

# 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 PALOUSE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 59576

Claim ID: 87-11240

Date Received: 6-13-2019

Receipt No: N034998

Claim Fee: \$2500 By: JD

## 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

Please type or print clearly

- Name of claimant(s) Kenneth A. Grubbs Phone (901) 292 9026  
Mailing address 1208 N Mountain View Rd Moscow ID Zip 83843-8135  
Street or Box City State  
Email address (optional) \_\_\_\_\_
- Date of priority: (Only one per claim) 5/28/1976 (Explain priority date selected in Remarks)  
Month/Day/Year (YYYY)
- Source of water supply (Check one) Ground Water (☒ or Other ( ) (a) \_\_\_\_\_  
which is tributary to (b) \_\_\_\_\_
- Location of point of diversion is: Township 39 N, Range 05 W, Section 9,  
NW 1/4 of NW 1/4, or Govt. Lot \_\_\_\_\_ BM, County of Latah  
Parcel no. RP 0100000000 FEA  
Additional points of diversion, if any: \_\_\_\_\_  
If available, GPS coordinates: \_\_\_\_\_
- 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.  
well north of house piped to home
- Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)  
For Domestic purposes from 1/1 to 12/31 amount 0.04 cfs (☒ or AFY ( )  
Month/Day Month/Day  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_
- Total quantity claimed 0.04 cfs (☒ or AFY ( )
- Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)  
Domestic use for one home

County  
Assessor  
Property  
Assessment  
Record  
lost for  
early)

9. Location of place of use is: Township 39 N, Range 05 W, Section 9,  
NW 1/4 of NW 1/4, Govt. Lot \_\_\_\_\_ BM, Parcel no. Same  
If different than shown in Item 4  
for (check one) Domestic (☒) Stock ( ) Domestic and Stock ( )

Additional places of use, if any \_\_\_\_\_

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

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 (include an explanation of the priority date selected):

Year home built as per county records  
See attached records K.G.

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 Palouse River Basin Water System 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: 2 K.G.

**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) Kenneth A. Gubbs Date: 6/12/19

\_\_\_\_\_  
Date: \_\_\_\_\_

**For Organizations:** I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

\_\_\_\_\_  
Agent's title (Please print) of \_\_\_\_\_  
Name of organization (Please print)

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

Signature of Authorized Agent \_\_\_\_\_ Date \_\_\_\_\_

Printed Name of Authorized Agent \_\_\_\_\_

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) \_\_\_\_\_, will be acting as attorney at law of behalf on 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 \_\_\_\_\_ Date \_\_\_\_\_

Address \_\_\_\_\_

Name of claimant(s) \_\_\_\_\_ Claim ID \_\_\_\_\_

IDAHO RESIDENTIAL PROPERTY RECORD  
Inquiry

Screen 1

Parcel No RP 0100000000FE A Sheet No 1 of 1  
Property address 1208 MTN VIEW RD 83843  
Other improvements only?  
Inspected by AA Date 4/03/2017 Review year 2017  
Purchase price Date  
Monthly rent Date  
Multiple addresses/rents? N  
Class 4 Manual used 3  
Use code 3712 2005 Oregon Manual  
No of units 1 Sketch stored  
Market grade 4 Photo stored  
Year built 1976 HO applies  
Year remodeled Exempt sheet  
Eff age/year / Prebuilt  
Shape code C Building permit  
Date occupied Under construction

Land data to view? Y

F2=Start F3=Exit F4=Inv F5=OI

**Address**

GRUBBS, KENNETH A  
1208 MOUNTAIN VIEW RD

MOSCOW ID, 83843

**Legal**

SCHUMACHER'S ADD  
.19 AC TAX #3487 LOT F  
.21 AC TAX #2400 LOT F  
9 39 5

13 Deeds for Parcel: RP0100000000FEA

Thursday, June 13, 2019 11:54 AM

| Deed Number | Deed Type                | Deed Date  | Deed Description                                                                                                    |
|-------------|--------------------------|------------|---------------------------------------------------------------------------------------------------------------------|
| 149/399     | WD                       | 11/01/1963 | T. Youman to D. Town                                                                                                |
| 155/114     | WD                       | 07/02/1965 | D. Town to M Town                                                                                                   |
| 162/196     | WD                       | 12/15/1967 | M Town to F Del Valle                                                                                               |
| 162/254     | Corr. Deed<br>WD         | 12/15/1967 | M Town to Gloria E Del Valle                                                                                        |
| 281268      | WD                       | 05/08/1976 | Gloria E Del Valle to Russell Bailey dba R.K. Construction Enterprises                                              |
| 280770      | PR Deed                  | 05/28/1976 | Fernando A Del Valle Sr to Gloria Del Valle                                                                         |
| 285841      | QC                       | 04/06/1977 | Russell K Bailey and Marcia Bailey to Dennis M Bailey and Marjorie A Bailey                                         |
| 334024      | Declaration of Homestead | 01/06/1984 | Dennis M Bailey                                                                                                     |
| 364343      | WD                       | 03/01/1988 | Dennis M Bailey and Marjorie A Bailey, his wife, to Elizabeth Anne Walker, single woman                             |
| 430784      | QC                       | 10/24/1997 | Elizabeth Anne Walker, aka Elizabeth Walker-Rice, to Elizabeth A Walker-Rice, married as sole and separate property |
| 471786      | QC                       | 12/18/2002 | Elizabeth A Walker-Rice to Thomas M Rice and Elizabeth A Walker-Rice, h/w                                           |
| 537919      | WD                       | 06/24/2010 | Thomas M Rice and Elizabeth A Walker-Rice, h/w, to Kenneth A Grubbs and Gail H Grubbs, h/w                          |
| 586786      | QC                       | 07/10/2017 | Gail H Grubbs, not married and Kenneth A Grubbs, not married to Kenneth A Grubbs, not married                       |

see \*  
Year Built  
1976 County  
record