oren Hafelfinger, husband and wife, and prepared a Warranty Deed on their behalf in which certain real property was transferred to Dwight Smith and Jody Foss, single persons.
2. That upon review of the legal description of said real property, it has been found that said description contained in the Warranty Deed referred to hereinabove, was incorrect.
3. The legal description that was given in the Warranty Deed being corrected herein was as follows:

The NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, and the E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 55 North, Range 3 East, Boise Meridian, Bonner County, Idaho; EXCEPT public roads and rights of way.

AND SUBJECT TO an easement for the maintenance, installation, and repair of a water line across the above described property being reserved in Grantors together with a right of ingress and egress for the inspection, maintenance, repair, installation, and use of said water line.

AND FURTHER SUBJECT TO that certain Deed of Trust entered into by and between Michael Oren Hafelfinger and Valerie J. Hafelfinger, husband and wife, as Grantors, Pioneer National Title Insurance Company, as Trustee, and Robert W. Vincent and Denece R. Vincent, husband and wife, as Beneficiary, recorded November 13, 1975 as Instrument Number 170613, Records of Bonner County, Idaho.

That the above mentioned legal description should be corrected to read as follows:

Handwritten:
This is a true and correct copy of the original as filed in the office of the County Clerk of Bonner County, Idaho.
By *Miller Johnson* Deputy Clerk
186-546

MICROFILMED

MICROFILM
SYSTEMS
300

The North 440 feet of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, and the North 440 feet of the E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 55 North, Range 3 East, Boise Meridian, Bonner County, Idaho; EXCEPT public roads and rights of way.

AND SUBJECT TO an easement for the maintenance, installation, and repair of a water line across the above described property being reserved in Grantors together with a right of ingress and egress for the inspection, maintenance, repair, installation, and use of said water line.

AND FURTHER SUBJECT TO that certain Deed of Trust entered into by and between Michael Oren Hafelfinger and Valerie Hafelfinger, husband and wife, as Grantors, Pioneer National Title Insurance Company, as Trustee, and Robert W. Vincent and Denece R. Vincent, husband and wife, as Beneficiary, recorded November 13, 1975 as Instrument Number 170613, Records of Bonner County, Idaho.

4. That the last mentioned legal description is the true and correct description and should be substituted in place of the first mentioned legal description.

5. That upon said correction being made, the Warranty Deed referred to hereinabove will properly reflect the real property granted to Dwight Smith and Jody Foss, single persons, by Valerie Jenkinson and Michael Oren Hafelfinger, husband and wife.

DATED this 16th day of February, 1982.

Jon K. Hammarberg
Jon K. Hammarberg

STATE OF IDAHO)
) ss.
County of Bonner)

On this 16th day of February, 1982, before me, the undersigned Notary Public, in and for said State, personally appeared Jon K. Hammarberg, known to me to be the person whose name 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 on the date and year first above written.

Barbara L. Jones
Notary Public - State of Idaho
Residing at: Boise, Idaho

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W-123-0003

Vol 3-6076

WARRANTY DEED

2241415

For Value Received Valerie Jacobson and Michael Oren Jacobson, husband and wife, of St. J. Box 2258, Sandpoint, Idaho 83864, the Grantees, do hereby grant, bargain, sell and convey unto Delight Smith, a single man, an undivided one-half interest and Judy Fynn, a single woman, an undivided one-half interest, of Star Home 495, Clark Fork, Idaho 83411, the Grantees, the following described premises to-wit:

The 20858504, and the 210858504, of Section 24, Township 35 North, Range 12 East, T35N, R12E, 1062, Blaine County, Idaho EXCEPT public roads and rights of way.

AND GRANT TO an easement for the maintenance, installation, and repair of a water line across the above described premises, to be used for the purpose of conveying water to the premises with right of inspection, maintenance, repair, installation, and use of said water line.

AND FURTHER GRANT TO that certain land of Trust entered into by and between Michael Oren Jacobson and Valerie J. Jacobson, husband and wife, as Grantees, Pioneer National Title Insurance Company, as Trustee, and Robert W. Vincent and Duane K. Vincent, husband and wife, as Beneficiaries, recorded hereunder in Book 117, Page 117, as Instrument Number 10841, Records of Blaine County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantees do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises, that they are free from all encumbrances except those of view and of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 28 day of Sept., 1979.

Michael Oren Jacobson
Valerie Jacobson
Michael Oren Jacobson
Valerie Jacobson

JUN 2 1980
BLAINE COUNTY, IDAHO
CLERK OF DISTRICT COURT

10-1-79

STATE OF *Idaho*
County of *Blaine*

On this 28th day of Sept., 1979, before me the undersigned notary public, in and for said state, personally appeared Michael Oren Jacobson, a married man, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year last above written.



Robert A. Campbell
Notary Public - State of Idaho
Residing at: *Clark Fork, Idaho*

STATE OF }
County of }

On this 28 day of Sept., 1979, before me the undersigned notary public, in and for said state, personally appeared Valerie Jacobson, a married woman, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year last above written.

Valerie Jacobson
Notary Public - State of Idaho
Residing at: *Clark Fork, Idaho*

JUN 2 1980
BLAINE COUNTY, IDAHO
CLERK OF DISTRICT COURT

Warranty Deed -2-

10-1-79

MICROFILMED

RECEIVED

JAN 28 1974

Department of Water Administration
Northern District Office

ADVERTISING INSERTION ORDER

SANDPOINT NEWS-BULLETIN

COMPLETE COVERAGE OF THE SANDPOINT AREA

P.O. Box 213, Sandpoint, Idaho 83864

To Whom Billed:

Name Idaho Department of Water
Administration
Address _____

Name of Advertiser _____

Ad No. _____ Ad Size _____ x _____

Caption Notice of Claim to a Water
Right

Insertion Dates: Jan. 17, 24

Copy: _____

No. 96-4108

Robert William Vincent

1-17-74

Type of Ad _____

xx Legal

Total Space 36 lines x 36¢
(Col. Inches/Words) (Rate)

96 4108
= \$ 12.96
(Billing)

Amended

IDAHO DEPARTMENT OF WATER RESOURCES

Statutory Claim Number 96-04108

RECEIVED

JUL - 1 2003

Department of Water Resources

RECEIVED
JUN 20 2003
IDWR/North

WATER RIGHT NUMBER: 96-04108

Name and AddressCheryl Sheret
486 Cabinet Gorge Rd
Clark Fork ID 83811

Priority Date: 06/01/1953

Basis: Statutory Claim

Status: Active

Source

SPRING

Tributary

SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.020 CFS	
IRRIGATION	4/01 to 10/31	0.020 CFS	
STOCKWATER	1/01 to 12/31	0.010 CFS	

Total Diversion: 0.050 CFSLocation of Point(s) of Diversion

SPRING L8 (NE1/4SW1/4) Sec. 28, Twp 55N, Rge
03E, B.M.
BONNER County

Place of Use

IRRIGATION

T. R. S.	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
55N03E28												0.5					0.5
												D					
												S					

MICROFILMED
DEC 03 2003

06/16/2003

Page 2, Amended Statutory Claim Number 96-04108

State of IDAHO)

) ss.

County of BONNER)

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 applicant's knowledge.

DIANE NEWCOMER
Notary Public
State of Idaho

X Sherry Sheret

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

Sworn to before me this 19th day of JUNE, 2003.

Diane Newcomer
Notary Public

Residing at: CLARK FORK ID

My commission expires: 1-25-03

FOR DEPARTMENT USE ONLY

Received by [initials] Date 6/20/03 Published in

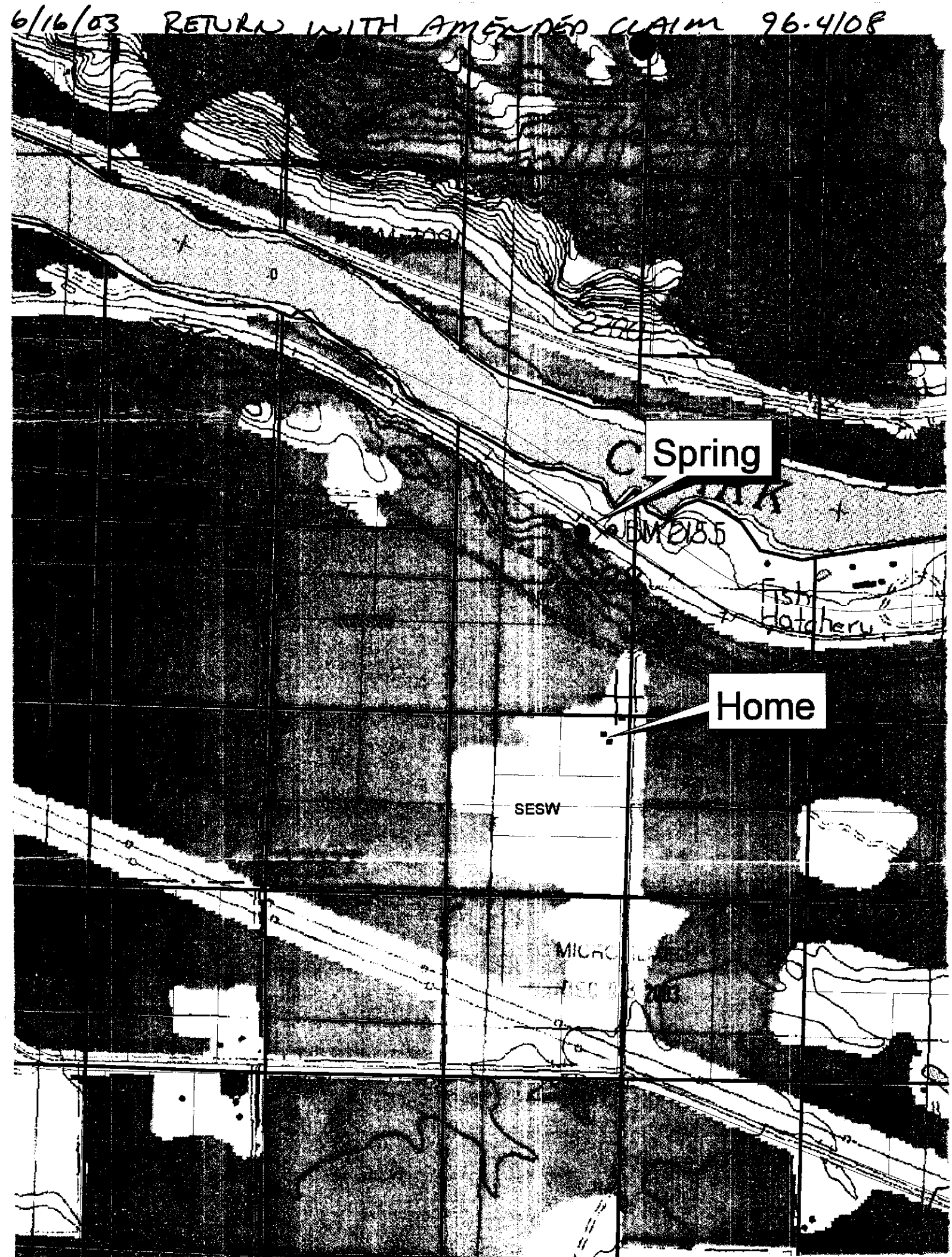
Prelim. check by _____ Date _____ Publication dates

Fee \$25.00 [initials] Receipt # N015726 6/20/03 Publication

checked by _____ Date _____
Receipt prepared by [initials] Date 6/20/03 Exceptions filed by

MICROFILMED
DEC 6 3 2003

6/16/03 RETURN WITH AMENDED CLAIM 96-4108



Idaho Department of Water Resources Receipt

Receipt ID N015726

Payment Amount Date Received Region Status

Payment Type Check Number

Check

Payer Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$25.00	AMENDMENTS	0229	21	65105	1155


Signature Line (Dept. Representative)

MICROFILMED

DEC 03 2003

38463



First American Title Company

38463

Exhibit "A"

WARRANTY DEED

FOSS/SHERET

RECEIVED

JUN 20 2003

IDWR/North

Dated: November 8, 1990

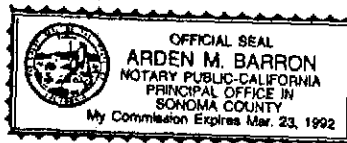
Jody Foss
JODY FOSS

STATE OF CALIFORNIA)

COUNTY OF San Diego)

On This 26th day of November in the year 1990 before me, a Notary Public in and for said State, personally appeared JODY FOSS, known or identified to me to be the person whose name is subscribed to the within Instrument, and acknowledged to me that she executed the same.

Arden M. Barron
Notary Public
Residing at San Diego, Calif.
Commission Expires Mar. 23, 1992



Dear Allen -
here is the chain
of ownership -
you requested.
Thank you for
your help!
Sherry
208 266-0268 Sheret

Order No. RETRUN TO PATCO OR

THIS DEED OF TRUST, Made
BETWEEN

SHERRY SHERET, a

whose address is 1500 W. Edge,
First American Title

JODY FOSS, a single
WITNESSETH: That Grantor de
IN TRUST, WITH POWER OF
State of Idaho, described as follo
containing not more than twenty

The North 440 fe
Quarter of the So
East Half of the
the Southwest Qua
East, Boise Mer
road right of way

TOGETHER WITH the rents, issue
to and conferred upon Beneficiary
indebtedness evidenced by a promiss
HUNDRED SEVENTY SEVEN AN
final payment due May 18,
loaned or advanced by the Benefici
for any purpose, and of any mone
with interest on all such sums at
or expenditures shall be optional
Deed of Trust that it shall stand as

To protect the security of this Deed of

By the execution of
inclusive of Part A and p
recorded January 21, 1975 A
Mortgage Records shall be
all purposes as though so

Request is hereby made that a
at his address hereinbefore set forth

Sherry
x SHERRY SHERET

California
STATE OF IDAHO, COUNTY OF
On this 21st day of
before me, a Notary Public in and
appeared

Sherry Sheret

known or identified to me to be
subscribed to the within instrument,
me that she *Sherry*

First American Title Company

90 DEC 10 PM 3 45

384163

RICK S. LARKIN

RECORDED BY BONNER

COUNTY BY 5/2 DEP.

RECORDING, MAIL TO GRANTEE
CATCO ORDER #19097-90343

WARRANTY DEED

Of Value Received, JODY FOSS, a single woman, the grantor, does hereby grant, bargain, sell, and convey unto SHERRY SHERET, a single woman, the grantee, whose current address is 1500 W. Edgehill Rd. #26, San Bernardino, CA 92405, the following described premises, in Bonner County, Idaho, to-wit:

The North 440 feet of the Northeast Quarter of the Southeast Quarter of the Southwest Quarter and the North 440 feet of the East Half of the Northwest Quarter of the Southeast Quarter of the Southwest Quarter of Section 28, Township 55 North, Range 3 East, Boise Meridian, Bonner County, Idaho, except the county road right of way along the East line thereof.

SUBJECT TO: General taxes for the year 1990, a lien in the process of assessment, not yet due or payable.

SUBJECT TO: Easement with conditions reserved by Instrument:
In favor of: Valerie Jenkinson and Michael Oren Hafelfinger,
husband
and wife

For: Maintenance, installation and repair of water line

Recorded: October 1, 1979

Instrument No.: 220095

SUBJECT TO: Deed of Trust to secure an indebtedness in the original principal sum of \$32,000.00, and any other amounts and/or obligations secured thereby:

Dated: September 18, 1979

Recorded: October 1, 1979

Instrument No.: 220096

Book/Page: 100 of Mortgages

Grantor: Dwight Smith, a single man and Jody Foss, a single woman

Trustee: First American Title Company of Sandpoint, Inc.

Beneficiary: Michael Oren Hafelfinger and Valerie Johnson

THE GRANTEE HEREIN ACCEPTS AND ASSUMES
THE OBLIGATION OF THE TERMS AND
CONDITIONS OF THE DEED OF TRUST AS
STATED ABOVE AND AGREES TO HOLD THE
GRANTOR HARMLESS WITH REGARD TO THE
OBLIGATIONS THEREOF.

x Sherry Sheret
SHERRY SHERET

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee she, that she is the owner in fee simple of said premises; that said premises are free from all incumbrances except as hereinabove set forth and that she will warrant and defend the same from all lawful claims whatsoever.



384163
Dated: 10/1/79
JOY

STATE
COUNTY

1990
person
to be
Inst
same

Not
Res
Comp

RECEIVED
JUN 20 2003
IDWR/North

38463

Order No. RETRUN TO FA

THIS DEED OF TRUST
BETWEEN
SHERRY SHERET

whose address is 1500 W
First American

JODY FOSS,
WITNESSETH: That Grant
IN TRUST, WITH POWER
State of Idaho, described
containing not more than

The North 4
Quarter of the
East Half of
the Southwest
East, Boise
road right of

RECEIVED
JUN 20 2003
IDWR/North

TOGETHER WITH the rent
to and conferred upon Benef
indebtedness evidenced by a p
HUNDRED SEVENTY SEVEN
final payment due May
loaned or advanced by the fu
for any purpose, and of any
with interest on all such
or expenditures shall be rep
Deed of Trust that it shall sta

To protect the security of this
By the execution
inclusive of Part A
corded January 21, 199
Mortgage Records sha
all purposes as those

Request is hereby made
at his address hereinbefore

x Sherry
SHERRY SHERET

California
STATE OF IDAHO COUNTY
On this 21st day
before me, a Notary Public,
appeared
Sherry Sheret

known or identified to me
subscribed to the within
me that she
Residing at 1063
Commission Expires



First American Title Company

Exhibit "A" WARRANTY DEED FOSS/SHERET

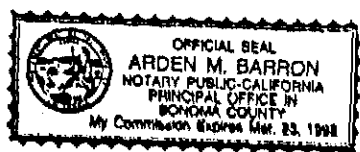
Dated: November 8, 1990

Jody Foss

STATE OF CALIFORNIA)
COUNTY OF Idaho) ss

On This 26th day of November in the year
1990 before me, a Notary Public in and for said State,
personally appeared JODY FOSS, known or identified to me
to be the person whose name is subscribed to the within
Instrument, and acknowledged to me that she executed the
same.

Arden M. Barron
Notary Public
Residing at Boise, Idaho
Commission Expires





First American Title Company

Sommerfeld Realty
Box 70
Clark Fork, Id.
83411

369675
QUITCLAIM DEED

For Value Received, DWIGHT SMITH, a married man who acquired title as a single man, do/does hereby convey, release, remise and forever quit claim unto JODY FOSS, a single woman, whose mailing address is P.O. Box 225, Tomses, CA 94971, the following described premises, to-wit:

The North 440 feet of the Northeast Quarter of the Southeast Quarter of the Southwest Quarter, and the North 440 feet of the East Half of the Northwest Quarter of the Southeast Quarter of the Southwest Quarter of Section 28, Township 55 North, Range 3 East, Boise Meridian, Bonner County, Idaho, except the county road along the East line thereof.

together with their appurtenances and after any acquired title.

Dated: 12/5/89

Dwight Smith
DWIGHT SMITH

RECEIVED

JUN 20 2003

IDWR/North

STATE OF Idaho)
COUNTY OF Bonner) ss

On This 5th day of December in the year 1989 before me, a Notary Public in and for said State, personally appeared DWIGHT SMITH, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument, and acknowledged to me that he/she/they executed the same.

Lisa M. Bardsley
Notary Public
Residing at Sandwich
Commission Expires 6-24-93

FILED First American Title
BOOK OF
PAGE FEE 3.00
89 DEC 5 PM 3 44
CLIFFORD D. CHAPIN
RECORDER OF BONNER
COUNTY BY DEP.

DEED O

GRANTOR'S
LAST NAME
Shaver
THIS DEED OF
BETWEEN
and First
AVCO Fina
whose address is
WITNESSETH
property in the

together with all
existing, lighting,
Deed of Trust, or
streets, lanes, all
reversions and for
FOR THE PURCH
in accordance
12-1-89
\$ 8300.26
renewal or refin
\$ 0.00
may be advance
accordance with

All payments made
FIRST: 10
and expenses agree
SECOND:

TO PROTECT THE
casualty and com
Beneficiary may
due or not or to th
made promptly by
to the Grantor. (2
upon request of th
above, Beneficiary
premiums and cha
indebtedness secu
senior to the lien
such senior lien to
this Trust Deed sh
commit or suffer a
the purpose of inc
may be damaged
payment of the inc
notice, be release
forever WARRANT
Not to sell, encum

IT IS MUTUAL
and said Loan is
hereunder. The
Grantee in such

2. Upon
principal balance
assumed by anyone
of the Beneficiary
immediately due an
to be sold the here
said real property

16-546

537

254597

AFFIDAVIT
OF
SCRIVENER'S ERROR

RECEIVED
JUN 20 2003
IDWR/North

STATE OF IDAHO)
County of Bonner) ss.

Jon K. Hammarberg, being first duly sworn upon oath, deposes and says as follows:

1. That in September of 1979, your affiant was the attorney for Valerie Jenkinson and Michael Oren Hafelfinger, husband and wife, and prepared a Warranty Deed on their behalf in which certain real property was transferred to Dwight Smith and Jody Foss, single persons.
2. That upon review of the legal description of said real property, it has been found that said description contained in the Warranty Deed referred to hereinabove, was incorrect.
3. The legal description that was given in the Warranty Deed being corrected herein was as follows:

The NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, and the E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 55 North, Range 3 East, Boise Meridian, Bonner County, Idaho; EXCEPT public roads and rights of way.

AND SUBJECT TO an easement for the maintenance, installation, and repair of a water line across the above described property being reserved in Grantors together with a right of ingress and egress for the inspection, maintenance, repair, installation, and use of said water line.

AND FURTHER SUBJECT TO that certain Deed of Trust entered into by and between Michael Oren Hafelfinger and Valerie J. Hafelfinger, husband and wife, as Grantors, Pioneer National Title Insurance Company, as Trustee, and Robert W. Vincent and Denace R. Vincent, husband and wife, as Beneficiary, recorded November 13, 1975 as Instrument Number 170613, Records of Bonner County, Idaho.

That the above mentioned legal description should be corrected to read as follows:

FILED FOR RECORD IN 28.11.2003. J. K. HAMMARBERG, ATTORNEY AT LAW, BONNER COUNTY, IDAHO. BY MICHAEL OREN HAFELFINGER, DUTY JURY 2003.06.20

MICROFILM
SYSTEMS
311

The North 440 feet of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, and the North 440 feet of the E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 53 North, Range 3 East, Boise Meridian, Bonner County, Idaho; EXCEPT public roads and rights of way.

AND SUBJECT TO an easement for the maintenance, installation, and repair of a water line across the above described property being reserved in Grantors together with a right of ingress and egress for the inspection, maintenance, repair, installation, and use of said water line.

AND FURTHER SUBJECT TO that certain Deed of Trust entered into by and between Michael Oren Hafelfinger and Valerie Hafelfinger, husband and wife, as Grantors, Pioneer National Title Insurance Company, as Trustee, and Robert W. Vincent and Denace R. Vincent, husband and wife, as Beneficiary, recorded November 13, 1975 as Instrument Number 170613, Records of Bonner County, Idaho.

RECEIVED
JUN 20 2003
IDWR/North

4. That the last mentioned legal description is the true and correct description and should be substituted in place of the first mentioned legal description.

5. That upon said correction being made, the Warranty Deed referred to hereinabove will properly reflect the real property granted to Dwight Smith and Jody Foss, single persons, by Valerie Jenkinson and Michael Oren Hafelfinger, husband and wife.

DATED this 16th day of February, 1982.

Jon K. Hammarberg
Jon K. Hammarberg

STATE OF IDAHO)
County of Bonner) ss.

On this 16th day of February, 1982, before me, the undersigned Notary Public, in and for said State, personally appeared Jon K. Hammarberg, known to me to be the person whose name 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 on the date and year first above written.

Barbara L. Jordan
Notary Public - State of Idaho
Residing at: Boise, Idaho

546

WARRANTY DEED

220095



For Value Received Valerie Jenkinson and Michael Oren Hafelfinger, husband and wife, of RR. 3, Box 225-K, Sandpoint, Idaho 83864, the Grantors, do hereby grant, bargain, sell and convey unto Dwight Smith, a single man, an undivided one-half interest and Jody Foss, a single woman, an undivided one-half interest, of Star Route 495, Clark Fork, Idaho 83811, the Grantees, the following described premises to-wit:

The NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, and the E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 55 North, Range 3 East, Boise Meridian, Bonner County, Idaho; EXCEPT public roads and rights of way.

AND SUBJECT TO an easement for the maintenance, installation, and repair of a water line across the above described property being reserved in Grantors together with a right of ingress and egress for the inspection, maintenance, repair, installation, and use of said water line.

AND FURTHER SUBJECT TO that certain Deed of Trust entered into by and between Michael Oren Hafelfinger and Valerie J. Hafelfinger, husband and wife, as Grantors, Pioneer National Title Insurance Company, as Trustee, and Robert W. Vincent and Denece R. Vincent, husband and wife, as Beneficiary, recorded November 13, 1975 as Instrument Number 170613, Records of Bonner County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances except those of view and of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 18 day of Sept, 1979.

Michael Oren Hafelfinger
Michael Oren Hafelfinger

Valerie Jenkinson Hafelfinger
Valerie Jenkinson

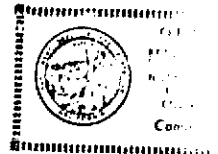
Oct 1, 1979 9417 Jon Hammarberg
1867 Sub B 546
Bike store
you & "

JON K. HAMMARBERG
Attorney-At-Law
P.O. Box 216
Sandpoint, ID 83864
(208) 266-8198

STATE OF Idaho
County of Idaho

On this
notary public
Hafelfinger,
subscribed to
executed the

IN WITNESS
official seal



STATE OF

County of

On this
notary public
Jenkinson, a
subscribed to
executed the

IN WITNESS
official seal

JON K. HAMMARBERG
Attorney-At-Law
P.O. Box 216
Sandpoint, ID 83864
(208) 266-8198

MICROFILM
SYSTEMS

368

RECEIVED

JUN 20 2003

WARRANTY DEED

170612 IDWR/North

KNOW ALL MEN BY THESE PRESENTS, That Grantors, Robert W. Vincent and Denece R. Vincent, husband and wife, for and in consideration of the sum of Ten (\$10.00) Dollars and other good and valuable considerations, do hereby GRANT, BARGAIN, SELL and CONVEY unto the Grantees, Michael O. Hafelfinger and Valerie J. Hafelfinger, husband and wife, of 1512 Vals Avenue, Campbell, California 95008, the following described real property situate in the County of Bonner, State of Idaho, to-wit:

The Northeast Quarter of the Southeast Quarter of the Southwest Quarter, and the East Half of the Northwest Quarter of the Southeast Quarter of the Southwest Quarter of Section 28, Township 33 North, Range 3 East, Boise Meridian, Bonner County, Idaho

TOGETHER WITH ALL and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining.

The above described real property is conveyed subject to that certain mortgage dated August 19, 1971, recorded in the official records of Bonner County, Idaho, in Book 62 of Mortgages, at page 416, executed by the David L. and Nina Gerard, as mortgagors, and The United States of America as mortgagee, to secure payment of a loan evidenced by a promissory note, which loan the Grantors covenant and agree to pay and satisfy according to the terms and provisions thereof and to hold the Grantees harmless therefor.

And the above named Grantors hereby covenant that the above described premises are free from all encumbrances, except said mortgage, and that they and their heirs, executors, administrators, and assigns will warrant and defend the above premises against all lawful claims and demands whatsoever, EXCEPT easements and rights of way of record.

IN WITNESS WHEREOF the Grantors have hereunto set their hands on the 3 day of November, 1975.

Robert W. Vincent
Robert W. Vincent
Denece R. Vincent
Denece R. Vincent

STATE OF IDAHO)
County of Bonner) ss.

On this 3rd day of November 1975, before me, the undersigned Notary Public in and for said state, personally appeared Robert W. Vincent and Denece R. Vincent, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they and each of them executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year last above written.

David L. Gerard
Notary Public for State of Idaho
Residing at Sandpoint

ALSO FOR RECORD IN THE OFFICE OF THE CLERK OF THE DISTRICT COURT OF THE DISTRICT OF IDAHO, BOISE, IDAHO, BOOK NO. 157, PAGE 416, 368

WARRANTY DEED

170611

KNOW ALL MEN BY THESE PRESENTS, that Grantors, DAVID L. GERARD and NINA GERARD, husband and wife, for an in consideration of the sum of Ten (\$10.00) Dollars and other good and valuable considerations, do hereby GRANT, BARGAIN, SELL and CONVEY unto Grantees, ROBERT W. VINCENT and DENISE R. VINCENT, husband and wife, the following described real property situate in the County of Bonner, State of Idaho, and particularly described as follows, to-wit:

The Northeast Quarter of the Southeast Quarter of the Southwest Quarter (NESESW4) and the East Half of the Northwest Quarter of the Southeast Quarter of the Southwest Quarter (ENWSESW4) of Section Twenty-eight (28), Township Fifty-five (55) North, Range Three (3) East of the Boise Meridian, Bonner County, Idaho.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining.

AND the above named Grantors hereby covenant that the above described premises are free from all encumbrances and that they and their executors, heirs, and assigns will warrant and defend the above premises against all lawful claims and demands whatever.

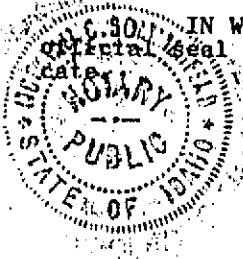
IN WITNESS WHEREOF we have hereunto set our hands on this 26 day of October, 1972.

David L. Gerard

Nina Gerard

STATE OF IDAHO }
County of Bonner } ss.

On this 26 day of October, 1972, before me, the undersigned Notary Public in and for said state, personally appeared DAVID L. GERARD and NINA GERARD, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they and each of them executed the same.



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

James R. Lamm
Notary Public for State of Idaho
Residing at Sandpoint

Nov. 13, 1975 2:25P
RECORDED
JAMES L. KENNEY, BONNER COUNTY RECORDER
367
1567
JUN 20 2003
IDWR/North

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

APR 17 2003

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
	96-4108				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Robert William Vincent
Star Route
Clark Fork, Idaho 83811
4. New Owner/Claimant(s) Sherry Sheret
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 486 Cabinet Gorge Road
- City, State and ZIP Code Clark Fork, Idaho 83811
- New Telephone Number (208) 266-0268
5. Date you acquired the property November 8, 1990

MICROFILMED
 DEC 03 2003

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____	AJ Date _____	WR _____ Date _____

MICROFILMED
SEP 23 2000

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Sherry Sheret

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only			
Received by <u>Region</u>	Date <u>4.15.03</u>	Fee <u>\$25.00</u>	
Received by <u>Region</u>	Date <u>4.15.03</u>	Receipt No. <u>N015569</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

MICROFILMED
DEC 03 2003



First American Title Company

First American Title

384163

90 DEC 10 PM 3 45

Lee 620
LARKIN

RECORDED
OWNER
COUNTY 5/2 DEP.

AFTER RECORDING, MAIL TO GRANTEE
FATCO ORDER #19097-90345

WARRANTY DEED

For Value Received, JODY FOSS, a single woman, the grantor, does hereby grant, bargain, sell, and convey unto SHERRY SHERET, a single woman, the grantee, whose current address is 1500 W. Edgehill Rd. #26, San Bernardino, CA 92405, the following described premises, in Bonner County, Idaho, to-wit:

The North 440 feet of the Northeast Quarter of the Southeast Quarter of the Southwest Quarter and the North 440 feet of the East Half of the Northwest Quarter of the Southeast Quarter of the Southwest Quarter of Section 28, Township 55 North, Range 3 East, Boise Meridian, Bonner County, Idaho, except the county road right of way along the East line thereof.

SUBJECT TO: General taxes for the year 1990, a lien in the process of assessment, not yet due or payable.

SUBJECT TO: Easement with conditions reserved by Instrument:
In favor of: Valerie Jenkinson and Michael Oren Hafelfinger,
husband

and wife

For: Maintenance, installation and repair of water line

Recorded: October 1, 1979

Instrument No.: 220095

SUBJECT TO: Deed of Trust to secure an indebtedness in the original principal sum of \$32,000.00, and any other amounts and/or obligations secured thereby:

Dated: September 18, 1979

Recorded: October 1, 1979

Instrument No.: 220096

Book/Page: 100 of Mortgages

Grantor: Dwight Smith, a single man and Jody Foss, a single woman

Trustee: First American Title Company of Sandpoint, Inc.

Beneficiary: Michael Oren Hafelfinger and Valerie Johnson

THE GRANTEE HEREIN ACCEPTS AND ASSUMES
THE OBLIGATION OF THE TERMS AND
CONDITIONS OF THE DEED OF TRUST AS
STATED ABOVE AND AGREES TO HOLD THE
GRANTOR HARMLESS WITH REGARD TO THE
OBLIGATIONS THEREOF.

x Sherry Sheret
SHERRY SHERET

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee she, that she is the owner in fee simple of said premises; that said premises are free from all incumbrances except as hereinabove set forth and that she will warrant and defend the same from all lawful claims whatsoever.

Continued on Exhibit "A", Attached hereto and by this reference made a part hereof.

MICROFILMED
DEC 03 2003



Exhibit "A"

WARRANTY DEED

FOSS/SHERET

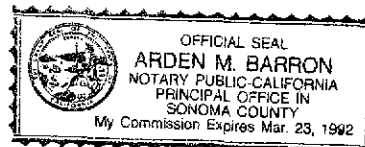
Dated: November 8, 1990

JODY FOSS

STATE OF CALIFORNIA)
COUNTY OF San Diego : ss

On This 26th day of November in the year 1990 before me, a Notary Public in and for said State, personally appeared JODY FOSS, known or identified to me to be the person whose name is subscribed to the within Instrument, and acknowledged to me that she executed the same.

James M. Barron
Notary Public
Residing at Santa Fe, N.M.
Commission Expires _____



MICROFILMED

DEC 03 2003

2
25.20

1
47.90

7.41

9.09

6. 1. 2.
358864

Clark's

Meander Line

U.S. #10

Point of
diversion

Fork

3
36.40

James & Shirley
Hollands
366496

C-1000
250001

226-329

28

570 40

54.20

GILBERTS

GORGE RD

Kevin E. Stevens
374 918

Place
of
use

SESU

Henry Sherr
364123

ANDRE SAERRY DESOETE
#339491

William A. Roper
242-554

2100

SPRING N
120-4730

Charles R. Van Lier
385436

Barbara Hansen Cook
366527

Carl Berkestrand
387314

Idaho Department of Water Resources Receipt

Receipt ID N015569

Payment Amount Date Received Region Status
Payment Type Check Number

Payer
Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$25.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	65140	1155

65105

Signature Line (Dept. Representative)

MICRON
DEC 03 2003

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
 Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Robert William Vincent
 (name of claimant)
 of Star Route, Clark Fork, Idaho 83811, claims a right to the diversion and beneficial use of
 (mailing address)
 ground water or surface water tributary to _____;

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Spring

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(9 g.p.m.)	Amount	<u>0.02 cfs</u>	Use	<u>Domestic</u>	Period of Use: From	<u>Jan. 1</u>	To	<u>Dec. 31</u>
(4.5 g.p.m.)	Amount	<u>0.01 cfs</u>	Use	<u>Stockwater</u>	Period of Use: From	<u>Jan. 1</u>	To	<u>Dec. 31</u>
(9 g.p.m.)	Amount	<u>0.02 cfs</u>	Use	<u>Irrigation</u>	Period of Use: From	<u>April 1</u>	To	<u>Oct. 31</u>
		(cfs, gpm or a/f)		(dom., irri., stock, etc.)				(both dates inclusive)

(3) Total quantity of water claimed: 0.05 cubic feet per second, or _____ acre feet per annum, and/or 22.5 gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) 1953

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.

(5) A) Point of diversion: (give location of point where water is diverted from its source)
 (Gov't. Lot 8)
NE ¼ SW ¼, Sec. 28 Twp. 55N Rge. 3E B. M. County of Bonner
 Additional points of diversion: (See remarks)

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. Concrete Spring box (6' X 3-2/3' X 4') with pipeline. In 1964, Ross Derr changed the spring box from a ram to an electric system.

(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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
55N	3E	28									.5								.5

Total No. of acres .5

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
Spring is used for domestic purposes for one household, stockwater for approx. 30 rabbits, dairy goat, 2 pigs, 1 cow, and chickens.

(7) If you are claiming water as a member of an organization, list name of organization: None

(8)	Remarks	Without a complete survey, it is not possible to say whether the spring is located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 55N, R. 3E, or Gov't. Lot 8, Sec. 28. However, as is shown on the enclosed Tract Map, there is an existing barbed wire fence. The distance from the intersection of said road and fence to the spring is approx. 130 feet.
-----	---------	--

(8)	Remarks	Without a complete survey, it is not possible to say whether the
-----	---------	--

spring is located in the NE 1/4 SW 1/4, Sec. 28, T. 55N, R. 3E, or Gov't. Lot 8,

Sec. 28. However, as is shown on the enclosed Tract Map, there is an existing

barbed wire fence. The distance from the intersection of said road and fence to the spring is approx. 130 feet.

to the spring is approx. 130 feet.

[illegible]

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

SS.

the affiants knowledge,

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

Sworn to before me this _____

day of

(Claimant)

4/6/74

Notary Public

Residing at

My commission expires

72/61/91

For Department Use Only

Received by

Date _____
Date _____

BL-2-1
BL-2-1

by

\$10.00 fee received by

Date _____

1-7-74

Approved for publication by _____

SANDPOINT NEWS - BULLETIN

Dates 1-17 & 1-24-74

Forwarded to
claimant by:

Date _____



From the desk of...

Sommerfeld Realty

101 North First Avenue 263-3143
SANDPOINT, IDAHO 83864

The sketch below is made solely for the purpose of showing in outline and general location the property described. It is not intended to be a legal description and no liability for variations, if any, in dimensions and location, determined by actual survey, is assumed.

BEAUTIFUL
RIVER FRONT

SEE ADJACENT
PLOTS

600' LOT 8
NE 1/4 SW 1/4

600' 28

T. 55 N

R. 3 E

(ON)

SW 1/4
corner

CLARKFORK
← 7 miles

PAVED COUNTY ROAD

96 4108

Identification No. _____

Claim No. _____

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Robert William Vincent
post office address Star Route, Clark Fork, Idaho 83811

→ see 9. 2. The point of diversion is in NE $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 28 Township 55 N
Range 3 E B.M. located on Spring (name of source)
tributary to Clark Fork River in Banner County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

~~1953~~ 1953 amount: 0.4 c.f.s. or _____ acre feet
~~1962~~ 1962 amount: 0.6 c.f.s. or _____ acre feet
amount: _____ c.f.s. or _____ acre feet
Total claimed 1.0 c.f.s. or _____ acre feet.

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

use human consumption period of use from Jan. 1 to Dec. 31 (both dates inclusive)
use stock water period of use from Jan. 1 to Dec. 31 (both dates inclusive)
use irrigation period of use from April 1 to Oct. 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of concrete
spring box; length is 6 feet; height is 3²/₃ feet;
width at bottom is 4 feet; width at top is 4 feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known In approximately 1964 Ross Derr changed the spring pump from a ram to an electric system.

b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____

Total number of acres to be irrigated

[illegible]

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

See Number 9

If water is stored: name of reservoir _____
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____; year completed _____; date first used _____
period of storage is from _____ to _____; is reservoir drained each year _____
is reservoir on or off stream _____ explain _____

attach well logs if available; has there been any change in pump or motor since well was first completed _____; if so, give dates and explain _____

b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch _____ The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered 5-30 rabbits & bunnies, dairy goat, 2 pigs, 10 laying hens & chicks in brooder & 1 Jersey milk cow.
7. Where water is used for domestic or municipal purposes give number of families served 1 name of town supplied _____
8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation

(1.) Without a complete survey it is not possible to say whether the spring is located in NE 1/4, SW 1/4, Sec 28, T. 55N, R 3 E OR Govt lot 8, Sec 28. However, as is shown on the enclosed Tract Map, there is an existing old road to the South of the R.R. and an existing barbed wire fence. The distance from the intersection of said road and ~~the~~ fence to the spring is approximately 130 feet

(5a) We irrigate a family garden

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 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.

Robert W. Vincent

Claimant

Sworn to before me this 10th day of November 1973

David L. Reynolds

Notary Public

Residing at Hape, ID

My commission expires 10/19/74

For Department Use Only

Received by <u>CP</u>	Date <u>11-27-73</u>	Exception filed by:	Forwarded to claimant by:	Date
Prelim. check by _____	Date _____	_____	_____	_____
Fee received by _____	Date _____	Fee \$ _____	_____	_____
Approved for publication by _____	_____	_____	_____	_____
Published in _____	Dates _____	_____	_____	_____

96 4108

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	May 18, 1871	amount:	0.8 c.f.s. or	acre feet
	June 1, 1901	amount:	0.4 c.f.s. or	acre feet
	Total claimed:		1.2 c.f.s. or	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing a Claim to a Water Right is \$10.00. Your claim and fee may be submitted to one of the following offices:

Northern District
Idaho Dept. of Water Administration
401 Front Avenue, Room 209
Coeur d'Alene, Idaho 83814

Eastern District
Idaho Dept. of Water Administration
240 South Holmes
Idaho Falls, Idaho 83401

Southern District
Idaho Dept. of Water Administration
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Western District
Idaho Dept. of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Affidavit of Publication

STATE OF IDAHO, }
County of Bonner, } ss.

L. E. Pietsch being first duly sworn on oath deposes and says that he is Publisher of The Sandpoint News-Bulletin, a weekly newspaper printed and published at Sandpoint, Bonner County, Idaho; that the said Sandpoint News-Bulletin has been continuously and uninterruptedly published in said Bonner County during a period of 18 months or 78 weeks prior to the first publication of the hereto attached notice for publication in the case of Notice of Claim to a Water Right, No. 96-4108, filed by Robert William Vincent, Star Route, Clark Fork, Idaho.

as it was published in the regular and entire issue of the said paper for a period of two consecutive weeks, commencing on the 17th day of January, 1974, and ending on the 24th day of January, 1974, and that said notice was published in said newspaper, and not in supplemental form.

L. E. Pietsch

Subscribed and sworn to before me this 25th day of January, 1974.

Alyce Banti

Notary Public for Idaho,
Residing at Sandpoint, Idaho.

RECEIVED

JAN 25 1974

NOTICE OF CLAIM TO A WATER RIGHT NO. 96-4108

Notice is hereby given that Robert William Vincent, Star Route, Clark Fork, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.05 cubic feet per second of water from a Spring with point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ (Gov't. Lot 8), Sec. 28, T.55N, R.3E, B.M., Bonner County.

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic (0.02 cfs) and stock-watering purposes (0.01 cfs); and from April 1 to Oct. 31 for the irrigation of $\frac{1}{2}$ acre (0.02 cfs) with a priority of 1953; the place of use is within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T.55N, R.3E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 401 Front Avenue, Coeur d'Alene, Idaho 83814.

R. KEITH HIGGINSON
Director

Published in the Sandpoint News-Bulletin, Sandpoint, Idaho on Jan. 17 and Jan. 24, 1974.

J17:24

96 4108

State of Idaho
Department of Water Resources
AMENDMENT ANALYSIS SHEET

RECEIVED

JUL - 1 2003

Department of Water Resources

INITIAL REVIEW BY: _____

Right Number 96-4108

Applicant Cheryl Sheret

Purpose of Amendment: ☐ Change point of diversion. ☐ Add diversion point(s).

☐ Increase amount. ☒ Change place of use. ☐ Other Change Ownership

CHECK:

- ☒ Description of amended point(s) of diversion.
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☒ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use.
- ☒ Map.
- ☒ Signature (must be permit holder).
- ☒ Fee.
- ☒ Existing water rights from the same source, amended place of use.
- ☒ Right number(s) 96-04108
- ☒ Yes ☐ No Should amendment be advertised?
- ☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

- ☐ Affidavit of publication received.
- ☐ Amendment published correctly.
- ☐ Protests processed.
- ☐ Approve.
- ☐ Deny.

Conditions _____

By _____ Date _____

STATE OFFICE PROCESSING:

- ☐ Amendment correct and complete. By _____ Date _____
- ☐ Approved copy sent to applicant and to Region. By _____ Date _____



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 27, 2003

CHERYL SHERET
486 CABINET GORGE RD
CLARK FORK ID 83811

RE: Amended Statutory Claim Number 96-04108

Dear Sherry:

The Department of Water Resources acknowledges receipt of your Amended Statutory Claim referenced above. Please refer to the above referenced number in all future correspondence regarding this Claim, changing the ownership to you and changing the place of use.

The filing of the claim does not confirm the water right claimed. It will serve to record and preserve the information and the evidence, including any exceptions, regarding the 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. Corrections to the claim may be made by filing an amended claim; no additional filing fees are required to amend a claim.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

We are enclosing a copy of the amended claim for your records. Please feel free to contact this office if you have any questions.

Sincerely,

Robert G. Haynes, P.E.
Regional Manager

Enclosure(s) - Copy of Amended Claim to a Water Right No. 96-04108

MICROFILMED

DEC 03 2003



State of Idaho
DEPARTMENT OF WATER
NORTHERN REGION, Suite No. 210 •
(208) 769-1450

June 16, 2003

Cheryl Sheret
486 Cabinet Gorge Rd
Clark Fork ID 83811

RE: Application for Permit

Dear Ms. Sheret:

We are writing in regard to Statutory Claim Number 96-4108 and Amending the place of use from how it was originally filed with our Department.

After receiving the map that you marked the locations of your home and spring, it is apparent that the original Statutory Claim was filed in error. You will find enclosed an Amended Statutory Claim changing the place of use to the SE1/4 SW1/4, T.55N., R.3E., Sec.28. Also, your name has been added to this Claim as Current Owner. Mr. Vincent's name will be reflected in our records as the Original Owner.

The filing fee for this Amendment is \$50.00. We will apply the \$25.00 that you originally submitted with your Change of Ownership. Please review all of the information on the Amended Claim form, sign before a public notary, provide chain of ownership from Vincent to you and return with the additional \$25.00 to our office for processing.

If you have any questions, please feel free to contact me at this office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Allen Beardslee'. The signature is written in a cursive, flowing style.

Allen Beardslee
Sr. Water Resource Agent

83814-2615
(8) 769-1454

EMPTHORNE
VERNOR

J. DREHER
RECTOR

RECEIVED
JUL - 1 2003

Department of Water Resources

MICROFILMED

DEC 03 2003



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

RECEIVED

APR 17 2003

Department of Water Resources
Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 15, 2003

SHERRY SHERET
486 CABINET GORGE ROAD
CLARK FORK ID 83811

Re: Water Right 96-4108

Dear Ms. Sheret:

This acknowledges receipt of the Notice of Change in Water Right Ownership papers for the above referenced water right, changing the ownership to you. Enclosed is receipt No. N015569, for your records.

We are forwarding the paperwork to the State Office for processing.

If you have any questions, please contact KariLynn Townsend in our State Office, at 208-327-7941.

Sincerely,

Dianne Ball
Administrative Assistant

Enc.

db

cc: IDWR State Office - KariLynn Townsend

Stephen F. Smith, Attorney
PO Box C
Sandpoint ID 83864

MICROFILMED

DEC 03 2003

RECEIVED

APR 17 2003

Department of Water Resources

RECEIVED
APR 15 2003
IDWR/North

STEPHEN F. SMITH
ATTORNEY AT LAW, CHARTERED
102 SUPERIOR STREET
P.O. BOX C
SANDPOINT, IDAHO 83864
TELEPHONE: (208) 263-3115 – FACSIMILE: (208) 263-8932
E-MAIL: smithlaw@imbris.com

Peggy Self, Paralegal

April 11, 2003

IDWR
Northern Region
1910 N.W. Blvd., Suite 210
Coeur d'Alene, Idaho 83814-2615

Re: Sherry Sheret/Change in Ownership of Water Adjudication Claim
No. 96-4108

Dear Madam or Sir:

Thank you for the availability, thoroughness and orderliness of the lady in your office who discussed the above-noted claim with me on April 8, 2003. She was also kind enough to send to me the forms for the above-noted change of ownership.

Enclosed please find the following documents:

1. State of Idaho, Department of Water Resources, Notice of Change in Water Right Ownership.
2. A check from Sherry Sheret in the amount of \$25.00 representing the filing fee.
3. A copy of the Warranty Deed recorded on December 10, 1990 as Instrument No. 384163, constituting the most recent deed indicating Sherry Sheret's ownership of the property and the subject water claim.
4. A copy of the Bonner County plat of the property, showing the point of diversion and the place of use.

MICROFILMED

DEC 03 2003

IDWR
Northern Region
Page Two
April 11, 2003

It would be appreciated if you would please process these documents pursuant to Idaho Code Sections 42-248 and 42-1409(6) to change the ownership of the water claim in your records from Mr. Vincent to Sherry Sheret. Please let me know if any additional information or documentation would be helpful to you in doing so.

It would also be appreciated if you would please return to this office the documentation from your office that will show when the ownership of the water right has been changed. I will look forward to hearing from your office, or receiving documentation from your office, soon.

Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Steve Smith".

Steve Smith
Attorney at Law
SS:ps
enclosures
p: Sherry Sheret

MICROFILMED
DEC 03 2003



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

September 5, 1984

Handwritten:
Please
File
9-4/108

Mr. Dave Reynolds
Sommerfeld Realty
P. O. Box 70
Clark Fork, Id. 83811

Dear Mr. Reynolds:

From the documentation you forwarded to me and from the information in the Departmental files, it appears that Dwight Smith and Jody Foss have water rights for one home, irrigation of one acre and miscellaneous stock.

It appears that Mr. Hafelfinger can file to develop new water rights, since he retained an easement to the spring.

If I can be of any further assistance, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

MICROFILMED

RECEIVED

SEP 17 1984

Department of Water Resources



SOMMERFELD REALTY

HOPE - CLARK FORK, IDAHO - WESTERN MONTANA
OFFICE CENTER OF DOWNTOWN CLARK FORK
P.O. BOX 70 - CLARK FORK, IDAHO 83811
PH. (208) 266-1251

After Hours:

Dave Reynolds, Manager 264-5450



RECEIVED

SEP 17 1984

August 29, 1984

RECEIVED

AUG 30 1984

Department of Water Resources

Department of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

Department of Water Resources
Northern District Office

Gentlemen:

Sometime between 1972 and 1975, Robert & Denese Vincent filed for a water wright, on a spring on railroad right of way north of his property which was:

96-4108

The E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 28, T55N R3E BM.

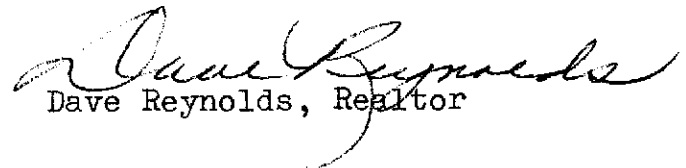
In 1975 they deeded the property to Hafelfingers. In 1979 Hafelfinger sold 10 of the 15 acres to Foss and Smith, keeping the southernmost 5 acres along with an easement for a waterline (see documents enclosed) but no mention was made as to a division of the water. (The water was being used on the 10 acres with the house that was sold.)

The Hafelfingers intent was to be able to provide water to the 5 acres, plus another 20 acres across the county road to the east that they had acquired in a separate transaction.

Would you be able to advise me at this time who has what rights for what on the spring?

Thank you.

Sincerely,


Dave Reynolds, Realtor

DR:mj
Enc.

MICROFILMED



MEMBER:

National Association of Real Estate Boards — National Institute of Farm and Land Brokers
Idaho Association of Realtors — Bonner-Boundary Board of Realtors
Montana Association of Real Estate Boards — Sanders County Board of Realtors

— ACREAGE - FARMS - HOMES - LOTS - LAKE & RIVER PROPERTIES - BUSINESS OPPORTUNITIES —

100-546

537

254597

AFFIDAVIT
OF
SCRIVENER'S ERROR

STATE OF IDAHO)
) ss.
County of Bonner)

Jon K. Hammarberg, being first duly sworn upon oath, deposes and says as follows:

1. That in September of 1979, your affiant was the attorney for Valerie Jenkinson and Michael Oren Hafelfinger, husband and wife, and prepared a Warranty Deed on their behalf in which certain real property was transferred to Dwight Smith and Jody Foss, single persons.
2. That upon review of the legal description of said real property, it has been found that said description contained in the Warranty Deed referred to hereinabove, was incorrect.
3. The legal description that was given in the Warranty Deed being corrected herein was as follows:

The NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, and the E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 55 North, Range 3 East, Boise Meridian, Bonner County, Idaho; EXCEPT public roads and rights of way.

AND SUBJECT TO an easement for the maintenance, installation, and repair of a water line across the above described property being reserved in Grantors together with a right of ingress and egress for the inspection, maintenance, repair, installation, and use of said water line.

AND FURTHER SUBJECT TO that certain Deed of Trust entered into by and between Michael Oren Hafelfinger and Valerie J. Hafelfinger, husband and wife, as Grantors, Pioneer National Title Insurance Company, as Trustee, and Robert W. Vincent and Dameca R. Vincent, husband and wife, as Beneficiary, recorded November 13, 1975 as Instrument Number 170613, Records of Bonner County, Idaho.

That the above mentioned legal description should be corrected to read as follows:

Corrected legal description as shown on attached map by Miller Johnson Realty Co. 10/1/80



548

The North 440 feet of the NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, and the North 440 feet of the E $\frac{1}{2}$, NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$ of Section 28, Township 33 North, Range 3 East, Boise Meridian, Bonner County, Idaho; EXCEPT public roads and rights of way.

AND SUBJECT TO an easement for the maintenance, installation, and repair of a water line across the above described property being reserved in Grantors together with a right of ingress and egress for the inspection, maintenance, repair, installation, and use of said water line.

AND FURTHER SUBJECT TO that certain Deed of Trust entered into by and between Michael Oren Hafelfinger and Valeris Hafelfinger, husband and wife, as Grantors, Pioneer National Title Insurance Company, as Trustee, and Robert W. Vincent and Denise R. Vincent, husband and wife, as Beneficiary, recorded November 13, 1975 as Instrument Number 170613, Records of Bonner County, Idaho.

4. That the last mentioned legal description is the true and correct description and should be substituted in place of the first mentioned legal description.

5. That upon said correction being made, the Warranty Deed referred to hereinabove will properly reflect the real property granted to Dwight Smith and Jody Foss, single persons, by Valerie Jenkinson and Michael Oren Hafelfinger, husband and wife.

DATED this 16th day of February, 1982.

Jon K. Hammarberg
Jon K. Hammarberg

STATE OF IDAHO)
) ss.
County of Bonner)

On this 16th day of February, 1982, before me, the undersigned Notary Public, in and for said State, personally appeared Jon K. Hammarberg, known to me to be the person whose name 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 on the date and year first above written.

Jon K. Hammarberg
Notary Public - State of Idaho
Residing at: Boise, Idaho



MAILED - 11/1/79
Vol 3-6876

WARRANT MADE

22 PM '79

For Value Received Valeris Jacobson and Michael Owen Intelligencer, husband and wife, of No. 3, Box 275-8, Sandpoint, Idaho 83848, the owners, do hereby grant, bargain, sell and convey unto Dwight Smith, a single man, an undivided one-half interest and land from, a single tract, an undivided one-half interest, of Best Block 453, Clark Fork, Idaho 83411, the owners, the following described premises (containing 10.00 acres), and the Easements, of Section 28, Township 35 North, Range 3 East, Bitter Water, Blaine County, Idaho: EXCEPT public roads and rights of way.

AND SUBJECT TO an easement for the maintenance, installation, and repair of a water line across the above described property, being reserved in Grantors' together with a right of easement, and right of way, to the lands, improvements, property, installation, and use of said water line.

AND FURTHER SUBJECT TO that certain bond of Trust entered into by and between Valeris Jacobson and Michael Owen Intelligencer, husband and wife, and the State of Idaho, as Grantors, and the Insurance Company, as Trustee, and Robert H. Shores and Duane B. Yarnall, husband and wife, as Beneficiaries, recorded November 15, 1973 as Instrument Number 170411, Records of Blaine County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantors, their heirs and assigns forever. And the said Devisors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that they are free from all encumbrances except those of view and of record; and that they will warrant and defend the same from all lawful claims whatsoever.

WITNESSETH this 1st day of September, 1979,

Michael Owen Intelligencer
Valeris Jacobson

Michael Owen Intelligencer
Valeris Jacobson

10-1-79

STATE OF Idaho

County of Blaine

On this 2nd day of September, 1979, before me the undersigned notary public, a married woman, personally appeared Michael Owen Intelligencer, a married man, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year last above written.



Michael Owen Intelligencer
Notary Public - State of Idaho
Residing at 1111 E. 1st St.
Blaine, Idaho 83816

STATE OF

County of

ss.

On this 2nd day of September, 1979, before me the undersigned notary public, a married woman, personally appeared Valeris Jacobson, a married woman, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year last above written.

Valeris Jacobson
Notary Public - State of Idaho
Residing at 1111 E. 1st St.
Blaine, Idaho 83816

10-1-79

Warranted Good

10-1-79

July 29, 1977

Re: Claim No. 96-4108

Valerie and Michael Hafelfinger
Star Route 495
Clark Fork, ID 83811

Dear Mr. and Mrs. Hafelfinger:

We are in receipt of the Warranty Deed you recently submitted.

However, a claim is appurtenant to the land it covers and therefore the water right belongs to whoever owns the property.

We will keep the Warranty Deed in our files so that any correspondence will be sent to you in the future.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/cah

WARRANTY DEED

170612

KNOW ALL MEN BY THESE PRESENTS, That Grantors, Robert W. Vincent and Denece R. Vincent, husband and wife, for and in consideration of the sum of Ten (\$10.00) Dollars and other good and valuable considerations, do hereby GRANT, BARGAIN, SELL and CONVEY unto the Grantees, Michael O. Hafelfinger and Valerie J. Hafelfinger, husband and wife, of 1512 Vale Avenue, Campbell, California 95008, the following described real property situate in the County of Bonner, State of Idaho, to-wit:

The Northeast Quarter of the Southeast Quarter of the Southwest Quarter, and the East Half of the Northwest Quarter of the Southeast Quarter of the Southwest Quarter of Section 28, Township 55 North, Range 3 East, Boise Meridian, Bonner County, Idaho

TOGETHER WITH ALL and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining.

The above described real property is conveyed subject to that certain mortgage dated August 19, 1971, recorded in the official records of Bonner County, Idaho, in Book 62 of Mortgages, at page 416, executed by the David L. and Nina Gerard, as mortgagors, and The United States of America as mortgagee, to secure payment of a loan evidenced by a promissory note, which loan the Grantors covenant and agree to pay and satisfy according to the terms and provisions thereof and to hold the Grantees harmless therefor.

And the above named Grantors hereby covenant that the above described premises are free from all encumbrances, except said mortgage, and that they and their heirs, executors, administrators, and assigns will warrant and defend the above premises against all lawful claims and demands whatsoever, EXCEPT easements and rights of way of record.

IN WITNESS WHEREOF the Grantors have hereunto set their hands on the 3 day of November, 1975.

Robert W. Vincent
Robert W. Vincent
Denece R. Vincent
Denece R. Vincent

STATE OF IDAHO)
County of Bonner) ss.

On this 3rd day of November, 1975, before me, the undersigned Notary Public in and for said state, personally appeared Robert W. Vincent and Denece R. Vincent, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they and each of them executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year last above written.

Notary Public for State of Idaho
Residing at Sandpoint

Valerie & Michael Hafelfinger
Star Route 495
Clark Fork, Idaho
83811

MICROFILMED

208-266-1188

Nov. 13, 1975 20271
Place 1527
Baker
BOOK NO. 62
PAGE NO. 416
BONNER COUNTY RECORDER

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

February 4, 1974

Re: Claim to a Water Right No. 96-4108

Robert William Vincent
Star Route
Clark Fork, ID 83811

Dear Mr. Vincent:

The Department of Water Administration has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of a claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

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

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure

96 4108

January 11, 1974

Re: Claim to a Water Right No. 96-4108 - Robert William Vincent

Sandpoint News-Bulletin
P.O. Box 218
Sandpoint, ID 83864

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. in-order-to-receive-payment; the following certification must appear-on-the-bill:

~~"I hereby certify that the foregoing account is just and correct; that the amount claimed is legally due, after allowing all just credits; and that no part of the same has been paid."~~

~~-(signature of claimant)~~

Very truly yours,

Fred Eisenbarth
Northern District Manager

Bill submitted 2-4-74 by cl

FE:CP

96 4108

Enc: Legal Notice

RECEIVED

ADVERTISING INFORMATION CENTER

SANDPOINT NEWS-BULLETIN

COMPLETE COVERAGE OF THE SANDPOINT AREA

P.O. Box 218, Sandpoint, Idaho

To Whom Billed:

Name **Idaho Department of Water
Administration**

Address

1-17-74

Name of Advertiser

Ad No. Ad Size x

Caption **Notice of Claim to a Water
Right**

Insertion Dates: **Jan. 17, 24**

Copy:

xx Legal

No. 96-4108

Robert William Vincent

Total Space **36 lines** 36¢
(Col. Inches/Words)

96 4108
\$ **12.96**

(Billing)

NOTICE OF CLAIM TO A WATER RIGHT

NO. 96-4108

Notice is hereby given that Robert William Vincent,
Star Route, Clark Fork, Idaho
has filed a claim to a water right established by diversion and application
to beneficial use of 0.05 cubic feet per second acre feet per annum
of water from a Spring
with point of diversion in the NELSW, (Gov't. Lot 8), Sec. 28, T. 55N, R. 3E,
B.M., Bonner County

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
(0.02 cfs) and stockwatering purposes (0.01 cfs); and from April 1 to
Oct. 31 for the irrigation of 1/2 acre (0.02 cfs)
with a priority of 1953;
the place of use is within the NELSW, Sec. 28, T. 55N, R. 3E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Administration, 401 Front Avenue, Coeur d'Alene, Idaho
83814.

R. KEITH HIGGINSON

Director

Published in the Sandpoint News-Bulletin, Sandpoint, Idaho
on Jan. 17 and Jan. 24, 1974

96 4108

January 11, 1974

Re: Claim to a Water Right No. 96-4108

Robert William Vincent
Star Route
Clark Fork, ID 83811

Dear Mr. Vincent:

Attached is your receipt No. 12316 in the amount of \$10 for the filing fee on the above referenced claim which was received in this office.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:CP

Enclosure

96 4108

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

December 6, 1973

Robert William Vincent
Star Route
Clark Fork, ID 83811

Dear Mr. Vincent:

The Claim to a Water Right you submitted to our office was on our old form. We have taken the liberty of transferring the information on to our new claim form for your review.

Please note that we have recommended a lesser quantity of water for the uses you have listed. These are the amounts that we consider more than adequate to supply the needs you have described. However, if you feel that you have diverted more water, please change our figures. The 1 cubic foot per second you listed is equal to 450 gallons per minute.

Please review all items on the claim, have your signature notarized, return the claim to our office along with the required \$10 filing fee, and we shall begin its processing. If you should have any questions, feel free to contact us.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:cp

Enclosure

96 4108

Oct. 15, 1973

Robert W Vincent
St. Rte.
Clark Fork, ID

Fred Eisenbarth
Water Resource Supervisor I
Department of Water Admin.

83811
RECEIVED

NOV 27 1973

Dear Mr. Eisenbarth: Department of Water Administration
Northern District Office

Please advise if I have not com-
pletely and satisfactorily filled out
the enclosed form.

Sincerely,

Robert Vincent

CS 7168
96 4108