

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 95-14382

Date Received: 05/10/2010

Receipt No: N024288

Received By: Lm

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) RICHARD GAERTNER Phone (208) 667-3812Mailing Address 4125 S. WOLF LODGE TERRACE CDA ID Zip 83814
Street or Box City State2. Date of Priority: (Only one per claim) 3/1/1994
Month/Day/Year (YYYY)3. Source of water supply (Check one) Ground Water () or Other () (a) _____
which is tributary to (b) _____4. Location of Point of Diversion is: Township 50N, Range 2W, Section 31,
NE 1/4 of SE 1/4, or Govt. Lot _____ BM. County of _____Parcel (PIN) no. 50N02W-31-8050Additional points of diversion if any: N/AIf available, GPS coordinates: N/A

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 # 95-94-N-11 COMPLETED FEB, 1994
& CONNECTED TO HOME UNDER CONSTRUCTION

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

For DOMESTIC purposes from 01/01 to 12/31 amount .04 cfs () or AFY ()

For _____ purposes from _____ to _____ amount _____

7. Total Quantity claimed .04 cfs () or AFY ()

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

Stockwater and Number of livestock) 1 HOME

9. Location of Place of Use is: Township 50N, Range 2W, Section 31,
NW 1/4 of SE 1/4, Govt. Lot _____ BM. Parcel (PIN) no. _____
If different than shown in Item 4

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

Additional places of use, if any N/A

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

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.

X Number of attachments: 3

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.

X Signature of Claimant (s) Richard [Signature] Date: 5/10/2010

_____ 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. _____

Use Typewriter
or
Ball Point Pen

1. DRILLING PERMIT NO. 95-94-N-11 - 002

Other IDWR No.

2. OWNER:

Name Richard Gaertner

Address 4205 S. Wolf Lodge Terrace RD.

City Coeur d'Alene State ID Zip 83814

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N
 W E
 Twp. 50 North ☒ or South ☐
 Rge. 2 East ☐ or West ☒
 Sec. 31 NW 1/4 NW 1/4 SE 1/4
 Gov't Lot _____ County Kootenai
10 acres 40 acres 160 acres

Address of Well Site... Same as Above

City _____

(Give at least name of road + Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. PROPOSED USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK

☒ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☒ Air Rotary ☐ Cable ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
Bentonite	0	60+	11	

Was drive shoe used? Y ☒ N ☐

Was drive shoe seal tested? ☒ Y ☐ N ☐ How? Air Pressure

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
8" + 1		184	250	Steel	☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS None

☐ Perforations Method _____

☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
						☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

150 ft. below ground Artesian pressure _____ lb.

Depth flow encountered _____ ft. Describe access port or _____

control devices: well Cap

NWNWSE	3	50N	2W
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11. WELL TESTS:

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
Est. 4-6			

Water Temp. cold Bottom hole temp.

Water Quality test or comments:

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
10"	0	2	Top Soil		
	2	14	Light Brown Clay		
	14	75	Brown Clay		
	75	151	Gray Clay		
	151	179	Very Soft Basalt		
	179	184	Basalt Firm		
8"	184	240	Basalt Med	X	
	240	250	Basalt Fractured Hard	X	
	250	263	Basalt Very Hard		
	263	271	Basalt Hard		
	271	280	Basalt Fractured		
	280	285	Basalt Hard		
	285	297	Basalt Fractured Hard		
	297	340	Clay Gray		
	340	360	Clay Dark Gray		
	360	380	Clay Dark Brown		
	380	410	Clay Light Brown		
	410	465	Clay Dark Red		
	465	470	Clay Light Brown		
	470	479	Clay " " Harder		
	479	492	Clay + Rock Brown		
	492	508	Clay Light Brown + Yellow		
	500	505	Clay " " Harder		
	505	525	Clay + Rock Brown		
	525	539	Clay + Rock Red		
	539	550	Clay Red To light Brown		
	550	562	Clay + Rock Brown		
			Note: Clay will NOT		
			Remain open with out		
			Steel Casing, owner Declined		
			Casing at This Time.		
Completed Depth			562' Drilled	(Measurable)	
Date: Started			1-31-94	Completed 2-17-94	

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name **AQUA DRILLING
& EXPLORATION INC.** Firm No. **163**

Firm Official Scott M. Braumler Date 2-19-94

and
Supervisor or Operator Scott M. Brown Date _____

(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES

Avista Utilities
N. 1735 15th St.
Coeur d'Alene, Idaho 83814
Toll Free 800-992-9137



AVISTA UTILITIES 1411 E MISSION SPOKANE WA 99252

Date: 04-15-2010

Avista Utilities
PO Box 3727
Spokane, Washington 99220-3727
1-800-227-9187

Re: Letter of Credit for Richard Gaertner
Customer New Address:
Customer New Account Number:

We are happy to provide the following credit history per our customer's request:

" Customer Name: Richard Gaertner
" Service Address: S 4125 WOLF LODGE TERRACE RD COEUR D ALENE ID 83814
" Service Type: Electric
" Dates of Service: 08-26-1993 to present
" Number of Delinquent Notices the Last 12 Months: 0
" Number of Non-Payment Disconnects the Last 12 Months: 0
" Unpaid Past Due Balance: No

Comments:

We appreciate the opportunity to assist you.

Sincerely,

Avista Utilities Customer Service Team
Fax 509-777-9506
Telephone 800-227-9187

AVISTA UTILITIES

GAERTNER PIN 50N02W-31-8050

