

AJ5856NP

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

DATE: SEP-9-1997
PAGE: A-1346

RIGHT NUMBER: 45-11871

NAME & ADDRESS: MARY JANE ZARYBNISKY
JACK G ZARYBNISKY
RT 1
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/05/1976

POINT OF DIVERSION: T10S R24E S30 LOT 2 (SWSESE) Within CASSIA County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CASSIA County
T10S R24E S30 Lot 2 SESE

8/19/98

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 000190010020

Claim proofread by: CN
Date: 9-29

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: A45-11871
Date Received: 6/08/1989
Receipt No: S008592
Received By: G. J. J.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JACK G. ZARYBNISKY 208-678-2811
Address: RT. 1, SPRINGDALE ACRES,
LOT 2
BURLEY, ID 83318

AND

Name: MARY JANE ZARYBNISKY 208-678-2811
Address: RT. 1, SPRINGDALE ACRES,
LOT 2
BURLEY, ID 83318

2. Date of Priority: MAY 05, 1976

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	24E	30	SW	SE	SE	2	CASSIA

5. Description of diverting works:
6" X 150' WELL, 5 HP 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:
D/1 HOUSE.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	24E	30	SE SE		DOMEST	

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE.

14. Remarks:
THIS WELL SERVES 3 OTHER HOUSE HOLDS WHO ARE ARE MAKING THEIR
SEPARATE CLAIMS.
**IDWR NOTE - ORIGINAL CLAIM WAS FOR FOUR HOUSEHOLDS, BUT THIS
WAS CHANGED TO A SINGLE HOUSEHOLD BY TELEPHONE CONVERSATION WITH
R. V. WORSTELL (SOUTHERN REGION) ON 7/18/1989.

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A45-11871Date Received 6-8-89Receipt Number 5008592NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

RECEIVED

JUN 8 1989

Department of Water Resources
Southern Region Office

RECEIVED

JUL 12 1989

Filing Fee \$25

Department of Water Resources

Southern Region Office

Please type or print clearly

1. Name of Claimant (s) Jack & Mary Zarybnisky Phone (208) 678-2811Mailing Address Rt #1 Springdale Acre Lot #2 Burley Zip 833182. Date of Priority (Only one per claim) June 1, 1989 Month/Day/Year
May 5, 19763. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____

Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 10 South Range 24 East of Boise
Section 30, E31 NW 1/4 of NE 1/4 of Govt. Lot 2 BM. in Sec. 30 & 31County of CassiaAdditional points of diversion if any: lots 7, 6, 4, and 2 of Springdale
Acres Subdivision.5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. Pipelines 150" well, 6" casing, 5 horse power submersible pump

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For domestic purposes from Jan/1 Month/Day to Dec/31 Month/Day amount .04cfs (cfs)

(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04cfs (cfs)8. Total consumptive use claimed is de minimus .04cfs9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic 4 households

MAR 10 1993

10. Place of Use is: Township: 10 South Range 24 East of Boise meridian
Section 30 & 31, NW 1/4 of NE 1/4, Govt. Lot 2, B.M.,
County of Cassia for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes X 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. None (X)

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

Number of Attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Jack & Mary Jane Zarybnsky or Mary Jane Zarybnsky Date June 1, 1989
Date June 1, 1989

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

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 1st day of June 1989

SEAL

Notary Public Cindy S. Manning

Residing at Burley, ID

My Commission Expires 12-09-92

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

MAR 10 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

June 20, 1989

Jack & Mary Zarybnisky
Rt. 1 Springdale Acre Lot #2
Burley, ID 83318

RE: SRBA Claim

Dear Claimant:

Please find enclosed your claim and your check # 284 for \$ 25.00 which you submitted to our office. I am returning these pursuant to Rule 10,4 of the Department's Adjudications Rules and Regulations. In checking your claim it appears that the following items need clarification:

- Month / Day / Year when water first used. (Please check)*
- ☒ Item #2 Priority
 - ☒ Item #4 Point of Diversion Legal Description
 - ☒ Item #6 Uses descriptions
 - ☐ Item #9 Description of Non-irrigation Uses
 - ☒ Item #10 Place of Use Legal Description
 - ☐ Item #16 Signature & Notorization
 - ☐ Improper fee (THE CORRECT FEE IS \$ _____)
 - ☒ Other or Remarks *Item #9*

Please specify which section the point of diversion and place of use is located.

If you wish to continue to press your claim please find enclosed instructions and another claim form to use. If you will make the necessary corrections and return your claim with the correct fee and a copy of this letter within 30 DAYS of the date of this letter, your filing will be considered timely and will not be assessed an additional late fee of \$ 50.00.

Sincerely,

Allen Merritt
Allen Merritt, P.E.
Water Rights Supervisor

ADM:adm
Enclosures:

MICROFILMED

MAR 10 1993



INC 245 400 500 30 ~~33~~?

SUBDIVISION ADDITION AND AMENDMENT

31, Township 10 South, Range 24

the Northeast corner of the
4 feet from the Southwest corner
South bank of the Snake River;
0° 19' 32" W 481.49 feet;
462.70 feet; thence S 87° 37'
E 440.00 feet along the

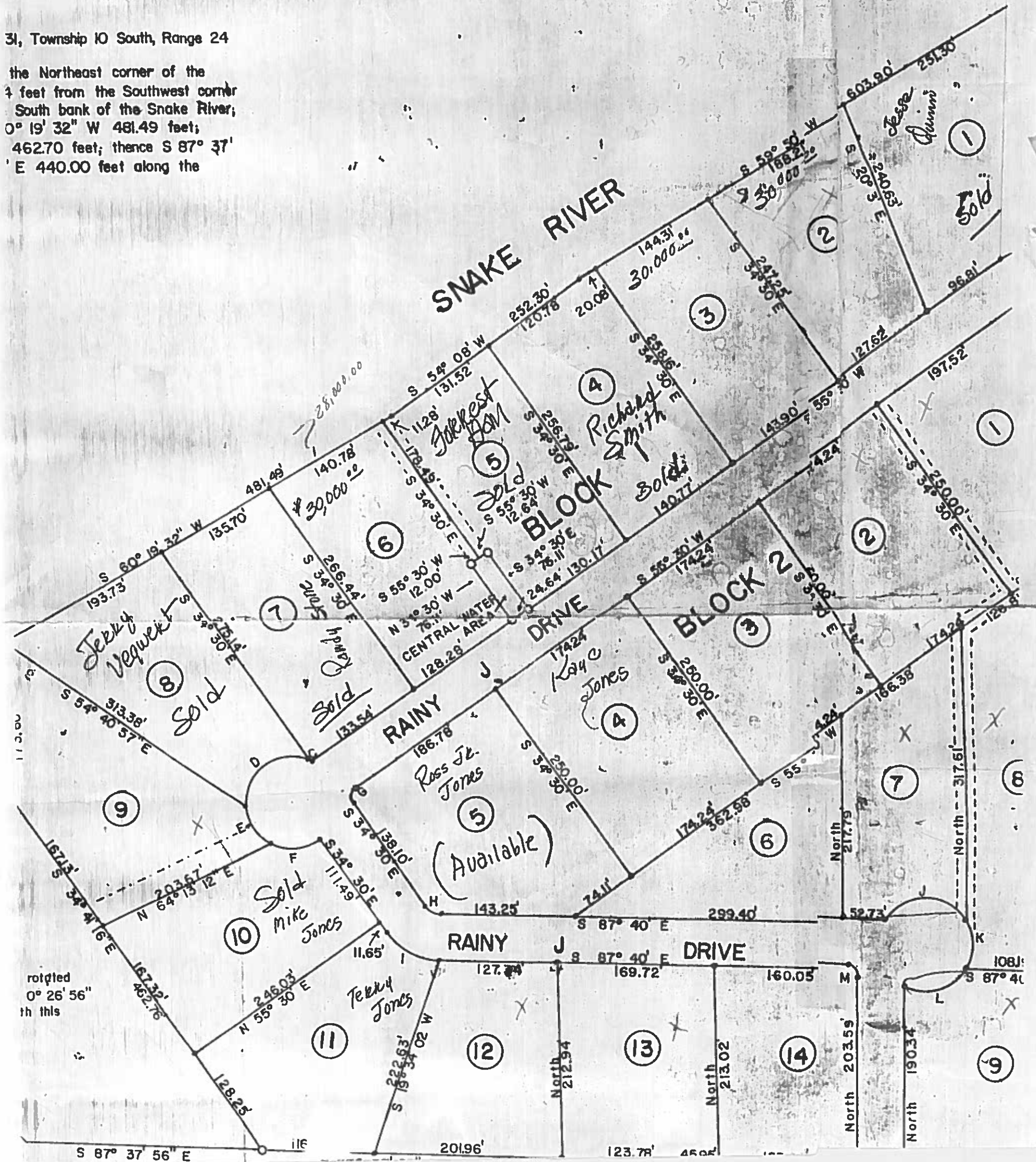
Snake River

Block 1

Block 2

RAINY DRIVE

rotated
0° 26' 56"
th this





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

August 23, 1989

Re: A45-11871

Jack G. or Mary Jane Zarybnisky
Rt. 1 Springdale Acres Lot 2
Burley, ID 83318

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 10 1993

WARRANTY DEED

For Value Received

ROSS JONES and LORRAINA JONES, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

JACK G. ZARYBNISKY and MARY JANE ZARYBNISKY, husband and wife

Address:

Hereinafter called the Grantee, the following described premises situated in Cassia County, Id
to-wit:

Lot 2 in Block 1, of the Springdale Acres Subdivision
Addition and Amendment located in Sections 30 and 31
of Township 10 South, Range 24 East of the Boise
Meridian, Cassia County, Idaho, as the same is plat
in the official plat thereof, now of record in the
office of the Recorder of said County, recorded
May 29, 1979 as Instrument No. 117167 on Film No. 126,
records of Cassia County, Idaho.

MICROFILMED
OCT 28 1994

Zarybnisky
Rt 1 Springdale Acres
Lot 2
Burley, Idaho
8-318

Fold at line over top of envelope to the right
of the return address

CERTIFIED

P 959 055 093

MAIL

Dept. of Water Resources
2148 4th Ave. E.
Twin Falls, Idaho
83301

MICROFILMED
OCT 28 1994

Dear sir:
If this is not correct
yet please call me
at 678-3539 and
maybe you can explain
what I need.

Thanks
Jack Zarybnisky

MICROFILMED
OCT 28 1994

SPRINGDALE ACRES SUBDIVISION

ROSS V. JONES and LORRAINA R. JONES, fee owners of the following described real property located in the County of Cassia, State of Idaho, to-wit:

Well is between lots 5 and 6

A part of Lot 2, Section 30 and a part of the Northwest quarter of the Northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 31, Township 10 South, Range 24 East, Boise Meridian, Cassia County, Idaho. The true point of beginning is located South 671.50 feet and North 87°40' West 877.70 feet from the Northeast corner of the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 31 and is also North 19°45'21" East 5095.54 feet from the Southwest corner of Section 31;
Thence North 0°15' West 1279.90 feet;
Thence South 59°50' West 603.90 feet along the South Bank of the Snake River;
Thence continuing along the bank of the Snake River South 54°08' West 252.30 feet;
Thence South 60°19'32" West 481.49 feet;
Thence leaving the bank of the Snake River South 1°49'16" East 173.60 feet;
Thence South 34°41'16" East 462.70 feet;
Thence South 87°37'27" East 442.50 feet along the North right of way of Idaho State Highway 81;
Thence South 87°40' East 440.00 feet along the North highway right of way to the point of beginning.

MICROFILMED

OCT 28 1994

WATER RIGHT NUMBER - A45-11871

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 07/18/89 WORSTELL

+ - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 07/18/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- S002592	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- AND	NOTICE OF ERROR FLAG	-

000190010020

Lots 2, 4, 6, 7 of Springfield Acres Sub

DATA ENTRY

ENTERED 1-4-92 *[Signature]*

CHECKED 2/6/95 *[Signature]*

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWRI Records

VERIFIED

NOV 15 1991

PROOF
SEP 17 1991

CERTIFIED
DEC 23 1991
WATER EXAMINER