

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: **A63-31025**
Date Received: 2/17/1999
Receipt No: C044686
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: JAMEY DRINKALL
Address: 8955 GREENHURST
KUNA ID

83634

208-887-5620

AND

Name: SHERRY DRINKALL
Address: 8955 GREENHURST
KUNA ID

83634

208-887-5620

2. Date of Priority: JAN 1, 1952

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	01W	9	NE	SW			ADA

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
TWO HOMES AND 5 HORSES, 1 COW

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	01W	9	NE SW		DOMEST	

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:
NAMPA-MERIDIAN IRRIGATION

14. Remarks:

ORIGINAL OWNER NEVER FILED ON THIS WELL - DID NOT RECEIVED CLAIM FROM OWNER WITH SIGNATURE/NOTARY. THEREFORE, CLAIM NOT PROCESSED. SUBMITTED ORIGINAL CLAIM WITH SIGNATURE ALONG WITH OWNERSHIP CHANGE FORM SHOWING SALE OF PROPERTY ON 2/24/99. DUE TO CLAIM NOT BEING PREVIOUSLY CLAIMED, MODIFIED TO 2 HOMES, ETC. AT TIME OF OWNERSHIP CHANGE. OWNERSHIP CHANGED BY DB 3/1/99.

15. Basis of Claim: BENEFICIAL USE

RECEIVED

MAR 01 1999

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources

RECEIVED

FEB 24 1999

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right or Adjudication Claim No(s): A63 - 31025 CASE # 39576

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

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

Bob Davis

8955 Greenhurst
Kuna, ID

83634

4. New Owner/Claimant(s)

JANEY & SHERRY DEINKAN

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

8955 Greenhurst

City, State and ZIP Code

Kuna, ID

83634

New Telephone Number

() 887-5620

5. Date you acquired the property

2-24-99

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate 10 Number and type of stock 5 Horses / 1 cow

Diversion rate in CFS _____ Number of homes 2 Other uses lawns

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

[Signature]
[Signature]

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

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

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.
4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

Case DS-LD# 53165

Warranty Deed

For Value Received ROBERT C. DAVIS AND CONNIE S. DAVIS, HUSBAND AND WIFE

the grantor do hereby grant, bargain, sell and convey unto JAMEY L. DRINKALL AND SHERRY L. DRINKALL

whose current address is

8955 GREENHURST ROAD KUNA, ID 83634

the grantee the following described premises, in ADA County Idaho, to wit:

SEE ATTACHED EXHIBIT A

She
do

EXHIBIT A
AMERICAN LAND

(CONTINUED)

ADA COUNTY RECORDER
J. DAVID NAVARRO
JULY 1, 1999

1999 FEB 24 PM 4:11

RECORDED-REQUEST OF

FEE 6⁰⁰ DEPUTY *William*

99018098

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee heirs and assigns forever. And the Grantor do hereby covenant to and with the said Grantee that the owner in fee simple of said premises; that they are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, includes irrigation and utility assessments, (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: February 24, 1999

Robert C. Davis

ROBERT C. DAVIS

Connie S. Davis

CONNIE S. DAVIS

STATE OF IDAHO, COUNTY OF ADA

On this 24TH day of FEBRUARY 1999
before me, a notary public in and for said State of Idaho

ROBERT C. DAVIS
CONNIE S. DAVIS

known to me to be the person whose name is subscribed to the within instrument, and acknowledged that they

Deann L. Sayre
Notary Public

DEANN L. SAYRE
Residing at ADA, Idaho
Comm. Expires 6-29-2004

Furnished by the AMERICAN LAND TITLE COMPANY

LEGAL DESCRIPTION - (continued)

FILE NO: 53165

PARCEL I:

A PARCEL OF LAND SITUATED IN THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 2 NORTH, RANGE 1 WEST, BOISE MERIDIAN, ADA COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A 5/8 INCH IRON PIN MARKING THE SOUTH 1/4 CORNER OF SAID SECTION 9; THENCE ALONG THE EAST BOUNDARY OF THE SAID SOUTHWEST 1/4 OF SAID SECTION 9
NORTH 00°28'43" EAST 1,676.15 FEET TO THE POINT OF BEGINNING;
THENCE LEAVING THE SAID EAST BOUNDARY
NORTH 89°31'17" WEST 507.34 FEET TO A POINT; THENCE ALONG A LINE PARALLEL WITH THE SAID EAST BOUNDARY
NORTH 00°28'43" EAST 190.34 FEET TO A POINT ON THE CENTERLINE OF THE RIDENBAUGH HIGH LINE CANAL; THENCE ALONG THE SAID CENTERLINE OF THE RIDENBAUGH HIGH LINE CANAL
SOUTH 53°07'16" EAST 99.22 FEET TO A POINT; THENCE CONTINUING SOUTH 75°43'43" EAST 86.13 FEET TO A POINT; THENCE LEAVING THE SAID CENTERLINE
NORTH 02°31'42" EAST 485.85 FEET TO A POINT ON THE CENTERLINE OF THE FOGARTY LATERAL; THENCE ALONG THE SAID CENTERLINE OF THE FOGARTY LATERAL
SOUTH 59°17'05" EAST 65.26 FEET TO A POINT; THENCE CONTINUING NORTH 79°58'27" EAST 170.11 FEET TO A POINT; THENCE CONTINUING SOUTH 74°57'10" EAST 66.61 FEET TO A POINT; THENCE CONTINUING SOUTH 43°20'30" EAST 55.38 FEET TO A POINT ON THE SAID EAST BOUNDARY OF THE SOUTHWEST 1/4; THENCE ALONG THE SAID EAST BOUNDARY
SOUTH 00°28'43" WEST 537.90 FEET TO THE POINT OF BEGINNING.

PARCEL II:

A PARCEL OF LAND SITUATED IN THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 2 NORTH, RANGE 1 WEST, BOISE MERIDIAN, ADA COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A 5/8 INCH IRON PIN MARKING THE SOUTH 1/4 CORNER OF SAID SECTION 9; THENCE ALONG THE EAST BOUNDARY OF THE SAID SOUTHWEST 1/4 OF SAID SECTION 9
NORTH 00°28'43" EAST 1,106.98 FEET TO THE POINT OF BEGINNING;
THENCE LEAVING THE SAID EAST BOUNDARY
NORTH 60°39'21" WEST 579.31 FEET TO A POINT; THENCE ALONG A LINE PARALLEL WITH THE SAID EAST BOUNDARY
NORTH 00°28'43" EAST 289.50 FEET TO A POINT; THENCE
SOUTH 89°31'17" EAST 507.34 FEET TO A POINT ON THE EAST BOUNDARY OF THE SOUTH 1/4; THENCE ALONG THE SAID EAST BOUNDARY
SOUTH 00°28'43" WEST 569.17 FEET TO THE POINT OF BEGINNING.

PARCEL III:

A 30 FOOT WIDE INGRESS-EGRESS EASEMENT WHICH CONSISTS OF THAT PART OF THE EAST 30.00 FEET OF THE SAID EAST 1/2 OF THE SOUTHWEST 1/4 LYING SOUTHERLY OF GREENHURST ROAD AND NORTHERLY OF THE SAID FOGARTY LATERAL.

PARCEL IV:

AN INGRESS AND EGRESS EASEMENT AS CREATED BY GRANT OF EASEMENT RECORDED FEBRUARY 19, 1999, AS INSTRUMENT NO. 99016761 AND DESCRIBED AS FOLLOWS:

A 25 FOOT WIDE INGRESS-EGRESS EASEMENT WHICH CONSISTS OF THAT PART OF THE WEST 25 FEET OF THE WEST 1/2, OF THE SOUTHWEST 1/4, OF SECTION 9, TOWNSHIP 2 NORTH, RANGE 1 WEST LYING SOUTHERLY OF GREENHURST ROAD THENCE CONTINUING SOUTH 850 FEET MORE OR LESS TO A POINT OF TERMINATION.

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FEB 24 1999

Department of Water Resources

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: A63-31025

Date Received: 2/17/1999

Receipt No: 0044686

Received By: [Signature] 2/24/99

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT DAVIS 208-887-4609
Address: 8955 GREENHURST
KUNA ID 83634

AND/OR

Name: CONNIE DAVIS 208-887-4609
Address: 8955 GREENHURST
KUNA ID 83634

2. Date of Priority: JAN 1, 1952

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	01W	9	NE	SW			ADA

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOME AND HORSES

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FEB 24 1999

Department of Water Resources

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	01W	9	NE SW		DOMEST	

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:
NAMPA-MERIDIAN IRRIGATION

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

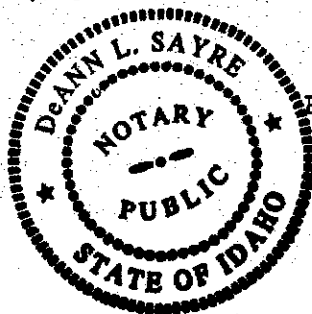
Signature of Claimant(s): Robert C. Davis Date: 2/24/1999
Connie L. Davis Date: 2/24/99

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 24th day
of February 19 99

DeAnn L. Sayre
Notary Public

Seal



Residing at Kuna, Idaho
My Commission Expires 6-29-2004

12/15/2004

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

RIGHT NUMBER: 63-31025

NAME AND ADDRESS: SHERRY DRINKALL
8955 GREENHURST
KUNA ID 83634

JAMEY DRINKALL
8955 GREENHURST
KUNA ID 83634

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/01/1952

POINT OF DIVERSION:

T02N R01W S9 NESW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

1/01 12/31

0.040 CFS

Domestic use is for 2 homes.

PLACE OF USE: DOMESTIC Within ADA County

T02N R01W S09 NESW

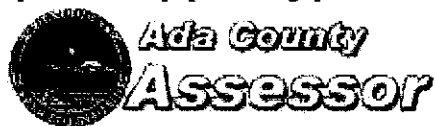
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

[Online View] [Print Page]



Property Details for Parcel S1309314910

General Information

Property Acres: 5.000
Zone Code: RR
Primary Code Area: 239
Group Type: SECT
Subdivision: 2N 1W 09
Section: 2N1W09

Property Description

PAR #4910 OF NE4 SW4
 SEC 9 2N 1W
 #314900-S
 #99018098

Property Address

8955 S GREENHURST RD
 KUNA, ID 83634



Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method	Code Area
Primary	120-RESIDENTIAL TRACT	5.000	\$82,500	MARKET	239
Primary	340-RES IMPROVEMENT	0.000	\$73,600	COST	239
Primary	340-RES IMPROVEMENT	0.000	\$38,000	COST	239

Total Assessed Value: \$194,100

Parcel Valuation History

Assessed value for year 2004 \$194,100
Assessed value for year 2003 \$186,600
Assessed value for year 2002 \$178,300
Assessed value for year 2001 \$170,800
Assessed value for year 2000 \$150,800

Property Characteristics

Residential
 Land

District	Levy	Description	Phone
1	0.002859680	ADA COUNTY	208-287-7000
2	0.000110686	PEST EXTERMINATION	208-888-2316
3	0.000122737	EMERGENCY MEDICAL	208-287-2950
6	0.001032420	ADA COUNTY HIGHWAY DIST	208-387-6120
9	0.006534528	SCHOOL DISTRICT NO 3	208-922-1000
11	0.000573894	KUNA LIBRARY	208-922-1025
22	0.000108939	KUNA CEMETERY	208-922-5256
28	0.001144961	KUNA FIRE	208-922-1144
43	0.000028311	MOSQUITO ABATEMENT	208-888-2316

Total Levy: 0.012516156

Based on the most current certified levies.

For more information on tax districts, please visit this page.

[Online View] [Print Page]

Ada County Assessor

Map Legend

- Major Streets
- MINOR ARTERIAL
- MAJOR COLLECTOR
- SECTION
- PRINCIPAL ARTERIAL
- INTERSTATE
- Other
- Minor Streets
- LOCAL
- PARKS
- PRIVATE
- RESIDENTIAL
- Other
- Street Names (minor)
- Addresses
- Parcels
- ImageDirectory
- Schools
- Parks
- City Limits
- Kuna
- Boise
- Overhead City

Map Tool: Zoom In Active Layer: Parcels

1:1,000

• Ada County Home Page	Assessed value for year 2003	\$180,000
• Commissioners	Assessed value for year 2002	\$175,300
• Treasurer	Assessed value for year 2001	\$170,800
• Clerk/Auditor/Recorder	Assessed value for year 2000	\$160,800
• Development Services		

Map Center: 43.7249, -112.0204470
Powered by: Geocortex



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

March 1, 1999

DIRK KEMPTHORNE
GOVERNOR

Re: Notice of Claim to a Water Right No. A63-31025

KARL J. DREHER
DIRECTOR

Jamey Drinkall
Sherry Drinkall
8955 Greenhurst
Kuna ID 83634

Dear Property Owners:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water right(s) covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:db

Enclosure