

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: 95-17733

Date Received: 11-19-18

Receipt No: N033908

Claim Fee: 250 By: JA

RECEIVED

NOV 19 2018

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

IDWR / NORTH

Please type or print clearly Mark F Johnson and Tammy H Johnson Living Trust Nolan H Frank and Samantha J Frank Living Trust

1. Name of claimant(s) MARK F JOHNSON AND TAMMY H JOHNSON LIVING Phone (208) 755-1295

Mailing address 4136 S JOHNSON WAY HARRISON ID Zip 83833

Email address (optional)

2. Date of priority: (Only one per claim) 12/31/1947 (Explain priority date selected in Remarks)

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

which is tributary to (b) THOMPSON LAKE

4. a. Location of point of diversion is: Township, Range, Section, 1/4 of 1/4, Govt. Lot, BM, County of

Parcel no.

Additional points of diversion, if any:

If available, GPS Coordinates

b. If instream flow, beginning point of claimed instream flow is:

Township 48N, Range 03W, Section 10, SE 1/4 of SW 1/4,

Govt. Lot 3, BM, County of KOOTENAI

Ending point is: Township 48N, Range 03W, Section 15, SE 1/4 of SW 1/4,

Govt. Lot, BM, County of KOOTENAI

5. Description of existing diversion works (dams, reservoirs, ditches, wells, pumps, pipelines, headgates, 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.

INSTREAM STOCKWATER

SECOND BEGINNING POINT: 48N, 03W, SECTION 22, NW OF NW

SECOND ENDING POINT: 48N, 03W, SECTION 22, SW OF NW

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD) (cfs) (acre-feet)

For STOCKWATER purposes from 01/01 to 12/31 amount 0.02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.02 (cfs) and/or (b) _____ (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) 10 HEAD OF CATTLE

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	03W	10												SW					
48N	03W	15												SW					
48N	03W	22						SW											
48N	03W	22							SW										

Parcel no(s). 48N03W223200, 48N03W153700, 48N03W107025 Total number of acres irrigated _____

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

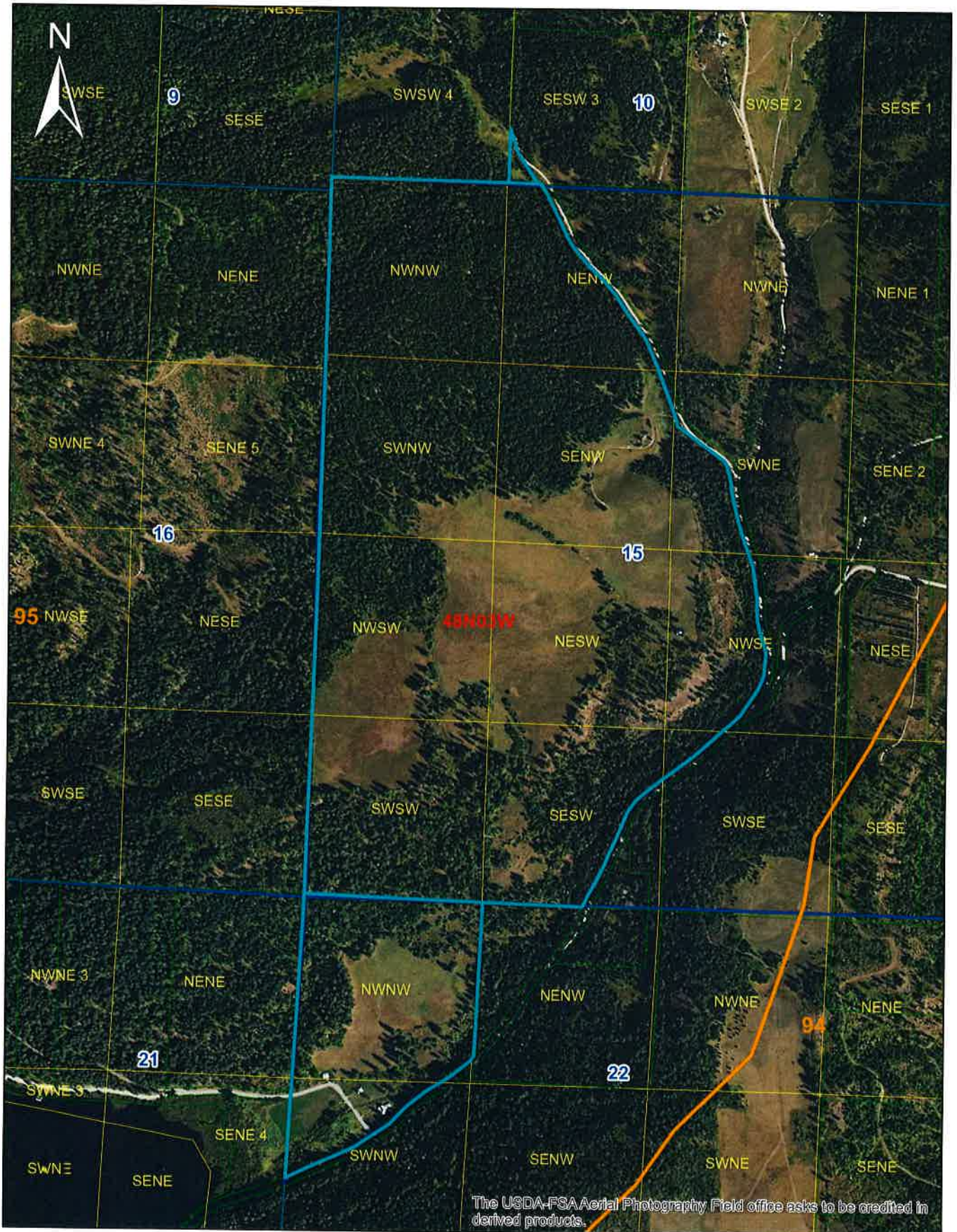
11. Do you own the property listed above as place of use? Yes (✓) No ()
 If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.
 _____ or None (✓)

13. Remarks (Include an explanation of the priority date selected):
WRITTEN AFFIDAVIT PROVIDED

Name of claimant(s) MARK F JOHNSON AND TAMMY H JOHNSON LIVING Claim ID _____

PARCEL LOCATION FOR CSRBA WATER RIGHT CLAIM



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

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: _____

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) _____ Date: _____

_____ 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 on behalf of 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) MARK F JOHNSON AND TAMMY H JOHNSON LIVING Claim ID _____

I, Marian Jones would like to inform you the water source (Thompson Creek) for the property that is owned by Mark F Johnson and Tammy H Johnson Living Trust, and Nolan H Frank and Samantha J Frank Living Trust has been in continuous use since 1947 when Evan and Marian Jones owned the property and lived there for over 40 years. From 1947-Present there has always been cattle on the property that drink from the creek.

Property:

Parcel 48N03W107025 AIN 120603 Beginning Point

Parcel 48N03W153700 AIN 136331

Parcel 48N03W223200 AIN 170493 End Point

ACKNOWLEDGMENT

Marian L Jones
MARIAN L JONES
11-16-2018

STATE OF IDAHO)

: ss.

County of Kootenai)

On the 16 day of November, 2018, before me, the undersigned Notary Public, personally appeared Marian L. Jones, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that s/he executed the same.

IN WITNESS WHEREOF, I have set my hand and seal the day and year as above written.



Marylee Strub
Notary Public for Idaho

Residing at Harrison, Idaho

Commission Expires: 02/14/2019