

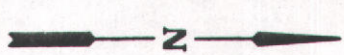
E. S. Suenkel Estate

Being that Portion of Gov't. Lots 5 and 6 in the NE 1/4, Gov't. Lot 7, and the shown portion of Gov't. Lot 8

Sec. 19, TWP. 46N., Rg. 1E., B.M.

Benewah County, Idaho

Scale: 1" = 100' Date Drawn: Jan., 1974



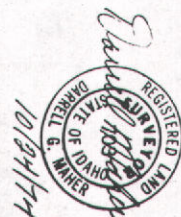
That portion of Government Lots 5 and 6 in the NE 1/4, Government Lot 7, and a portion of Government Lot 8, all in Section 19, Twp. 46N., Rg. 1E., B.M. The exterior boundary of this whole tract is more specifically described as:

Beginning of a point on the East-West Centerline of said Section 19, said point being N 89° 42' E a distance of 438.52 ft from the West 1/4 Corner of said section, running thence North a distance of 844.15 ft to a point on the Eastern bank of the current location of Rat Cr., thence N 30° 34' E along said creek bank a distance of 76.38 ft, thence N 54° 50' E along said creek bank a distance of 123.05 ft, to a point on the southerly bank of the St. Joe River; thence Easterly and Southerly along said river bank 4,670 ft more or less to a point on said East-West centerline of Sec. 19; thence S 89° 42' W along said centerline a distance of 3,985.83 ft to the point of beginning. Excepting therefrom the prescriptive right-of-way of the county roadway and the deeded right-of-way of the Milwaukee Railroad as herein plotted. Encompassing an area of 42.7 acres.

DEDICATION

Be it known that we, the heirs and assigns of E.S. Suenkel are the owners of the lands described in the above DESCRIPTION and have caused some to be subdivided into lots as herein plotted, to be known as "E. S. Suenkel Estate", Benewah County, Idaho. That Douglas Suenkel is the duly appointed executor of said estate and by this authority has this date set his signature on behalf of the heirs and assigns of E.S. Suenkel. His authority to do so is hereby attached and incorporated herein.

Executor



SURVEYOR'S CERTIFICATE

I, DARRELL G. MAHER, a Registered Land Surveyor in and for the State of Idaho, do hereby certify that I did during 1973 and 1974, survey the herein described "E.S. Suenkel Estate", set iron pins as shown, and made this plat a true copy thereof.

My commission expires _____, 19__

Notary Public

HEALTH OFFICER'S APPROVAL

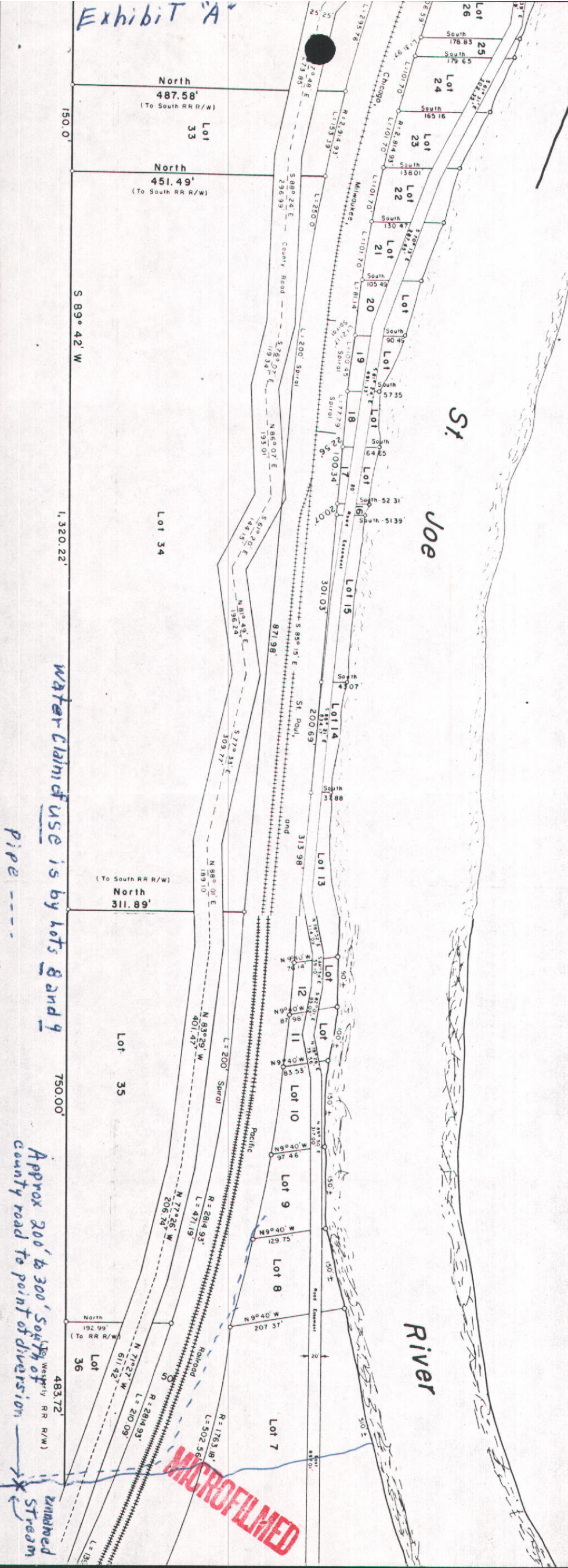
This plat approved and accepted for filing under of Section 50-1326 of the Idaho Code wherein RESTRICTION is placed on all lots of this subdivision

My commission expires _____, 19__

Notary Public

State of Idaho 55
County of Benewah
On this 24 day of Oct., 1974, before me, the Notary Public in and for the State of Idaho, Douglas Suenkel, known to me to be the person whose name appears on the SURVEYOR'S CERTIFICATE and acknowledged he executed same.
IN WITNESS THEREOF I set my hand this _____ day of _____, 1974.
October 24, 1974
Douglas Suenkel
Notary Public

Health Officer



(8) Remarks

SECTION 19 TOWNSHIP 46 N RANGE 1 EAST, B.M.

19

Approximately

* ← Point of diversion

NW of SE

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 Benewah

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 affiant's knowledge.

(Claimant)

Sworn to before me this 27th day of March, 1983

Karen M. Robinson

Notary Public St. Maries, Idaho
Residing at _____

My commission expires Life Term

FOR DEPARTMENT USE ONLY

Received by

Date **3-25-83**

Exception filed by:

Forwarded to

Date _____

Prepared by

Date 3/25/14

claimant by:

Published in

Barrett Pe

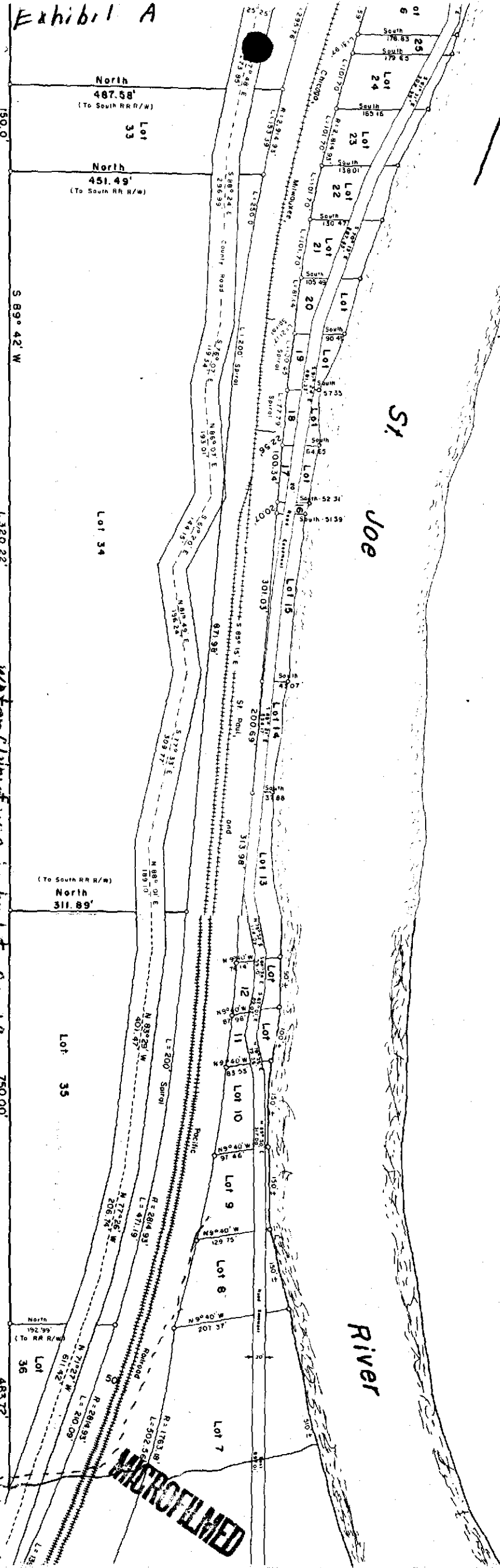
© 2000 Blackwell Science Ltd *Journal of Internal Medicine* 247: 399–406

E. S. Suenkel Estate

Being that Portion of Gov't. Lots 5 and 6 in the NE 1/4, Gov't. Lot 7, and the shown portion of Gov't. Lot 8

Benewah County, Idaho

Scale: 1" = 100' Date Drawn: Jan., 1974



This portion of Government Lot 5 and 6 in the NE 1/4, Township 46N, Range 1E, B.M. The exterior boundary of this whole tract is more specifically described as follows: Beginning at a point on the East-West Centerline of said Section 19, 30' point being N 89° 42' E a distance of 438.52 ft from the west 1/4 corner of said section. Running thence North a distance of 944.15 ft to a point on the Eastern bank of the current location of Rat Cr.; thence N 30° 34' E along said creek bank a distance of 76.98 ft; thence N 54° 50' E along said creek bank a distance of 123.05 ft to a point on the southern bank of the St. Joe River; thence Easterly and Southerly along said river bank 4,670 ft, more or less to a point on said East-West centerline of Sec. 19; thence S 89° 42' W along said centerline a distance of 3,985.83 ft to the point of beginning. Excepting therefrom the prescriptive right-of-way of the county roadway and the deeded right-of-way of the Milwaukee Railroad as herein plotted. Encompassing an area of 42.7 acres.

DEDICATION
Be it known that we, the heirs and assigns of E.S. Suenkel are the owners of the lands described in the above DESCRIPTION and have caused some to be subdivided into lots as herein plotted, to be known as "E.S. Suenkel Estate", Benewah County, Idaho. That Douglas Suenkel is the duly appointed executor of said estate and by this authority has this date set his signature on behalf of the heirs and assigns of E.S. Suenkel. His authority to do so is hereby attached and incorporated herein.

Executor

County of Benewah
On this 10th day of August, 1974, before me, the undersigned, a Notary Public in and for the State of Idaho, appeared Douglas Suenkel, known to me to be the person whose name appears on the DEDICATION and acknowledged to me that he executed same in WITNESS THEREOF I set my hand this 10th day of August, 1974.

Notary Public
My commission expires 1979

HEALTH OFFICER'S APPROVAL
This plat approved and accepted for filing under of Section 50-1326 of the Idaho Code wherein RESTRICTION is placed on all lots of this subdivision.

Health Officer



Exhibit "B"

MEMORANDUM OF ESCROW SALES CONTRACT

There has been entered into this 11 day of January, 1983, an Escrow Sales Contract wherein DOROTHY M. SUENKEL, a single person, hereinafter referred to as the Grantor, is the Seller, and THOMAS C. MORRIS and CLOIA A. MORRIS, husband and wife, hereinafter referred to as the Grantees, are Buyers, whose current address is 910 Highland Drive, St. Maries, Idaho 83361, which concerns the sale of the following described property situated in Benewah County, Idaho:

Lots Eight (8) and Nine (9), Plat of E.S. SUENKEL ESTATE, records of Benewah County, Idaho.

Together with all of Grantor's right, title and interest to the water and water pipeline from a small creek, spring and reservoir together with the right of ingress and egress to said creek, spring, reservoir and water pipeline to repair, replace, and maintain said water pipe line, spring, reservoir and water located in the Southeast Quarter (SE 1/4) of Section Nineteen (19), Township Forty-six (46) North, Range One (1) East, Boise Meridian, Benewah County, Idaho, more particularly said creek runs south to north into the St. Joe River, said Creek crosses the present county road approximately where the southern line of Lot 36 of the Plat of E.S. SUENKEL ESTATE, a recorded subdivision of Benewah County, Idaho, intersects with the county road. The reservoir being a steel tank approximately 250 gallons in size located approximately 300 feet south of the county road on said creek. This water right, water source, water pipe line and easement is perpetual and has been in existence continuously for over the past 15 years and runs with and serves the land presently described as Lots 8 and 9 of the Plat of E.S. SUENKEL ESTATE, a recorded subdivision of Benewah County, Idaho. Said water line and easement runs southerly from said Lots 8 and 9 along and across the Railroad and county road right-of-way and then across Lot 36 of said subdivision to above-described creek and reservoir.

Also together with all of Grantor's right, title and interest in a road easement located in the northwest portion of Lot 36 of the Plat of E.S. SUENKEL ESTATE, a recorded subdivision of Benewah County, Idaho, starting at the north edge of the county road right-of-way and running northerly across said Lot 36 and the Railroad right-of-way to the southeast corner of Lot 8 of the above-described subdivision. This road easement is for ingress and egress and is exclusive, perpetual and runs with and serves Lots 8 and 9 of the Plat of E.S. SUENKEL ESTATE, a recorded subdivision of Benewah County, Idaho.

MEMORANDUM OF ESCROW
SALES CONTRACT -1-

RECORDED

The First Security Bank of Idaho, P. O. Box 346,
St. Maries, Idaho 83861, shall serve as the escrow agent for
the Grantor and Grantees in the above-described contract.

Dorothy M. Suenkel
DOROTHY M. SUENKEL

Thomas C. Morris
THOMAS C. MORRIS

Cloia A. Morris
CLOIA A. MORRIS

STATE OF IDAHO)
) ss.
County of Benewah)

On this 11 day of January, 1983, before me, the
undersigned, a notary public in and for Idaho, personally
appeared DOROTHY M. SUENKEL, a single woman, known to me to
be the person whose name is subscribed to the within instrument
and acknowledged to me that she 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.

[Signature]
Notary Public in and for Idaho
Residing at: St. Maries, Idaho
Commission expires: Life

STATE OF IDAHO)
) ss.
County of Benewah)

On this 11 day of January, 1983, before me, the
undersigned, a Notary public in and for Idaho, personally
appeared THOMAS C. MORRIS and CLOIA A. MORRIS, husband and
wife, known to me to be the persons whose names are subscribed
to the within instrument and 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.

157907

BK 154 page 5248

83 JAN 12 P 4: 27

[Signature]
Notary Public in and for Idaho
Residing at: St. Maries, Idaho
Commission expires: Life

MEMORANDUM OF ESCROW
SALES CONTRACT -2-

SEVERLY V. L. LARSON #400
DEPUTY Thomas C. Morris

MICROFILMED

Affidavit of Publication

STATE OF IDAHO
County of Benewah, ss.

JoJane Hammes, being first duly sworn on oath, deposes and says that she is co-publisher and business manager of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah county, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of 2 issues, the first publication being on the 6th day of April, 1983 and the last on the 13th day of April, 1983.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Subscribed and sworn to before me this 14th day of April, 1983.

Sharon D. Blackburn
Notary Public in and for Benewah County, Idaho
Residing at St. Maries, Idaho

Three file notices to claim water rights

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

91-4104

Name: Thomas C. Morris
Address: 910 Highland Drive, St. Maries, Idaho 83861
Date Filed: June 1, 1968
Source: Unnamed Stream tributary to Saint Joe River
Point of Diversion: NWSE Sec 19 T 46N R 01E
In: SWNE Sec 19 T 46N R 01E for 1 acres

Use: Irrigation (0.02 cfs);
Domestic (0.04 cfs)

92-4113

Name: Michael M. and-or
Adrianne J. Anderson
Address: Rt. 2 Box 74, St. Maries, Idaho 83861
Priority Date: Jan. 1, 1960
Source: Groundwater
Point of Diversion: Lot 02 Sec 08 T 46N R 02W
In: Lot 02 Sec 08 T 46N R 02W
Use: DOMESTIC (0.04 cfs)

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4055 Gov't Way, Coeur d'Alene, Idaho 83814.

KENDUNN, Dir.

No. 7074 — April 6-13.

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: RYA

Right Number 91-4104 Applicant Morris

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.

FINAL REGIONAL PROCESSING REVIEW:

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

By [Signature] Date 4/28/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 5/3/83

MICROFILMED

RECEIVED
MAY 02 1983

Department of Water Resources

91-4104

MORRIS, THOMAS C.

910 HIGHLAND DR., ST. MARIES, ID 83861

Source: UNNAMED STREAM trib. to SAINT JOE RIVER

Priority Date: 06/01/1968

Diversion Pt: NWSE Sec 19 T 46N R 01E

Use: IRRIGATION	(0.02 CFS)
DOMESTIC	(0.04 CFS)

In: SWNE Sec 19 T 46N R 01E FOR 1 ACRES

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
D. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

APRIL 25, 1987

THOMAS C. MORRIS
310 HIGHLAND DR.
ST. MARIES

ID 83861

RE: Claim No. 91-4104

Dear Claimant:

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 that information or evidence added at any time. Please refer to the claim identification number when corresponding with this 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.

Yours truly,

MICROFILMED

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure



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

April 20, 1983

Mr. Willard I. Hamilton
Assistant Land Agent
Potlatch Corp.
P. O. Box 1016
Lewiston, Id. 83501

Dear Mr. Hamilton:

Re: 91-4104

A further description of the point of diversion is approximately 200 to 300 feet south of the County road within the NWSE, Sec. 19, T46N, R1E.

If you desire to file an exception to this claim, you may do so by filing a notarized statement with this Department taking exception to the claim and listing the reason you feel this claim is incorrect.

If you have any questions, please contact this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

MICROFILMED

RECEIVED

APR 18 1983

Department of Water Resources
Northern District Office

April 15, 1983

Potlatch

Potlatch Corporation
Wood Products, Western Division

P.O. Box 1016
Lewiston, Idaho 83501
Telephone (208) 799-0123

Ken Dunn, Director
Department of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814

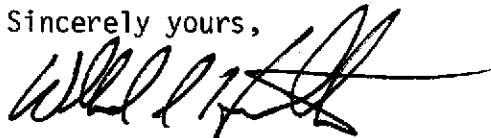
Dear Mr. Dunn:

Please be advised that water right claim #91-4104 diverting water in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 19, T46N, R1E, B.M., Benewah County, Thomas C. Morris, claimant, is located upon property owned in fee simple by Potlatch Corporation. This claim was recently advertised in the St. Maries Gazette.

Please review your records to see if the legal description describing the point of diversion is correct. If so, we wish to file an exception to this claim.

Please advise.

Sincerely yours,



Willard I. Hamilton
Assistant Land Agent

WIH/lp

xc: Wave Reeves - St. Maries

MICROFILMED

THOMAS C. MORRIS
JACK B. BRITTON

TELEPHONE: 208-245-2523

LAW OFFICE OF
THOMAS C. MORRIS, CHARTERED
722 MAIN AVENUE
ST. MARIES, IDAHO
83861

March 24, 1983

Idaho Department Water Resources
4055 Government Way
Route 5, Box 203, Suite 1
Coeur d'Alene, Idaho 83814

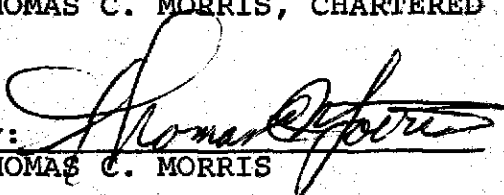
Dear Sir:

Enclosed is a Claim to Water Right that I am filing on lots which I own on the St. Joe River. Also enclosed is a check in the amount of \$30.00 to cover the filing fee.

If there is anything lacking or improper, please let me know. I do want to establish this claim so that my land is protected.

Very truly yours,

LAW OFFICE OF
THOMAS C. MORRIS, CHARTERED

By: 
THOMAS C. MORRIS

TCM:kr

enclosures

MICROFILMED