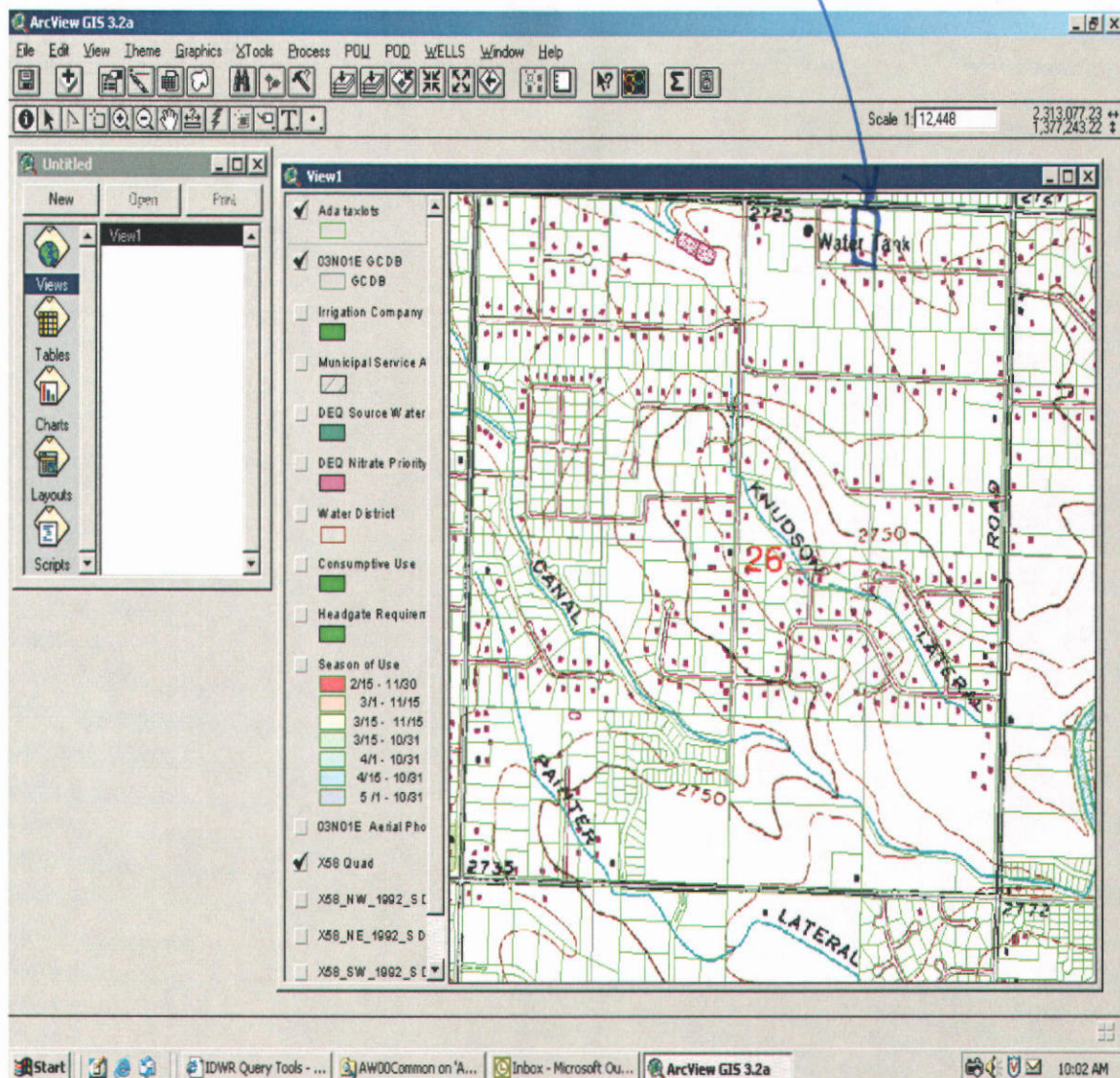
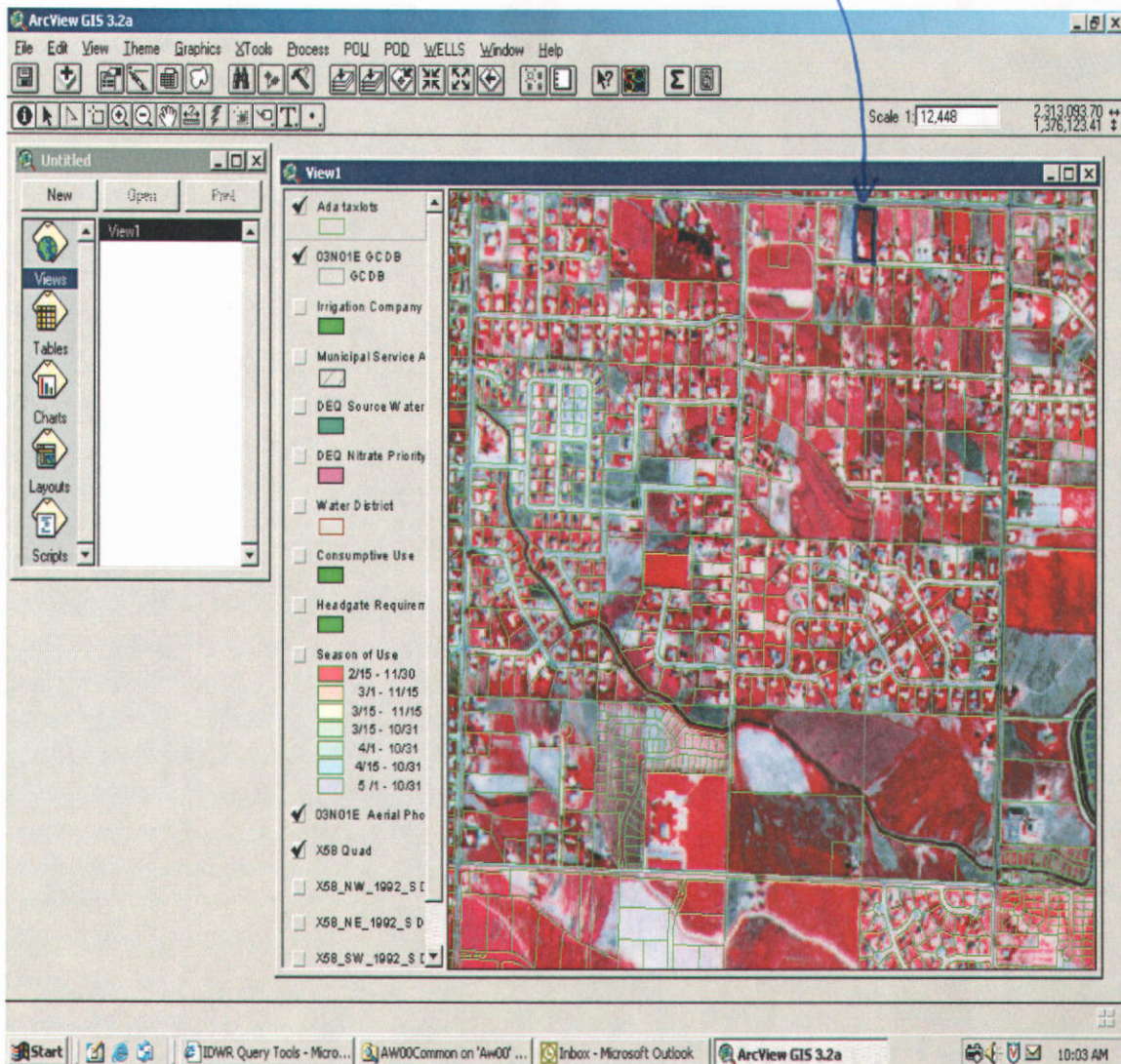


W.
V
9402 BURNETT DR.



3N 1E 5.26 NENWNE
P/D & P/U

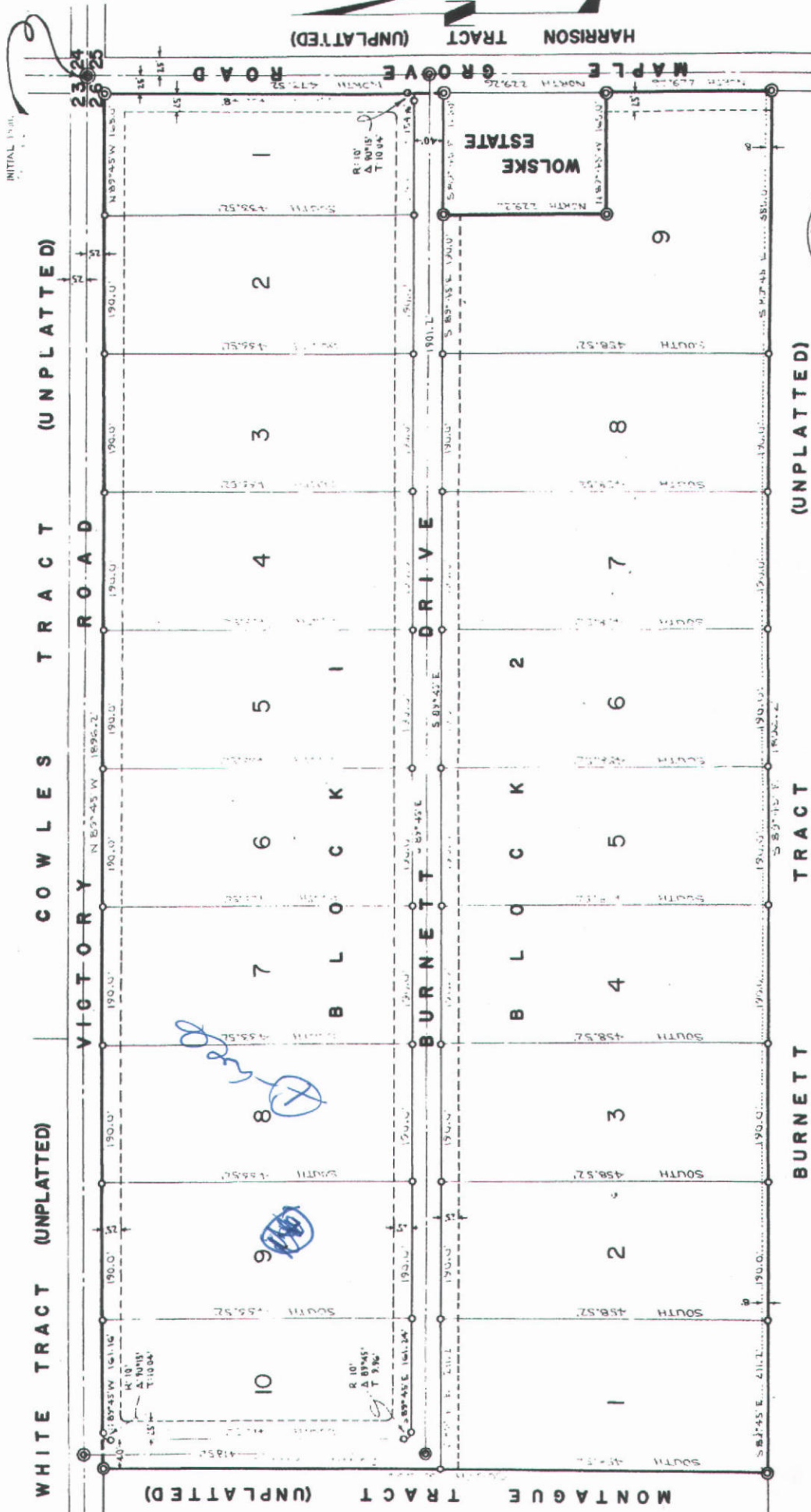
W.
9402 V Burnett Dr.



PLAT OF HARVEY BURNETT ACREAGES SUBDIVISION

PART OF THE N 1/2 OF NE 1/4
OF SECTION 26, TOWNSHIP 3
NORTH, RANGE 1 EAST, IN ADA
COUNTY, IDAHO

See Electric Covenants
on plat 1082



LEGEND
 Steel Pipe 2" x 30' Long
 Steel Pin 1/2" x 12" Long
 Minimum Set-Back Line
 SCALE: 1" = 100' TO 100' TEST
 Public Utilities Easement





State of Idaho
Idaho Department of Water Resources
Western Region

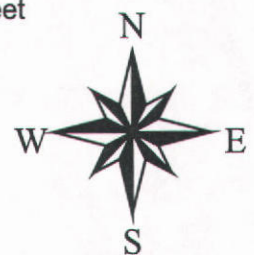
T4N R21 SECTION 26
Water Right (s): 63-4835



1320 0 1320 2640 Feet

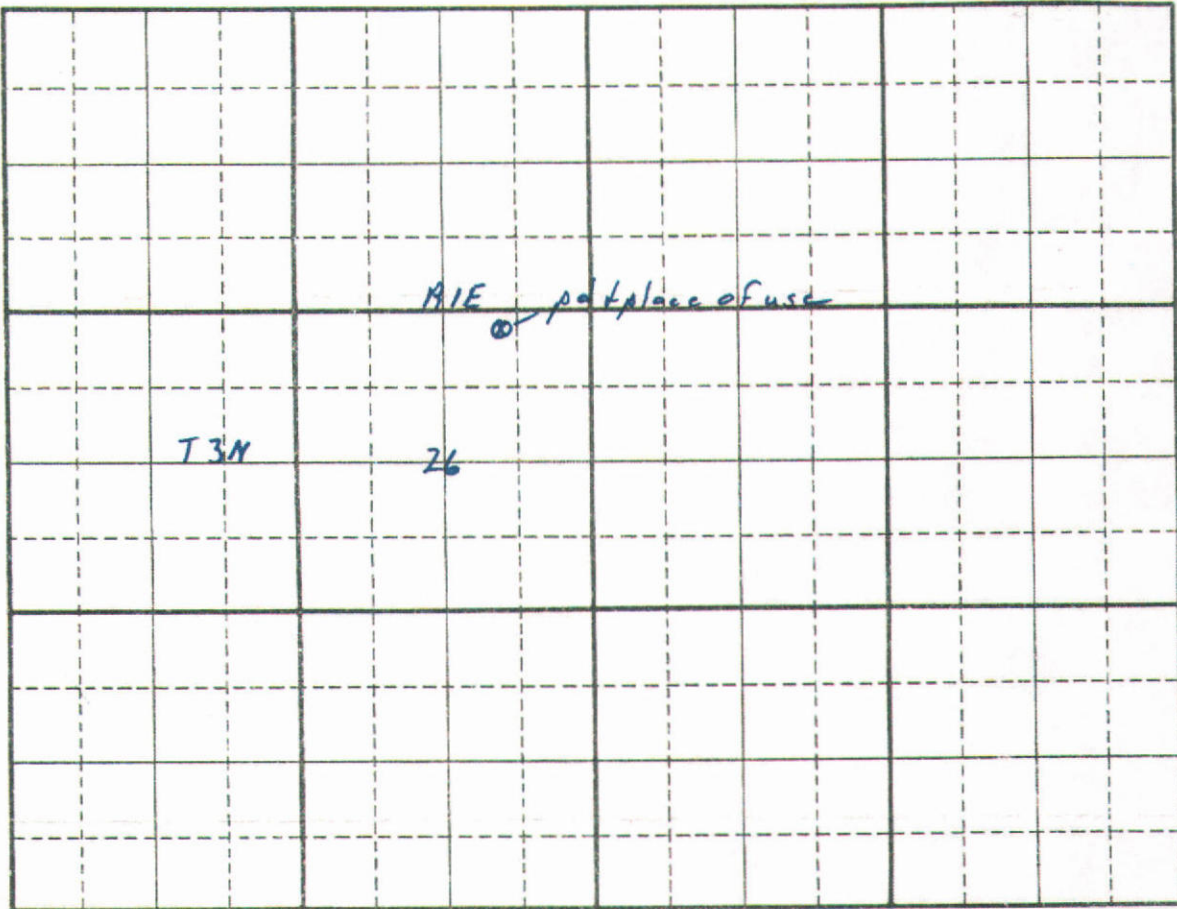
TOTAL IRRIGATED ACRES = 1.7

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: July 2005

(B) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

) ss.

County of Ada)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this

20

day of

November

, 19 81

N. O. Ryan
(Claimant)

Nancy M. Northway
Notary Public
Residing at Boise

My commission expires

Life

FOR DEPARTMENT USE ONLY

Received by

Date

11-24-81

Exception filed by:

Forwarded to

Date

Prelim. check by

6RS

Date

11/25/81

Exception filed by:

Forwarded to

Date

Published in

Stakeholder

Date

11/24/81

Exception filed by:

Forwarded to

Date

Dates

12/10/81 12/17/81

MICROFILMED

**Property Details for Parcel R1171000712 and Year 2006**[Back to Parcel Search](#)

Parcel: R1171000712
Year: 2006
Zone Code: R1
Total Acres: 1.86
Tax Code Area: 120
Property Description:
LOT 8 EXC R/W BLK 1
HARVEY BURNETT ACREAGE

#0710-B



Address: 9402 W BURNETT DR BOISE , ID 83709
Subdivision: BURNETT HARVEY ACREAGE SUB
Land Group Type: SUB
Township/Range/Section: 3N1E26

Valuation Details

Parcel valuation details not available for this year

Valuation History

Year	Value
2005	\$215,400
2004	\$224,100
2003	\$206,800
2002	\$190,500
2001	\$183,100
2000	\$163,000

No Tax Districts Found

Characteristics[Land](#)[Residential](#)

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 SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-4835
Date Received: 6/30/2005
Receipt No: W033120
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MARY CATHERINE BELL Phone: (208) 562-1228
9402 W BURNETT DR
BOISE ID USA 83709

2. Date of Priority: 01/01/1962

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	01E	26	NE NW NE	ADA	

5. Description of diverting works:

2 wells, pumps and pipelines.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.06	
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:

0.1 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

Number of homes: 1

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
03N	01E	26	NW	NE		IRRIGATION	1.9
			NW	NE		DOMESTIC	
						Section Acres	1.9
						Total Acres	1.9

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Property is also known as Lot 8, Blk 1, Harvey Burnett Sub.

Purchased property 2002. Second well added 1978 (see well log). No log found for first well. Acreage fee paid with New York Irrigation District claims.

15. Basis of Claim: Beneficial Use

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 SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

Date Received

Receipt Number

6/30/05

W033120

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Mary Catherine Bell Phone 208 562-1228
Mailing Address 9402 W. Burnett Dr. Boise Zip 83709

2. Date of Priority (Only one (1) per claim) 1/1/1962

3. Source of water supply (a) ground water
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 3N Range 1E Section 26,
NE 1/4 of NW 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Ada

Additional points of diversion if any: 2 wells

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., 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.

2 wells, pumps & pipelines

1 well for home

1 well for irrigation

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/1 to 11/15 amount .06 or _____
 For Domestic purposes from 1/1 to 12/31 amount .04 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .10 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic 1 home

10. 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.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	1E	26		1.9															1.9
				D															

Total number of acres irrigated 1.9

11. In which county (ies) are lands listed above as place of use located? Ada

12. 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.

13. Describe any other water rights used at the same place and for the same purposes as described above.

New York Irr. Dist. or None ()

14. Remarks:

Purchased property 2002 (1/16 fee owned).
Second well added 1978 (see well log).
No log found for first well.
Acreage fee paid e NYID claims.
AKA L.8 B.1 BURNETT HARVEY Acreage Sold.

Last Name Bell Ident No. _____

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

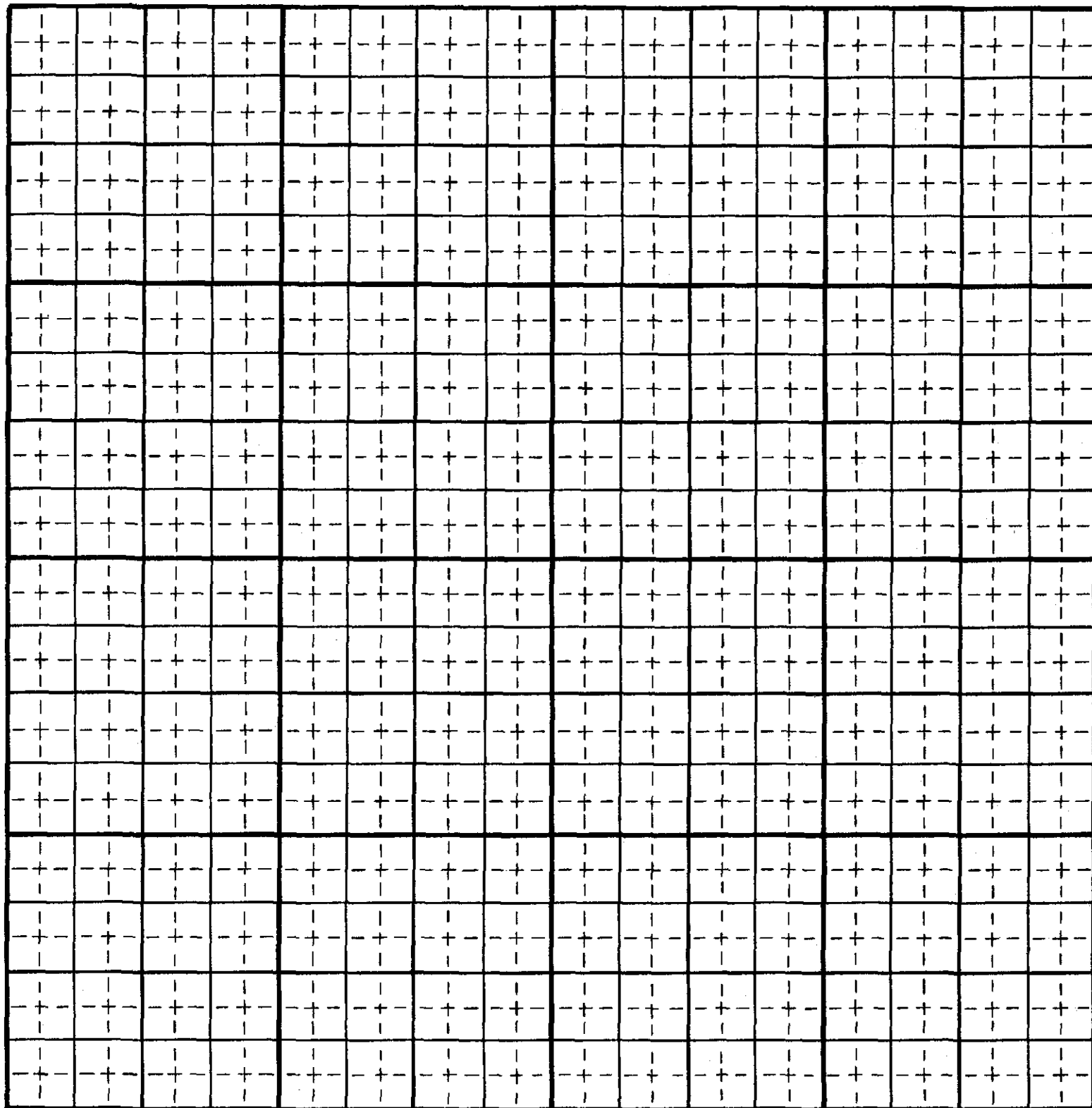
The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

SEE ATTACHED



Last Name

BEII

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 63-4835

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Mary Catherine Bell Date 6-30-05

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

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 _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 30 day of June 19 2005

Notary Public Lori Harris

Residing at Boise, Idaho

My Commission Expires 12-8-06

Please Print Name

17. Notice of Appearance

Notice is hereby given that _____ will be acting as attorney at law on 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 Bell Ident. Number _____

Copies White-State, Yellow-Claimant

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 63-4835

WATER RIGHT NUMBER: 63-4835

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HARMON D RYAN 9402 BURNETT DR BOISE, ID 83705
Current Owner	REBA RYAN 9402 BARNETTE DR BOISE, ID 83709

Priority Date: 01/01/1962

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.060 CFS	
DOMESTIC	1/01 to 12/31	0.040 CFS	
<u>Total Diversion:</u>		0.100 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4NE1/4	Sec. 26, Twp 03N, Rge 01E, B.M.
ADA County		

Place of Use

IRRIGATION

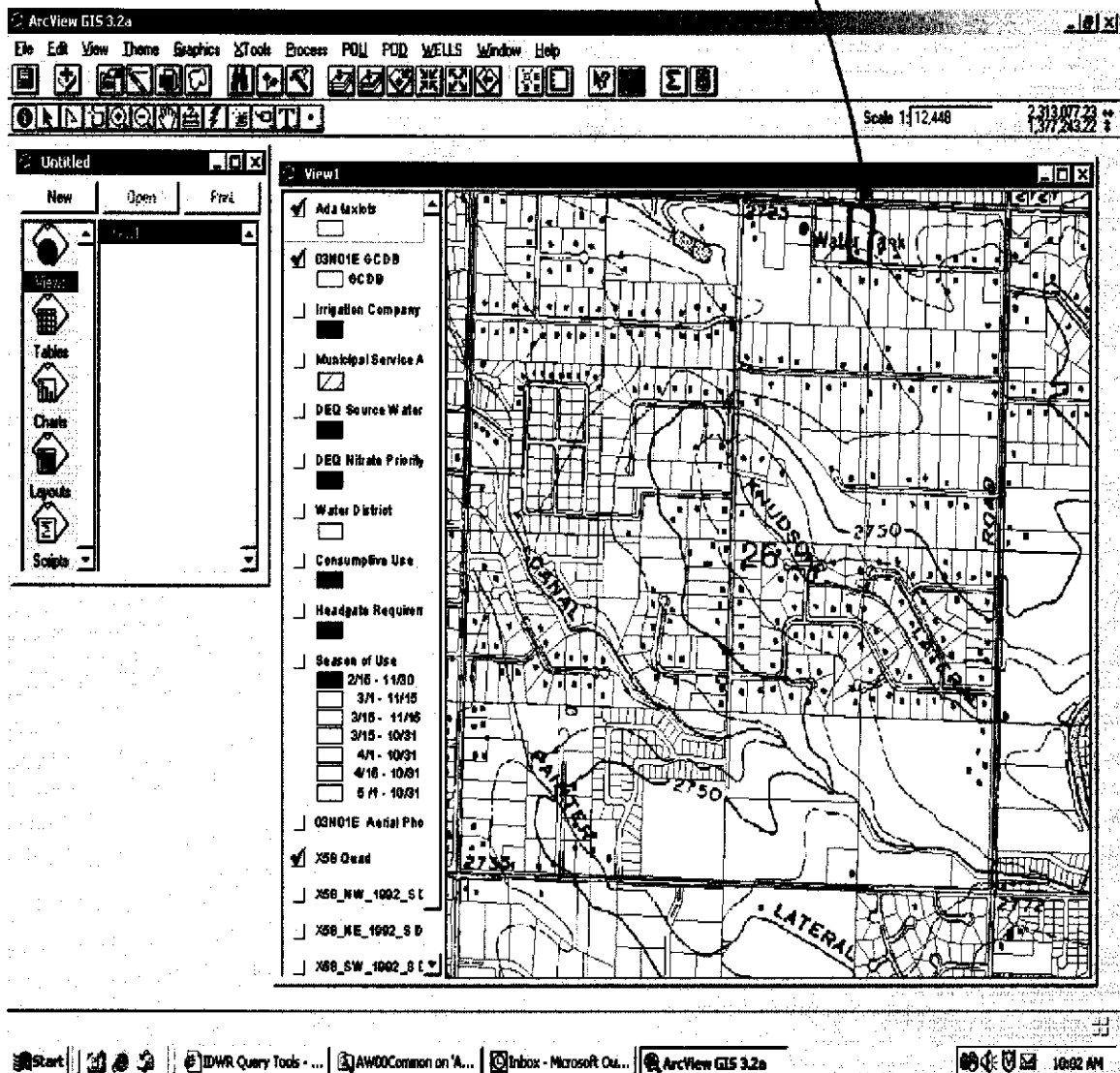
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	01E	26		2.0															2.0

Total Acres: 2

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:Comments:Dates and Other Information:

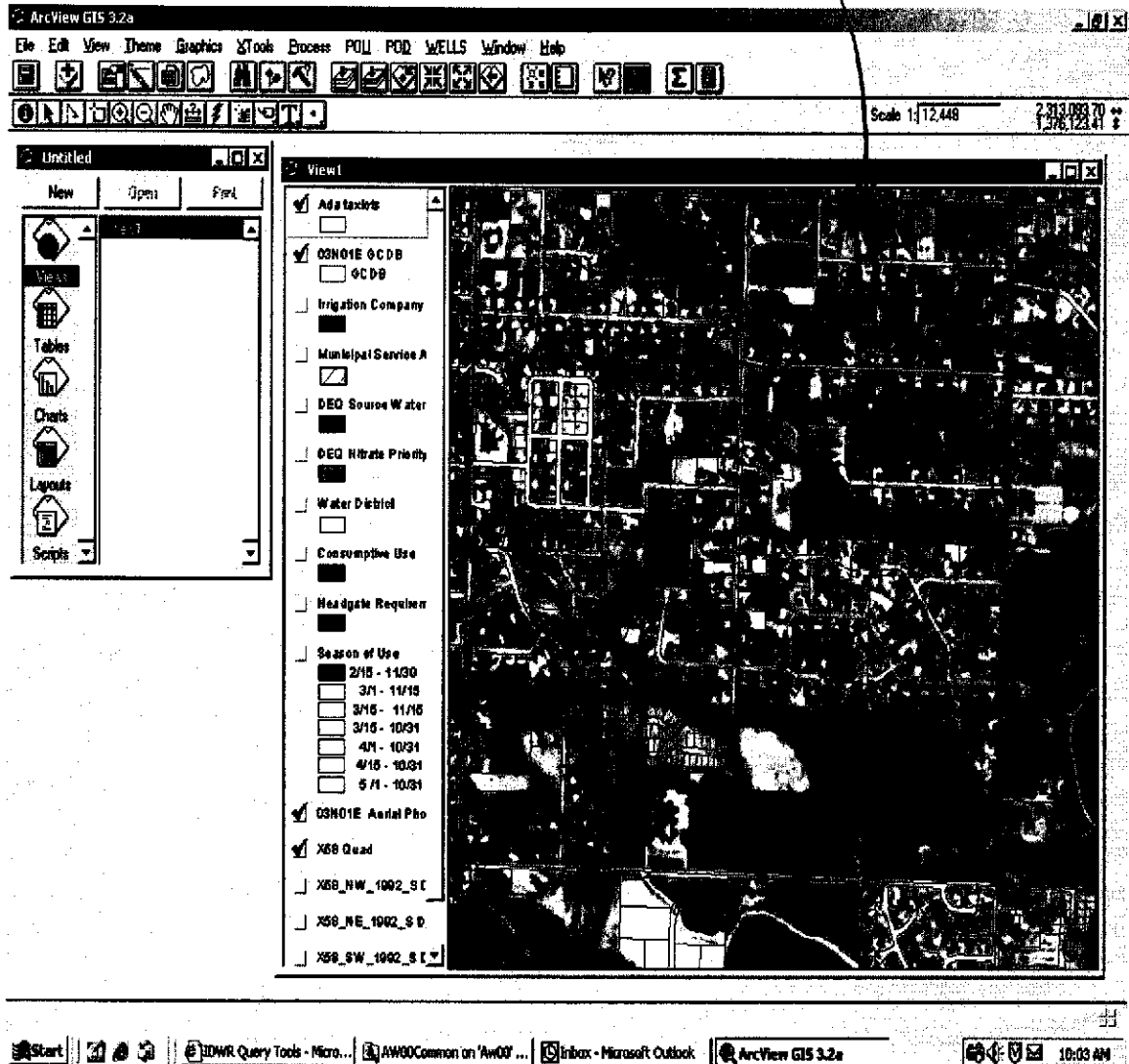
21171000712

W.
V
9402 Burnett Dr.



3N 1E 5.26 NENWNE
P/D & P/L

W.
9462^v Burnett Dr.



USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Water Resources

WELL DRILLER'S REPORT

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.

- Well #2 Added
in 1978

- fertil & 35 gpm

1. WELL OWNER Name <u>H.D. Ryan</u> Address <u>9402 Burnett Boise, ID</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>41</u> feet below land surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Temperature _____ ° F. Quality _____ Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																															
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____		8. WELL TEST DATA ☐ Pump ☐ Bailer ☒ Other Discharge G.P.M. <u>35</u> Draw Down _____ Hours Pumped <u>1.5</u>																																															
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Other (specify type) _____ ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Hole 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>6</td><td>0</td><td>1</td><td>topsoil</td><td></td><td>X</td></tr><tr><td>6</td><td>1</td><td>5</td><td>clay</td><td></td><td>X</td></tr><tr><td>6</td><td>5</td><td>28</td><td>gravel</td><td></td><td>X</td></tr><tr><td>6</td><td>28</td><td>113</td><td>yellow sandy clay</td><td></td><td>X</td></tr><tr><td>6</td><td>113</td><td>120</td><td>fine muddy sand</td><td>X</td><td></td></tr><tr><td>6</td><td>120</td><td>134</td><td>coarse sand</td><td>X</td><td></td></tr></tbody></table>		Hole Diam.	Depth		Material	Water		From	To	Yes	No	6	0	1	topsoil		X	6	1	5	clay		X	6	5	28	gravel		X	6	28	113	yellow sandy clay		X	6	113	120	fine muddy sand	X		6	120	134	coarse sand	X	
Hole Diam.	Depth		Material		Water																																												
	From	To		Yes	No																																												
6	0	1	topsoil		X																																												
6	1	5	clay		X																																												
6	5	28	gravel		X																																												
6	28	113	yellow sandy clay		X																																												
6	113	120	fine muddy sand	X																																													
6	120	134	coarse sand	X																																													
4. METHOD DRILLED ☒ Cable ☐ Rotary ☐ Dug ☐ Other																																																	
5. WELL CONSTRUCTION Diameter of hole <u>6</u> inches Total depth <u>134</u> feet Casing schedule: ☒ Steel ☐ Concrete Thickness Diameter From To <u>.250</u> inches <u>6</u> inches <u>1.5</u> feet <u>125</u> feet <u>.250</u> inches <u>5</u> inches <u>120</u> feet <u>126</u> feet <u>.250</u> inches <u>5</u> inches <u>128</u> feet <u>131</u> feet <u>.250</u> inches <u>5</u> inches <u>131</u> feet <u>134</u> feet 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 _____ inches by _____ inches Number From To _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☒ Yes ☐ No Manufacturer's name <u>Johnson</u> Type <u>Stainless</u> Model No. <u>405</u> Diameter <u>5</u> Slot size <u>22</u> Set from <u>126</u> feet to <u>131</u> feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>40</u> Material used in seal ☐ Cement grout ☒ Pudding clay ☒ Well cuttings Sealing procedure used ☐ Slurry pit ☐ Temporary surface casing ☒ Overbore to seal depth																																																	
6. LOCATION OF WELL Sketch map location must agree with written location. <u>63</u> <table border="1"><tr><td>N</td><td></td><td></td><td></td></tr><tr><td></td><td></td><td>X</td><td></td></tr><tr><td>W</td><td></td><td></td><td>E</td></tr><tr><td></td><td></td><td></td><td></td></tr><tr><td>S</td><td></td><td></td><td></td></tr></table> Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Ada</u> T. <u>26</u> N. <u>3N.</u> S. <u>1E.</u> E/W		N						X		W			E					S				10. Work started <u>4/3/78</u> finished <u>4/17/78</u>																											
N																																																	
		X																																															
W			E																																														
S																																																	
11. DRILLER'S CERTIFICATION Firm Name <u>Engleman Well Drilling</u> Firm No. <u>47</u> Address <u>Rt. 3 Box 2279A</u> Date <u>4/20/78</u> <u>Kampa, ID 83654</u> Signed by (Firm Official) <u>[Signature]</u> and (Operator) <u>Erny Engleman</u>																																																	

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE COPY TO THE DEPARTMENT

CLA input: homework - told her

Send us specs asap &

① Evidence of priority
re 1962 well

② horsepower for both
pumps (2 wells)

Might be able to verify b.w.
etc. w/o field exam if
enough into Amilnisk.

JZ 2/30/05

02/15/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-4835

NAME AND ADDRESS: KURT V MERRITT
9402 W BURNETT DR
BOISE ID 83709

~~MARY CATHERINE BELL~~
~~9402 W BURNETT DR~~
~~BOISE ID 83709~~

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.070 CFS
7.650 AFY

PRIORITY DATE: 01/01/1962

POINT OF DIVERSION:

T03N R01E S26 NWNE Within ADA County

T03N R01E S26 SENWNE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.050 CFS 7.65 AFY
DOMESTIC	01/01 12/31	0.020 CFS

Domestic use is for internal use in 1 home.

PLACE OF USE: IRRIGATION Within ADA County

T03N R01E S26 NWNE 1.70

DOMESTIC Within ADA County

T03N R01E S26 NWNE

1.7 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Property is also known as Lot 8, Blk 1, Harvey Burnett Sub.

Use of this right is combined with water from New York Irrigation District.

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

Water Rights: 63-4835

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

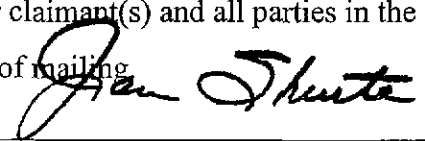
☐ Other

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: February 17, 2006



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on February 17, 2006, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

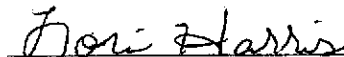
Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

Kurt V. Merritt	☐ overnight mail
9402 W. Burnett Dr.	☒ regular mail
Boise ID 83709	☐ hand-delivered
	☐ facsimile

Mary Catherine Bell	☐ overnight mail
14900 N. Spring Creek Ln.	☒ regular mail
Boise ID 83714	☐ hand-delivered
	☐ facsimile



Signature of person mailing this document

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

DEC 21 2005

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	63-4835	N			

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. - *waived*
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former
Owner/Claimant(s)

Mary Catherine Bell
14900 N. Spring Creek Ln., Boise, ID 83714

4. New Owner/Claimant(s)

Kurt V. Merritt
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

9402 W. Burnett Dr.

City, State and ZIP Code

Boise, ID 83709

New Telephone Number

208 362-4606

5. Date you acquired the property

9/30/05

6. **If the change in ownership affects the entire water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by JA AJ Date 2-15-06 WR _____ Date _____

28

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 09/29/05 04:50 PM
DEPUTY Vicki Allen
RECORDED - REQUEST OF
First American

AMOUNT 9.00 3



AFTER RECORDING MAIL TO:

Kurt V. Merritt
9402 W Burnett Drive
Boise, ID 83709

WARRANTY DEED

File No.: **4103-664300 (SH)**

Date: **September 26, 2005**

For Value Received, **Mary Catherine Bell, a single person**, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto **Kurt V. Merritt, a married man as his sole and separate property**, hereinafter referred to as Grantee, whose current address is **9402 W Burnett Drive, Boise, ID 83709**, the following described premises, situated in **Ada County, Idaho**, to wit:

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.


Mary Catherine Bell

APN: R1171000712

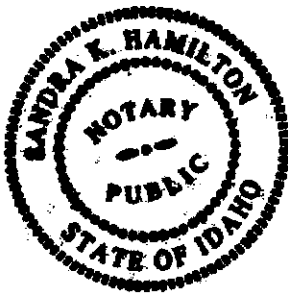
Warranty Deed
- continued

File No.: 4103-664300 (SH)
Date: 09/26/2005

STATE OF Idaho)
SS.
COUNTY OF Ada)

On this Twenty-sixth day of **September, 2005**, before me, a Notary Public in and for said State, personally appeared **Mary Catherine Bell**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



A handwritten signature of Sandra K. Hamilton in black ink, written over a horizontal line.

Notary Public for the State of Idaho
Residing at: Boise, ID
My Commission Expires: 6-10-2006

EXHIBIT A

Lot 8 in Block 1 of HARVEY BURNETT ACREAGES SUBDIVISION, according to the plat thereof, filed in Book 16 of Plats at Page 1083, Records of Ada County, Idaho.

EXCEPT that portion Deeded to ADA COUNTY HIGHWAY DISTRICT, a Body Politic and Corporate of the State of Idaho, by Warranty Deed recorded January 27, 1992, as Instrument No. 9204859, more particularly described as follows:

A parcel of land for public right-of-way located in Lot 8, Block 1 of the HARVEY BURNETT ACREAGES SUBDIVISION, a part of North half of the Northeast quarter of Section 26, Township 3 North, Range 1 East, Boise Meridian, Ada County, Idaho and being more specifically described as follows:

BEGINNING at the Northwest corner of said Lot 8, Block 1, of HARVEY BURNETT ACREAGES SUBDIVISION, said point being the POINT OF BEGINNING; thence South 89°36'57" East along the North boundary of said Lot 8, a distance of 190.00 feet to a point; thence South 00°08'03" West along the East boundary of said Lot 8, a distance of 8.00 feet to a point; thence North 89°36'57" West a distance of 190.00 feet to a point; thence North 00°08'03" East along the West boundary of said Lot 8, a distance of 8.00 feet to a point, said point being the POINT OF BEGINNING.

APN: R1171000712



11/02/2005

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: November 18, 2005

Water right number: 63-4835

MARY CATHERINE BELL

9402 W BURNETT DR

BOISE ID 83709

Telephone Number: (208)562-1228

RECEIVED

NOV 16 2005

WATER RESOURCES
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11-7-05

SIGNATURE:

Mary Catherine Bell

Please print your name:

Mary Catherine Bell

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

10/13/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-4835

NAME AND ADDRESS: MARY CATHERINE BELL
9402 W BURNETT DR
BOISE ID 83709

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.070 CFS
7.650 AFY

PRIORITY DATE: 01/01/1962

POINT OF DIVERSION:

T03N R01E S26 NWNE Within ADA County

T03N R01E S26 SENWNE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.050 CFS 7.65 AFY
DOMESTIC	01/01 12/31	0.020 CFS
Domestic use is for internal use in 1 home.		

PLACE OF USE: IRRIGATION Within ADA County

T03N R01E S26 NWNE 1.7

DOMESTIC Within ADA County

T03N R01E S26 NWNE

1.7 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Property is also known as Lot 8, Blk 1, Harvey Burnett Sub.

Use of this right is combined with water from New York Irrigation District.

Parcel No. R1171000712.

07/15/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-4835

NAME AND ADDRESS: MARY CATHERINE BELL
9402 W BURNETT DR
BOISE ID 83709

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS
7.650 AFY

PRIORITY DATE: 01/01/1962

POINT OF DIVERSION:

T03N R01E S26 NWNE Within ADA County

T03N R01E S26 SENWNE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.060 CFS
		7.65 AFY
DOMESTIC	01/01 12/31	0.020 CFS
Domestic use is for internal use in 1 home.		

PLACE OF USE: IRRIGATION Within ADA County

T03N R01E S26 NWNE 1.7

DOMESTIC Within ADA County

T03N R01E S26 NWNE

1.7 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Property is also known as Lot 8, Blk 1, Harvey Burnett Sub.

Use of this right is combined with water from New York Irrigation District.

Parcel No. R1171000712.



State of Idaho
Idaho Department of Water Resources
Western Region

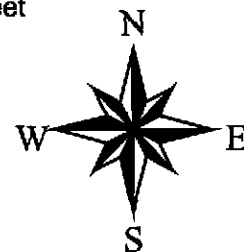
T4N R21 SECTION 26
Water Right (s): 63-4835



1320 0 1320 2640 Feet

TOTAL IRRIGATED ACRES = 1.7

- ⊙ Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: July 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4835 V1

WATER RIGHT NUMBER: 63-4835 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	HARMON D RYAN 9402 BURNETT DR BOISE, ID 83705
Original Owner	REBA RYAN 9402 BARNETTE DR BOISE, ID 83709
Current Owner	MARY CATHERINE BELL 9402 W BURNETT DR BOISE, ID 83709 (208)562-1228

Priority Date: 01/01/1962

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.060 CFS	7.65 AF
DOMESTIC	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.100 CFS	7.65 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4NE1/4	Sec. 26, Twp 03N, Rge 01E, B.M.
ADA County		
GROUND WATER	NW1/4NE1/4	Sec. 26, Twp 03N, Rge 01E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T03N R01E S26 NWNE 1.7

Total Acres: 1.7

DOMESTIC Within ADA County

T03N R01E S26 NWNE

Conditions of Approval:

1. J01 Property is also known as Lot 8, Blk 1, Harvey Burnett Sub.
2. W58 Use of this right is combined with water from New York Irrigation District.
3. X01 Domestic use is for internal use in 1 home.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4835 V1

4. Parcel No. R1171000712.
5. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
6. N10 The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

Remarks:Comments:

1. vmusic 7/15/2005 PODs

Comment: LOCATION OF WELLS UNKNOWN. 2 WELLS, ONE FOR IRRIGATION , 1 FOR DOMESTIC.

2. vmusic 7/15/2005 Q AND POU

Comment: STATUTORY AND SRBA CLAIM FOR 1.9 AC IRR PLUS .04 FOR DOMESTIC. LOT IS ONLY 1.9 AND HOUSE, DRIVE, ETC IS .25-.3 ACRES PER ARCVIEW. RECOMMENDED .02 DOM INTERNAL AND .06 FOR 1.7 AC IRRIGATION.

3. vmusic 7/15/2005 EVIDENCE OF PRIORITY

Comment: ADA CO TAX LOT INFO WHICH STATES HOUSE BUILT IN 1962 AS CLAIMED.

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	7/15/2005 1:42:38 PM	vmusic			Active
Priority Date	7/15/2005 1:43:14 PM	vmusic			Active
Source	7/15/2005 1:47:56 PM	vmusic			Active
POU	7/15/2005 1:48:37 PM	vmusic			Active
Use	7/15/2005 1:50:31 PM	vmusic			Active
Season	7/15/2005 1:51:07 PM	vmusic			Active
Quantity	7/15/2005 1:53:25 PM	vmusic			Active
Summary			07/15/2005	vmusic	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	7/15/2005 1:45:17 PM	vmusic	Updated shape
Contacts	7/15/2005 1:42:39 PM	vmusic	(No) 1. Do you want to schedule an appointment?
			Comment for 1: DESKTOP REVIEW

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4835 V1

General	7/15/2005 1:43:15 PM	vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - ADA CO ASSESSOR TAX LOT INFO
POD	7/15/2005 1:44:55 PM	vmusic	Updated shape
Quantity	7/15/2005 1:53:26 PM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - BELOW QUANTITY THRESHHOLD Description for Question 10 - 1.7 AC X 4.5 AF = 7.65 AFA
Summary	7/15/2005 2:04:02 PM	vmusic	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 4. Is any portion of the claim be recommended? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4835 V1

Source	7/15/2005 1:47:56 PM	vmusic	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - WELL LOG FOR ONE OF THE WELLS
POU	7/15/2005 1:48:38 PM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - AERIALS, ADA CO TAX LOT INFO
POU	7/15/2005 1:50:01 PM	vmusic	Updated shape for Active POU
Use	7/15/2005 1:50:31 PM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (Yes) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - AERIALS AND ADA CO TAX LOT INFO
Season	7/15/2005 1:51:07 PM	vmusic	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?

Water Supply Bank:

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-4835**

07/15/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-15591	Claim	03N	01E	26	NW	NE		GROUND WATER	TOMMY N THOMPSON
63-15848	Claim	03N	01E	26	NW	NE		GROUND WATER	ROY J WILLIAMSON
63-17159	Claim	03N	01E	26	NW	NE		GROUND WATER	VIRGINIA W CONDIT
63-18270	Claim	03N	01E	26	NW	NE		GROUND WATER	CLAYTON A WINN
63-30219	Claim	03N	01E	26	NW	NE		GROUND WATER	MICHAEL RUSH
63-4815	Claim	03N	01E	26	NW	NE		WASTE WATER FARMERS LATERAL	LINDA RUSH
63-4835	Claim	03N	01E	26	NW	NE		GROUND WATER	MARY CATHERINE BELL
63-17730	Claim	03N	01E	26	NW	NE		GROUND WATER	DARLENE R BOLEN
63-22694	Claim	03N	01E	26	NW	NE		GROUND WATER	JAKE MOLENAAR
63-18184	Claim	03N	01E	26	NW	NE		GROUND WATER	WILLIAM M FRAZIER
63-22417	Claim	03N	01E	26	NW	NE		GROUND WATER	GWEN V DENNIS
63-4835	Water Right	03N	01E	26	NW	NE		GROUND WATER	HARMON D RYAN
63-15591	Water Right	03N	01E	26	NW	NE		GROUND WATER	TOMMY N THOMPSON
63-17159	Water Right	03N	01E	26	NW	NE		GROUND WATER	GOMER H CONDIT
63-18270	Water Right	03N	01E	26	NW	NE		GROUND WATER	CLAYTON A WINN
63-30219	Water Right	03N	01E	26	NW	NE		GROUND WATER	LINDA RUSH
63-4815	Water Right	03N	01E	26	NW	NE		WASTE WATER FARMERS LATERAL	KENNETH E BURLEY
63-17730	Water Right	03N	01E	26	NW	NE		GROUND WATER	DARLENE R BOLEN
63-22694	Water Right	03N	01E	26	NW	NE		GROUND WATER	GEORGIA MOLENAAR
63-18184	Water Right	03N	01E	26	NW	NE		GROUND WATER	DOROTHY FRAZIER
63-22417	Water Right	03N	01E	26	NW	NE		GROUND WATER	GWEN V DENNIS

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-4835

07/15/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
63-4815	Claim	03N	01E	26	NW	NE		IRRIGATION	1/1	LINDA RUSH
63-4835	Claim	03N	01E	26	NW	NE		IRRIGATION	1.9/1.9	MARY CATHERINE BELL
63-15848	Claim	03N	01E	26	NW	NE		IRRIGATION		ROY J WILLIAMSON
63-4815	Water Right	03N	01E	26	NW	NE		IRRIGATION	1/1	KENNETH E BURLEY
63-4835	Water Right	03N	01E	26	NW	NE		IRRIGATION	2/2	HARMON D RYAN
63-22694	Water Right	03N	01E	26	NW	NE		STOCKWATER		GEORGIA MOLENAAR
63-30219	Water Right	03N	01E	26	NW	NE		STOCKWATER		LINDA RUSH
63-2576	Claim	03N	01E	26	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
63-2605	Claim	03N	01E	26	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
63-2874	Claim	03N	01E	26	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
63-2954	Claim	03N	01E	26	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
63-2956	Claim	03N	01E	26	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
63-2989	Claim	03N	01E	26	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
63-3164	Claim	03N	01E	26	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
63-7087	Claim	03N	01E	26	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
63-7577	Claim	03N	01E	26	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
63-7998	Claim	03N	01E	26	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
63-19456	Claim	03N	01E	26	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
63-4835	Claim	03N	01E	26	NW	NE		DOMESTIC		MARY CATHERINE BELL
63-15848	Claim	03N	01E	26	NW	NE		DOMESTIC		ROY J WILLIAMSON
63-15591	Water Right	03N	01E	26	NW	NE		DOMESTIC		TOMMY N THOMPSON
63-17159	Water Right	03N	01E	26	NW	NE		DOMESTIC		GOMER H CONDIT
63-17730	Water Right	03N	01E	26	NW	NE		DOMESTIC		DARLENE R BOLEN
63-18184	Water Right	03N	01E	26	NW	NE		DOMESTIC		DOROTHY FRAZIER
63-18270	Water Right	03N	01E	26	NW	NE		DOMESTIC		CLAYTON A WINN
63-22417	Water Right	03N	01E	26	NW	NE		DOMESTIC		GWEN V DENNIS
63-22694	Water Right	03N	01E	26	NW	NE		DOMESTIC		GEORGIA MOLENAAR
63-30219	Water Right	03N	01E	26	NW	NE		DOMESTIC		LINDA RUSH

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-4835

WATER RIGHT NUMBER: 63-4835

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	HARMON D RYAN 9402 BURNETT DR BOISE, ID 83705
Original Owner	REBA RYAN 9402 BARNETTE DR BOISE, ID 83709
Current Owner	MARY CATHERINE BELL 9402 W BURNETT DR BOISE, ID 83709 (208)562-1228

Priority Date: 01/01/1962
Basis: Beneficial Use
Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.060 CFS	
DOMESTIC	01/01 to 12/31	0.040 CFS	
<u>Total Diversion:</u>		0.100 CFS	

Location of Point(s) of Diversion
GROUND WATER
ADA County

NE1/4NW1/4NE1/4

Sec. 26, Twp 03N, Rge 01E, B.M.

Place of UseIRRIGATION Within ADA County

T03N R01E S26 NWNE 1.7

Total Acres: 1.7

DOMESTIC Within ADA County

T03N R01E S26 NWNE

Conditions of Approval:

1. J01 Property is also known as Lot 8, Blk 1, Harvey Burnett Sub.
2. Purchased property 2002. Second well added 1978 (see well log). No log found for first well. Acreage fee paid with New York Irrigation District claims.

Remarks:

40' dam use is for 1 home & doesn't include irr.
No & for dam not meter of ms b/n

$$(0.06)(1.735)(260) = 30.94 \text{ or } (1.7)(4.5) = 7.65^*$$

lot is 1.9 acres
per arcview ~ .3 ac = house &
driveway.

edp = Ada Co. assessor tax lot info

1.7 irrigated
.5 down
1.2 irr ac.

ref Parcel # R117000712 W50

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that H. D. RYAN AND/OR REBA RYAN

(Name of Claimant)

9402 Barnette Dr., Boise, ID 83709

(Mailing Address)

Telephone No. 362-1777

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) 1962

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
groundwater tributary to

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day)	
Quantity	<u>.06</u>	Use <u>irrigation</u>	Period of Use From <u>3/15</u>	To <u>11/15</u>
Quantity	<u>.04</u>	Use <u>domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

- (4) .10 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NW ¼ NE ¼, Sec. 26 Twp. 3N Rge. 1E B.M., County of Ada

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 2 wells with pumps and pipelines

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	1E	26		2X															2

No. of acres 2

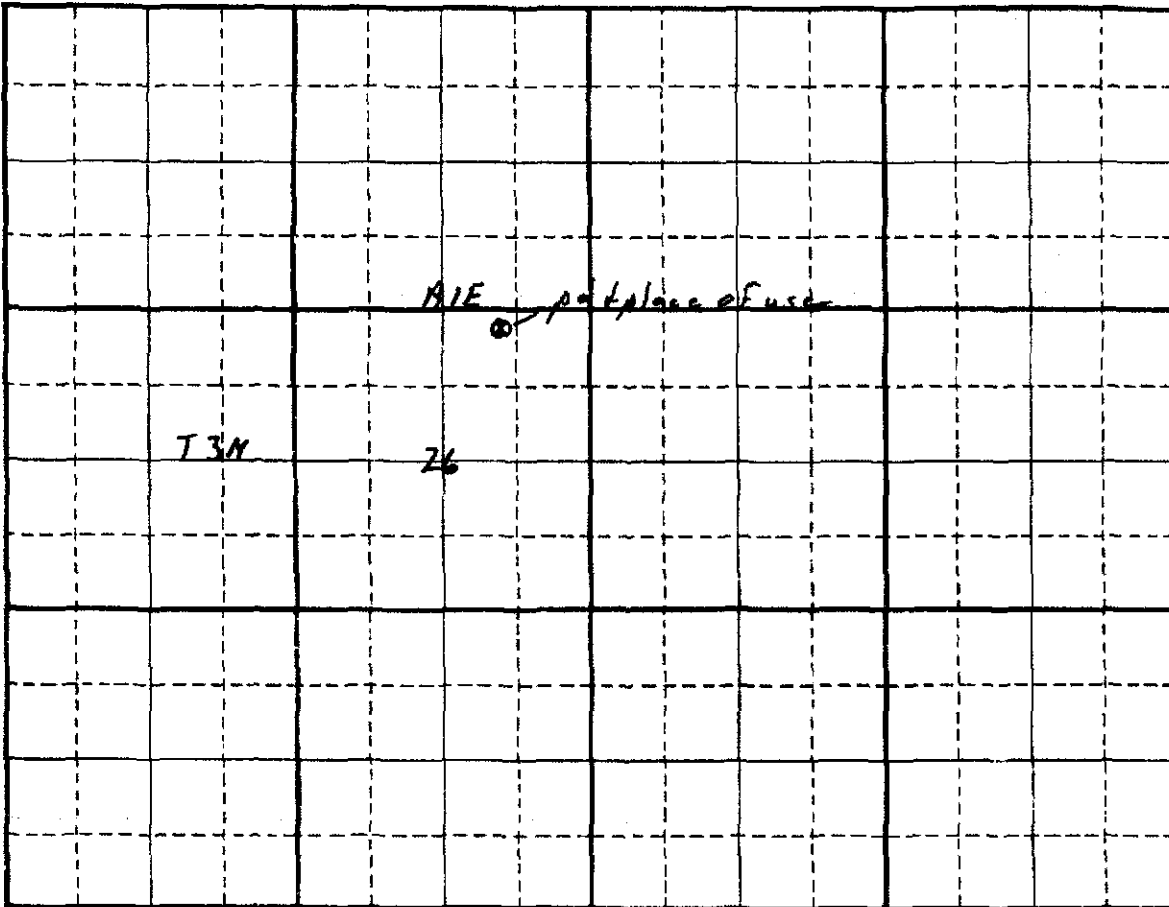
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

Domestic for one household

NOTE: Include here the type and number of stock watered:

If you are claiming water as a member of an organization, list name of organization:

(8) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of

Ada

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 20 day of November, 1981

N. O. Ryan
(Claimant)

Nancy M. Northway
Notary Public
Residing at Boise

My commission expires

Life

FOR DEPARTMENT USE ONLY

Received by _____ Date 11-24-81 Exception filed by: _____ Date _____
Prelim. check by *6KS* Date 11/25/81
Published in *Star Tribune* Date 11/25/81
Dates 11/10/81 11/17/81

RECORDED



Ada County Assessor Land Records/GIS

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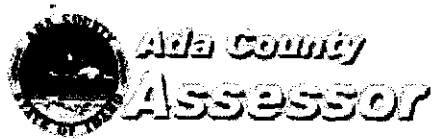
[Interactive Map](#)

Residential Characteristics

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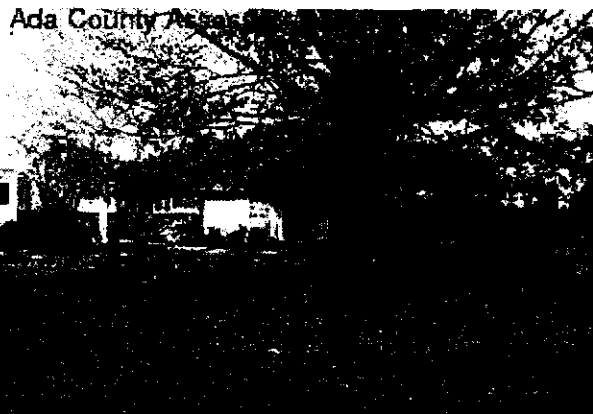
Year Built:	1962
Year Remodel:	0
Effective Age:	0
Construction Class:	4
Number of Bedrooms:	3
Number of Bathrooms:	2.0
Number of FirePlaces:	1
Air Conditioning:	Y
Car Storage Sq Ft #1:	546
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	0
Porch Sq Ft:	171
Deck Sq Ft:	0
Deck Covered:	N
Patio Sq Ft:	209
Patio Covered:	Y
Pool Sq Ft:	0
Total Sq Ft:	2501
Main Floor Sq Ft:	1726
Upper Floor Sq Ft:	0
Finished Lower Floor Sq Ft:	0
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	775
Unfinished Basement Floor Sq Ft:	0
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0

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**Property Details for Parcel R1171000712 and Year 2006**[Back to Parcel Search](#)

Parcel: R1171000712
Year: 2006
Zone Code: R1
Total Acres: 1.86
Tax Code Area: 120
Property Description:
LOT 8 EXC R/W BLK 1
HARVEY BURNETT ACREAGE

#0710-B



Address: 9402 W BURNETT DR BOISE , ID 83709
Subdivision: BURNETT HARVEY ACREAGE SUB
Land Group Type: SUB
Township/Range/Section: 3N1E26

Valuation Details

Parcel valuation details not available for this year

Valuation History

Year	Value
2005	\$215,400
2004	\$224,100
2003	\$206,800
2002	\$190,500
2001	\$183,100
2000	\$163,000

No Tax Districts Found

Characteristics[Land](#)[Residential](#)