

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 95-10037

Date Received: 5-27-2010

Receipt No: N024527 B

Received By: ED

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

1. Name of Claimant(s) Ed BRETT Phone (208) 765-1007

Mailing Address 5652 W SPYGLASS LANE COEUR D'ALENE ID Zip 83814
Street or Box City State

2. Date of Priority: (Only one per claim) 6-8-2007 Well Completed Date
Month/Day/Year (YYYY)

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

4. Location of Point of Diversion is: Township 48N, Range 4W, Section 9,
SW 1/4 of NE 1/4, or Govt. Lot 9 BM. County of Kootenai;
Parcel (PIN) no. 48N04W097300

Additional points of diversion if any: _____

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. Pump in Well

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

For Domestic purposes from 1-1 to 12-31 amount 0.04 cfs (✓) or AFY ()

For _____ purposes from _____ to _____ amount _____

7. Total Quantity claimed 0.04 cfs (✓) or AFY ()

8. Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership;

Stockwater and Number of livestock) ONE Home

SCANNED
MAY 27 2010

9. Location of Place of Use is: Township 48N, Range 4W, Section 9,
NW 1/4 of SE 1/4, Govt. Lot _____ BM. Parcel (PIN) no. 48N04W-09-7950
for (Check One) **Domestic** (☒) **Stock** () **Domestic and Stock** ()
If different than shown in Item 4

Additional places of use, if any _____

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.

_____ 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: 2

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: 5-27-2010

_____ Date: _____

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. _____

RECORDED
MAY 27 2010

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

1. WELL TAG NO. D 0051947

DRILLING PERMIT NO. 846972

Water Right or Injection Well No.

ENTERED

2. OWNER:

Name Ed Brett

Address 5652 W. Spyglass Lane

City Coeur d'Alene State ID Zip 83814

3. LOCATION OF WELL by legal description:

You must provide address or Lot, Blk, Sub. or Directions to well.

Twp. 48 North ☒ or South ☐
Rge. 4 East ☐ or West ☒
Sec. 9 1/4 SW 1/4 NE 1/4
Gov't Lot County Kootenai

Lat. : : Long. : :

Address of Well Site 5652 W. Spyglass Lane
City Coeur d'Alene

(Give at least name of road + Distance to Road or Landmark)

Lt. Blk. Sub. Name

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 Material	From	To	Weight / Volume	Seal Placement Method
Bentonite	0	60	16 sacks	Dry Pour
Granular				

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 340 FTWas drive shoe seal tested? ☒ Y ☐ N How? Air

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
6	+3	340	.25	Steel	☒	☐	☒	☐
4	-10	600	200	PVC	☐	☒	☐	☐

Length of Headpipe Length of Tailpipe

Packer ☐ Y ☐ N Type

9. PERFORATIONS/SCREENS PACKER TYPE

Perforation Method Drill 1/2" Holes

Screen Type & Method of Installation

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
560	600	1/2	120	4	PVC	☐	☒
380	400	1/2	60	4	PVC	☐	☒

10. FILTER PACK

Filter Material	From	To	Weight / Volume	Placement Method

11. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

300 ft. below ground Artesian pressure lb.

Depth flow encountered 385 ft. Describe access port or control devices:

Steel Cap Welded

48N YW 9

12. WELL TESTS:

☐ Pump ☐ Bailor ☒ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
7 1/2	100%	599	1 Hour

Water Temp. Cold Bottom hole temp. Cold

Water Quality test or comments: Clear, Cold, No Smell

Depth first Water Encounter 385

13. LITHOLOGIC LOG: (Describe repairs or abandonment)

Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
10	0	1	Top soil		X
10	1	55	Clay with basalt cobbles		X
10	55	58	Clay brown firm		X
8	58	98	Clay brown firm		X
8	98	154	Clay basalt mix soft		X
8	154	187	Clay brown firm		X
8	187	230	Clay brown w/ sand		X
8	230	285	Clay brown soft		X
8	285	315	Clay gray with sand		X
8	315	338	Clay tan soft		X
8	338	340	Clay brown firm		X
8	340	360	Clay brown firm		X
6	360	418	Basalt black hard	X	
6	418	420	Clay brown		X
6	420	425	Clay orange		X
6	425	450	Granite green/black soft	X	
6	450	470	Granite white/brown soft		X
6	470	507	Granite green/white soft	X	
6	507	538	Granite purple/black firm		X
6	538	560	Granite purple/white firm		X
6	560	600	Granite dark purple/black white firm		X

-Formation packers set at
360 FT & 440 FT-

RECEIVED

JUL 03 2007

IDWR/North

UNITED
PUMP & DRILLING
3125 W. Hayden Ave. Hayden, ID 83835
Office (800) 682-9641 (208) 772-7867

Completed Depth 600 FT (Measurable)

Date: Started 6-04-07 Completed 6-08-07

14. DRILLER'S CERTIFICATION

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

Company Name United Pump & Drilling Firm No. 636

Principal Driller Jason Beckham Date 6-11-07

and Driller or Operator II Date 6-11-07

Operator I Date

Principal Driller and Rig Operator Required
Operator I must have signature of Driller/Operator II.

FORWARD WHITE COPY TO WATER RESOURCES

ANNED
MAY 27 2010

APPLICATION



0 135 270 540 810 1,080 Feet



Legend

 Taxlots

SCANNED
MAY 27 2010

EASEMENT

DANIEL I. ENGLISH 2P I 2101276000
KOOTENAI CO. RECORDER Page 1 of 2
BBB Date 05/24/2007 Time 11:56:00
REC-REQ OF EDWARD BRETT
RECORDING FEE: 6.00
2101276000 DE 9

FOR VALUABLE CONSIDERATION, receipt of which is hereby
acknowledged, the Grantor

William Schmigel and Eileen Schmigel husband And WIFE

hereby grant and convey to the the Grantee

Edward Brett and Anne Brett THEIR

5652 W SPYGLASS LN COEUR D'ALENE 83814
successors and assigns, in perpetuity or until _____, the right,

privilege and authority to construct, improve, repair and maintain _____

Water Well System and All That Applies

across, over and upon 300 feet of the following land,

located in Kootenai County, State of Idaho, to-wit:

Address: 5635 W Spyglass W Coeur D'Alene ID 83814

PARCEL # 48N04W097300

GOVERNMENT LOT 9 SECTION 9, TOWNSHIP 48 NORTH RANGE
4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, STATE OF IDAHO

The Grantor S shall make no use of the land occupied by the said _____
MAINTAINING WELL AND SYSTEM
except for _____

In exercising rights herein granted, the Grantee S, THEIR successors and
assigns, may pass and repass over said PROPERTY and
may cut and remove brush, trees and other obstructions which in the opinion of the
Grantee S, interfere S with MAINTANCE AND REPAIR OF WELL SYSTEM.

The covenants herein contained shall run with the land and are binding upon all
subsequent owners thereof.

In Witness Whereof, the Grantor ha executed this instrument, this 12th
day of MAY, 2007.

William Schmigel Eileen P Schmigel

CALIFORNIA
State of Idaho, County of _____

On this _____ day of _____, 20____, before me a notary
public in and for said State, personally appeared _____

known or proved to me to be the person whose name _____ subscribed to the
within instrument and acknowledged to me that _____ executed the same.

Notary Public
Residing _____
Commission expires _____