

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 95-11849

Date Received: 1-15-10

Receipt No: N02338b

Received By: cm

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Morris Dightman, his heirs, successors and assignees Phone (509) 991-2774

Mailing Address 522 S. Manor Heights Drive Post Falls ID ZIP 83854

2. Date of Priority (Only one (1) per claim) 05/19/1978 Water easement for house
Street or Box City State
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 50N, Range 05W, Section 8,
SE, 1/4 of SE, 1/4 Govt. Lot _____, BM., County of Kootenai

Parcel (PIN) no. 9345

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. Well, Pump, Waterline to house

SCANNED

JAN 15 2010

6. Water is claimed for the following purposes:

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

For Irrigation purposes from 3\15 to 11\15 amount 0.050 or 6.90

For Stockwater purposes from 1\1 to 12\31 amount 0.010 or 0.20

For Domestic purposes from 1\1 to 12\31 amount 0.070 or 4.20

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.070 (cfs) and/or (b) 6.90 (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Domestic Homes: 1 - Stockwater (mixed stock) - Number of Stock Varies 4 - 10

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	
50N	05W	8																4.1	4.18
50N	05W	8																	S
																			D

Parcel (PIN) no(s) #11,233 & #11234 / 9175

Total number of acres irrigated 4.18

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 ()

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: _____

Documentation: _____

1. Recorded Water Easement #769807

2. Well Driller's Report

3. Project Aerial Photo

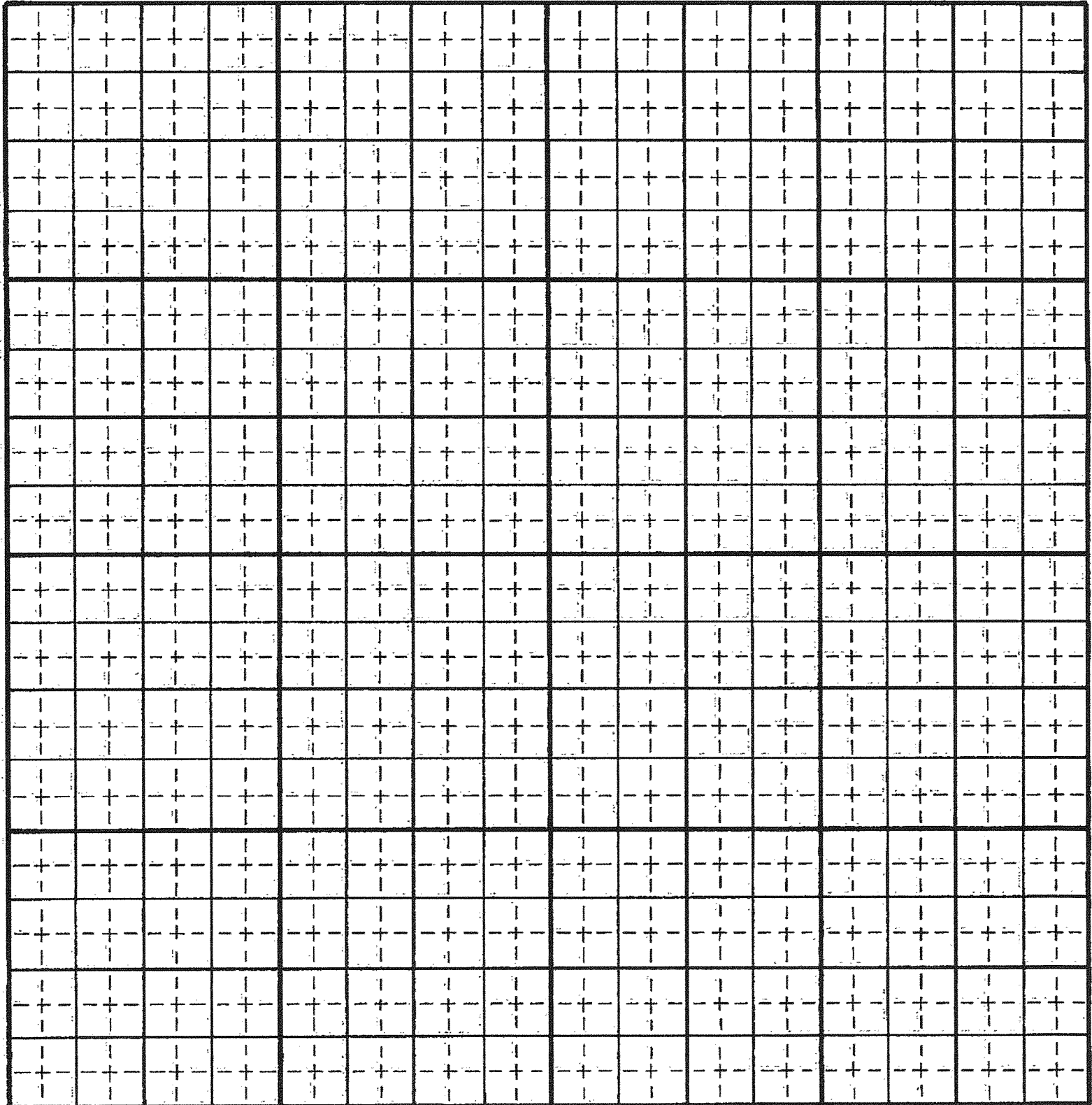
RECEIVED

JAN 15 2010

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

see Attached Project Aerial Photo



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JAN 15 2010

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: 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.

Signature of Claimant (s) Morris Dightman Date: 1/12/10 ²⁰¹⁰

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 _____ Date _____

Address _____

Water Rightman Parce / I & II

8947③

BOOK 291 PAGE 557

769807

WATER EASEMENT

For value received, REED R. DICKSON and ROSEMARY J. DICKSON, husband and wife, do hereby grant, bargain, sell and convey unto NORRIS N. CARR AND DOROTHY G. CARR, husband and wife, their heirs, successors and assignees an easement to a certain water well for the purpose of obtaining water therefrom for the use and benefit of one home to be constructed on the following described property to-wit:

That portion of the East one-half (E½) of the Southeast Quarter (SE¼) of Section 8, Township 50, Range 5 WBM, Kootenai County, State of Idaho, being more particularly described as follows:

Beginning at the Southeast corner of Section 8; thence North 10° 16' 40" West, 1362 feet; thence North 89° 40' 20" West 786.37 feet to the True point of Beginning; thence North 89° 40' 20" West 528.00 feet; thence South 1° 20' 45" East 330.00 feet; thence South 89° 40' 20" East 528.00 feet; thence North 1° 20' 45" West 330.00 feet to the True point of Beginning, consisting of four (4) acres, more or less.

This easement shall run westerly from the existing water line for construction of not more than a 1½ inch line on the south of the existing road between D-5 and D-6 to cross the road at D-3 to 1st D, per attached drawing 129 from Eymard Engineering. This easement is for the benefit and appurtenant to the land described as follows:

That portion of the East one-half (E½) of the Southeast Quarter (SE¼) of Section 8, Township 50, Range 5 WBM, Kootenai County, State of Idaho, being more particularly described as follows:

Beginning at the Southeast corner of Section 8; thence North 10° 16' 40" West, 1362 feet; thence North 89° 40' 20" West 786.37 feet to the True point of Beginning; thence North 89° 40' 20" West 528.00 feet; thence South 1° 20' 45" East 330.00 feet; thence South 89° 40' 20" East 528.00 feet; thence North 1° 20' 45" West 330.00 feet to the True point of Beginning, consisting of four (4) acres, more or less.

Norris & Dorothy Carr, C.D.A.

1. That Grantees, their heirs and assigns shall exercise the rights granted under said easement with due regard to the rights of others in their use of said well.

2. The rights and obligations of Grantees, their heirs and assigns under said easement shall pass with the ownership or right of use of the property served by said easement.

3. Grantees, their heirs and assigns shall restrict their use of the water from said well to domestic use for one home located on the land served by said easement.

4. Grantors, their heirs and assigns reserve the right to grant additional easement for the use of said well.

5. Grantees, their heirs and assigns shall be responsible for the installation and maintenance of the water line from said well to their home located on the property to be served by said easement; said water line to be located, installed and maintained as directed by Grantors, their heirs and assigns.

6. This grant is made under the condition that grantees shall bear all expense of hook up and will share pro-rata with other users in the maintenance and necessary additions or alterations in the well. Grantees will install at their expense their water lines and if water lines are installed will and must install an adequate pressure tank.

7. It is agreed that grantors are not responsible for any flow of water but merely give to grantees the right to use whatever water is available in said well.

8. Grantors also give to grantees the right to join as members any group, water association, corporation, or district which may hereafter be organized to acquire said well or manage the same.

9. This grant is given in consideration of the sum of \$2,500.00, which has been paid to the grantors by the previous owners.

STATE OF Idaho
County of Kootenai ss:

Reed R. Dickson by
Rosemary J. Dickson Power of Attorney
Reed R. Dickson
Rosemary J. Dickson
P. 496
#687 429

Or this 19th day of May, 1981, before me, the undersigned Notary Public, personally appeared Rosemary J. Dickson and Reed R. Dickson, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

In Witness Whereof, I have hereunto set my hand and seal the day and year first above written.

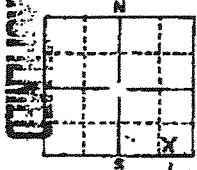
Notary Public for Idaho

JAN 15 2010

WELL DRILLER'S REPORT

RECEIVED

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>Reed Dickson</u> Address <u>Box 223, Post Falls, Idaho 83854</u> Owner's Permit No. <u>95-75-N-50</u>		7. WATER LEVEL Department of Water Resources Northern District Office Static water level <u>140</u> feet below land surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Temperature _____ ° F. Quality _____ Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																																																																																																																																																													
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____		8. WELL TEST DATA ☐ Pump ☐ Bailer ☒ Other <u>Air Blow</u> Discharge G.P.M. <u>80+</u> Draw Down _____ Hours Pumped _____																																																																																																																																																																													
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Other (specify type) _____ ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection		9. LITHOLOGIC LOG																																																																																																																																																																													
4. METHOD DRILLED ☐ Cable ☒ Rotary ☐ Dug ☐ Other		<table border="1"><thead><tr><th rowspan="2">Hole Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>8</td><td>0</td><td>10</td><td>Sand Loam</td><td></td><td>X</td></tr><tr><td>8</td><td>10</td><td>20</td><td>Dac. granite</td><td></td><td>X</td></tr><tr><td>6</td><td>20</td><td>71</td><td>Dac. granite (Brown)</td><td></td><td>X</td></tr><tr><td></td><td>71</td><td>97</td><td>Dac. granite (Black)</td><td></td><td>X</td></tr><tr><td></td><td>97</td><td>111</td><td>granite</td><td></td><td>X</td></tr><tr><td></td><td>111</td><td>113</td><td>granite (Fractured)</td><td></td><td>X</td></tr><tr><td></td><td>113</td><td>138</td><td>granite</td><td></td><td>X</td></tr><tr><td></td><td>138</td><td>143</td><td>granite (Fractured)</td><td>X</td><td></td></tr><tr><td></td><td>143</td><td>197</td><td>granite</td><td></td><td>X</td></tr><tr><td></td><td>197</td><td>300</td><td>granite (Fractured)</td><td></td><td>X</td></tr><tr><td></td><td>300</td><td>310</td><td>granite</td><td></td><td>X</td></tr><tr><td></td><td>310</td><td>311</td><td>granite (Fractured)</td><td></td><td>X</td></tr><tr><td></td><td>311</td><td>315</td><td>granite</td><td></td><td>X</td></tr><tr><td></td><td>315</td><td>325</td><td>granite (Fractured)</td><td></td><td>X</td></tr><tr><td></td><td>325</td><td>329</td><td>quartzite</td><td></td><td>X</td></tr><tr><td></td><td>329</td><td>331</td><td>granite</td><td></td><td>X</td></tr><tr><td></td><td>331</td><td>337</td><td>quartzite</td><td></td><td>X</td></tr><tr><td></td><td>337</td><td>340</td><td>granite</td><td></td><td>X</td></tr><tr><td></td><td>340</td><td>341</td><td>granite (Fractured)</td><td></td><td>X</td></tr><tr><td></td><td>341</td><td>370</td><td>granite</td><td></td><td>X</td></tr><tr><td></td><td>370</td><td>372</td><td>granite (Fractured)</td><td></td><td>X</td></tr><tr><td></td><td>372</td><td>377</td><td>granite</td><td></td><td>X</td></tr><tr><td></td><td>377</td><td>380</td><td>granite (Fractured)</td><td></td><td>X</td></tr><tr><td></td><td>380</td><td>438</td><td>granite</td><td></td><td>X</td></tr><tr><td></td><td>438</td><td>440</td><td>granite (Fractured)</td><td>X</td><td></td></tr><tr><td></td><td>440</td><td>448</td><td>Dac. granite</td><td>X</td><td></td></tr><tr><td></td><td>448</td><td>950</td><td>granite</td><td></td><td>X</td></tr></tbody></table>		Hole Diam.	Depth		Material	Water		From	To	Yes	No	8	0	10	Sand Loam		X	8	10	20	Dac. granite		X	6	20	71	Dac. granite (Brown)		X		71	97	Dac. granite (Black)		X		97	111	granite		X		111	113	granite (Fractured)		X		113	138	granite		X		138	143	granite (Fractured)	X			143	197	granite		X		197	300	granite (Fractured)		X		300	310	granite		X		310	311	granite (Fractured)		X		311	315	granite		X		315	325	granite (Fractured)		X		325	329	quartzite		X		329	331	granite		X		331	337	quartzite		X		337	340	granite		X		340	341	granite (Fractured)		X		341	370	granite		X		370	372	granite (Fractured)		X		372	377	granite		X		377	380	granite (Fractured)		X		380	438	granite		X		438	440	granite (Fractured)	X			440	448	Dac. granite	X			448	950	granite		X
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5. WELL CONSTRUCTION Diameter of hole <u>6</u> inches Total depth <u>460</u> feet Casing schedule: ☒ Steel ☐ Concrete Thickness _____ Diameter _____ From _____ To _____ <u>1/4</u> inches _____ inches _____ feet _____ 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 _____ 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>20</u> Material used in seal ☐ Cement grout ☒ Pudding clay ☒ Well cuttings Sealing procedure used ☐ Slurry pit ☐ Temporary surface casing ☒ Overbars to seal depth		10. Work started <u>8-20-75</u> finished <u>9-12-75</u>																																																																																																																																																																													
6. LOCATION OF WELL Sketch map location must agree with written location. <u>95</u>  County <u>Kootenai</u> Subdivision Name _____ Lot No. _____ Block No. _____ SE 1/4 SE 1/4 Sec. 8 T. 50 N. R. 5 E		11. DRILLERS CERTIFICATION Firm Name <u>Enterprise Drilling Co.</u> Firm No. _____ Address <u>Box 404 Post Falls, Idaho</u> Date <u>9-15-75</u> Signed by (Firm Official) <u>[Signature]</u> and (Operator) <u>[Signature]</u>																																																																																																																																																																													

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE COPY TO THE DEPARTMENT

JAN 15 2010



Sorry! When printing directly from the browser your directions or map correctly. For best results, try clicking the Printer-Friendly button.

Norris ^{Morris} Carr/Dightman #769807 ^{Water Easement}

Map of Liberty lake, WA

Rain Shower, 39° F

North

West

East



South