

# 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

ID Number: 95-17459Date Received: 3/1/18Receipt No: N033183Amount: \$2500 By: \_\_\_\_\_

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## 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

Please type or print clearly

- Name of claimant(s) Bobby and/or Kathy Toule Phone 503-407-6065  
Mailing address PO Box 548 Spirit Lake ID ZIP 83869  
Street or Box City State
- Date of priority (only one (1) per claim) 5-25-11  
Month/Day/Year (yyyy)
- Source of water supply (check one) Ground Water ( ☒ ) or Other ( ) (a) \_\_\_\_\_  
which is tributary to (b) \_\_\_\_\_
- Location of point of diversion is: Township 54 N, Range 4 W, Section 18  
NE 1/4 of NE 1/4, or Govt. Lot 1, B.M., County of Bonner County  
Parcel (PIN) no. RP 001414000010A  
Additional points of diversion, if any: none  
If available, GPS coordinates N 48° 01.982 W 116° 52.364
- 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.  
well, pump and pipelines
- 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 ( ☒ ) AFY ( )  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ cfs ( ) AFY ( )
- Total quantity claimed 0.04 cfs ( ☒ ) or AFY ( )
- Non-irrigation uses; describe fully (e.g. Domestic: give number of households served if single ownership; Stockwater: type and number of livestock, etc.): Domestic one household - single ownership

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9. Location of place of use is: Township 54N, Range 4W, Section 18, NE 1/4 of NE 1/4, or Govt. Lot 1, B.M., Parcel (PIN) no. (if different than shown in Item 4) same as #4

For (check one) Domestic ☒ Stock ☐ Domestic and Stock ☐

Additional places of use, if any: none

10. In which county(ies) are lands listed above as place of use located? Bonner County

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:

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: 1

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) Dale W. Laine

Date: 3-1-18

Kathy D. Laine

Date: 3-1-18

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 \_\_\_\_\_

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# IDAHO DEPARTMENT OF WATER RESOURCES WELL DRILLER'S REPORT

1. WELL TAG NO. D 0059327  
Drilling Permit No. 861681

Water right or injection well # \_\_\_\_\_

2. OWNER:  
Name Richard Mulvihill  
Address 95 Heartwood Rd.  
City Spirit Lake State ID Zip 83869

3. WELL LOCATION:  
Twp. 54 North ☒ or South ☐ Rge 04 East ☐ or West ☒  
Sec. 18 NE 1/4 NE 1/4 1/4

Gov't Lot \_\_\_\_\_ County BONNER  
Lat. N48° 07303 01.982 (Deg. and Decimal minutes)  
Long. W116° 087273 52.364 (Deg. and Decimal minutes)  
Address of Well Site 95 Heartwood Rd.  
City Spirit Lake

(Give at least name of road or distance to road or landmark)

Lot \_\_\_\_\_ Blk. \_\_\_\_\_ Sub. Name \_\_\_\_\_

4. USE:  
☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation ☐ Thermal ☐ Injection  
☐ Other \_\_\_\_\_

5. TYPE OF WORK:  
☒ New well ☐ Replacement well ☐ Modify existing well  
☐ Abandonment ☐ Other \_\_\_\_\_

6. DRILL METHOD:  
☒ Air Rotary ☐ Mud Rotary ☐ Cable ☐ Other \_\_\_\_\_

| Seal material | From (ft) | To (ft) | Quantity (lbs or ft <sup>3</sup> ) | Placement method/procedure |
|---------------|-----------|---------|------------------------------------|----------------------------|
| Bentonite     | 0         | 40      | 21-bags                            | overbored                  |

| Diameter (nominal) | From (ft) | To (ft) | Gauge/Schedule | Material | Casing Liner                        | Threaded                            | Welded                              |
|--------------------|-----------|---------|----------------|----------|-------------------------------------|-------------------------------------|-------------------------------------|
| 6"                 | 0         | 140     | 250            | Steel    | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 4"                 | 140       | 500     | Sch 40         | PVC      | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 140' (Ring)

9. PERFORATIONS/SCREENS:  
Perforations ☒ Y ☐ N Method Saw cut  
Manufactured screen ☐ Y ☒ N Type \_\_\_\_\_  
Method of installation Placed to bottom

| From (ft) | To (ft) | Slot size | Number/ft | Diameter (nominal) | Material | Gauge or Schedule |
|-----------|---------|-----------|-----------|--------------------|----------|-------------------|
| 500       | 420     | 1/8x6     | 20        | 4"                 | PVC      | Sch. 40           |
| 140       | 160     | 1/8x6     | 20        | 4"                 | PVC      | Sch. 40           |

Length of Headpipe N/A Length of Tailpipe N/A  
Packer ☐ Y ☒ N Type N/A

| Filter Material | From (ft) | To (ft) | Quantity (lbs or ft <sup>3</sup> ) | Placement method |
|-----------------|-----------|---------|------------------------------------|------------------|
|                 |           |         |                                    |                  |

11. FLOWING ARTESIAN:  
Flowing Artesian? ☐ Y ☒ N Artesian Pressure (PSIG) \_\_\_\_\_  
Describe control device \_\_\_\_\_

## 12. STATIC WATER LEVEL and WELL TESTS:

Depth first water encountered (ft) 142 Static water level (ft) 140'

Water temp. (°F) \_\_\_\_\_ Bottom hole temp. (°F) \_\_\_\_\_

Describe access port \_\_\_\_\_

| Well test:               | Test method:                                                                                                                                    |
|--------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------|
| Drawdown (feet)          | Pump <input type="checkbox"/> Bailer <input type="checkbox"/> Air <input checked="" type="checkbox"/> Flowing artesian <input type="checkbox"/> |
| Discharge or yield (gpm) |                                                                                                                                                 |
| Test duration (minutes)  |                                                                                                                                                 |
| <u>500'</u>              | <u>5 GPM</u> <u>3 hours</u>                                                                                                                     |

Water quality test or comments: water @ 142, couldn't stay constant

## 13. LITHOLOGIC LOG and/or repairs or abandonment:

| Bore Dia. (in) | From (ft) | To (ft) | Remarks, lithology or description of repairs or abandonment, water temp. | Water |
|----------------|-----------|---------|--------------------------------------------------------------------------|-------|
|                |           |         |                                                                          | Y N   |
| 12"            | 0         | 40      | SAND and GRAVEL                                                          | X     |
| 8"             | 40        | 133     | SAND and GRAVEL                                                          | X     |
| 8"             | 133       | 140     | Granite                                                                  | X     |
| 5.5            | 140       | 142     | Granite                                                                  | X     |
| 5.5            | 142       | 144     | Large Fracture, little Gravel                                            | X     |
| 5.5            | 144       | 196     | Granite                                                                  | X     |
| 5.5            | 196       | 199     | Fracture granite 1.5 GPM                                                 | X     |
| 5.5            | 199       | 247     | Granite w/ quartz 2 GPM                                                  | X     |
| 5.5            | 247       | 469     | Granite                                                                  | X     |
| 5.5            | 469       | 473     | Fractured Granite 1.5 GPM                                                | X     |
| 5.5            | 473       | 500     | Granite, small Fractures                                                 | X     |

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Completed Depth (Measurable): 500'  
Date Started: 5-23-11 Date Completed: 5-25-11

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 Horsley Drilling Co. No. 632  
Principal Driller C. Mark Horsley Date 5-25-11  
Driller \_\_\_\_\_ Date \_\_\_\_\_  
Operator II \_\_\_\_\_ Date \_\_\_\_\_  
Operator I \_\_\_\_\_ Date \_\_\_\_\_

\* Signature of Principal Driller and rig operator are required.

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