

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
Ident. Number 95-14451
Date Received: 10/19/2009
Receipt No: N022522
Received By: em

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

1. Name of Claimant(s) Eduard Myles FLANAGAN Phone (208) 762-8812

Mailing Address 15818 N. MORGAN LN Hayden ID Zip 83835
Street or Box City LAKE State

2. Date of Priority: (Only one per claim) 9-16-1987
Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water (X) or Other () (a) _____
which is tributary to (b) _____

4. Location of Point of Diversion is: Township 52 N, Range 3 W, Section 33,
NW 1/4 of NE 1/4, or Govt. Lot _____ BM. County of _____

Parcel (PIN) no. 52N03W330900

Additional points of diversion if any: _____

If available, GPS coordinates: N. 47° 48.830 W 116° 42.591

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.

permit # 95-87-N-16
Well completed 1987 For Mr. Comstock
connected to Home in 1995

6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)

For 95-87-N-16 E. 9 purposes from 1-9-87 to present amount 0.04 cfs () or AFY ()

For domestic purposes from 01-01 to 12-31 amount 0.04

7. Total Quantity claimed 0.04 cfs (X) or AFY ()

8. Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership;

Stockwater and Number of livestock) one Household

9. Location of Place of Use is: Township 52 N, Range 3 W, Section 33,
NW 1/4 of NE 1/4, Govt. Lot _____ BM. Parcel (PIN) no. _____

for (Check One) Domestic ☒ Stock () Domestic and Stock ()

If different than shown in Item 4

Additional places of use, if any N/A

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.

_____ or None ☒

13. Remarks:

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 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

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) [Signature] Date: 10/19/2000

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

_____ of _____,
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____,
Title Organization

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

16. Notice of Appearance:

Notice is hereby given that I, _____, will be acting as attorney at law of 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.

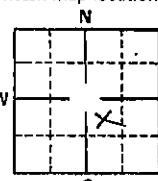
Signature _____

Address _____

Date _____

Last Name _____ Identification No. _____

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>LEROY COMSTOCK</u> Address _____ Owner's Permit No. <u>95-87-N-16</u>	7. WATER LEVEL Static water level <u>53'</u> feet below land surface. Flowing? ☐ Yes ☐ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ of. Quality _____ <i>Describe artesian or temperature zones below.</i>																																																																																		
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)	8. WELL TEST DATA ☒ Pump ☐ Bailor ☒ Air ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> </thead> <tbody> <tr> <td><u>2-67</u></td> <td><u>350'</u></td> <td><u>4</u></td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped	<u>2-67</u>	<u>350'</u>	<u>4</u>																																																																												
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3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Bore Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th rowspan="2">Water Yes N</th> </tr> <tr> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>8"</td> <td>0</td> <td>10</td> <td>TOP SOIL - BACKFILL</td> <td>X</td> </tr> <tr> <td>"</td> <td>10</td> <td>20</td> <td>SOFT DECOMP. GRANITE</td> <td>X</td> </tr> <tr> <td>"</td> <td>20</td> <td>43</td> <td>HARD DECOMP. GRANITE</td> <td>X</td> </tr> <tr> <td>"</td> <td>43</td> <td>48 1/2</td> <td>HARD BLACK & WHITE GRAN.</td> <td>X</td> </tr> <tr> <td>6"</td> <td>48 1/2</td> <td>120</td> <td>HARD DECOMP. GRANITE</td> <td>X</td> </tr> <tr> <td>"</td> <td>120</td> <td>128</td> <td>SOFT BLACK & WHITE GRANITE</td> <td>X</td> </tr> <tr> <td>"</td> <td>128</td> <td>140</td> <td>HARD BLACK & WHITE GRANITE</td> <td>X</td> </tr> <tr> <td>"</td> <td>140</td> <td>143</td> <td>SOFT SPOT B&W GRANITE</td> <td>X</td> </tr> <tr> <td>"</td> <td>143</td> <td>225</td> <td>HARD B&W GRANITE</td> <td>X</td> </tr> <tr> <td>"</td> <td>225</td> <td>260</td> <td>HARD BLACK & WHITE GRANITE LOTS OF QUARTZ</td> <td>X</td> </tr> <tr> <td>"</td> <td>260</td> <td>265</td> <td>SOFT SPOT B&W GRANITE</td> <td>X</td> </tr> <tr> <td>"</td> <td>265</td> <td>289</td> <td>HARD B&W GRANITE / QUARTZ</td> <td>X</td> </tr> <tr> <td>"</td> <td>289</td> <td>381</td> <td>SOFT SPOT B&W GRANITE</td> <td>X</td> </tr> <tr> <td>"</td> <td>381</td> <td>350</td> <td>HARD BLACK & WHITE GRANITE</td> <td>X</td> </tr> <tr> <td colspan="5" style="text-align: center;">I.D.</td> </tr> </tbody> </table>	Bore Diam.	Depth		Material	Water Yes N	From	To	8"	0	10	TOP SOIL - BACKFILL	X	"	10	20	SOFT DECOMP. GRANITE	X	"	20	43	HARD DECOMP. GRANITE	X	"	43	48 1/2	HARD BLACK & WHITE GRAN.	X	6"	48 1/2	120	HARD DECOMP. GRANITE	X	"	120	128	SOFT BLACK & WHITE GRANITE	X	"	128	140	HARD BLACK & WHITE GRANITE	X	"	140	143	SOFT SPOT B&W GRANITE	X	"	143	225	HARD B&W GRANITE	X	"	225	260	HARD BLACK & WHITE GRANITE LOTS OF QUARTZ	X	"	260	265	SOFT SPOT B&W GRANITE	X	"	265	289	HARD B&W GRANITE / QUARTZ	X	"	289	381	SOFT SPOT B&W GRANITE	X	"	381	350	HARD BLACK & WHITE GRANITE	X	I.D.				
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____	10. RECEIVED OCT 21 1987 Department of Water Resources RECEIVED SEP 29 1987 Department of Water Resources Northern District Office																																																																																		
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>.250</u> inches</td> <td><u>6"</u></td> <td><u>1 1/2</u> feet</td> <td><u>48 1/2</u> feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> </tbody> </table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>48'</u> Material used in seal: ☐ Cement grout ☒ Bentonite ☐ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port _____	Thickness	Diameter	From	To	<u>.250</u> inches	<u>6"</u>	<u>1 1/2</u> feet	<u>48 1/2</u> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>420 Well Service</u> Firm No. <u>448</u> Address <u>Hayden Rd</u> Date <u>9-24-87</u> Signed by (Firm Official) <u>John H. Wheeler</u> and <u>William J. Potts</u> (Operator)																																																		
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6. LOCATION OF WELL Sketch map location <u>must</u> agree with written location.  County <u>STONEMAN</u> <u>NW 1/4 SE 1/4 Sec. 33, T. 52 N, R. 3 E</u>	12. RECEIVED OCT 17 1988 Lot No. _____ Block No. _____																																																																																		

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT



582 West Hayden Avenue • Hayden Lake, Idaho 83836
(208) 772-4004 Office • (800) 772-4901 Toll Free • (208) 772-4892 Fax • (509) 624-4808

April 9, 2003

Century 21
c/o Ann-Tom & Ann Melbourn
1836 Northwest Blvd.
Coeur d' Alene, ID 83814

Subject: Well Test

Well Data:

Well Location:	15818 N. Morgan Lane, Hayden
Well Construction:	6"
Well Depth:	Unknown
Static Water Level:	52.6
Test Pump Used:	Existing 7 G.P.M. ½ Hp
Pump Setting:	Unknown - Suspect 105'
Pipe Size:	1" Galvanized
Wire Size:	#12
Liquid Level Controls:	Pump Tec
Pitless:	Yes
Pump House:	No
Condition:	Good
Pressure Tank Size:	N/A
Electrical Controls:	Ok

Date of Test: 4/7/03
Time: 9:00 A.M. to 1:00 P.M.

Summary:

This well will produce 6+ gallons per minute over a 4-hour period.

A handwritten signature in cursive script that reads "Jim Boyes".

Jim Boyes
Service Manager

/kv

TOWNSHIP	RANGE	SECTION	PARCEL NO.	GRANTOR	GRANTEE	REMARKS	DEED TYPE	DATE	BOOK & PAGE	SURVEY REF. NO.
52N03W	33	0900		ROBT REUELL ETX.	LE ROY COMSTOCK	CONNECTION FOR 345-311 BROKE THIS PARCEL OUT OF 0100	UD	8/86	345 608	4-297
				LE ROY COMSTOCK	STEVEN D E. BORSHTON ETX	#13655 (1050) OUT OF THIS PARCEL	UD	1/287	348 935	
				LeRoy Comstock	Randy D & Jani R Smith (attnd)	broke out - 1400 to grantor	UD	6/2/88	1118584	
				Randy D. Smith etx	Wayne A.		UD	10/90	1197285	
				Wayne A. & Donna S. Branson etx	Thomas F. & Ann D. Melbourn etx		UD	2/21/95	1388594	
				Branson Hill						

LIST OF PREVIOUS OWNERS
FROM COUNTRY

From country	previous owners

FLANAGAN PIN 52N03W-33-0900

