

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 45-08663
Date Received: 12/2/2009
Receipt No: N023022
Received By: Am

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Roy R. Guindon (ETUX Trustees) Phone (208) 773-5605
Mailing Address 1664 E Horsehaven, Post Falls ID ZIP 83854
Street or Box City State
2. Date of Priority (Only one (1) per claim) 08 08 1990
Month Day Year (YYYY)

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

4. a. Location of Point of Diversion is: Township S1N, Range SW, Section 35,
SW, 1/4 of NE, 1/4 Govt. Lot _____, BM., County of Kootenai

Parcel (PIN) no. 06360 35 019 22

Additional points of diversion if any: _____

If available, GPS Coordinates _____

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

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

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. _____

95-91-N-33 45-08663 well connected to hose and reel
irrigation system and several hand lines

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Irrigation purposes from 03-15 to 10-31 amount 15 or 54.0

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 15 (cfs) and/or (b) 54.0 (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) _____

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.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	SW	35			18														18

Parcel (PIN) no(s) 0-6360-35-019-22
0-6360-35-020-AA
0-6360-35-020-BA

Total number of acres irrigated 18

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 () 0-6360-35-019-22
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: Parcels 0-6360-35-020-AA and 0-6360-35-020 BA
owned by family members.

Last Name

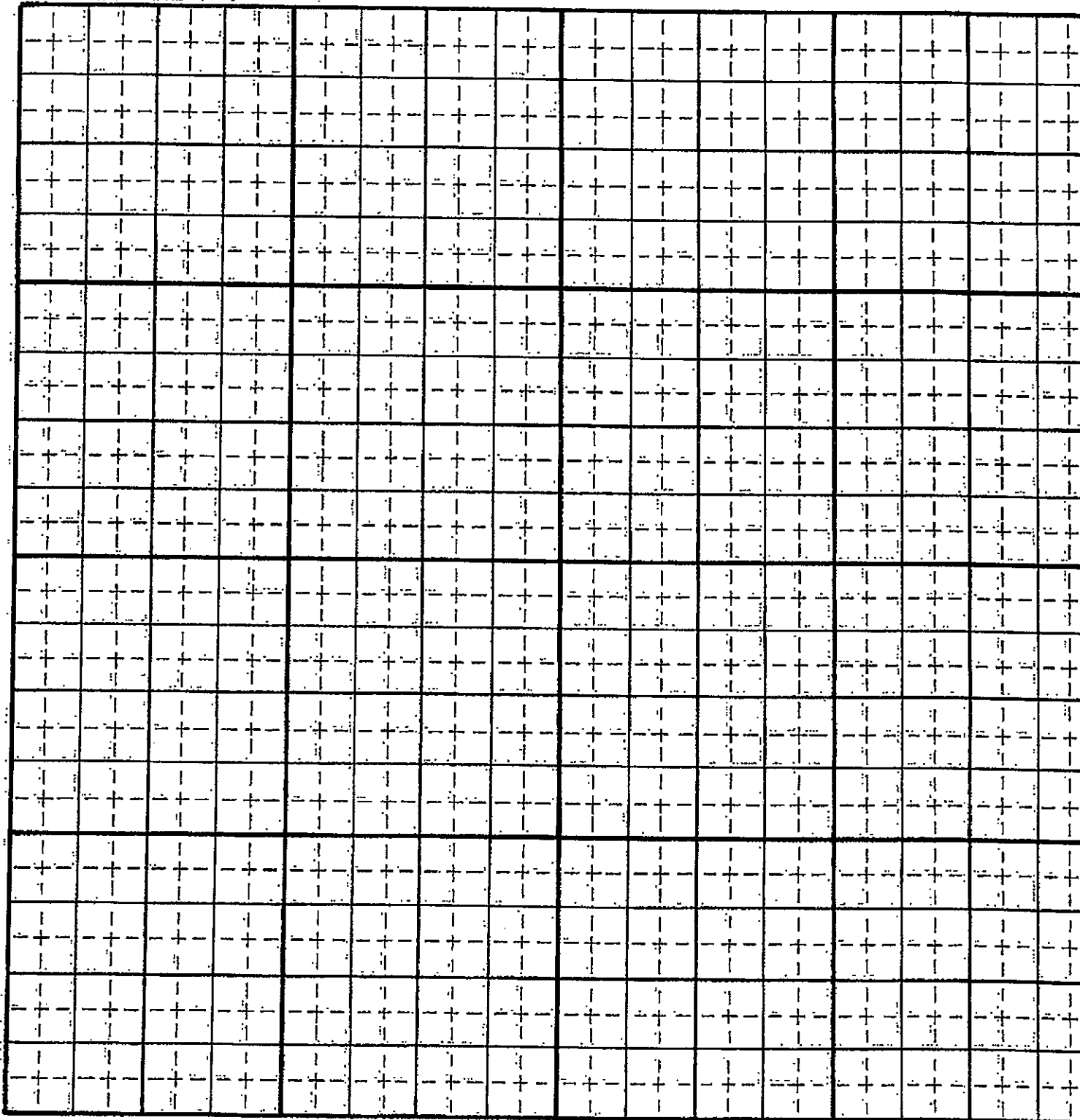
Brindon

Identification No.

95-08669

Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 Inches equals 1 mile



Last Name _____ Identification No. _____

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 95-08663

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: 3 (4 pgs)

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) Ray R. Thurman Date: 12-2-09
Bonnie L. Thurman Date: 12-2-09

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 Thurman Identification No. 95-08663

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08663

Priority: August 8, 1990

Maximum Diversion Rate:
Maximum Diversion Volume:

0.15 CFS
54.0 AF

This is to certify, that ROY R GUINDON
BONNIE L GUINDON

E 1876 HORSEHAVEN ST
POST FALLS ID 83854

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 11, 1990; and has submitted Proof of Beneficial Use on October 29, 1991. An examination indicates that the works have a diversion capacity of .150 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 10/31	0.15 CFS	54.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 35, Township 51N, Range 05W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
51N	05W	35	SWNE	18		18

Total number of acres irrigated: 18

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

RECORDED

SEP 17 1992

PAGE 2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08663

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 10TH
day of SEPTEMBER, 1992.

Acting for *R. Keith Higginson*, Director

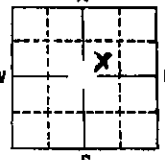
RECEIVED
SEP 17 1992

SEP 17 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PEN

JUL 03 1991

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>Roy R. & Bonnie L. Guindon</u> Address <u>E. 1876 Horsehaven Road</u> <u>Post Falls, Id. 83854</u> Owner's Permit No. <u>95-91-N-33</u> <u>95-08663</u>		7. WATER LEVEL Static water level <u>210'</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 _____ °F. Quality _____ Describe artesian or temperature zones below.																																																																																																																																																																																															
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures, materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Bailor Discharge G.P.M. <u>8</u> 1991 Pumping Level <u>JUL 22 1991</u> Holding Level _____ Department of Water Resources																																																																																																																																																																																															
3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <u>079749</u> <table border="1"><thead><tr><th>Bore Diam.</th><th>Depth From</th><th>To</th><th>Material</th><th>Water Yes No</th></tr></thead><tbody><tr><td>12</td><td>0</td><td>5</td><td>Gravel & topsoil</td><td>x</td></tr><tr><td>12</td><td>3</td><td>10</td><td>Gravel 2" Minus 40% Gravel</td><td>x</td></tr><tr><td></td><td></td><td></td><td>1" Minus 60%</td><td>x</td></tr><tr><td>12</td><td>10</td><td>22</td><td>Gravel 2" Minus 40%, Gravel</td><td></td></tr><tr><td></td><td></td><td></td><td>1" minus 50%, Silt 10%</td><td>x</td></tr><tr><td>12</td><td>22</td><td>38</td><td>Gravel 5" Minus 40%, Gravel</td><td></td></tr><tr><td></td><td></td><td></td><td>4" minus 40%, Gravel 3" Minus</td><td></td></tr><tr><td></td><td></td><td></td><td>20%</td><td>x</td></tr><tr><td>12</td><td>38</td><td>39</td><td>Boulders</td><td>x</td></tr><tr><td>12</td><td>39</td><td>52</td><td>Gravel 4" Minus 60%, Gravel 3" Minus 30%, Gravel 2" minus 10%</td><td>x</td></tr><tr><td>8</td><td>52</td><td></td><td>Gravel 5" Minus 40%, Gravel</td><td></td></tr><tr><td></td><td></td><td></td><td>4" Minus 30%, Gravel 3" 30%</td><td>x</td></tr><tr><td>8</td><td>74</td><td>107</td><td>Boulders & 5" Minus gravel</td><td>x</td></tr><tr><td>8</td><td>107</td><td></td><td>Gravel "20%, Gravel 3/4" 60%</td><td></td></tr><tr><td></td><td></td><td></td><td>114 3/4" Sand Coarse 15%, Sand Fine 5%</td><td>x</td></tr><tr><td>8</td><td>114</td><td></td><td>Boulder 40%, Gravel 5" 40%</td><td></td></tr><tr><td></td><td></td><td></td><td>126 Gravel 4" 20%</td><td>x</td></tr><tr><td>8</td><td>126</td><td></td><td>Gravel 3/4" 40%, Gravel 1/2"</td><td></td></tr><tr><td></td><td></td><td></td><td>136 40%, Gravel 1/2" 20%</td><td>x</td></tr><tr><td>8</td><td>136</td><td></td><td>Gravel 6" 40%, Gravel 4" 30%</td><td></td></tr><tr><td></td><td></td><td></td><td>156 Gravel 2" 30%</td><td>x</td></tr><tr><td>8</td><td>156</td><td></td><td>Gravel 2" 40%, Gravel 1" 50%</td><td></td></tr><tr><td></td><td></td><td></td><td>165 Gravel 3/4" 10%</td><td>x</td></tr><tr><td>8</td><td>165</td><td>176</td><td>Gravel 6" 60%, Gravel 5" 40%</td><td>x</td></tr><tr><td>8</td><td>176</td><td>181</td><td>Gravel 6" 60%, Gravel 4" 40%</td><td>x</td></tr><tr><td>8</td><td>181</td><td>207</td><td>Gravel 3" 50%, Gravel 1" 50%</td><td>x</td></tr><tr><td>8</td><td>207</td><td></td><td>Gravel 3/4" 60%, 1/2" 30%, Gravel</td><td></td></tr><tr><td></td><td></td><td></td><td>219 1/2" 50%</td><td>xx</td></tr><tr><td>8</td><td>219</td><td></td><td>Gravel 1/2" 50%, Gravel 1/8"</td><td></td></tr><tr><td></td><td></td><td></td><td>229 30% Sand med. 20%</td><td>xx</td></tr><tr><td>8</td><td>229</td><td></td><td>Gravel 3/4" 20%, Gravel 1/2"</td><td></td></tr><tr><td></td><td></td><td></td><td>239 50% Sand Med. 30%</td><td>xx</td></tr><tr><td>8</td><td>239</td><td></td><td>Gravel 1/2" 40%, Sand Med 20%</td><td></td></tr><tr><td></td><td></td><td></td><td>250 Sand Coarse 40%</td><td>xx</td></tr><tr><td>8</td><td>250</td><td>263</td><td>Gravel 3/4" 30%, Sand coarse</td><td>xx</td></tr><tr><td></td><td></td><td></td><td>Coarse 40%, Sand med. 20%, sand</td><td></td></tr><tr><td></td><td></td><td></td><td>fine 10%</td><td></td></tr></tbody></table>		Bore Diam.	Depth From	To	Material	Water Yes No	12	0	5	Gravel & topsoil	x	12	3	10	Gravel 2" Minus 40% Gravel	x				1" Minus 60%	x	12	10	22	Gravel 2" Minus 40%, Gravel					1" minus 50%, Silt 10%	x	12	22	38	Gravel 5" Minus 40%, Gravel					4" minus 40%, Gravel 3" Minus					20%	x	12	38	39	Boulders	x	12	39	52	Gravel 4" Minus 60%, Gravel 3" Minus 30%, Gravel 2" minus 10%	x	8	52		Gravel 5" Minus 40%, Gravel					4" Minus 30%, Gravel 3" 30%	x	8	74	107	Boulders & 5" Minus gravel	x	8	107		Gravel "20%, Gravel 3/4" 60%					114 3/4" Sand Coarse 15%, Sand Fine 5%	x	8	114		Boulder 40%, Gravel 5" 40%					126 Gravel 4" 20%	x	8	126		Gravel 3/4" 40%, Gravel 1/2"					136 40%, Gravel 1/2" 20%	x	8	136		Gravel 6" 40%, Gravel 4" 30%					156 Gravel 2" 30%	x	8	156		Gravel 2" 40%, Gravel 1" 50%					165 Gravel 3/4" 10%	x	8	165	176	Gravel 6" 60%, Gravel 5" 40%	x	8	176	181	Gravel 6" 60%, Gravel 4" 40%	x	8	181	207	Gravel 3" 50%, Gravel 1" 50%	x	8	207		Gravel 3/4" 60%, 1/2" 30%, Gravel					219 1/2" 50%	xx	8	219		Gravel 1/2" 50%, Gravel 1/8"					229 30% Sand med. 20%	xx	8	229		Gravel 3/4" 20%, Gravel 1/2"					239 50% Sand Med. 30%	xx	8	239		Gravel 1/2" 40%, Sand Med 20%					250 Sand Coarse 40%	xx	8	250	263	Gravel 3/4" 30%, Sand coarse	xx				Coarse 40%, Sand med. 20%, sand					fine 10%	
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4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☒ Cable ☐ Dug ☐ Other _____		10. Work started <u>5/1/91</u> finished <u>6/7/91</u>																																																																																																																																																																																															
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ Thickness <u>.322</u> inches Diameter <u>8</u> inches + <u>2</u> feet <u>254</u> feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet 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 Number _____ From _____ To _____ _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☒ Yes ☐ No Manufacturer's name <u>Houston</u> Type <u>Stainless Steel</u> Model No. <u>304</u> Diameter <u>8</u> inches Slot size _____ Set from <u>253</u> feet to <u>263</u> 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>52'</u> Material used in seal: ☒ Cement grout ☒ Bentonite ☐ Puddling clay ☐ 12" ☐ 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 <u>Installed by pump Co.</u>		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>C. J. WARREN & SON</u> Firm No. <u>436</u> DRILLING Address <u>S. 3005 Best Rd.</u> Date <u>6/30/91</u> <u>Veradale, Wa. 99036</u> Signed by (Firm Official) <u>[Signature]</u> and (Operator) <u>[Signature]</u>																																																																																																																																																																																															
6. LOCATION OF WELL Sketch map location must agree with written location  Subdivision Name _____ Lot No. _____ Block No. <u>19</u> County <u>Kootenai</u> SW <u>1</u> NE <u>1</u> Sec. <u>35</u> T. <u>51N</u> N/S, R. <u>5W</u> E/W.																																																																																																																																																																																																	

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

GUINDON 95-8663 PIN 0-6360-35-019-ZZ

