

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE COEUR D'ALENE-SPOKANE RIVER
BASIN WATER SYSTEM

CIVIL CASE NUMBER: 49576

Ident. Number 95-13001

Date Received: 01/11/2010

Receipt No: NO 23315

Received By: LM

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

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

1. Name of Claimant(s) SHAWN A. KINLEY Phone (208) 773-1894

Mailing Address 312 S. RICHARDS RD. PO. FALLS, ID Zip 83854
Street or Box City State

2. Date of Priority: (Only one per claim) 7/24/95 (SEE ATTACHED TRISTALEEN A
Month/Day/Year (YYYY) DATE OF PRIORITY)

3. Source of water supply (Check one) Ground Water (X) or Other () (a) _____
which is tributary to (b) _____

4. Location of Point of Diversion is: Township 50N, Range 6W, Section 24,
NW 1/4 of NW 1/4, or Govt. Lot 1 BM. County of KOOTENAI;

Parcel (PIN) no. 50N06W-24-3150

Additional points of diversion if any: N/A

If available, GPS coordinates: N/A

5. Description of diverting works (Wells, Pumps, Spring boxes, Pipelines, Etc.) including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.

SEE ATTACHED 7/24/95 DRILLER'S
REPORT (DRILLING PERMIT NO. 95-95-N-0108)

6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)

For DOMESTIC purposes from NOV 1 to DEC 31 amount 0.06 cfs (X) or AFY ()
For IRRIGATION purposes from 4/1 to 10/15 amount 0.06 cfs () or AFY ()
(SHAWN & GORDON)

7. Total Quantity claimed 0.06 cfs () or AFY ()

8. Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership;

Stockwater and Number of livestock) ONE HOUSEHOLD AND 1/2 ACRE OF
LAND & GARDEN IRRIGATION

SCANNED

JAN 11 2010

9. Location of Place of Use is: Township 52N, Range 6W, Section 24,
NW 1/4 of NW 1/4, Govt. Lot _____ BM. Parcel (PIN) no. _____

for (Check One) Domestic ☒ Stock () Domestic and Stock () If different than shown in Item 4

Additional places of use, if any _____

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

11. Do you own the property listed above as place of use? Yes ☒ No ()

If the answer is No, describe in Remarks below the authority you have to claim this water right.

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

_____ or None ☒

13. Remarks:

14. Basis of Claim (Check One) Beneficial Use ☒ Posted Notice () License () Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Coeur d'Alene-Spokane River Basin Adjudication." (b.) I/We do () do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 6

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____

Date: 1/6/2010

SEE ATTACHED SPECIAL POWER OF ATTORNEY

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

_____ of _____,
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____,
Title Organization

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

16. Notice of Appearance:

Notice is hereby given that I, _____, will be acting as attorney at law of behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Identification No. _____

SCANNED

JAN 11 2010

To Establish a Date of Priority

Often the date of priority for a private well is established by when the local electrical purveyor provides power to the site. In the case of Shawn Kinney the Kootenai Electric Co. (KEC) stated that the earliest record of billing was in 2003, however Shawn was living at the site before that time and using the well. The reason for the lack of information is that he rented the site for awhile and the original record of his service is lost because of the interruption, according to KEC. Therefore, the date of priority is entered as the day the well was drilled which was 7/24/95. County records (attached) show that the trailer residence was installed on 6/09/95. Please note that the residence was originally given as 3450 S. Stateline Road and was changed by the County in April 2004 to be 2036 S. Stateline road (see attached document)

KINNEY PIN 50N06W-24-3150



No. 24778 PROPERTY ID : 50N06W-24-3150 GEO

Owner : KINNEY, SHAWN

Address: 1200 RICHARD RD POST FALLS, ID83854

Phone: (208) 773-1894

Serial : 199651

Plan:

Date: 06-09-1995

Parcel#: 50N06W-24-3150

S 24 T 50N R 06W

Legal : GOVT LT 1 LYING N OF TX#16544

Contrtr: SELF

Phone: ()

Address:

Job Add: 3450 S: STATELINE ROAD, POST FALLS, IDAHO 83854

Directs: W ON I-90, EXIT 299 STATELINE, S ON STATELINE TO "Y" WHICH
IS SUNRISE LN, LFT ON HOLLAND, RT ON S STATELINE 3/4 MI SITE

Value :

Permit:

30

Plan Chk:

30

Total:

60

Size : 14 X 64 FLEETWOOD 1972, SETTING ONLY

OCC Typ: 16 SETTING

OCC Group:

OCC Load:

Constrc:

NWEC:

Zoning : RURAL

Health: 11886 5-15-95

Comment: 5.05 AC, (49 \$20)

Address Book

Home

Create

External Data

Database Tools

Add-Ins

Views

View

Paste

Clipboard

Font

Rich Text

Refresh All

New

Save

Delete

Totals

Spelling

More

Filter

Advanced

Toggle Filter

Sort & Filter

Size to Fit Form

Switch Windows

Find

Read-Only

This database has been opened read-only. You can only change data in linked tables. To make design changes, save a copy of the database.

Save As ...

Available Views

Parcel Addresses Street Name Order

SERIAL

138653

PARCEL_ID

50N06W/24-3150

2036 S

STATELINE

RD

POST FALLS

83854

Address Directional

Street Name

3450 S STATELINE RD

Old Address

FIND

To search for an address, place the cursor in the Street Name box and click the FIND Button and enter a Street name. Next place the cursor in the City Name box and use the FIND button again, then advance through the records (or use the find button for the address number).

Record: 14

46313 of 53556

No Filter

Search

1/2004

Serial Order Form View

Serial Order Table View

Exit

SPECIAL POWER OF ATTORNEY

Real Estate

DANIEL J. ENGLISH 1P I 2248427000
KOOTENAI CO. RECORDER Page 1 of 1
AAA Date 01/07/2010 Time 16:25:08
REC-REQ OF JOHN KINNEY
RECORDING FEE: 3.00
2248427000 XT

KNOW ALL MEN BY THESE PRESENTS:

RECORDER USE ONLY -

That I/we SHAWN A. KINNEY

of _____ do hereby appoint,

JOHN H. KINNEY (FATHER) AND OR DELBERT L. KINNEY (MOTHER)

my agent^s for me and in my name to buy, receive, lease, accept, or otherwise acquire; to sell, convey, mortgage, hypothecate, pledge, quit claim or otherwise encumber or dispose of; or to contract or agree for the acquisition, disposal, or encumbrance of the following described land and improvements thereon located.

KOOTENAI COUNTY, IDAHO

PARCEL NO. 50N06W243150

LOCATED AT: 2836 S. STATELINE RD.
PORT FALLS, ID 83854

or any part thereof, for such price, and on such terms as said agent shall deem satisfactory, and for me, and in my name, to make, execute, acknowledge and deliver or receive, good and sufficient deeds and conveyances for the same, either with or without covenants and warranty and generally to do and perform all things necessary in or about the premises as fully in all respects as I could do if personally present.

This instrument shall remain in effect until 2099.

IN WITNESS WHEREOF, I have hereunto set my hand and seal at First National Bank in Georgetown, this 28th of December 2009.

Jacki Wilson
Witness

Shawn A. Kinney
Signer

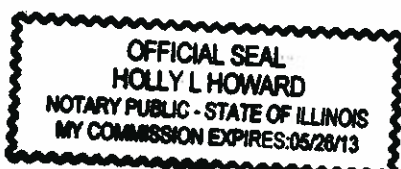
Witness

Signer

State of Illinois, County of Vermilion

On this 28th day of December 2009, before me, a notary public in and for said State, personally appeared Shawn A. Kinney

known or (proved to me to be the person) whose name was subscribed to the within instrument, and acknowledged to me that he executed the same.



Holly L. Howard
Notary Public
Residing Vermilion County Illinois
Commission expires 5/26/13