

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 95-12177Date Received: 3-1-10Receipt No: N023 640Received By: cm

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

RECEIVED

MAR 01 2010

1. Name of Claimant(s) Bliss O. Bignall, Jr. & IDWR / NORTH
Annette R. Bignall Revocable Trust Phone (208) 664-9278 -- B
664-2908 -- H

Mailing Address E. 4331 French Gulch Road, Coeur d'Alene, Idaho Zip 83814
Street or Box City State

2. Date of Priority: (Only one per claim) May 25, 1957
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 50 N, Range 3 W.B.M., Section 8

Part of SE 1/4 of ~~XXXXXXXXXXXX~~ W. BM. County of Kootenai

Parcel (PIN) no. TAX NO. 4444

Additional points of diversion if any: See attached diagram; E. 3910 Holt Road, CDA

If available, GPS coordinates: _____

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.

See attached diagram. Hand-dug well's depth: Twelve feet. We've been told that this was the original well late in the 19th & early 20th centuries for all of French Gulch (when the weather was much wetter.)

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

For Domestic purposes from 1/01 to 12/31 amount 0.04 cfs (X) or AFY ()

For _____ purposes from _____ to _____ amount _____

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) Domestic: serving two households: E. 4331 French Gulch Rd. and E. 3910 Holt Road, CDA

SCANNED
MAR - 1 2010

9. Location of Place of Use is: Township 50 N, Range 3, Section 8,
part of SE 1/4 of 1/4, Govt. Lot BM. Parcel (PIN) no. Assessor's #133905
If different than shown in Item 4

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

Additional places of use, if any E. 3910 Holt Road, CDA, ID 83814

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.

See Diagram attached & explanation, pp. 3 & 4 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: 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 (a) [Signature] Date: 2-2-26-10
[Signature] Date: 2/26/10

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.

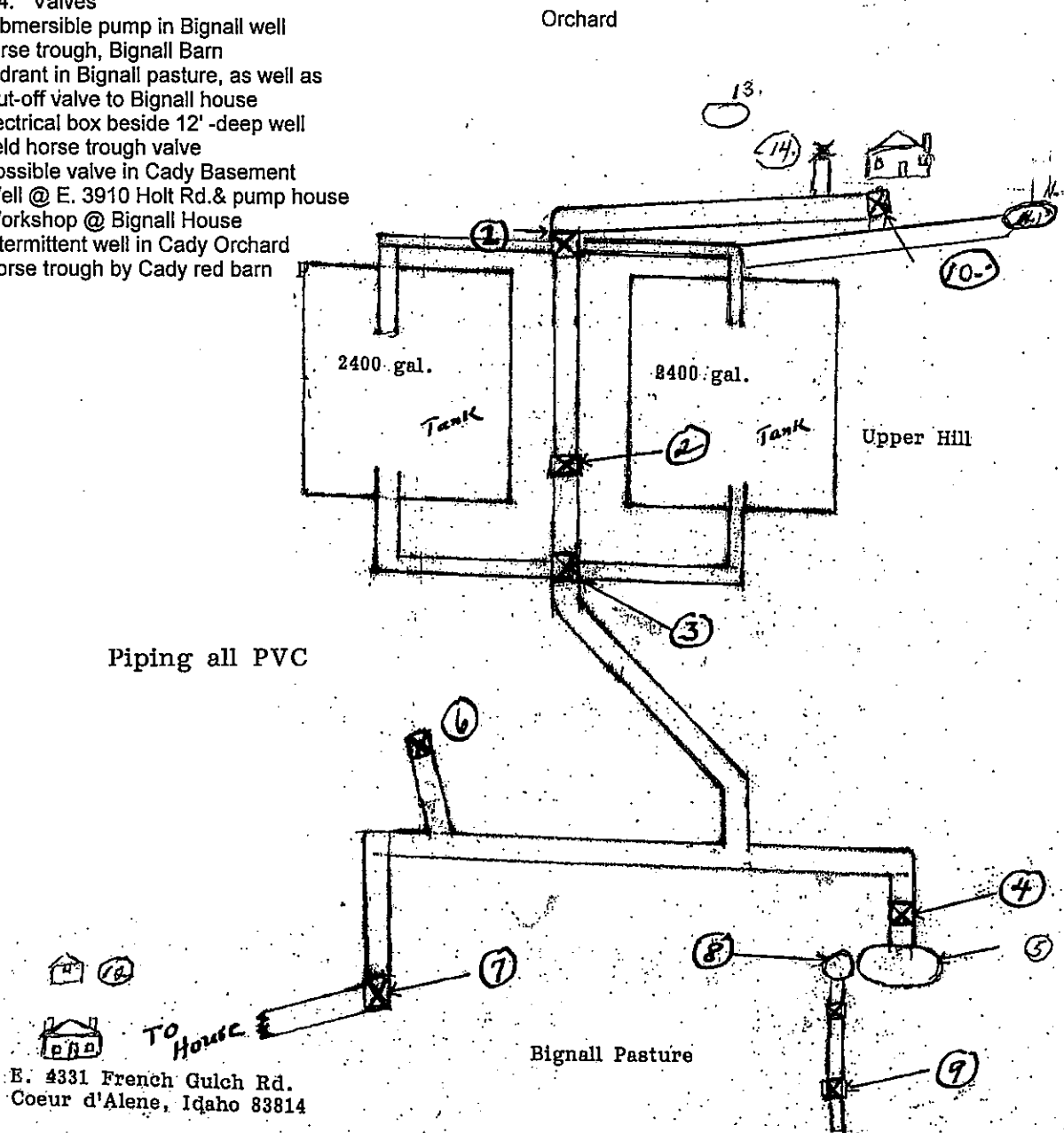
BIGNALL, JR., BLISS O. & ANNETTE R.

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WATER SYSTEM - BLISS & Annette BIGNALL

Wells at E. 3910 Holt Road

- 1,2,3,4: Valves
5. Submersible pump in Bignall well
6. Horse trough, Bignall Barn
7. Hydrant in Bignall pasture, as well as shut-off valve to Bignall house
8. Electrical box beside 12' -deep well
9. Field horse trough valve
10. Possible valve in Cady Basement
11. Well @ E. 3910 Holt Rd. & pump house
12. Workshop @ Bignall House
13. Intermittent well in Cady Orchard
14. Horse trough by Cady red barn



P. 3, Notice of Claim to a water Right

BIGNALL, JR., BLISS O. & ANNETTE R.

Water System, Bliss & Annette Bignall (Cont'd.)

General Directions (as of 8/28/09)

1. **Note:** These directions were first written in 1977 when Clint originally set up our water system. When the new well at the Cady property was drilled, they ripped up and changed around most of the piping between the reservoir and the Cady property. Probably most of the valves Clint had installed above are gone. The ones below, at our place, however, should probably still be in place. It is intended that the reservoir receive water from both the little, hand-dug well across the side pasture from our house **AND** the 650'-deep, very low-producing well on the Cady property.

2. Switch (8) should generally be turned on all of the time.

3. The reservoir tanks should be self-leveling. The arrangement to draw the water from the reservoir to our house is by siphon. If something happens to break the siphon (i.e. horses or cattle turning on hydrant in field and emptying the reservoir), then it may take some doing to restore the siphon.

4. If there's enough water in **OUR** well, *and the switch in the box in the workshop building just above our house marked "pump" is turned on*, then the sensor in the reservoir should signal that it needs water, our well will send up water which will refill the pipe/siphon, our house should be once again receiving water from the reservoir, and our house's high water pressure will return.

5. Since this problem usually happens in the summer when the drought is affecting everything, it may take several days to get the reservoir refilled and everything working once more.

6. When our house is receiving water from the reservoir (which is intended to be 100% of the time), then the gravity-flow to our house provides some 40 lb. of pressure! If the pressure drops, it usually means we are NOT receiving water from the reservoir. Instead, our own well across the pasture is sending its water directly across the field to us via its siphon -- which is back to the original mode of receiving water from our own, 12-ft.-deep well. At best, that supplies us with approximately 10 lbs. of pressure.

* * * * *

NOTE:

"Our well" -- at home of Bliss O. Bignall, Jr., E. 4331 French Gulch Rd., CDA 83814
(Kootenai County Tax #4444)

"Cady" Property: (Owned by Bliss & Annette Bignall since June, 1965) --
E. 3910 Holt Rd., CDA 83814; Tax #1316, Kootenai County

E. 4331 French Gulch Road, Coeur d'Alene, Idaho 83814

Owned by Bignalls since May, 1957

Tax No. 4444

Part of the Southeast $\frac{1}{4}$ of Section 8, Township 50 North, Range 3 W.B.M., situated and lying West of the French Gulch Road and same is extended across said Southeast $\frac{1}{4}$ and more particularly described as follows: Commencing at a point 460 feet South of the center of Section 8, along the West line of the Southeast $\frac{1}{4}$ thereof, said point marked by an iron pipe in place; thence East on the line parallel with the North line of said Southeast $\frac{1}{4}$ of Section 8 to the French Gulch Road; thence in a Southwesterly direction along said road to a point where it crosses the West line of the Southeast $\frac{1}{4}$ of Section 8; thence North along the said West line 975.5 feet more or less to the place of beginning and being a part of voided Tax No. 243.

EXCEPT R/W PER BOOK 345 PG 158

E. 3910 Holt Road, Coeur d'Alene, Idaho 83814

Owned by Bignalls since June, 1965

Beginning at the center of Section 8, Township 50 North, Range 3, W.B.M., thence running West 900 feet; thence South 1994 feet to the County Road; thence in a northeasterly direction along the county road for 1106 feet to a point 1365 feet South of the center of said Section 8; thence North 1365 feet to the place of beginning. Approx. 34.86 acres.

Also a right of way 30 feet wide extending north from the above tract across the east end of Tax No. 1140 and 1141 in the Southeast quarter of the Northwest Quarter of Section 8 Township 50 North Range 3 W.B.M., for ingress and egress to the land above described.

P. 5, Notice of Claim to a Water Right

Parcels owned by the BLISS O. BIGNALL, JR., & ANNETTE R. BIGNALL
REVOCABLE TRUST