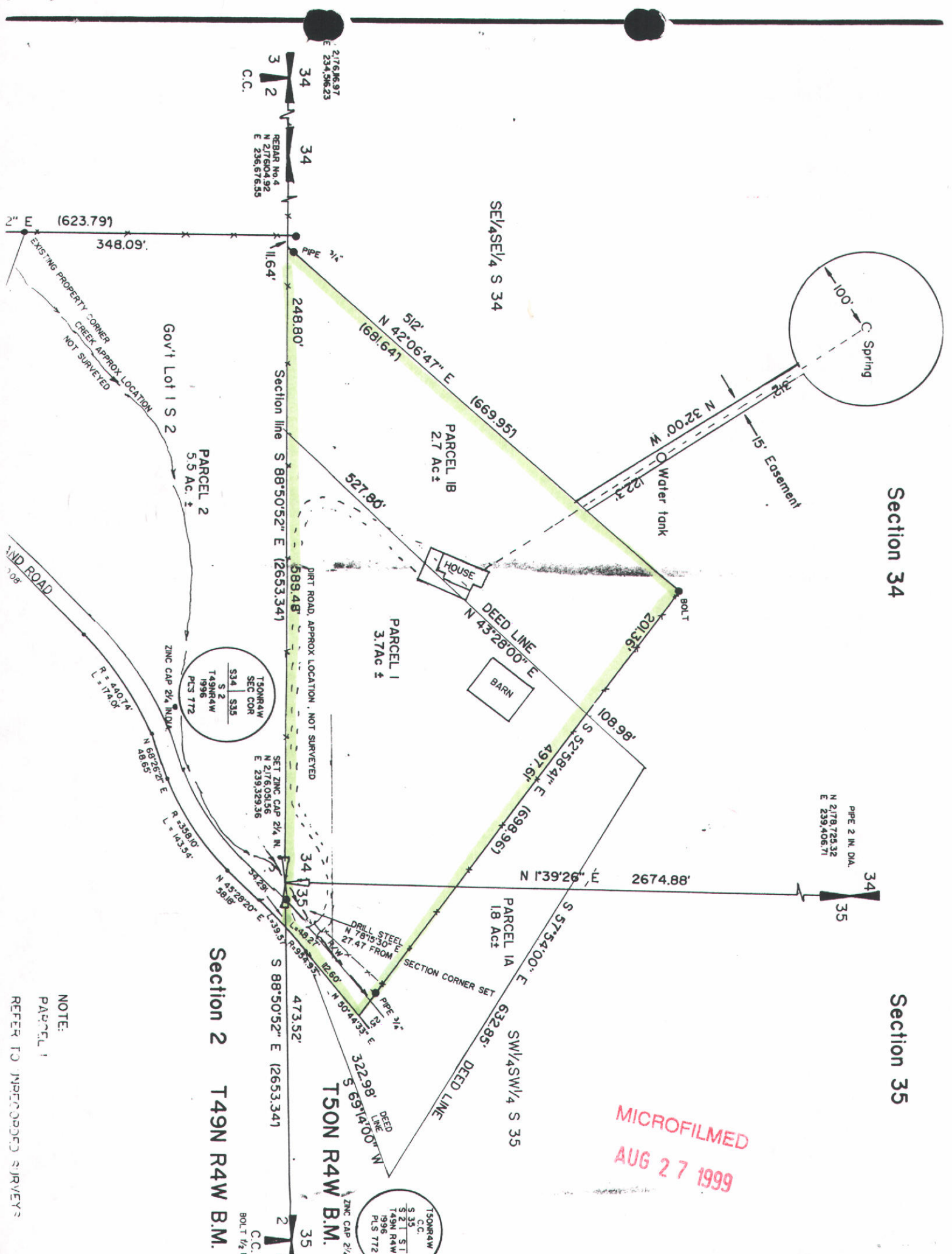


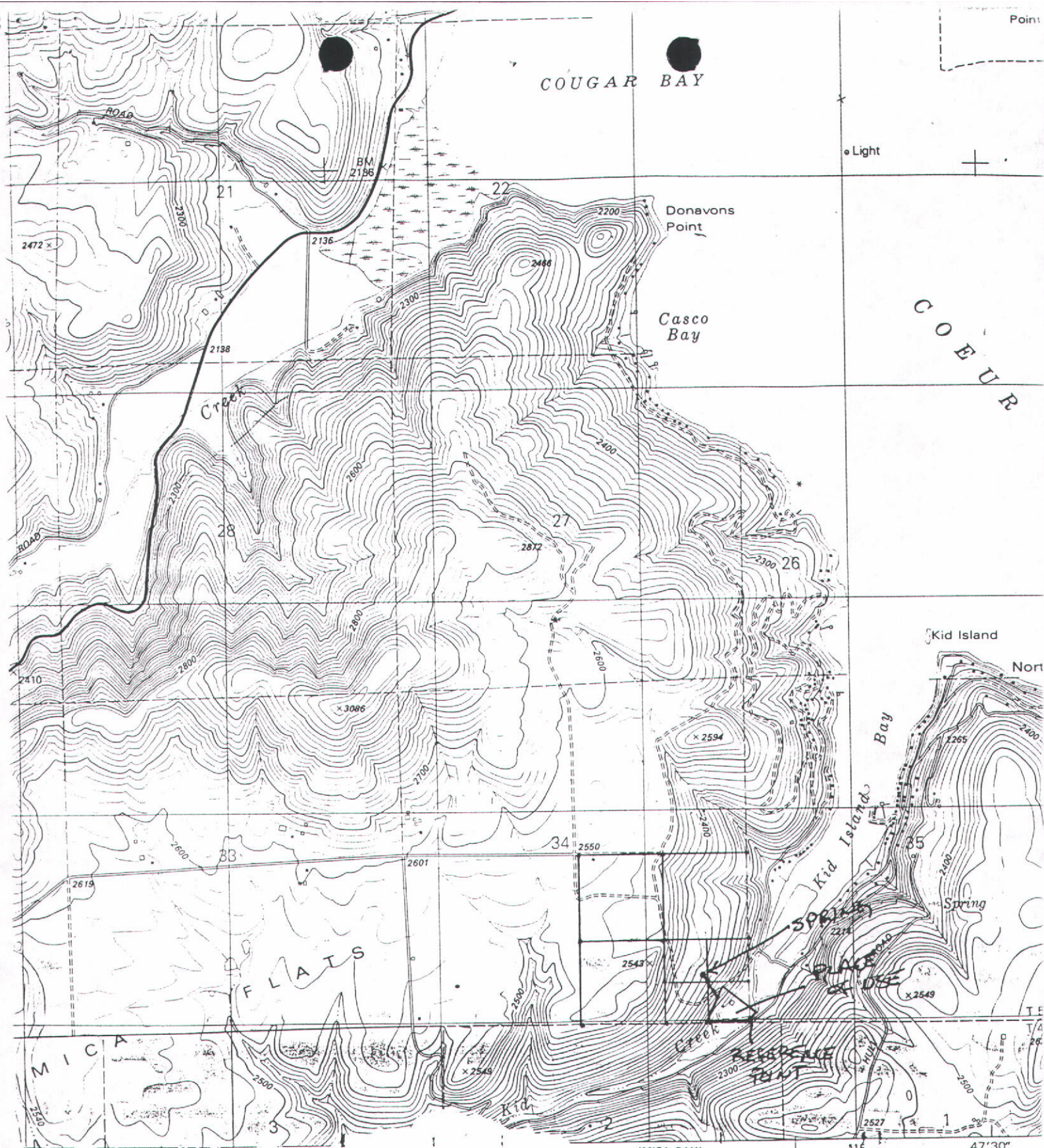
Section 34

Section 35



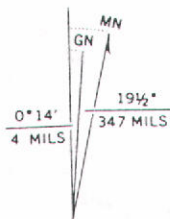
MICROFILMED
AUG 27 1999

NOTE:
PARCEL 1
REFER TO UNRECORDED SURVEYS



erial photographs
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UTM GRID AND 1981 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET

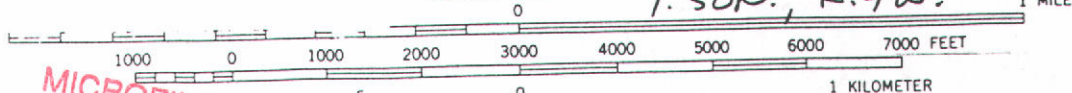


MICROFILMED
AUG 27 1999

CONTOUR INTERVAL 20 FEET
SUPPLEMENTARY CONTOUR INTERVAL 10 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

SCALE 1:24 000

BURKE
T. 50N., R. 4W.



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS

EXHIBIT "B"

TOGETHER WITH an easement; as created by Instrument recorded July 23, 1997, as Instrument No. 1498504, records of Kootenai County, Idaho; for an existing water line over, under and across a strip of land 15.0 feet in width, lying 7.5 feet on each side of the following described existing centerline located in the Southeast Quarter of Section 34, Township 50 North, Range 4 West Boise Meridian, Kootenai County, Idaho, more particularly described as follows, to-wit;

COMMENCING at the Southeast corner of said Section 34, Township 50 North, Range 4 West Boise Meridian, Kootenai County, Idaho; thence

North $88^{\circ}50'52''$ West, (shown of record to be West--607.91 feet), along the South line of said Section 34, a distance of 837.28 feet; thence

North $42^{\circ}06'47''$ East, (shown of record to be North $42^{\circ}08'$ East--463.89 feet), 510 feet to a point in the existing water line, being the TRUE POINT OF BEGINNING of this easement; thence

North $32^{\circ}00'$ West, (shown of record to be North $32^{\circ}48'$ West--420.90 feet), along the existing water line 122 feet to a existing water tank; thence

extending North $32^{\circ}00'$ West, along said water line 312 feet to the center of an existing spring, being the POINT OF TERMINUS of this description.

Including a easement for a radius of 100 feet from the center of the existing spring.

Grantees shall also have the first right to use the water from the spring.

BASIS OF BEARINGS of the above described parcels is from the Idaho State Plane Coordinate system for the West Zone of Idaho.

MICROFILMED
AUG 27 1999

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

ss.

Michelle Price being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Legal Notice

of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks, commencing on the 4th day of March, 1999, and ending on the 11th day of March, 1999, and such publication was made as often during said period as said daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Michelle Price
Subscribed and sworn to before me this 11th day of March, 1999.

Regina Mason

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

NOTICE OF CLAIMS TO WATER RIGHT

The Following claim(s) have been filed to on the water rights created by diversion and beneficial use:

95-04735

BURKE, SUSAN
1655 W KIDD ISLAND BAY ROAD
COEUR D'ALENE, ID 83814
Source: SPRING
Diversion Pt: NWSESE
Use: STOCKWATER
DOMESTIC

Tributary: KID CREEK
Sec 34 T 50N R 04W in KOOTENAI County.
(0.040 CFS)
(0.040 CFS)
(0.040 CFS)

Total Diversion:
Date Filed: 1/25/1968
In: KOOTENAI County
T50N R04W S34

"Claimed Priority" Read
SESE

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814.

KARL J. DREHER, Director

Legal 722
March 4, 11, 1999

RECEIVED

MAR 16 1999

IDWR/North

MICROFILMED

AUG 27 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 04 1999

DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

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

Notice is hereby given that

SUSAN BURKE

(Name of Claimant)

1665 W. KIDD ISLAND BAY RD

(Mailing Address)

IDA ID 83814

(Zip Code)

Telephone No: 208 667-4200 6455

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

1. Date of Priority: (When the water was first applied to beneficial use)
- 1/25/68

A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, *Idaho Code*.

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

SPRING

tributary to

KID CREEK

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

(cfs or af)

(Irrigation, Domestic, Stock, Etc.)

(Both dates inclusive)
(MM/DD) (MM/DD)

Quantity	<u>.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From	<u>1/1</u>	to	<u>12/31</u>
Quantity	<u>.04</u>	Use	<u>STOCKWATER</u>	Period of Use From	<u>7/1</u>	to	<u>12/31</u>
Quantity		Use		Period of Use From		to	
Quantity		Use		Period of Use From		to	

- 4.
- 04
- TOTAL QUANTITY USED.
-
- (cfs or af)

5. A) Location of point of diversion is
- NW
- $\frac{1}{4}$
- of
- SE
- $\frac{1}{4}$
- of
- SE
- $\frac{1}{4}$
- , Govt. Lot
- 34
-
- Sec.
- 34
- Township
- 50N.
- Range
- 4W.
- B.M., _____ County; additional points of
-
- diversion, if any: _____

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

WATER IS PIPED FROM SPRING TO HOLDING TANKS 3/4" POLY PIPE
AND TO HOME AND STOCK TANKS BY GRAVITY FLOW.

MICROFILMED

AUG 27 1999

FOR DEPARTMENT USE ONLY

AUG 27 1999

My commission expires: 9/11/03 MICROFILMED

Residing at:

Notary Public

Sworn to before me on this 15 day of NOVEMBER

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

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.

State of Idaho)
County of Boone) ss

8. **Map** – Attach an 8½ x 11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the place of use if available.

7. Remarks:

NOTE: Include here the type and number of stock watered: Stockwater for 5 horses

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

TOTAL ACRES.

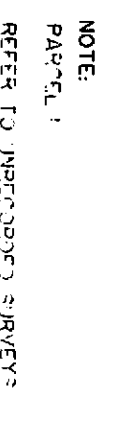
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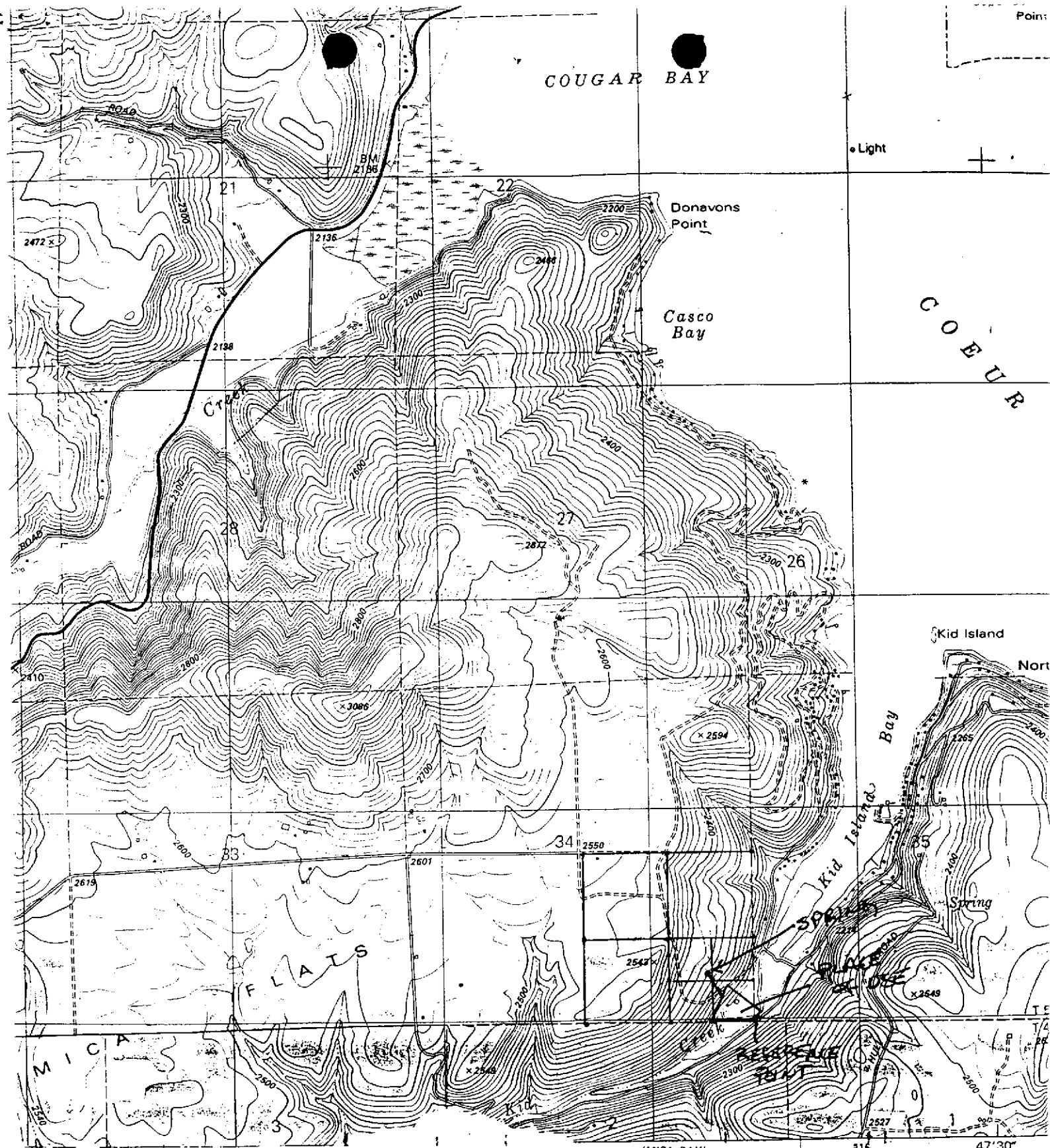
6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.

A diagram of a circular sector. The radius is labeled '100' and the central angle is labeled '120°'. The sector is labeled 'Spring'.

34
35

MICROFILMED
AUG 27 1999





COUGAR BAY

Light

Donavon's Point

Casco Bay

COEUR

Kid Island

North

Bay

Spring

FLATS

MICA

(MICA BAY)
2679 IN SE

BURKE

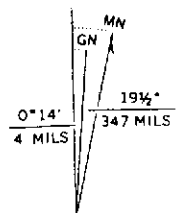
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T. 50N., R. 4W.

47°30'

50'

erial photographs
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MICROFILMED

AUG 27 1983

CONTOUR INTERVAL 20 FEET
SUPPLEMENTARY CONTOUR INTERVAL 10 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

UTM GRID AND 1981 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS

522289

WARRANTY DEED

COMPARED

THIS INDENTURE, made and entered into this 25th day of January, 1968, by and between KIDD ISLAND BAY DEVELOPMENT CORPORATION, party of the first part, and SAM W. MANLEY and JOY R. MANLEY, husband and wife, parties of the second part, WITNESSETH:

That the said party of the first part, for ardin consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration to it in hand paid, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell and convey to the parties of the second part, the following described property situate in Kootenai County, State of Idaho, to-wit:

A portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 34 and the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, all in T50N, R4W, B.M., Kootenai County, Idaho, more specifically described as follows:

Beginning at the Southeast corner of Section 34, T50N, R4W, B.M., Idaho;
Thence West along the South boundary of Said Section 34, 607.91 feet to an iron pin; Thence N42°08'E, 634.66 feet to an iron pin; Thence S59°14'E, 632.85 feet to an iron pin; Thence S67°54'W, 390.52 feet to the point of beginning.

The above described property being subject to rights of way and/or easements of record.

AND an easement for water line purposes over and through:

A strip of land 15 feet wide in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 34, T50N, R4W, B.M., Kootenai County, Idaho, the center-line of which is more specifically described as follows:

Beginning at the Southeast corner of Section 34, T50N, R4W, B.M., Idaho; Thence West along the South line of said Section 34, 607.91 feet; Thence N42°08'E, 463.89 feet to the true point of beginning for the center-line of this description;

Thence N32°48'W, 420.90 feet to the center of the existing spring, said point being the Terminal Point of this description. Including an easement for a radius of 100 feet from the center of said spring. Grantees shall also have the first right to use the waters from said spring.

Together with all and singular the tenements, hereditaments and appurtenances thereunto appertaining.

TO HAVE AND TO HOLD the same unto the said parties of the second part, their successors and assigns forever.

NOT RECORDED
AUG 27 1968

The party of the first part warrants the title to said property and that the same is free and clear of all encumbrances whatsoever, except the State and County taxes for the year 1966, which purchasers assume. Purchasers agree to pay taxes for 1966 and subsequent years.

IN WITNESS WHEREOF, the party of the first part has hereunto set it's hand and seal the day and year in this instrument first above written.

KIDD ISLAND BAY DEVELOPMENT CORPORATION

E. B. Frushour
President

Frances Frushour
Secretary

STATE OF IDAHO

County of Kootenai

ss

Before me, the undersigned, a Notary Public, in and for said County and State this 25th day of January, 1968, personally appeared E. B. Frushour, President and Frances Frushour, Secretary of KIDD ISLAND BAY DEVELOPMENT CORPORATION, and acknowledged the execution of the above to be their voluntary act and deed for the uses and purposes herein mentioned.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal.



MICROFILMED
AUG 27 1983

John T. Frushour
Notary Public in and for the State of Idaho,
Residing at Coeur d'Alene. My commission
expires:

TITLE SECURITY OF
NORTHERN IDAHO, L.C.

and recorded at the request of 445 on 1 M, this day of JAN 29 1968, in
HAROLD FRUSHOUR by John T. Frushour
Deputy
Fee \$ 1.50
Return to NORTHERN IDAHO, L.C.

For Value Received JOY R. MANLEY, A MARRIED WOMAN, AS SOLE AND SEPARATE PROPERTY

the grantor , does hereby grant, bargain, sell and convey unto

VICTOR J MULLEN AND LOIS B MULLEN, HUSBAND AND WIFE.

the grantee s, the following described premises, in...Kootenai.....County, Idaho, to wit:

A portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 34 and the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, all in T50N, R4W, B.M., Kootenai County, Idaho, more specifically described as follows:

Beginning at the Southeast corner of Section 34, T50N, R4W, B.M., Idaho; Thence West along the South boundary of said Section 34, 607.91 feet to an iron pin; Thence N42°08'E, 634.66 feet to an iron pin; Thence S59°14'E, 632.85 feet to an iron pin; Thence S67°54'W, 390.52 feet to the point of beginning.

The above described property being subject to rights of way and/or easements of record.

AND an easement for water line purposes over and through: A strip of land 15 feet wide in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 34, T50N, R4W, B.M., Kootenai County, Idaho, the centerline of which is more specifically described as follows:

Beginning at the Southeast corner of Section 34, T50N, R4W, B.M., Idaho; Thence West along the South line of said Section 34, 607.91 feet; Thence N42°08'E, 463.89 feet to the true point of beginning for the center-line of this description;

Thence N32°48'W, 420.90 feet to the center of the existing spring, said point being the Terminal Point of this description. Including an easement for a radius of 100 feet from the center of said spring. Grantees shall also have the first right to use the waters from said spring.

SUBJECT to that certain Deed of Trust dated January 26, 1968, in favor of the First Federal Savings and Loan Association, as beneficiary, and recorded January 29, 1968 as instrument No. 524390, which instrument represents a mortgage from Samuel W. Manley & Joy R. Manley, Husband & Wife, which mortgage the grantees assume and agree to pay.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee s, that s he is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT the mortgage to First Federal Savings & Loan Association, and existing easements, rights of way, exceptions and reservations of record and in view, and the taxes and assessments for year 1969.

and that s he will warrant and defend the same from all lawful claims whatsoever.

Dated: July 16 1969.

Joy R. Manley

STATE OF IDAHO, COUNTY OF Kootenai

On this 16 day of July, 1969, before me, a notary public in and for said State, personally appeared JOY R. MANLEY

known to me to be the person whose name subscribed to the foregoing instrument, and acknowledged to me that s he executed the same.

Notary Public

STATE OF IDAHO, COUNTY OF Kootenai

I hereby certify that this instrument was filed for record at the request of TITLE SECURITY OF NORTHERN IDAHO, INC.

at 3 minutes past 18th day of July, 1969 in my office, and duly recorded in Book of Deeds at page

HAROLD E. PETERSON

Ex-Officio Recorder

By Deanne Deemer

Deputy.

FURNISHED BY TITLE SECURITY OF NORTHERN IDAHO, INC.

INSTRUMENT NO.

549960

QUITCLAIM DEED

COMPARED

For Value Received SAMUEL W. MANLEY

BOOK 231 PAGE 210

REVENUE STAMPS

do hereby convey, release, remise and forever quit claim unto

JOY R. MANLEY

the following described premises, to-wit:

A portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 34, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, all in Township 50 North, Range 4 West, B.M., Kootenai County, Idaho, more specifically described as follows:

Beginning at the Southeast corner of Section 34, Township 50 North, Range 4 West, B.M., Idaho; thence West along the South boundary of said Section 34; 607.91 feet to an iron pin; thence North 42°08' East, 634.66 feet to an iron pin; thence South 59°14' East, 632.85 feet to an iron pin; thence South 67°54' West, 390.52 feet to the point of beginning.

Property conveyed to Joy R. Manley as her sole and separate property, together with after acquired title.

AND an easement for water line purposes over and through:

A strip of land 15 feet wide in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 34, T50N, R4W, B.M., Kootenai County, Idaho, the centerline of which is more specifically described as follows:

Beginning at the Southeast corner of Section 34, T50N, R4W, B.M., Idaho, Thence West along the South line of said Section 34, 607.91 feet; Thence N42°08'E, 463.89 feet to the true point of beginning for the center-line of this description;

Thence N32°48'W, 420.90 feet to the center of the existing spring, said point being the Terminal Point of this description. Including an easement for a radius of 100 feet from the center of said spring. Grantees shall also have the first right to use the waters from said spring.

together with their appurtenances.

Dated: June 27 1969.

Samuel W. Manley

STATE OF IDAHO, COUNTY OF

On this 27th day of June, 1969, before me, a notary public in and for said State, personally appeared

Samuel W. Manley

known to me to be the person whose name subscribed to the within instrument, and acknowledged to me that he executed the same.

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

TITLE SECURITY OF
NORTHERN IDAHO, INC.

at 2 minutes past 3 o'clock P.m.,
this 18th day of July,
1969, in my office, and duly recorded in Book
at page

HAROLD E. PETERSON

Ex-Officio Recorder

By *Harold E. Peterson*

INSTRUMENT NO.

1498504

File No: 48376

kw

WARRANTY DEED

STATE OF IDAHO
COUNTY OF KOOTENAI } SS
AT THE RECORDS OF
KOOTENAI COUNTY TITLE CO.

Jul 23 2 06 PM '97

DANIEL J. ENGLISH

DEPUTY

9.00

For Value Received VICTOR J. MULLEN and LOIS B. MULLEN, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto JOYCE D. MULLEN-LEE, a married woman as her sole and separate property

Address: P.O. BOX 1311

, POST FALLS, ID 83854

the grantee, the following described premises, in Kootenai County, Idaho to wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee that they are the owner in fee simple of said premises; that they are free from all incumbrances EXCEPT current taxes and easements of record or in view, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

Victor J. Mullen
VICTOR J. MULLEN

Lois B. Mullen
LOIS B. MULLEN

MICROFILMED
JUL 27 1999STATE OF ~~Idaho~~ Alaska)THIRD JUDICIAL DIST.)
~~COUNTY OF Kootenai~~

ON THIS 15TH day of ~~June~~ July, 1997, before me, the undersigned a Notary Public in and for said State, personally appeared VICTOR J. MULLEN and LOIS B. MULLEN and

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 they executed the same.

1498504

PROPERTY DESCRIPTION,
PARCEL 1 & 1A
KOOTENAI COUNTY IDAHO
OCTOBER 15, 1996

A parcel of land lying Westerly of existing Kidd Island County Road being in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 34 and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, all in Township 50 North Range 4 West Boise Meridian, more particularly described as follows, to-wit:

BEGINNING at the Southeast corner of said Section 34 Township 50 North Range 4 West Boise Meridian;

thence North 88°50'52" West along the South line of said Section 34 a distance of 837.28 feet;

thence North 42°06'47" East 681.64 feet to an iron pin;

thence South 52°58'41" East 698.96 feet to a point in the existing centerline of Kidd Island County Road;

thence Southwesterly along said existing centerline as follows:

South 50°44'33" West 112.60 feet,

along a 954.93 foot radius curve left, (the long chord of which bears South 49°17'40" West--48.26 feet) an arc length of 48.27 feet to a point in the South line of said Section 35;

thence North 88°50'52" West along said South line 54.29 feet to the TRUE POINT OF BEGINNING.

The area of the above described parcel contains 6.5 acres more or less, less the existing Kidd Island County Road right of way.

The above described parcel subject to all easements of record or view as of this date.

TOGETHER WITH a easement for an existing water line over under and across a strip of land 15.0 feet in width, lying 7.5 feet on each side of the following described existing centerline located in the SE $\frac{1}{4}$ of Section 34 Township 50 North Range 4 West Boise Meridian, Kootenai County Idaho, more particularly described as follows, to-wit:

1498504

Commencing at the Southeast corner of said Section 34 Township 50 North Range 4 West Boise Meridian;

thence North $88^{\circ}50'52''$ West (shown of record to be West--607.91 feet), along the South line of said Section 34 a distance of 837.28 feet;

thence North $42^{\circ}06'47''$ East (shown of record to be North $42^{\circ}08'$ East--463.69 feet), 510 feet to a point in the existing water line, being the TRUE POINT OF BEGINNING of this easement;

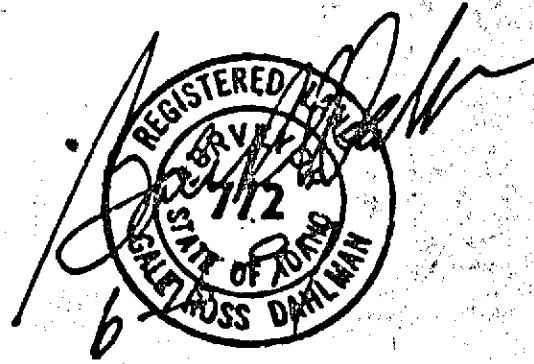
thence North $32^{\circ}00'$ West (shown of record to be North $32^{\circ}48'$ West--420.90 feet), along the existing water line 122 feet to a existing water tank;

thence extending North $32^{\circ}00'$ West along said water line 312 feet to the center of an existing spring, being the POINT OF TERMINUS of this description.

Including a easement for a radius of 100 feet from the center of the existing spring.

Grantees shall also have the first right to use the water from the spring.

BASIS OF BEARINGS of the above described parcels is from the Idaho State Plane Coordinate system for the West Zone of Idaho.



Reserving to the Grantors herein, their successors and assigns, an easement for road purposes over, and across the South 60 feet of the East 300 feet of the property described herein.

1538283

File No: 49323

kw

WARRANTY DEED

STATE OF IDAHO } ss
COUNTY OF KOOTENAI }
AT THE REQUEST OF _____
KOOTENAI COUNTY TITLE CO.
May 20 4 20 PM '98
DANIEL J. ENGLISH
DEPUTY
FEES

1551403

For Value Received JOYCE D. MULLEN-LEE, a married woman as her sole
and separate property

the grantor , does hereby grant, bargain, sell and convey unto ROBERTA J.
THOMPSON, a single woman

Address: 2900 N. GOVERNMENT WAY, #321 . COEUR D'ALENE, ID 83815

the grantee , the following described premises, in KOOTENAI
to wit:

County, Idaho

SEE ATTACHED EXHIBIT "A"
(Continued)

*** THIS WARRANTY DEED IS BEING RE-RECORDED TO ADD EASEMENT ***

STATE OF IDAHO } ss
COUNTY OF KOOTENAI }
AT THE REQUEST OF _____
KOOTENAI COUNTY TITLE CO.
Aug 25 10 28 AM '99
DANIEL J. ENGLISH
DEPUTY
FEES 6.00

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 that she is the owner in
fee simple of said premises; that they are free from all incumbrances
EXCEPT current taxes and easements of record or in view, and that she
will warrant and defend the same from all lawful claims whatsoever.

Dated: May 20, 1998

JOYCE D. MULLEN-LEE

STATE OF Idaho

COUNTY OF KOOTENAI

ON THIS 20th day of May, 1998, before me, the undersigned
a Notary Public in and for said State, personally appeared
JOYCE D. MULLEN-LEE

and
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 she executed the same.

Keri Walters
Notary Public for: IDAHO
Residing at HAYDEN
Commission Expires: 8-25-99

MICROFILMED
AUG 27 1999

legal description of property (continued)

A parcel of land lying Westerly of the West boundary line of the existing Kidd Island County Road being in the Southeast Quarter of the Southeast Quarter of Section 34 and the Southwest Quarter of the Southwest Quarter of Section 35, all in Township 50 North, Range 4 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows, to-wit:

BEGINNING at the Southeast corner of said Section 34, Township 50 North, Range 4 West Boise Meridian, Kootenai County, Idaho; thence,

North 88°50'52" West, along the South line of said Section 34 a distance of 837.28 feet; thence,

North 42°06'47" East, 681.64 feet to an iron pin; thence,

South 52°58'41" East, 698.96 feet to a point in the existing centerline of Kidd Island County Road; thence, Southwesterly along said existing centerline as follows:

South 50°44'33" West, 112.60 feet, along a 954.93 foot radius curve left, (the long chord of which bears South 49°17'40" West 48.26 feet) an arc length of 48.27 feet to a point in the South line of said Section 35; thence,

North 88°50'52" West, along said South line 54.29 feet to the TRUE POINT OF BEGINNING.

*** TOGETHER WITH an easement for an existing water line over under and across a strip of land 15.0 feet in width, lying 7.5 feet on each side of the following described existing centerline located in the Southeast Quarter of Section 34, Township 50 North, Range 4 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows, to wit:

Commencing at the Southeast corner of said Section 34, Township 50 North, Range 4 West, Boise Meridian;

thence North 88°50'52" West (shown of record to be West--607.91 feet), along the South line of said Section 34 a distance of 837.28 feet;

thence North 42°06'47" East (shown of record to be North 42°08' East--463.89 feet), 510 feet to a point in the existing water line, being the TRUE POINT OF BEGINNING of this easement;

thence North 32°00' West (shown of record to be North 32°48' West--420.90 feet), along the existing water line 122 feet to an existing water tank;

thence extending North 32°00' West along said water line 312 feet to the center of an existing spring, being the POINT OF TERMINUS of this description.

INCLUDING an easement for a radius of 100 feet from the center of the existing spring.

Grantees shall also have the first right to use the water from the spring.

BASIS OF BEARINGS of the above described parcels is from the Idaho State Plane Coordinate system for the West Zone of Idaho.

1551403

MICROFILMED
AUG 27 1989

For Value Received ROBERTA J. THOMPSON, a single woman

the grantor , does hereby grant, bargain, sell and convey unto SUSAN BURKE, a single person

Address: 1665 Kidd Island Bay Road , Coeur d'Alene, ID 83814

the grantee , the following described premises, in Kootenai County, Idaho to wit:

SEE ATTACHED EXHIBIT "A"
(Continued)

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 that she is the owner in fee simple of said premises; that they are free from all incumbrances EXCEPT current taxes and easements of record, and that she will warrant and defend the same from all lawful claims whatsoever.

Dated:

Robert J. Thompson
ROBERTA J. THOMPSON

STATE OF Idaho)
COUNTY OF Kootenai)

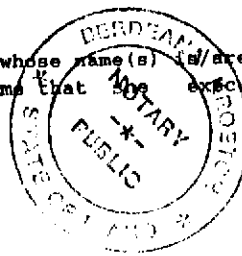
ON THIS 11th day of September, 1998, before me, the undersigned a Notary Public in and for said State, personally appeared ROBERTA J. THOMPSON and

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/they executed the same.

Deanna K. K.
Notary Public for:

Residing at:

Commission Expires: 4/1/2001



legal description (continued)

A parcel of land lying Westerly of the West boundary line of the existing Kidd Island County Road being in the Southeast Quarter of the Southeast Quarter of Section 34 and the Southwest Quarter of the Southwest Quarter of Section 35, all in Township 50 North, Range 4 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows, to-wit:

BEGINNING at the Southeast corner of said Section 34, Township 50 North, Range 4 West Boise Meridian, Kootenai County, Idaho; thence,

North 88°50'52" West, along the South line of said Section 34 a distance of 837.28 feet; thence,

North 42°06'47" East, 681.64 feet to an iron pin; thence,

South 52°58'41" East, 698.96 feet to a point in the existing centerline of Kidd Island County Road; thence, Southwesterly along said existing centerline as follows:

South 50°44'33" West, 112.60 feet, along a 954.93 foot radius curve left, (the long chord of which bears South 49°17'40" West 48.26 feet) an arc length of 48.27 feet to a point in the South line of said Section 35; thence,

North 88°50'52" West, along said South line 54.29 feet to the TRUE POINT OF BEGINNING.

MICROFILMED
AUG 27 1969

EXHIBIT "B"

TOGETHER WITH an easement; as created by Instrument recorded July 23, 1997, as Instrument No. 1498504, records of Kootenai County, Idaho; for an existing water line over, under and across a strip of land 15.0 feet in width, lying 7.5 feet on each side of the following described existing centerline located in the Southeast Quarter of Section 34, Township 50 North, Range 4 West Boise Meridian, Kootenai County, Idaho, more particularly described as follows, to-wit:

COMMENCING at the Southeast corner of said Section 34, Township 50 North, Range 4 West Boise Meridian, Kootenai County, Idaho; thence

North 88°50'52" West, (shown of record to be North 88°51' West - 887.91 feet), along the South line of said Section 34, a distance of 887.91 feet; thence

North 42°06'47" East, (shown of record to be North 42°06' East - 182.00 feet), 51.0 feet to a point on the existing water line being the POINT OF BEGINNING of this easement; thence

North 32°00' West, (shown of record to be North 32°40' West - 422.90 feet), along the existing water line 122 feet to a existing water tank; thence

extending North 32°00' West, along said water line 312 feet to the center of an existing spring, being the POINT OF TERMINATION of this description.

Including a easement for a radius of 100 feet from the center of the existing spring.

Grantees shall also have the first right to use the water from the spring.

BASIC OF BEARINGS of the above described parcels is from the Idaho State Plane Coordinate system for the West Zone of Idaho.

MICROFILMED
AUG 27 1999

1555221

STATE OF IDAHO
COUNTY OF KOOTENAI } ss
AT THE REQUEST OF
KOOTENAI COUNTY TITLE CO.

SEP 22 4 14 PM '98

DANIEL J. ENGLISH

DEPUTY *ga*
FEES

File No: 50815

bk

WARRANTY DEED

For Value Received ROBERTA J. THOMPSON, a single woman

the grantor , does hereby grant, bargain, sell and convey unto SUSAN BURKE, a single person

Address: 1665 Kidd Island Bay Road , Coeur d'Alene, ID 83814

the grantee , the following described premises, in Kootenai County, Idaho to wit:

SEE ATTACHED EXHIBIT "A"
(Continued)

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 that she is the owner in fee simple of said premises; that they are free from all incumbrances EXCEPT current taxes and easements of record, and that she will warrant and defend the same from all lawful claims whatsoever.

Dated:

Roberta J. Thompson
ROBERTA J. THOMPSON

STATE OF Idaho)

COUNTY OF Kootenai)

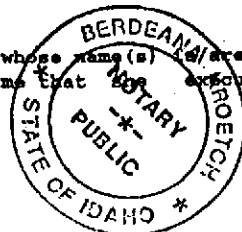
ON THIS *21st* day of September, 1998, before me, the undersigned a Notary Public in and for said State, personally appeared ROBERTA J. THOMPSON and

and 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 executed the same.

Berdeanna K. Borchert
Notary Public for:

Residing at: *Coeur d'Alene*

Commission Expires: *11/1/2001*



AUG 27 1999

EXHIBIT "A"

legal description of property (continued)

A parcel of land lying Westerly of the West boundary line of the existing Kidd Island County Road being in the Southeast Quarter of the Southeast Quarter of Section 34 and the Southwest Quarter of the Southwest Quarter of Section 35, all in Township 50 North, Range 4 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows, to-wit:

BEGINNING at the Southeast corner of said Section 34, Township 50 North, Range 4 West Boise Meridian, Kootenai County, Idaho; thence,

North 88°50'52" West, along the South line of said Section 34 a distance of 837.28 feet; thence,

North 42°06'47" East, 681.64 feet to an iron pin; thence,

South 52°58'41" East, 698.96 feet to a point in the existing centerline of Kidd Island County Road; thence, Southwesterly along said existing centerline as follows:

South 50°44'33" West, 112.60 feet, along a 954.93 foot radius curve left, (the long chord of which bears South 49°17'40" West 48.26 feet) an arc length of 48.27 feet to a point in the South line of said Section 35; thence,

North 88°50'52" West, along said South line 54.29 feet to the TRUE POINT OF BEGINNING.

1555221

MICROFILMED
AUG 2 / 1969

1555221

EXHIBIT "B"

TOGETHER WITH an easement; as created by Instrument recorded July 23, 1997, as Instrument No. 1498504, records of Kootenai County, Idaho; for an existing water line over, under and across a strip of land 15.0 feet in width, lying 7.5 feet on each side of the following described existing centerline located in the Southeast Quarter of Section 34, Township 50 North, Range 4 West Boise Meridian, Kootenai County, Idaho, more particularly described as follows, to-wit;

COMMENCING at the Southeast corner of said Section 34, Township 50 North, Range 4 West Boise Meridian, Kootenai County, Idaho; thence

North 88°50'52" West, (shown of record to be West--607.91 feet), along the South line of said Section 34, a distance of 837.28 feet; thence

North 42°06'47" East, (shown of record to be North 42°08' East--463.89 feet), 510 feet to a point in the existing water line, being the TRUE POINT OF BEGINNING of this easement; thence

North 32°00' West, (shown of record to be North 32°48' West--420.90 feet), along the existing water line 122 feet to a existing water tank; thence

extending North 32°00' West, along said water line 312 feet to the center of an existing spring, being the POINT OF TERMINUS of this description.

Including a easement for a radius of 100 feet from the center of the existing spring.

Grantees shall also have the first right to use the water from the spring.

BASIS OF BEARINGS of the above described parcels is from the Idaho State Plane Coordinate system for the West Zone of Idaho.

MICROFILMED

AUG 27 1998

WR0749NP
No. 95-04735

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/18/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SUSAN BURKE 1655 W KIDD ISLAND BAY ROAD COEUR D ALENE ID 83814 (208) 667-6455	01/25/1968	STOCKWATER DOMESTIC	01/01 12/31 01/01 12/31	0.040 CFS 0.040 CFS	
TOTAL DIVERSION:					0.040 CFS	

Water Source: SPRING

Tributary to: KID CREEK

Stage: APPLICATION

Point(s) of Diversion: T50N R04W S34 NWSESE KOOTENAI County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE																			
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE	
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
50N 04W 34 :																															

Place of use location for DOMESTIC is the same location as described for: STOCKWATER

Pou County: KOOTENAI

Remarks: GEN Domestic use is for 1 home.
Stockwater use is for 5 horses.

Dates: App. Received: 02/12/1999 Priority Date: 01/25/1968
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 02/18/1999 User-ID: DBALL Subject: Diversion notes.
Water is piped from spring to holding tanks 3/4' poly pipe, and
to home and stock tanks by gravity flow.

Audit: 02/18/99 DBALL

MICROFILMED
AUG 27 1999

State of Idaho
Department of Water Resources

RECEIVED

MAY 04 1999

DEPARTMENT OF WATER RESOURCES

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: AB

Right Number 95-04735 Applicant BURKE

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.

CA/Shum/ek
4/19/99

FINAL REGIONAL PROCESSING REVIEW:

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

By AB Date 4-19-99

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By CZ Date 5/4/99

Memorandum

Date: April 29, 1999

To: Application for Permit Number 95-04735

From: Beardslee

~~~~~  
The Northern Regional Office has contacted the Panhandle Region of Fish and Game regarding the approval of this Water Right Application for Permit.

After providing the location, source and uses of water, Chip Corsi did not respond negatively to the approval of this filing.

MICROFILMED  
AUG 27 1999



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**

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

Fax (208) 769-1454

Dirk Kempthorne  
Governor

KARL J. DREHER  
Director

MARCH 24, 1999

SUSAN BURKE  
1655 W KIDD ISLAND BAY ROAD  
COEUR D ALENE, ID 83814

Re: Claim No. 95-04735

Dear Claimants(s):

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

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

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

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

Sincerely,

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

RGH:db

Enclosure

MICROFILMED  
APR 27 1999

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,  
County of Kootenai,

} ss.

STACIE WALKER being first duly sworn  
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

Legal NOTICE

of which the annexed is a printed copy, was published in the regular THURSDAY  
issue of said newspaper for 2 consecutive WEEKS  
commencing on the 1 day of APRIL, 1999, and  
ending on the 8 day of APRIL, 1999, and such  
publication was made as often during said period as said DAILY  
newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Stacie Walker  
Subscribed and sworn to before me this 8 day of APRIL, 1999.

Regina Mason  
Notary Public for the State of Idaho,  
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES 6/18/03

## NOTICE OF CLAIMS TO WATER RIGHT

The Following claim(s) have been filed to on the water rights created by diversion and beneficial use:

95-04735

BURKE, SUSAN  
1655 W KIDD ISLAND BAY ROAD  
COEUR D'ALENE, ID 83814  
Source: SPRING  
Diversion Pt: NWSESE  
Use: STOCKWATER  
DOMESTIC

ok Tributary: KID CREEK  
Sec 34 T 50N R 04W in KOOTENAI County.  
(0.040 CFS)  
(0.040 CFS)  
(0.040 CFS)

Total Diversion:

Claimed Priority: 1/25/1968

In: KOOTENAI County

T50N R04W S34

SESE

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814.  
KARL J. DREHER, Director

Legal 850

April 1, 8, 1999

RECEIVED

APR 12 1999

IDWR/North

INDEXED



**COEUR D'ALENE  
PRESS**

COEUR D'ALENE, IDAHO 83816-1929

State Of Idaho  
Dept Of Water Resources  
Northern Region, Ste 210  
1910 Northwest Blvd  
Cda, ID 83814-2615

[illegible]

March 24, 1999

Legal Notices  
Coeur d Alene Press  
Second and Lakeside  
Coeur d Alene ID 83814

Re: Claim to a Water Right No. 95-04735

Gentlemen:

Enclosed you will find a Legal Notice which we wish to have re-published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

The reason for the re-publication is because the wording was not published as originally submitted. The words "Date Filed" were substituted for "Claimed Priority". There is a difference and in this case "Claimed Priority" is the wording necessary.

Please send the Affidavit of Publication to this office before April 19, 1999.

**THERE SHOULD BE NO CHARGE FOR THIS BECAUSE IT WAS CORRECT AS ORIGINALLY SUBMITTED.**

Thank you.

Sincerely,

Dianne Ball  
Senior Secretary

Enclosure

MICROFILMED  
MAR 24 1999

95-04735

BURKE, SUSAN  
1655 W KIDD ISLAND BAY ROAD  
COEUR D ALENE, ID 83814

Source: SPRING

Tributary: KID CREEK

Diversion Pt: NWSESE Sec 34 T 50N R 04W in KOOTENAI County.

|                  |   |            |
|------------------|---|------------|
| Use: STOCKWATER  | ( | 0.040 CFS) |
| DOMESTIC         | ( | 0.040 CFS) |
| Total Diversion: | ( | 0.040 CFS) |

Claimed Priority: 1/25/1968

In: KOOTENAI County  
T50N R04W S34 SESE

WIC 10/1/1968  
WIC 2/1/1968



NOTICE OF CLAIMS TO WATER RIGHT

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

APPROVED  
JUL 27 1967

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,  
County of Kootenai,

} ss.

Michelle Price

being first duly sworn

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

Legal Notice

of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks, commencing on the 14th day of March, 1999, and ending on the 17th day of March, 1999, and such publication was made as often during said period as said daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Michelle Price

Subscribed and sworn to before me this

17th day of

March

1999

Regina Mason

Notary Public for the State of Idaho,  
residing at Coeur d'Alene, Idaho.

## NOTICE OF CLAIMS TO WATER RIGHT

The Following claim(s) have been filed to on the water rights created by diversion and beneficial use:

95-04735

BURKE, SUSAN  
1655 W KIDD ISLAND BAY ROAD  
COEUR D'ALENE, ID 83814

Source: SPRING  
Diversion Pt: NWSESE  
Use: STOCKWATER  
DOMESTIC

Tributary: KID CREEK  
Sec 34 T 50N R 04W in KOOTENAI County.

(0.040 CFS)  
(0.040 CFS)  
(0.040 CFS)

Date Filed: 1/25/1998  
In: KOOTENAI County  
T50N R04W S34

Total Diversion:  
SESE  
"Claimed Priority" Read

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814.

KARL J. DREHER, Director

Legal 722

March 4, 11, 1999

RECEIVED

MAR 16 1999

IDWR/North

MICROFILMED

MAR 27 1999

To: Coeur d'Alene Press - Legal Notices

Fax No.: 664-0212

Re: Three (3) Legal Notices for Publication on 3/4 and 3/11

Date: February 26, 1999

Pages: 9 including this cover sheet

Please process the following legal notices for publication on 3/4 and 3/11/99.

Please call me upon receipt of this fax to advise if received in a timely manner.

769-1450

Thank you very much.

*Dianne*

Dianne Ball  
Administrative Assistant

*Burke Claim  
Burke WR  
City of CDA WR  
fasted together  
w/ this cover sheet.*

From the desk of...

Dianne L. Ball  
Administrative Assistant  
Idaho Dept. of Water Resources  
1910 Northwest Blvd., Suite 210  
Coeur d'Alene ID 83814  
(208)769-1450  
Fax: (208)769-1454  
E-mail: dball@idwr.state.id.us

MICROFILMED

AUG 27 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Fax (208) 769-1454

Dirk Kempthorne  
Governor

KARL J. DREHER  
Director

FEBRUARY 26, 1999

Legal Notices Department  
COEUR D ALENE PRESS  
SECOND & LAKESIDE  
COEUR D ALENE, ID 83814

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MARCH 22, 1999.

Yours truly,

*Dianne Ball*

DIANNE BALL  
Senior Secretary

Enclosure

MICROFILMED

AUG 7 / 1999

NOTICE OF CLAIMS TO WATER RIGHT

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

MICROFILMED

AUG 27 1999

95-04735

BURKE, SUSAN  
1655 W KIDD ISLAND BAY ROAD  
COEUR D ALENE, ID 83814

Source: SPRING

Tributary: KID CREEK

Diversion Pt: NWSESE Sec 34 T 50N R 04W in KOOTENAI County.

|                  |   |            |
|------------------|---|------------|
| Use: STOCKWATER  | ( | 0.040 CFS) |
| DOMESTIC         | ( | 0.040 CFS) |
| Total Diversion: | ( | 0.040 CFS) |

Claimed Priority: 1/25/1968

In: KOOTENAI County  
T50N R04W S34 SESE

MICROFILMED

AUG 27 1989

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d' Alene, Idaho 83814.

KARL J. DREHER, Director

Published: 3/ 4/1999 & 3/11/1999

MICROFILMED

AUG 27 1999

WR0749NP  
No. 95-04735

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 04/01/99  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                         | PRIORITY<br>DATE | WATER USE              | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE      | DIVERSION<br>VOLUME |
|------------------|----------------------------------------------------------------------------------------|------------------|------------------------|----------------------------|------------------------|---------------------|
| C                | SUSAN BURKE<br>1655 W KIDD ISLAND BAY ROAD<br>COEUR D ALENE ID 83814<br>(208) 667-6455 | 01/25/1968       | STOCKWATER<br>DOMESTIC | 01/01 12/31<br>01/01 12/31 | 0.040 CFS<br>0.040 CFS |                     |
| TOTAL DIVERSION: |                                                                                        |                  |                        |                            | 0.040 CFS              |                     |

Water Source: SPRING

Tributary to: KID CREEK

Stage: STATUTORY CLAIM

Point(s) of Diversion: T50N R04W S34 NWSESE KOOTENAI County

Place of use Legal Description for: STOCKWATER

| NE   |     |      |      | NW   |     |      |     | SW   |    |      |     | SE   |     |      |    |      |     |      |     |      |     |      |     |      |    |      |     |      |     |      |     |
|------|-----|------|------|------|-----|------|-----|------|----|------|-----|------|-----|------|----|------|-----|------|-----|------|-----|------|-----|------|----|------|-----|------|-----|------|-----|
| MENE |     | NWNE |      | SWNE |     | SENE |     | NENW |    | NWNW |     | SWNW |     | SENW |    | NESW |     | NWSW |     | SWSW |     | SESW |     | NESE |    | NWSE |     | SWSE |     | SESE |     |
| T    | R   | S    | : Lt | Ac   | Lt  | Ac   | Lt  | Ac   | Lt | Ac   | Lt  | Ac   | Lt  | Ac   | Lt | Ac   | Lt  | Ac   | Lt  | Ac   | Lt  | Ac   | Lt  | Ac   | Lt | Ac   | Lt  | Ac   | Lt  | Ac   |     |
| ---  | --- | ---  | :    | ---  | --- | ---  | --- | ---  | :  | ---  | --- | ---  | --- | ---  | :  | ---  | --- | ---  | --- | :    | --- | ---  | --- | ---  | :  | ---  | --- | ---  | --- | :    | --- |
| 50N  | 04W | 34   | :    |      |     |      |     |      | :  |      |     |      |     |      | :  |      |     |      |     | :    |     |      |     |      |    |      |     |      |     | S    | :   |

Place of use location for DOMESTIC is the same location as described for: STOCKWATER

Pou County: KOOTENAI

Remarks: GEN Domestic use is for 1 home.  
Stockwater use is for 5 horses.

Dates: App. Received: 02/12/1999 Priority Date: 01/25/1968  
Proof Due Date: Proof Made Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 02/18/1999 User-ID: DBALL Subject: Diversion notes.  
Water is piped from spring to holding tanks 3/4' poly pipe, and  
to home and stock tanks by gravity flow.

Audit: 02/18/99 DBALL 02/18/99 JYARBROU

MICROFILM

AUG 27 1999