

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: A63-19860
Date Received: 12/18/1989
Receipt No: W007156
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DONALD J. SEITZ 208-466-4055
Address: 807 RUTH LANE
NAMPA, ID 83686

2. Date of Priority: SEP 01, 1936

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	02W	10	NW	NW	SE		CANYON

5. Description of diverting works:
WELL, 120' DEEP, 6" CASING, 5 HP PUMP, PIPELINE, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.560		
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 98.0 Acre Feet Per Annum.

9. Non-irrigation uses:
1/D HOUSEHOLD, 35 HEAD BEEF CATTLE, 4 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	02W	10				DOMEST	

A63-19860

Page 1

Date: 12/18/89

MICROFILMED
SEP 02 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	02W	10	NW	NW		STOCK IRR	28.0
Section Acres							28.0
Total Acres							28.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
IRRIGATION DISTRICT WATER

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): *[Signature]* Date: 12, 89
Date: _____

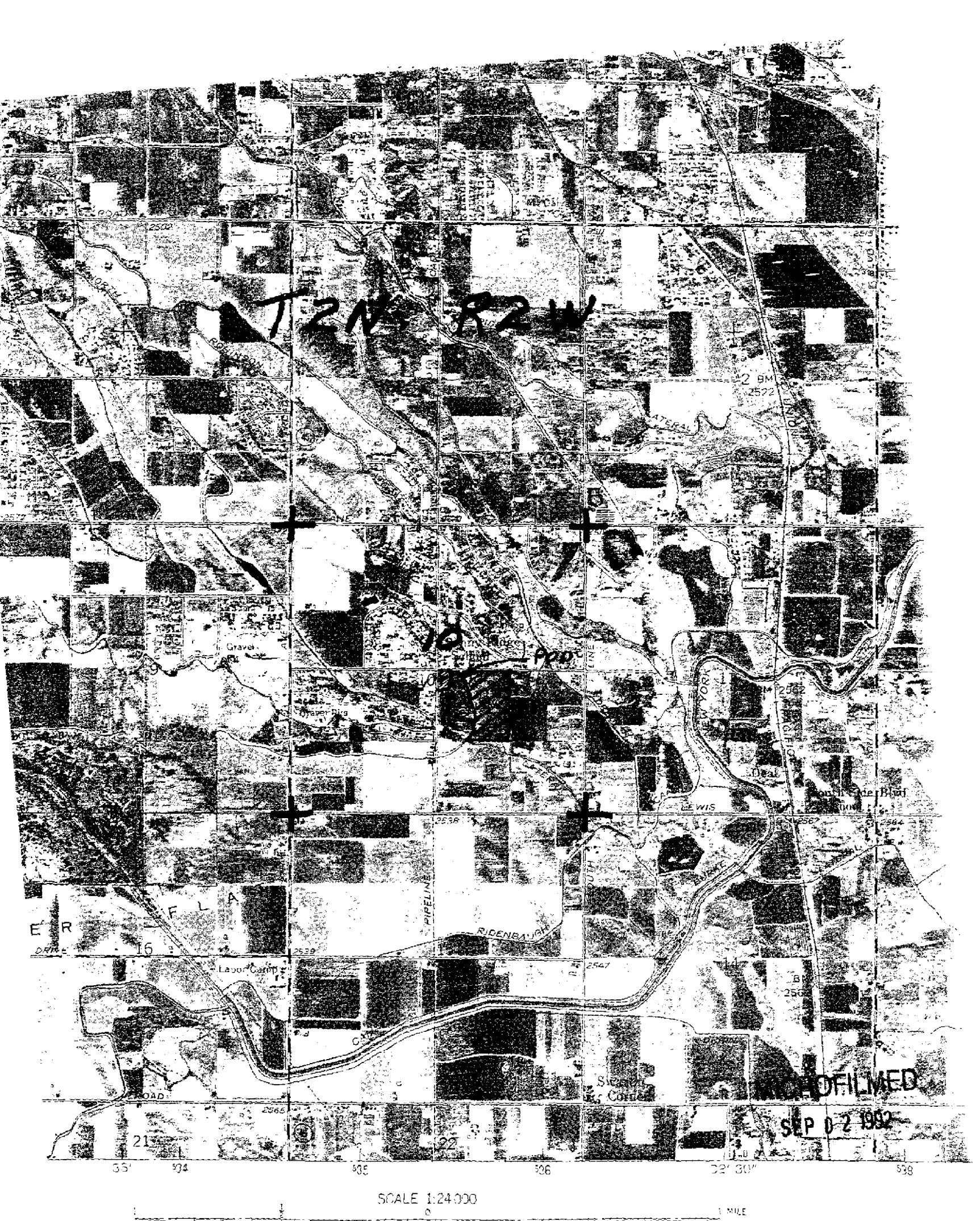
State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of DEC 19 89

[Signature]
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 9-2-1994



T2N R2W

2 BM
2572

2562

2564

2566

SEP 02 1992

SCALE 1:24,000

1 MILE



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

OCT 20 1995

WATER RESOURCES
WESTERN REGIONDATE OF CLOSING: 7/3/95

LEGAL DESCRIPTION OF PROPERTY: Township 02N Range 02W
Section 10, 1/4 of 1/4 of 1/4 Govt. Lot , BM.

Lot , Block , Subdivision/Townsite .

If you have additional legal descriptions, please attach separate sheet. - See attached separate sheet for Legal Description of the property.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A63-19860

☐ Name and Address of Former
Owner/Claimant(s)(Seller): Donald J. Seitz

807 Ruth Lane

c/o Janell Seitz Burke

Nampa, Idaho 83686

3550 West Fairway Drive

☐ New Owner/Claimant
(Purchaser): Estate of Donald J. Seitz

☐ New Mailing Address: Janell Seitz Burke, Personal Representative

Estate of Donald J. Seitz

3550 West Fairway Drive

Coeur d'Alene, Idaho 83814

☐ New Telephone Number: (208) 765-1432 or (208) 769-4442

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
ownership, describe
proof attached: Death Certificate and Letters Testamentary

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New
Owner/Claimant(s): Janell S. Burke, P.R.

Date 10/12/95

Date

☐ Signature of Former
Owner/Claimant(s):

Date

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

LEGAL DESCRIPTION OF PROPERTY

State of Idaho, County of Canyon:

NWSE LESS SOUTH 500'
W OF ROBISON LATERAL

SEC 10-2N-2W SE

The street address of the real property is 708 Ruth Lane.

Former Owner: Donald J. Seitz
c/o Janell Seitz Burke
3550 West Fairway Drive
Coeur d'Alene, Idaho 83814

New Owner/Claimant: Estate of Donald J. Seitz
Janell Seitz Burke, Personal
Representative
3550 West Fairway Drive
Coeur d'Alene, Idaho 83814

CERTIFICATION OF VITAL RECORD

STATE OF IDAHO

IDAHO DEPARTMENT OF HEALTH AND WELFARE
COOPERATIVE CENTER FOR HEALTH STATISTICS

CERTIFICATE OF DEATH

DATE FILED: JULY 10, 1995

STATE FILE NUMBER: 95-03978

DECEDENT: DONALD J. SEITZ

DATE OF DEATH: JULY 03, 1995 PLACE OF DEATH: COEUR D'ALENE, IDAHO

DATE OF BIRTH: NOV. 27, 1912 PLACE OF BIRTH: ARKANSAS

AGE: 82 YEARS SEX: MALE VETERAN? NO

MARITAL STATUS: WIDOWED

SOCIAL SECURITY NUMBER: [REDACTED] RESIDENCE: NAMPA, IDAHO

FATHER: ELBERT M. SEITZ
FATHERS BIRTHPLACE: ARKANSAS
MOTHER (MAIDEN): FLORENCE SMITH
MOTHERS BIRTHPLACE: ARKANSAS

MORTUARY: YATES FUNERAL HOME
MORTICIAN: DEXTER YATES

COEUR D'ALENE, IDAHO
DISPOSITION: BURIAL

CERTIFYING PHYSICIAN: HENRY DOMINIC COVELLI, MD

AUTOPSY: NO

1. CAUSE OF DEATH, UNDERLYING CAUSE LAST:

INTERVAL

SEVERE CHRONIC OBSTRUCTIVE LUNG DISEASE
COR PULMONALE
RESPIRATORY FAILURE

10 YEARS
3 YEARS
3 DAYS

2. OTHER CONDITIONS CONTRIBUTING TO DEATH BUT UNRELATED TO ABOVE CAUSES:

NONE LISTED

MANNER OF DEATH: NATURAL

I certify that this is a true and correct reproduction or abstract of an official record filed with the IDAHO COOPERATIVE CENTER FOR HEALTH STATISTICS.

AUGUST 02, 1995

DATE ISSUED:

Jane S. Smith

JANE S. SMITH
State Registrar

STATE OF IDAHO }
COUNTY OF KOOTENAI }
FILED

JUL 27 7 39 AM '95

Linda Samuel
DEPUTY

RECEIVED
OCT 20 1995
WATER RESOURCES
WESTERN REGION

MARC E. WALLACE
SIMS, LIESCHE, REAGAN,
WALLACE & WALLACE, P.A.
Attorneys at Law
P.O. Box 2127
Coeur d'Alene, ID 83816-2127
Telephone: (208) 664-1561

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF KOOTENAI

IN THE MATTER OF THE ESTATE OF)
DONALD J. SEITZ,)
Deceased.)

PROBATE CASE NO. SP 95-3988
LETTERS TESTAMENTARY

A copy of the Will of DONALD J. SEITZ having been admitted to informal probate, JANELLE JANIE SEITZ BURKE is hereby appointed Personal Representative of the estate herein.

WITNESS: Robert B. Burton, Magistrate
of the District Court, Kootenai County of , State of Idaho, with
the seal of the Court affixed the 26 day of July,
1995.

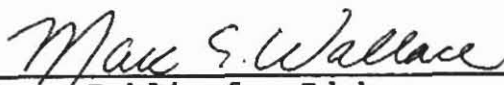
Robert B. Burton
MAGISTRATE

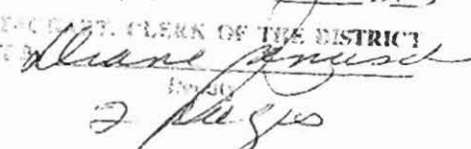
STATE OF IDAHO)
)
) ss
County of Kootenai)

I, JANELL JANIE SEITZ BURKE hereby accept the duties of Personal Representative of the Estate of DONALD J. SEITZ, deceased, and do solemnly swear that I will perform, according to law, the duties of Personal Representative of the Estate of DONALD J. SEITZ, deceased.


JANELL JANIE SEITZ BURKE,
Personal Representative of the
Estate of Donald J. Seitz,
deceased

SUBSCRIBED AND SWORN to before me this 25 day of
July, 1995.


Notary Public for Idaho
Residing at Coeur d' Alene
My Commission Expires: 8/18/99

STATE OF IDAHO
COUNTY OF KOOTENAI
I HEREBY CERTIFY THAT THE FOREGOING
IS A TRUE AND CORRECT COPY OF THE ORIGINAL NOW ON
FILE IN MY OFFICE IN THE COUNTY OF KOOTENAI
IDaho
WITNESSED MY HAND AND SEAL OF OFFICE
THIS 17 DAY OF July 1995
TOM F. C. ST. CLERK OF THE DISTRICT
COURT


Egbert, Sandy

From: Shurte, Jan
Sent: Sunday, November 19, 2006 2:36 PM
To: Egbert, Sandy
Subject: Phone Call

Hi Sandy,

Before I forget and you are gone - Paul Castelin called about a friend of his who just wants to know what he should do with his SRBA infor (NOE) that we sent and would like us to call him back. He's one of yours and the right number is 63-19860 for Loren Hartley at 867-5367 (cell) or 466-6600 (home). Paul said you would most likely reach him at his cell. I don't know if you remember Paul or not - I think he was here still when you were. Anyway, that's why he called me.

I appreciate it!
Thanks,
Jan

*Left a message on his cell phone
around 9 AM 11-20-06
Called his office (he's a Dr.) and
they said he was with a patient
and would call me back. That
was a few minutes after I left
a message on his cell phone.*

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

RIGHT NUMBER: 63-19860

NAME AND ADDRESS: DONALD J SEITZ
807 RUTH LN
Nampa ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.220 CFS
108.000 AFY

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 09/01/1936

POINT OF DIVERSION:

T02N R02W S10 NWNWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	03/01 11/15	0.160 CFS 108.00 AFY
STOCKWATER	01/01 12/31	0.020 CFS

Domestic use is for 1 home.

PLACE OF USE: IRRIGATION Within CANYON County

T02N R02W S10 NWSE 24.00

STOCKWATER Within CANYON County

T02N R02W S10 NWSE

DOMESTIC Within CANYON County

T02N R02W S10 NWSE

24 ACRES TOTAL

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

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

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 39 head mixed.

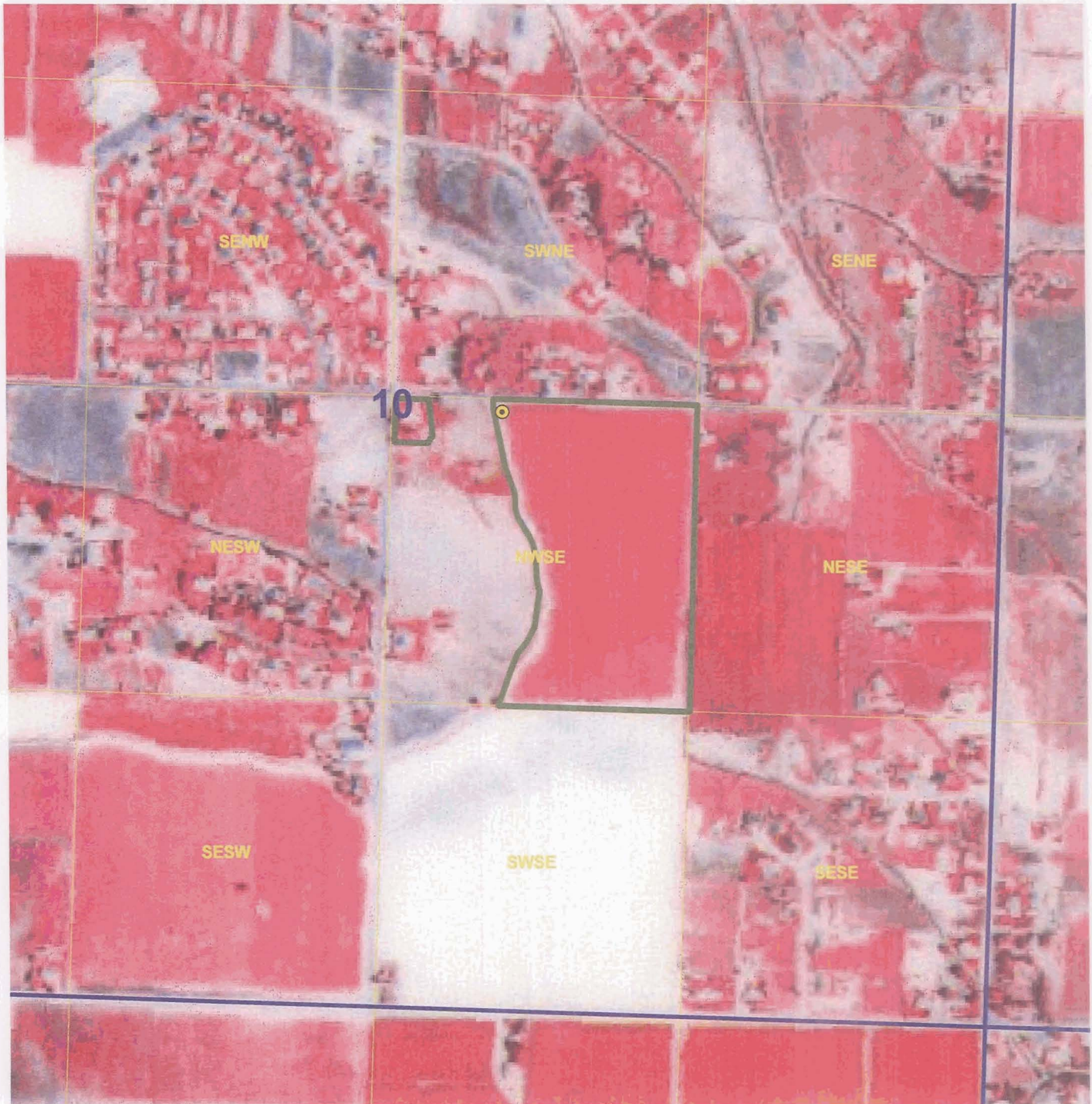
Use of this right is combined with water from Nampa Meridian Irrigation District.



Idaho Department of Water Resources

63-19860

T02N R02W S10



- Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter

Total irrigated
acres = 24



500 0 500 Feet

IDWR
Prepared by: Sandy Egbert
Date: May 25, 2006
1987 NAAP Photography

MEMO

Water Right No. 63-19860

Claimant: Donald J Seitz

Date: May 25, 2006

From: Sandy Egbert

A field exam was conducted on this well location but for the wrong place of use. It appears sometime after 1989 when the claim ~~filed~~ ~~was~~ and after 1995 when the affidavit from Janell Seitz Burke was written that the well began being used for the Coventry Place Subdivision. A recommendation can be made using the affidavit and 1987 and 2004 aerial photography.

The field exam confirmed the location of the well, however it does appear the well is being currently used for Coventry Place Subdivision and no transfer or other water right has been filed to reflect this change. Therefore, the recommendation for 1987 uses goes with the location of the place of use as described in the claim, backed up by the affidavit of Janelle Seitz Burke and the 1987 photography.

Field Exam Date 5/10/2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

RECEIVED

MAY 22 2006

WATER RESOURCES
WESTERN REGION

Prior to Field Exam

- ☐ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-19860

Owner: Donald J. Seitz (deceased) Phone No. (208) 466-4055

Current Address: 807 Ruth Ln, Nampa, Id 83686

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER Coventry Place I (subdivision)
- ☐ No change Address
- ☒ NEW ADDRESS % Ed Reddish 4823 S. Fern, Nampa, Id 83686
- ☒ How long owned property? 1999 HM(208) 466-4135
WK(208) 466-7823

Accompanied by: Wes Miller (developer) 467-2426 for

PRIORITY DATE Coventry Place phase I

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 9/1/1936

(If priority date, based on your exam, seems questionable, explain below.)

Source: groundwater Tributary to —

- ☐ No Change – SAME SOURCE
- ☐ Source found is different than claimed: —

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: —
- ☐ If different, when did POD change? —

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

~~ADDUPTS~~
NO TMS

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
		NW	NW	SE	10	2N	2W	Canyon	N 43.31.470
									W 116.33.673
									elev. 2569

Description of diverting works

8" casing, 120' deep well, with 5 Hp submersible pump,
4" discharge, (4) 100-gallon well x troll pressure tanks @

OVERLAP REVIEW 40 psi discharge to a 4" PVC looped system

Other water rights with the same point of diversion: Surrounding the entire property line of the subdivision

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES

☐ No change

☒ Different Uses

Irrigation only from this well. Another well drilled for domestic internal use (public water system regulated by southwest District Health Department) Janie Delmore 455-5403

Use Irrigation From 3/15 To 11/15 Amount 0.15 CFS 14.6 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only

* assume 40 psi/irrigation, since no gauge

☒ Incomplete on claim, the total is, Amount 0.22 CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

$$Q = \frac{(2.8)(5Hp)(0.70)}{(45' \text{ Lift}) + (40psi \times 2.31)} = \frac{30.8}{137.4} = 0.224 = 0.22 \text{ cfs}$$

NON-IRRIGATION USES:

☐ No change

☒

Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:

☐ No Change

☒ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
~~2N~~	~~2W~~	~~10~~														X			
2N	2W	10														7.34			7.34

Overlap with other water rights: None

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: 8" casing 120' deep well, 5Hp. submersible pump, 4" steel to PVC discharge, (4) 100 gallon well x toll pressure tanks located in pump house discharge to a 4" PVC main looped system located on outer property line surrounding subdivision, 2" PVC off main reduces to 1/4" PVC at residence with individual various types of buried sprinkler systems (depending on what owners had installed).

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
~~A000218~~	No tag	5	No tag	No tag	4"

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Directions: I84, S Hwy 45/15th Ave. Nampa, (past Greenhurst Rd), East (left) on Ruth Lane, go 1/2 mile + well/pumphouse on south side (after stop sign at intersection of Ruth Ln. + Sunnyside Rd) Well is located on the county road easement

Ann + Loren R. Hartley currently own the house at 807 Ruth Ln, Nampa 461-9366 (purchased in 2003). They did not purchase the acreage on the well (they drilled their own domestic well). Wes Miller was the developer for Coventry Place phase I, which includes this well. The well presently supplies pressurized irrigation for 14 homes (no internal use). The well belongs to the Homeowners Assoc. (HOA). * See attached narrative for additional information.

[illegible]

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
☒ Photographs of POD's and POU
☒ GPS readings
☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 5/12/06

FIELD EXAMINER: Andr. Demenun

Claim: 63-19860

Name: Sietz (Coventry Place Phase I)

Date of Inspection: 5/10/2006

Field Inspector: Sandy Hemenway

Background for this system:

Donald Sietz is diseased.

Diane (454-7431) with Canyon County Assessors Office shows: Ann and Loren R. Hartley are the current owners of 807 Ruth Ln., Nampa, Idaho 83686 (461-9366). **They purchased the residence in 2003, and are not on this water system.** Ann received a copy of the history on the farm, but at the time of our conversation was not aware of where it was located. Ann informed me that Wes Miller (467-2426) was the developer for the property. Ann also stated that Terry (City Attorney) and Sue White own the southwest end of the property (466-8635), and Lance Thueson Construction (466-2503/cell 941-2434) purchased part of the property (I called Lance, and he purchased the property to the east of the concrete ditch, and will be developing **Coventry Place II--- they will not be using the well on this water right, since it is owned by Coventry Place I residents**). The water master for the irrigation system is: Shawn Turner (475-0984) and lives at 4807 S. Fern, Nampa, Idaho 83686. Shawn's email address is: sturner@unitedheritage.com

Wes Miller was present at the field inspection. He gave me the information on Ed Reddish being the president of the Homeowner Association (which changes each year). His address is: 4823 S. Fern, Nampa, Idaho 83686. The domestic potable well used for Coventry Place I, is owned by United Water (UWI). The well that was filed on with this water right is owned by Coventry Place I, and is utilized only for pressurized irrigation. At the time of the inspection, Wes and Ed Reddish were unable to locate the key to the pump house, so information on contents of the pump house are taken from hear-say only from these 2 individuals.

Ed Reddish ((466-9135/466-7823) confirmed that the well supplies pressurized irrigation only for 14 residential lots, and 2 well lots (16 lots total of approximately ½ acre in size = 8 acres, with the average size house being 2000 sq ft).

Terry White (466-8635), City Attorney, is married to Sue (Seitz's daughter). They own 6.9 acres (confirmed with Kathy/Canyon County Assessors Office 454-7431) directly south of Coventry Place I. Terry White confirmed that the well inspected was the correct well with the priority date of 9/1/1936. **Terry stated that he drilled his own well, and is not included on this system.** He also confirmed what property was owned by Thueson Construction. Terry's address is 5000 Sunny Ridge, Nampa, Idaho 83686.

Calculations:

Theoretical for well capacity: (assume 40 psi for irrigation)

$$Q = \frac{(8.8) (5 \text{ Hp}) (0.70)}{(45' \text{ lift}) + (40 \text{ psi} \times 2.31)} = \frac{30.8}{137.4} = 0.224 = \boxed{0.22 \text{ cfs}}$$

Irrigation:

Season 3/15 - 11/15 = 246 days

Acres Irrigated: 7.34 acres

$$\text{Vol.} = \frac{(246 \text{ days}) \times (1.98) \times (0.22 \text{ cfs})}{7.34 \# \text{ acres found}} = \boxed{14.6 \text{ afa}}$$

$$\text{Vol.} = 7.34 \# \text{ acres found} \times 3.5 = \boxed{25.69 \text{ afa}} = \boxed{25.7 \text{ afa}}$$

$$7.34 \text{ acres} \times 0.02^{\text{sq.}} \text{ cfs} = 0.146 = \boxed{0.15 \text{ cfs}}$$

Additional Information:

No stockwater.

No internal use.

Acreage:

Per Ed Reddish (466-9135/466-7823) there are 14 residents + 2 well lots. Each lot is $\frac{1}{2}$ acre. 16 lots $\times \frac{1}{2}$ acre = 8 acres. Average size homes are 2000 sq. ft.; 600 sq. ft. (2 pump house on lot #4) + no buildings on other well lot:

$$\begin{array}{rclcl} \text{16 lots @ } \frac{1}{2} \text{ acre} & & \text{14 houses @ 2000 sq ft} & & \text{(2) pump house} \\ 348,480 \text{ sq ft} & - & 28000 \text{ sq ft} & - & 600 \text{ sq ft} \\ & & & & \text{Average Irrigated} \\ & & & & \frac{319880}{43560} = 7.34 \text{ acres} \end{array}$$

ALB-19860 Seitz
Field Agent: Sandy Hemerway

concrete ditch
running north & south
that divides property



POD:

Pressurized
Irrigation
Well:

4" PVC main
(looped)
5 Hp subm.
pump,
120' deep
8" casing
4" discharge

10/05/2006

5/10/2006



Key not
located, so
no pictures
taken inside

40 psi
(4) 100 gallon
well x troll
pressure tanks

10/05/2006

5/10/2006 Sietz-63-19860
S.H.

Pump House for
Coventry Place I
(Irrigation Only)



Pou:

14
resident
homes
2000 sq ft
on 1/2 acre
lots

(2)
well lots

63-19860 Sietz
5/10/2006 S.H

16 lots @ 1/2 acre each
Make up Coventry Place I

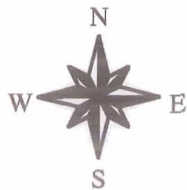
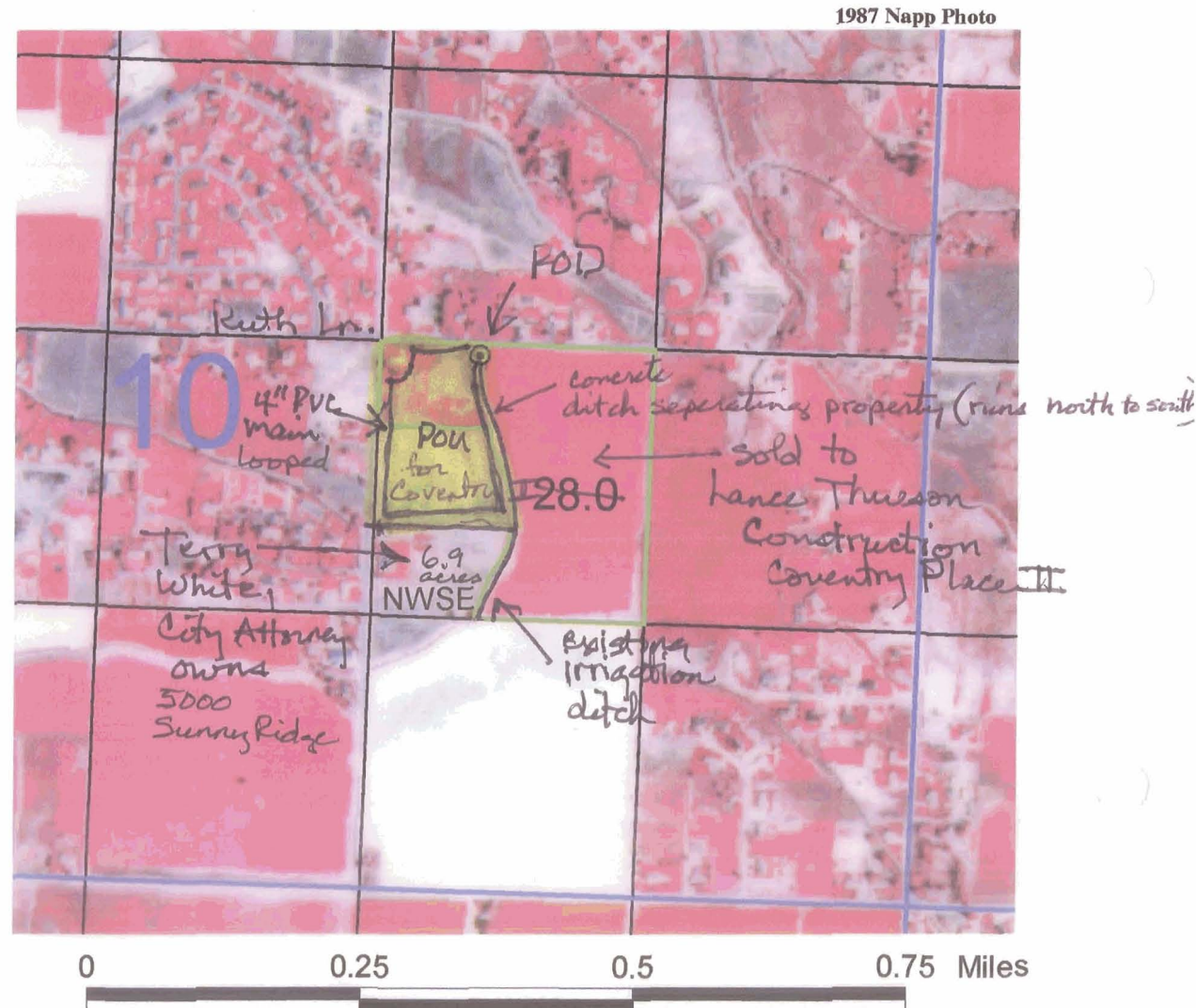
Idaho Department of Water Resources

Claim Number: 63-19860

Legal: T02N, R02W, S10

Reviewed By:

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



FIELD EXAM REQUEST

Water Right No. 63-19860

Claimant: Donald Seitz

He is deceased. His daughter Janell Seitz Burke took charge of the property for a while but according to the tax lot data the owners are the development company below. Janell's address was 3550 W. Fairway Drive, Coeur d'Alene, ID 83814

New Owners may be: Triple Crown Development
455 S Kings Road
Nampa

Assessors office shows them owning 22.42 acres in that area, but not sure if it doesn't cross the road to include some acreage there also.

POD:

Verify location of POD – mark any corrections on map
Measure diversion rate if possible

POU:

Verify POU – mark any corrections on map
Verify irrigated acres

I believe the property is in the NWSE quarter not the NWNW as claimed. Please verify this.

PONDS:

None

EVIDENCE OF PRIORITY:

I have evidence in file

OTHER QUESTIONS:

Are they using any surface water **NO**

Has part of this property been subdivided? **Yes**

Is there still a home connected with this water right?

Do they still have stock? **NO**

✓ If there are new owners, give them a Change of Ownership form **done**

Ann Hartley
thinks, but not sure (Coventry II)
21 acres to Lance Thumson,
14 homes & Wes Miller
(Coventry I)

RETURN TO SANDY E.

L PROPERTY INQUIRY

+++++

01 6R 8162-701- -0 208-00 N SCH131+ 15 26,000 .67

+++++ 37 103,800

HARTLEY, LOREN R
& HARTLEY, ANN F H/W

+

+

+

+

+

807 RUTH LN

+

NAMPA ID 83686

+

+++++

10-2N-2W SE COVENTRY PLACE #1 1614 + TOTAL 129,800 .67

LT 2 BLK 1

+++++

+ SURVEY 9735984 INST 200328788

+ DRAIN DR VALUE APPR SAM

+ CLASS 3 REAP 01 MAN 00 UNIT 1

807 RUTH ST, NA

+ PARCEL 6R016140010020 H/O N C/B N

+ PRIOR ACCOUNT 5R 8162-701- -0

+ 02 MH on Property NO

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R 8162701 0 UNIT 001 TOTAL UNITS 1

SITE 807 RUTH ST NA SEC/TWN/RNG 10-2N-2W

ASSESSED VALUE 129,800 ACREAGE .67

SUB/PARK NAME COVENTRY PLACE #1 YEAR/MAKE

CLASS 3 OWNER / OCCUPIED HOUSE CLASS ' 3' SPACE LOT BLOCK

+++++

YR BUILT 1957 AIR COND CENTRAL AIR CARPORT N

STORY 1 STORY HEATING OIL CARPORT SQ FT

FIRST SQ FT 1600 EXTERIOR WOOD SIDING DECK/PATIO? N

SECOND SQ FT ROOF WOOD SHAKES POOL? N

BEDS 4 BSMT SQ FT 1500 SPA? N

BATHS 2.00 % BSMT FIN 50 LOT SIZE 146 x 169

FRPLC 0 GARAGE A2 NEIGHBORHOOD 0

GARAGE SQ FT 500

+++++

COMMENTS FIVE OUTBUILDINGS

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-19860**

03/30/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~7105~~	Claim	02N	02W	10	NW	NW		IRRIGATION	22/56	WESLEY R SCHOVER
~~7149~~	Claim	02N	02W	10	NW	NW		IRRIGATION	3/10	NAMPA SCHOOL DISTRICT # 131
~~19860~~	Claim	02N	02W	10	NW	NW		IRRIGATION	28/28	DONALD J SEITZ
~~7105~~	Water Right	02N	02W	10	NW	NW		IRRIGATION	22/56	WESLEY R SCHOVER
~~5814~~	Water Right	02N	02W	10	NW	NW		STOCKWATER		LELAND R BARNES
~~7149~~	Claim	02N	02W	10	NW	NW		DOMESTIC		NAMPA SCHOOL DISTRICT # 131
~~5814~~	Water Right	02N	02W	10	NW	NW		DOMESTIC		LELAND R BARNES

RECEIVED

OCT 20 1995

WATER RESOURCES
WESTERN REGION

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.)
A63-19860)
_____)
)

AFFIDAVIT IN SUPPORT
OF CLAIM TO WATER RIGHT

STATE OF IDAHO)
)
County of Kootenai) ss.

JANELL SEITZ BURKE, being first duly sworn upon oath, deposes
and says:

1. I am the Personal Representative for the Estate of
Donald J. Seitz. I am over the age of 18 and have personal
knowledge of the matters set forth herein. I am otherwise
competent to testify.

2. At the time of his death on July 3, 1995, Donald J.
Seitz was the owner of the following described real property in the
State of Idaho, County of Canyon:

NWSE LESS SOUTH 500'
W OF ROBISON LATERAL

Sec 10-2N-2W SE

3. There is a well located on the real property. The
diverting works for this claim to a water right are described as
being a well approximately 120' deep with a 6" casing, 5 HP pump,
pipeline, and sprinklers.

4. The place of use of the water from the well is the
above described real property. The real property described above
consists of thirty-two (32) acres, more or less. The water from
the well is now used on the real property upon which it is located
and, upon information and belief, has previously been used only on

AFFIDAVIT OF JANELL SEITZ BURKE: 1

the real property upon which it was located.

5. The water from the well is used for the following purposes:

	From	To	C.F.S.
IRRIGATION	03/15	11/15	0.560
STOCKWATER	01/01	12/31	0.020
DOMESTIC	01/01	12/31	0.040
	TOTAL		0.620

To the best of my knowledge, the water from the well has previously been used for those purposes. Also, to the best of my knowledge, the well originally provided irrigation for certain crops that required water late in the growing season.

6. Donald J. Seitz is my father. I was born on November 22, 1940. I am the eldest child of Donald J. Seitz and Clara I. Borchert Seitz.

7. In or about September of 1947, my parents purchased the above described real property. Our family, which at that time included my parents and two siblings, moved to a residence on the real property in or about September of 1947. At all times since then, I have resided with my parents on the real property or have been a frequent visitor to the real property.

8. The well existed on the real property prior to the time that my family moved there. I know that the well was there when our family moved to the real property because it was located some distance from the house near a ditch and we children were cautioned not to go near it due to the danger.

9. In or about 1970 during a period of drought conditions several years before the death of my mother in 1980, the

AFFIDAVIT OF JANELL SEITZ BURKE: 2

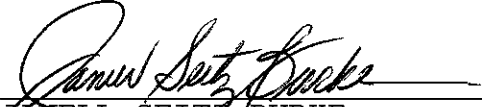
present pumping system was placed in the well.

10. The previous owners of the real property were Wayne B. Hall and Doris A. Hall. The whereabouts of the Halls or if they are still living is unknown.

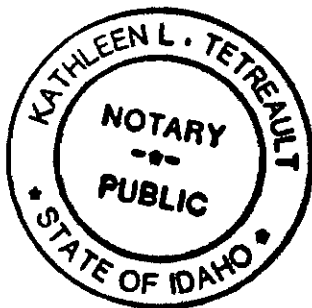
11. Before his death, my father told me that the well had been on the real property since about September 1, 1936. That is the date of priority that my father, Donald J. Seitz, listed on his sworn statement of Notice of Claim To A Water Right Acquired Under State Law, which was dated December 18, 1989. To the best of my knowledge, the well has been on the real property since on or about September 1, 1936.

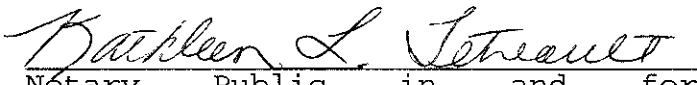
12. There is a second well located near the residence on the real property. The second well is used for domestic and stockwater purposes. The other water rights that are used on this property include irrigation district water.

DATED this 16th day of October, 1995.


JANELL SEITZ BURKE

SUBSCRIBED AND SWORN to before me this 16th day of October, 1995.




Notary Public in and for
the State of Idaho.

Residing at: Rathdrum

My Commission expires: 7-1-2000

ADJUDICATION MEMORANDUM

CLAIM NO.: A63-19,860SUBJECT: Death of Claimant and
Evidence of Priority.EMPLOYEE: Mel SchulteDATE: 9-22-95

Janelle Sertz Burke, daughter of the claimant, Donald Sertz, called to inform us her father died in July and she is P R of estate. She wants our records changed to reflect these facts. She indicated she would be submitting her personal affidavit and one from her brother as evidence of priority.

Mrs Burke inquired about setting a time for a field exam. She will be in Tampa on Sept. 28th & 29th. Her telephone numbers and address are as follows:

Tampa number = 466-4055

Home " = 208-765-1432.

Work " = 208-769-4442.

Address: 3550 W. Fairway Dr.

Coun. & Alene ID 83814

Mrs Sertz requested and was mailed a copy of the claim and a Change of ownership form on this date.

COMMUNICATION DOCUMENTATION

Claim No. A63-19860

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Kay Walker Date 9-26-95
Contact Person(s) Janelle Seitz Burke

Nature of Contact Evidence of Priority;
field exam

Substance of Communication There are 2 wells on
this property - one for domestic
use only and the other for
stock & irrigation.

Mrs. Burke will send in affidavits
by herself & her brother & maybe
a neighbor - She will also send
in a Change of Ownership to
update since Mr. Seitz passed
away in July of '95. She will
contact me - later this fall -
when we can meet to do exam.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 8, 1995

Re: Claim No. A63-19860

Donald J. Seitz
c/o Janelle Seitz-Burke
3550 W. Fairway Dr.
Coeur d'Alene, ID 83814

Dear Mr. Seitz:

In the past, you submitted the above referenced claim in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. Your claim has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right, if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you or someone who is familiar with the system.

The required evidence supporting the priority date must be submitted by October 1, 1995, referencing all documents with the corresponding claim number. If you have any questions not covered by this letter, or the enclosed pamphlet, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker". The signature is written in dark ink and is positioned above the typed name.

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosures

DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

80123702 07-07-95 22:2



NO SUCH ADDRESS

RECEIVED
JUL 10 1995

WATER RESOURCES
WESTERN REGION

Re: Claim

A63-19860
DONALD J SEITZ
807 RUTH LANE

NAMPA

ID 83686

83686-8534 08

DOE RS

Resent to 108 Ruth Lane
Nampa, Id 83686

7-10-95

Returned
7/18/95 - fwd
exp.

8-8-95
Canyon Co. Assessor's Office
454-7431
Donald Seitz
c/o Janelle Seitz - Burke
3550 W Fairway Dr.
Coeur d'Alene 83814



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 7, 1995

A63-19860
DONALD J SEITZ
807 RUTH LANE

Re: Claim No(s). A63-19860

NAMPA

ID 83686

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by September 1 1995, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

lh
Enclosures