

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 95-9128
Date Received: 1-11-10
Receipt No: N023328
Received By: mm

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JAN 11 2010

IDWR/North

Please type or print clearly

1. Name of Claimant (s) POST FALLS BAPTIST CHURCH Phone (208) 773 5870
Mailing Address P.O. Box 517 Post Falls IDAHO ZIP 83877
Street or Box State
2. Date of Priority (Only one (1) per claim) APRIL 11, 2002
Month Day Year (YYYY)
3. Source of water supply (Check one) Ground Water ☒ or Other () (a) WELL DRILLED APRIL 2002
which is tributary to (b) _____
4. a. Location of Point of Diversion is: Township S1 N, Range 05 W, Section 25,
SE, 1/4 of SW, 1/4 Govt. Lot 60, BM., County of KOOTENAI
POST FALLS IRRIGATED TRACTS
Parcel (PIN) no. P-0000-034-1600

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. _____

ONE WELL IN ACCORDANCE WITH PERMIT NO. 776126 TAG No. D0022200
WATER RIGHT RECEIPT NO. N014945 APPROVED 04/12/2002. [COPY ATTACHED]
DRILLING REPORT.

WELL SUPPLIES FLOW TO IN GROUND DISTRIBUTION SYSTEM.

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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For IRRIGATION purposes from 03-15 to 11-15 amount 0.20 or _____

For COMMERCIAL purposes from 01-01 to 12-31 amount 0.06 or _____
FOR CHURCH

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) ~~2.0~~ 0.2 (cfs) and/or (b) 3.0 (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	
<u>51N</u>	<u>05W</u>	<u>25</u>												<u>10.0</u>					<u>10.0</u>

Parcel (PIN) no(s). P. 0000 . 034 . 1600

Total number of acres irrigated 10

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 (X) 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 (X)

13. Remarks: DRILL PERMIT No. 776126 APPROVED 04/12/2002

DRILL REPORT DAND TAL No D22200 04/23/2002.

WATER PERMIT No. 95-09128 PRIORITY DATE 04/11/2002

SIGNED APPROVED 30 JULY 2003.

WATER RIGHT LICENSE No. 95-9128 ISSUED 12-13-2001.

COPIES OF ALL ABOVE ATTACHED.

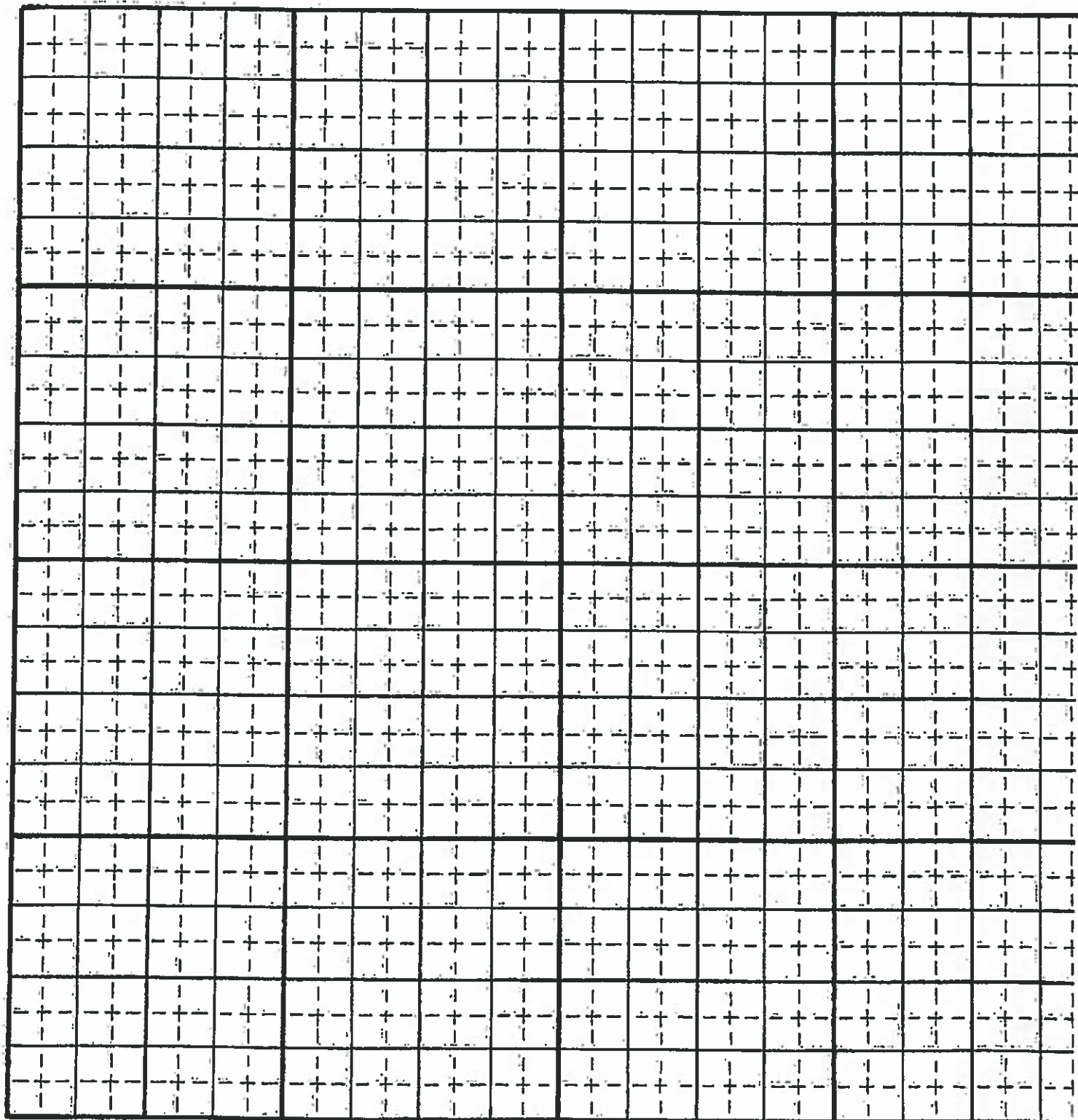
Last Name _____ Identification No. _____

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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. _____

RECORDED

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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 95-9128

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: _____

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

PASTOR Title of POST FALLS BAPTIST CHURCH Organization

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

PASTOR Title of POST FALLS BAPTIST CHURCH Organization

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

Signature of Authorized Agent William J. Hohenstueck Date 1-7-2010

Title and Organization PASTOR - POST FALLS BAPTIST CHURCH

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. _____

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JAN 11 2010

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Office Use Only		
Inspected by _____		
Twp _____	Rge _____	Sec _____
1/4	1/4	1/4
Lat: : : _____	Long: : : _____	

1. WELL TAG NO. D22200

DRILLING PERMIT N _____

Other IDWR No _____

2. OWNER:

Name Post Falls Baptist ChurchAddress PO Box 517City Post FallsState IDZip 83854

3. LOCATION OF WELL by legal description:

N		Twp	51N	North	☒ or	South
W		Rge	05W	East	☐ or	West ☒
E		Sec	25	1/4	SE	1/4 SW 1/4
				10 Ac	40 Ac	160 Ac
		Gov't Lot	County <u>Kootenai</u>			
		Lat	Long			

Address of Well Site: (see next line)

Corner of Poeline & Cecil Road

City Post FallsLot 60

Blk _____

Sub. Name (see next line)

Post Falls Irrigated Tracts

4. USE:

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

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK			Amount	Method
Material	From	To	Sacks/Lbs	
Bentonite	0	60	22 sacks	dry pour

Drive Shoe Used? ☒ Y ☐ N Shoe Depth(s) 279'Drive Shoe Seal Tested? ☐ Y ☒ N How? _____

8. CASING/LINER

Diam	From	To	Gauge	Material	Casng	Liner	Weld	Thrded
8"	+1	279	0.322	Steel	☒	☐	☒	☐

Length Headpipe _____ Length Tailpipe _____

9. PERFORATIONS/SCREENS

Perforations? ☐ Method _____
Screens? ☐ Screen Type _____

From	To	Slot	Nmbr	Diam	Material	Casng	Liner

10. STATIC WATER LEVEL or ARTESIAN PRESSURE

230 ft. below ground. Artesian pressure _____ lb.Depth flow encountered 230 ft. Describe access port orcontrol devices: Well cap bolted

11. WELL TESTS:

Pump	Bailer	☒ Air	Flowing Artesian
Yield gal./min.	Drawdown	Pump Level	Time
300 GPM	100%	279	1 hr.
estimated			

Water Temp. cold Bottom hole temp. cold
Water Quality test or comments: (below) Depth first Water Encountered 230
clear & clean

12. LITHOLOGIC LOG (Describe repairs or abandonment)

Bore Diam	From	To	Remarks: Lithology, Water Quality and Temperature	Water	
12	0	20	Cemented gravel & clay	Y	N
8	20	125	Cemented gravel & clay	☒	☒
8	125	237	Gravel - 1/2" minus with clay mix	☒	☒
8	237	262	Gravel - 1/2" minus with pea gravel	☒	☒
8	262	279	Gravel - 3/4" minus with clay mix	☒	☒

Completed Depth 279 (Measurable)
Date: Started 4/22/02 Completed 4/23/02

13. DRILLERS CERTIFICATION

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

Firm Name United Drilling Inc. Firm No 414
Firm Official Timothy R. Volking Date 4/23/02
Supervisor or Operator Timothy R. Volking Date 4/23/02

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 95-09128

Priority: April 11, 2002

Maximum Diversion Rate: 0.20 CFS
Maximum Diversion Volume: 28.5 AF

It is hereby certified that POST FALLS BAPTIST CHURCH
PO BOX 517
POST FALLS ID 83854 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated April 11, 2002; and has
submitted Proof of Beneficial Use on July 30, 2004. An examination indicates that the works have a
diversion capacity of 0.37 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/15 to 11/15	0.20 CFS	28.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25, Twp 51N, Rge 05W, B.M. KOOTENAI County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
51N	05W	25	NE	NW	SW	SE	9.5
Total Acres: 9.5							9.5

CONDITIONS OF APPROVAL

1. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the management plan approved by the director for the RPGWMA.
2. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of any management plan approved by the director for the RPGWMA. If the director determines that the ground water supply in the RPGWMA is insufficient to meet the demands of prior water rights within the RPGWMA, the director may order the diversion and use of water under this right to be reduced or curtailed until the director determines that there is sufficient ground water available for this right.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 12th day of December, 2007.

Robert D. Haynes
DAVID R. TUTHILL, JR.
Director

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JAN 11 2010

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09128

Priority: April 11, 2002

Maximum Diversion Rate: 0.20 CFS

This is to certify, that POST FALLS BAPTIST CHURCH
PO BOX 517
POST FALLS ID 83854

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.20 CFS
COMMERCIAL	01/01 to 12/31	0.06 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25, Twp 51N, Rge 05W, B.M., KOOTENAI County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	Totals
51N 05W 25	NE	NW	SW	SE	10.0

PLACE OF USE: COMMERCIAL - Same as Irrigation

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before August 01, 2004.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
5. Commercial use is for a church.
6. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of any management plan approved by the director for the RPGWMA. If the director determines that the ground water supply in the RPGWMA is insufficient to meet the demands of prior water rights within the RPGWMA, the director may order the diversion and use of water under this right to be reduced or curtailed until the director determines that there is sufficient ground water available for this right.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of

the Director, affixed at Boise, this 30th day of July, 2003.

Karl J Dreher
for KARL J DREHER, Director

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JAN 11 2010