

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER FROM THE COEUR D'ALENE-SPOKANE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 49576

Claim ID: 95-17638

Date Received: 8-29-18

Receipt No: N033727

Claim Fee: \$25.00 By: JA

RECEIVED

AUG 29 2018

IDWR / NORTH

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

Please type or print clearly

1. Name of claimant(s) WILLIAM F CHAPMAN Phone (208) 664-3866

Mailing address PO BOX 1118 COEUR D'ALENE ID Zip 83816

Street or Box City State Email address (optional) tropdocspot1@hotmail.com

2. Date of priority: (Only one per claim) 1/25/1939 (Explain priority date selected in Remarks) Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (x) (a) SPRING

which is tributary to (b) COEUR D'ALENE LAKE

4. Location of point of diversion is: Township 50N, Range 04W, Section 15

NE 1/4 of SE 1/4, or Govt. Lot BM, County of KOOTENAI

Parcel no. 04760001006A

Additional points of diversion, if any:

If available, GPS coordinates:

5. Description of diverting works (wells, pumps, spring boxes, pipelines, etc.) including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.

DEVELOPED SPRING BOX WITH PIPELINE TO HOME

6. Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)

For DOMESTIC purposes from 1/1 to 12/31 amount 0.04 cfs (x) or AFY ()

For purposes from to amount

7. Total quantity claimed 0.04 cfs (x) or AFY ()

8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)

DOMESTIC USE FOR 1 HOME

9. Location of place of use is: Township 50N, Range 04W, Section 15,
NE 1/4 of SE 1/4, Govt. Lot _____ BM, Parcel no. 50N04W157775
If different than shown in Item 4

for (check one) **Domestic** (✓) **Stock** () **Domestic and Stock** ()

Additional places of use, if any _____

10. In which county(ies) are lands listed above as place of use located? KOOTENAI

11. Do you own the property listed above as place of use? Yes (✓) No ()
If the answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.
DOMESTIC USE FROM THE LAKE _____ or None ()

13. Remarks (include an explanation of the priority date selected):
SPRING USE AGREEMENT DATED JANUARY 25, 1939 TO PROVIDE WATER TO HOME (BUILT IN 1900)

14. Basis of claim (check one) **Beneficial Use** (✓) **Posted Notice** () **License** () **Permit** () **Decree** ()
Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Coeur d'Alene-Spokane River Basin Water System Adjudication."
(b.) I/We do () do not (✓) wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 4 W.F. Chapman

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) William F. Chapman Date: 29 August 2018
_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

_____ of _____,
Agent's title (Please print) Name of organization (Please print)

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Printed Name of Authorized Agent _____

16. Notice of Appearance:

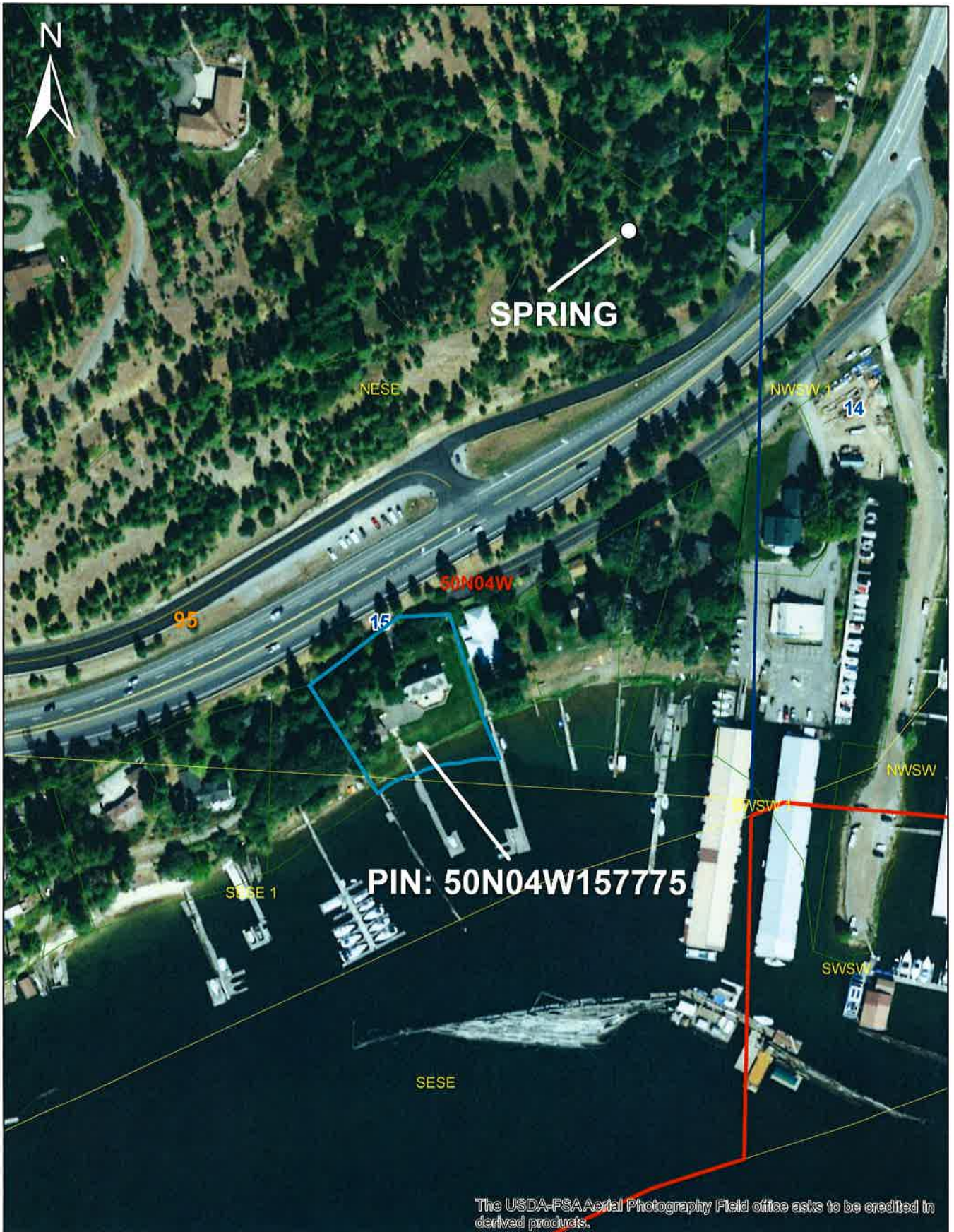
Notice is hereby given that I, (please print) _____, will be acting as attorney at law of behalf on the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Name of claimant(s) WILLIAM F CHAPMAN Claim ID _____

POD/POU LOCATION FOR CSRBA WATER RIGHT CLAIM



The USDA-FSA Aerial Photography Field office asks to be credited in derived products.

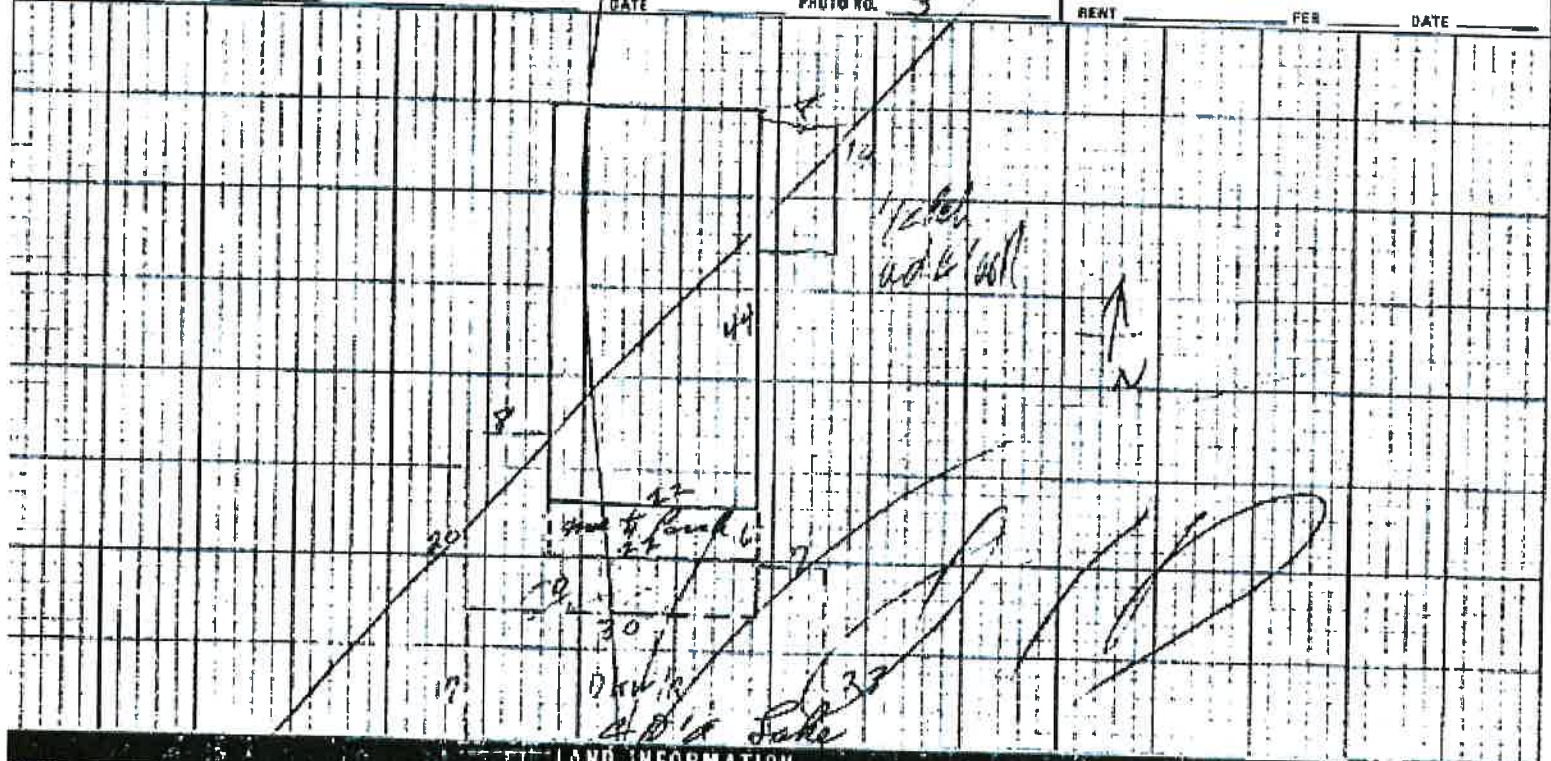
NA 134-519 LEXIN 4803 019

Name/Address: Edwin R. Nyquist
W. 1700 Blackwell Rd
C.N.E.

Legal Description: T1 #218 Ex NW + C. N.E. 15'
15-504

Property Address: Same
 INSPECTED BY: BB DATE: 10-14-82
 COMPUTED BY: " DATE: "
 CERTIFIED APPRAISER: " DATE: "
 ASSESSOR: " DATE: "
 REINSPECTION: " DATE: "

IDAHO RESIDENTIAL PROPERTY RECORD		SHEET NO.	
MISCELLANEOUS DATA		VALUES SUMMARY	
CLASS	<u>2</u>	YEAR 1982	YEAR 1984
USE CODE	<u>R1</u>	RESIDENCE	\$ <u>12,509</u> \$ <u>14,638</u>
MARKET GRADE	<u>472</u>	GARAGE	\$ <u>24,474</u> \$ <u>26,707</u>
SHAPE CODE		CARPORT	\$ _____ \$ _____
YEAR BUILT	<u>1900</u>	OTHER IMPROVE.	\$ <u>6243</u> \$ <u>15,770</u>
YEAR REMODELED	<u>1942</u>	TOTAL IMPROVE.	\$ <u>43,796</u> \$ <u>57,085</u>
EFFECTIVE AGE	<u>1</u>	LAND	\$ <u>45,450</u> \$ _____
ZONING CODE	<u>Rural</u>	MARKET VALUE	\$ <u>58,716</u> \$ <u>102,535</u>
DATE OCCUPIED		PURCHASE INFORMATION	
PREBUILT	YES NO	PRICE	DATE
BUILDING PERMIT	<input checked="" type="checkbox"/>	PRICE	DATE
INTERIOR INSPECT		PRICE	DATE
UNDER CONSTRUCT		RENT	PER DATE
% COMPLETE			
PHOTO NO.	<u>3</u>		



01 NEIGHBORHOOD	
1 URBAN	PROPERTY VALUES:
2 <u>SUBURBAN</u>	6 STABLE
3 RURAL	7 IMPROVING
4 RECREATIONAL	8 DECLINING
04 ON-SITE UTILITIES	
1 <u>ELECTRICITY</u>	5 <u>PUBLIC WATER</u>
2 GAS	6 PRIVATE WELL
3 UNDERGROUND ELECT/TELEPHONE	7 PUBLIC SEWER
4 CABLE TV	8 <u>SEPTIC SYSTEM</u>
07 REMARKS	

02 OFF-SITE IMPROVEMENTS	
1 STREET:	5 ASPHALT/CONCRETE
2 NONE	6 <u>DRIVEWAYS</u>
3 <u>DRIVE ACCESS</u>	7 SIDEWALKS
4 PRIVATE ACCESS	8 CURB/GUTTERS
05 SITE ADJUSTMENTS	
1 Location	5 Width
2 Access	6 Depth
3 View	7 Porchage
4 Topography	8 Back
TOTAL FACTOR: _____ %	
06 MARKET DATA	
Std Unit	\$ _____
COMPARABLES	\$ _____

03 WATER FRONT PROPERTY	
1 <u>LAKE</u>	6 BEACH
2 RIVER/CREEK	7 P F A S E
3 ACCRETION	8 GRADE
4 BLUFF LAND	P F A G E
5 FLOOD PLAIN	
08 SUBJECT DIMENSIONS	
Est. Frontage	<u>202'</u> Depth _____
Other _____	
09 COMPOSITE ADJUSTMENT	
Front Foot	<u>202' x 285' = 45,450</u>
Square Foot	_____ x \$ _____ = \$ _____
Acres/Dec	A x \$ _____ = \$ _____
TOTAL FACTOR _____ %	
Other	\$ _____
LAND VALUE \$ _____	

COMPARED
INDEXED
TRACTED

387769

A G R E E M E N T

WHEREAS, Carl E. Carlson and Lydia R. Carlson, his wife, are the owners of a spring situated on the Northeast quarter of the Southeast quarter of Section 15 Township 50 North Range 4 N. B. M., in Kootenai County, Idaho, and

Whereas, Henry W. Heyn and Angeline E. Heyn, husband and wife, are owners of a parcel of land in the land above described, on which there is a dwelling house which has been supplied with water from said spring for household use through a pipe maintained by the users of said spring and leading from said spring, and

Whereas, the parties hereto as owners of the parcels of land upon which said houses are located respectively desire to maintain their respective rights to said household use of said water upon the said parcels of land upon which said houses are located in such manner that each of said houses and the lots upon which they are situated shall share and have the proper portion of water of said spring without priority of right one over the other,

NOW, THEREFORE, IT IS MUTUALLY AGREED that said Henry W. Heyn and Angeline E. Heyn, his wife, their heirs and assigns, are entitled to one-twelfth, and Carl E. Carlson and Lydia R. Carlson, and those to whom they may heretofore have assigned or will in the future assign, are entitled to the balance of said spring water, and said parties are entitled to maintain their respective pipe lines from said spring with outlets to each user not larger than 5/8 inches in diameter. That the term "household use" as herein used shall include water for not to exceed two cows to each household, and said spring shall be maintained by said users mutually in the ratio of such right of use, and any repairs or improvements made upon said spring shall be done by mutual consent and according to respective interests.

The spring referred to is the one from which pipes in place

are laid to said houses, and has no connection with the storage tank which has been used by the Blackwell Lumber Company for storing water for fire protection.

Dated this 25th day of January, 1939.

Carl E. Carlson
Lydia R. Carlson
Parties of the First Part
Angeline E. Heyn
Henry W. Heyn
Parties of the Second Part.

State of Idaho, }
County of Kootenai. } ss.

On this 25th day of January, 1939, before me, William B. McFarland, a Notary Public in and for said county and state aforesaid, personally appeared Carl E. Carlson and Lydia R. Carlson, his wife, and Henry W. Heyn and Angeline E. Heyn, his wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

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

William B. McFarland
Notary Public in and for the State of Idaho, residing at Coeur d'Alene.

Filed and recorded at the request of Henry W. Heyn
at 9:42 o'clock A. M., this 27 day of March, 1939
By: Marquette Tomblin Deputy
HAROLD E. PETERSON
Ex-Officio Auditor-Recorder
Kootenai County, Idaho
Fee \$ 1.50
Return to Rt. 1-Box 8 Clia