

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

RECEIVED

MAY 19 2010

IDWR/NORTHERN

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

CIVIL CASE NUMBER: 49576

Ident. Number 95-8275

Date Received: 5-19-10

Receipt No: NO24396

Received By: UA

1. Name of Claimant (s) Black Rock Marina, Inc. Phone (208) 667-6106

Mailing Address PO 3070 Coeur d Alene ID ZIP 83816

2. Date of Priority (Only one (1) per claim) 03/23/1983 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 48N, Range 04W, Section 18,
NE, 1/4 of NE, 1/4 Govt. Lot 1, BM., County of Kootenai

Parcel (PIN) no. _____

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. _____

Submersible pump in well _____

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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Municipal purposes from 01/01 to 12/31 amount .08 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .08 (cfs) and/or (b) 12.4 (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Domestic- 19 homes plus commercial for restaurant and resort

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	
48N	4W	18	M																

Parcel (PIN) no(s). _____

Total number of acres irrigated _____

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: _____

Last Name _____ Identification No. _____

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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 95-8275

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: 4

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

President _____ of Black Rock Marina, Inc. _____,
Title Organization

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

President _____ of Black Rock Marina, Inc. _____,
Title Organization

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

Signature of Authorized Agent [Signature] Date 5-19-10

Title and Organization President, Black Rock Marina, Inc.

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 _____

Last Name _____ Identification No. _____

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MAY 19 2010



48N04W18NWNE
LOT 2

48N04W18NENE
LOT 1

COAINED
MAY 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE WRITER OR
BALLPOINT PEN

POSTED

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>Lois Kern</u> Address <u>Rockford Bay - CPA.</u> Owner's Permit No. <u>95-85-N-75</u>	7. WATER LEVEL Static water level <u> </u> feet below land surface. Flowing? ☐ Yes ☐ No G.P.M. flow <u> </u> Artesian closed-in pressure <u> </u> p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u> </u> OF. Quality <u>Good</u> Describe artesian or temperature zones below																																														
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)	8. WELL TEST DATA ☐ Pump ☐ Bailer ☒ Air ☐ Other <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> <tr> <td><u>80+</u></td> <td><u>100</u></td> <td><u>1 hr.</u></td> </tr> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped	<u>80+</u>	<u>100</u>	<u>1 hr.</u>																																								
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3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other <u> </u> (specify type)	9. LITHOLOGIC LOG <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Bore 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>18</td> <td>Brown Dirt</td> <td></td> <td>☒</td> </tr> <tr> <td>8</td> <td>18</td> <td>70</td> <td>Basalt</td> <td></td> <td>☒</td> </tr> <tr> <td>8</td> <td>70</td> <td>100</td> <td>Basalt + clay</td> <td></td> <td>☒</td> </tr> <tr> <td>6</td> <td>100</td> <td>170</td> <td>Basalt</td> <td></td> <td>☒</td> </tr> <tr> <td>6</td> <td>170</td> <td>195</td> <td>Hard clay</td> <td></td> <td>☒</td> </tr> <tr> <td>6</td> <td>195</td> <td>150</td> <td>hard clay</td> <td></td> <td>☒</td> </tr> </tbody> </table>	Bore Diam.	Depth		Material	Water		From	To	Yes	No	8	0	18	Brown Dirt		☒	8	18	70	Basalt		☒	8	70	100	Basalt + clay		☒	6	100	170	Basalt		☒	6	170	195	Hard clay		☒	6	195	150	hard clay		☒
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other <u> </u>	10. Work started <u>8/1/85</u> finished <u>8/1/85</u>																																														
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>2.50</u> inches</td> <td><u>6</u> inches</td> <td><u>1</u> feet</td> <td><u>100</u> feet</td> </tr> <tr> <td> inches</td> <td> inches</td> <td> feet</td> <td> feet</td> </tr> <tr> <td> inches</td> <td> inches</td> <td> feet</td> <td> feet</td> </tr> <tr> <td> inches</td> <td> inches</td> <td> feet</td> <td> feet</td> </tr> </tbody> </table> 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 <u> </u> inches by <u> </u> inches <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td> perforations</td> <td> feet</td> <td> feet</td> </tr> <tr> <td> perforations</td> <td> feet</td> <td> feet</td> </tr> <tr> <td> perforations</td> <td> feet</td> <td> feet</td> </tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name <u> </u> Model No. <u> </u> Type <u> </u> Diameter <u> </u> Slot size <u> </u> Set from <u> </u> feet to <u> </u> feet Diameter <u> </u> Slot size <u> </u> Set from <u> </u> feet to <u> </u> feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel <u> </u> Placed from <u> </u> feet to <u> </u> feet Surface seal depth <u>80</u> Material used in seal: ☐ Cement grout ☒ Bentonite ☐ Puddling clay ☐ Slurry pit 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> </u>	Thickness	Diameter	From	To	<u>2.50</u> inches	<u>6</u> inches	<u>1</u> feet	<u>100</u> feet	inches	inches	feet	feet	inches	inches	feet	feet	inches	inches	feet	feet	Number	From	To	perforations	feet	feet	perforations	feet	feet	perforations	feet	feet	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>United Drilling, Inc.</u> Firm No. <u>414</u> Address <u>P.O. Box 2499</u> Date <u>8/2/85</u> Signed by (Firm Official) <u>John R. Volberg</u> and <u> </u> (Operator) <u>John R. Volberg</u>														
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6. LOCATION OF WELL Sketch map location <u>must</u> agree with written location. N <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:25%; text-align: center;">W</td> <td style="width:25%; text-align: center;">E</td> <td style="width:25%; text-align: center;">S</td> <td style="width:25%; text-align: center;">N</td> </tr> <tr> <td style="text-align: center;">1</td> <td style="text-align: center;">2</td> <td style="text-align: center;">3</td> <td style="text-align: center;">4</td> </tr> </table> Subdivision Name <u> </u> Lot No. <u> </u> Block No. <u> </u> County <u>KOOTENAI</u> <u>4W</u> <u>N 1/2</u> <u>1/2</u> <u>1/2</u> <u>1/2</u> Sec. <u>18</u> T. <u>48</u> N. <u>1/2</u> R. <u>5</u> W.	W	E	S	N	1	2	3	4	RECEIVED SEP 13 1985 Department of Water Resources MICROFILMED																																						
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USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

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