

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 30 2023

DEPARTMENT OF
WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions. DE

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
63-21660	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Margaret Fogerson Deceased 3-19-2003 (Purchased from the Estate)

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): James and Rebecca McDonell

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

8642 S McDermott Rd

Kuna

Id

83634

Mailing address

City

State

Zip

208-850-3062

becciem@gmail.com

Telephone

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 12-10-2004
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
- o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:

- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- ☒ Filing fee (see instructions for further explanation):
- o \$25 per *undivided* water right.
- o \$100 per *split* water right.
- o No fee is required for pending adjudication claims.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: [Signature]

Signature of new owner/claimant

Title, if applicable Owner

Date 5-17-23

James Z McDonell

Print name

- Signature: [Signature]

Signature of new owner/claimant

Title, if applicable Owner

Date 5-17-23

Rebecca McDonell

Print name

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JUN 15 2023

Received by [Signature]

Date 5.30.23

For IDWR Office Use Only:

Receipt No. C116362

Receipt Amt. \$25..

Active in the Water Supply Bank? Yes ☐ No ☐

If yes, forward to the State Office for processing

W-9 received? Yes ☐ No ☐

Name on W-9

Approved by

Processed by [Signature]

Date 6-14-23

ca
AFTER RECORDING MAIL TO:

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 12/13/04 04:21 PM
DEPUTY Nikola Olson
RECORDED - REQUEST OF
First American

3
AMOUNT 9.00 3

104157464

James Z. McDonell and Rebecca A. McDonell
8642 S McDermott Rd
Kuna, ID 83634

WARRANTY DEED

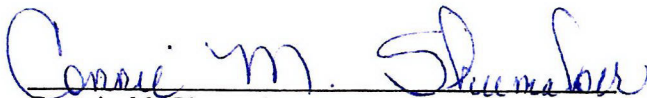
File No.: **4101-483292 (RPA)**

Date: **December 10, 2004**

For Value Received, **Connie M. Shumaker, as Personal Representative of the Estate of Margaret E. Fogerson, deceased.**, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto **James Z. McDonell and Rebecca A. McDonell, husband and wife**, hereinafter referred to as Grantee, whose current address is **8642 S McDermott Rd, Kuna, ID 83634**, the following described premises, situated in **Ada County, Idaho**, to wit:

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.



Connie M. Shumaker, PERSONAL REPRESENTATIVE OF
THE ESTATE OF MARGARET E. FOGERSON

EXHIBIT 'A'

LEGAL DESCRIPTION:

Parcel No. 3750 of Record of Survey No. 6706, recorded as Instrument No. 104153303, being a portion of the Southwest quarter of the Northwest quarter Section 9, Township 2 North, Range 1 West, Boise Meridian, Ada County, Idaho and more particularly described as follows:

Commencing at the west one-quarter corner of said Section 9, Township 2 North, Range 1 West, Boise Meridian; thence
North 0°38'02" East along the West boundary line of Section 9 for distance of 355.54 feet and the REAL POINT OF BEGINNING for this description; thence
North 0°38'02" East a distance of 217.8 feet along the centerline the West boundary of Section 9 and the center of McDermott Road; thence
South 89°21'58" East for a distance of 200.00 feet; thence
South 0°38'02" West a distance of 217.80 feet; thence
North 89°21'58" West a distance of 200.00 feet to the West boundary of said Section 9 and back to the POINT OF BEGINNING.

Land Records Parcel Activity Form

Effective Year '05

Appraiser JAG

Intnl # _____

Prior Yr _____

ReRec _____

Dtd _____

Inst # 104154052

Dtd 6 Dec 04

Type QCD

Twp 2N/Rg 1W Sec 9 Qtr NW

Transaction

Type _____

Renumbr _____

Split _____

R/W split _____

Combine _____

Inactivate _____

New _____

Edit _____

Par Ln Adj X

Inactivate # _____

S1309233755

S1309233805

New Parcel #

S1309233755

Code Area 239 Acres 1.00

Incr. Cd Ar _____

Owner

Ferguson, Margaret E (Dec)

Shumaker, Connie M PR

Purch _____

C/o _____

Address

1411 3rd St

Nampa, ID

83651-4305

New Description

Par # 3755 @ W side

SW 4 NW 4 Sec 9

2N1W RS 6706

2337505 # 2338055

State Parcel #

02N01W093755

Property Address

8642 S. Mac Dermott Rd

City Home

Zip 83634

Worked JMC

dtd 9 Dec 04

Check _____

dtd _____

Keyed _____

dtd _____

GIS _____

dtd _____

Check _____

dtd _____

New Parcel #

S1309233810

Code Area 239 Acres 31.0

Incr. Cd Ar _____

Owner

Ditlow, Ben

Chambers, Jim

Purch Coven, Terry

C/o _____

Address

10145 W. Ridgewood Dr

Boise, ID

83709

New Description

Par # 3810 @ S side

NW 4 W of RR

Sec 9 2N1W

2337505 # 2338055

State Parcel #

02N01W093810

Property Address

City _____

Zip _____

Qcs _____

Excl _____

Bf/Aft _____

Pts _____

BYchk _____

New Parcel #

Code Area _____ Acres _____

Incr. Cd Ar _____

Owner

Purch _____

C/o _____

Address

New Description

State Parcel #

Property Address

City _____

Zip _____

Transact _____ of _____

Page _____ of _____

Post-It Fax Note 7671		Date 9 Dec 04	Page 2
To: James B. Blue	From: T. J. Blue		
Co. Dept: MacDonald	Co. L. H. H. H. H.		
Phone # 461-9252	Phone # 287-7266		
Fax #	Fax #		

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JUN 15 2025

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Office Use Only

Inspected by _____

Twp _____ Rge _____ Sec _____

_____ 1/4 _____ 1/4 _____ 1/4

Lat: : : Long: : :

1. DRILLING PERMIT NO. _____
Other IDWR No. D0038711

2. OWNER:

Name Jim & Beccie Mc Donell
Address 8642 Mc Dermott Rd
City Kuna State ID Zip 83634

3. LOCATION OF WELL by legal description:
Sketch map location must agree with written location

W  E

Twp. 2 North ☒ or South ☐
Rgc. 1 East ☐ or West ☒
Sec. 9 $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$
10 acres 40 acres 60 acres

S Gov't lot _____ County Ada
Lat: _____:_____:_____ Long: _____:_____:_____
Address of Well Site same

City _____
(Give at least name of road + Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK check all that apply (Replacement etc.)
☒ New Well ☐ Modify ☐ Abandon ☐ Other

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK				AMOUNT	METHOD
Material	From	To	Sacks or Pounds		
bentonite	4'	18'	14 sacks	poured	

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) n/a
Was drive shoe seal tested? ☐ Y ☐ N How? n/a

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
8"	1.8'	19.4	250	steel	☒	☐	☐	☐
					☐	☐	☐	☐
6"	12.6	83'	Sc40	PVC	☐	☒	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☒ Perforations Method saw, set in
☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
63'	83'	1/4"	480	6"	PVC	☐	☒
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

32ft. below ground
Depth flow encountered _____ ft.
devices:

Artesian Pressure _____ lb
Describe access port or control

11. WELL TESTS:

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

☐ Pump ☐ Dancer ☒ Air ☐ Flowing Artesian	
Yield gal/min.	Drawdown
40	60'
	1/2 Hr
Water Temp	

Water Temp. _____ Bottom hole temp. _____
 Water Quality test or comments: _____
 _____ Depth first Water Encountered 55'

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

[illegible]

Completed Depth: 83 (Measurable)
Date: Started 2/15/05 Completed 2/16/05

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Down Right Drilling & Pum Firm No. 637

Firm Official _____ Date _____

Supervisor or Operator _____ Date _____
(Sign once if Firm Official & Operator)

Date: 2/18/2005 Time:9:44 AM

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JUN 15 2023

STONE LUMBER

"We're the Problem Solver"

412 2nd Street South • Box 71 • Nampa, Idaho 83653

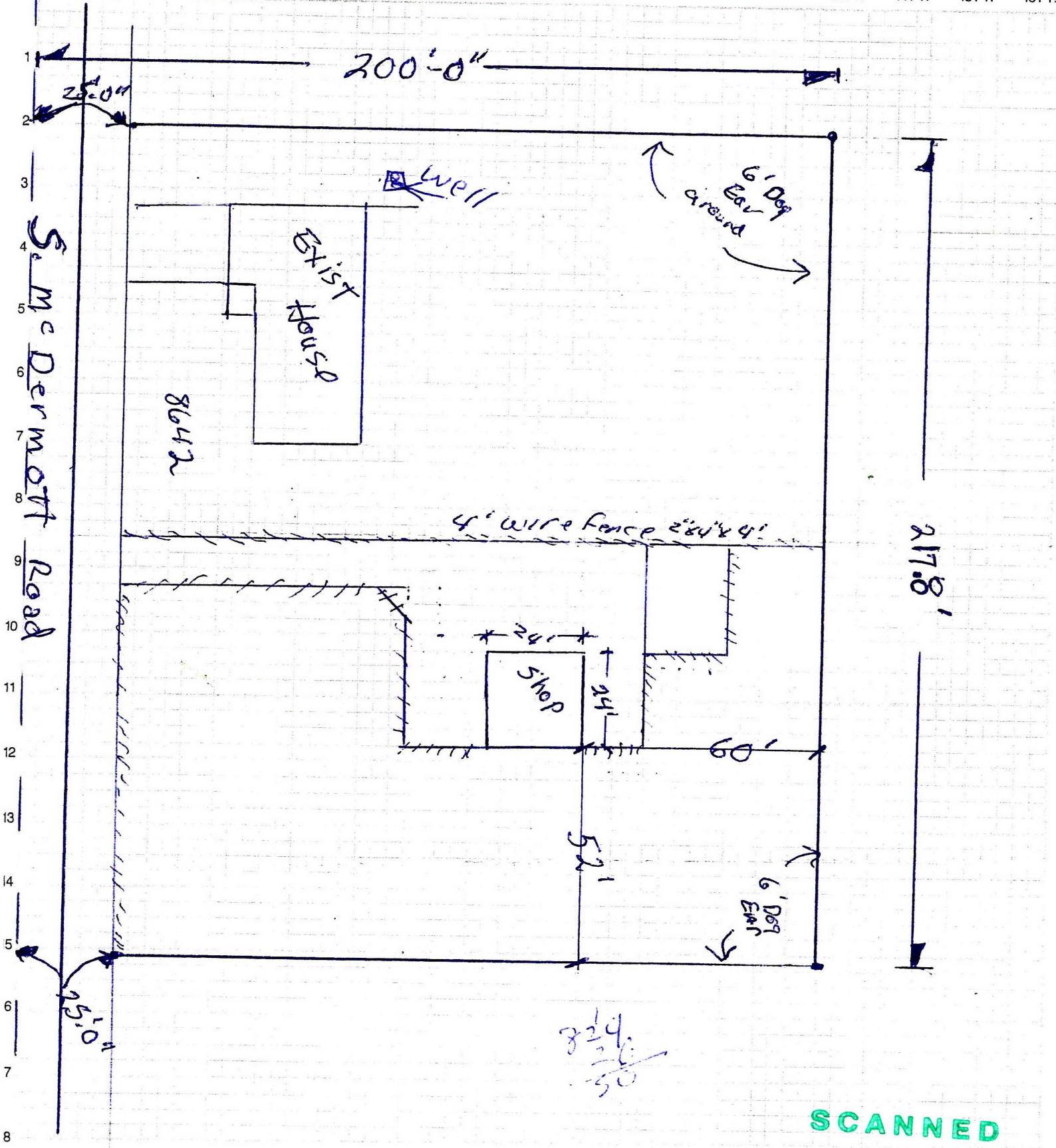
PHONE (208) 466-2463 OR FAX (208) 466-0228

DATE: _____

BUILDER: _____

JOB: _____

1FT. 2FT. 3FT. 4FT. 5FT. 6FT. 7FT. 8FT. 9FT. 10FT. 11FT. 12FT. 13FT. 14FT. 15FT. 16FT.



SCANNED
JUN 15 2023

ADA COUNTY DEVELOPMENT SERVICES

PHONE (208) 287-7900
FAX (208) 287-7909

200 W. FRONT, BOISE, IDAHO 83702-7300



BUILDING

ENGINEERING

PLANNING

ZONING

December 9, 2004

Connie Shumaker
1411 3rd St South
Nampa, ID 83661

Post-it® Fax Note	7671	Date	12/9/04	# of pages	1
To	MCDONALD	From	STEVE MALONE		
Co./Dept.		Co.			
Phone #		Phone #	287 7920		
Fax #	461 9252	Fax #			

RE: File #04-19-PBA. Connie Shumaker. Property is located at 8626 & 8642 S. McDermott Road, Kuna, T. 2N., R. 1WE., Section 9, Ada County, Idaho. Parcel numbers S1309233750 & S130923380, situated within the Rural Residential (RR) District.

Dear Applicant:

This letter confirms that all required conditions of approval for the above referenced file have been met. Your property boundary adjustment has been granted final approval by the Ada County Development Services Director.

If you have any questions, please contact me at (208) 287-7920 or smalone@adaweb.net.

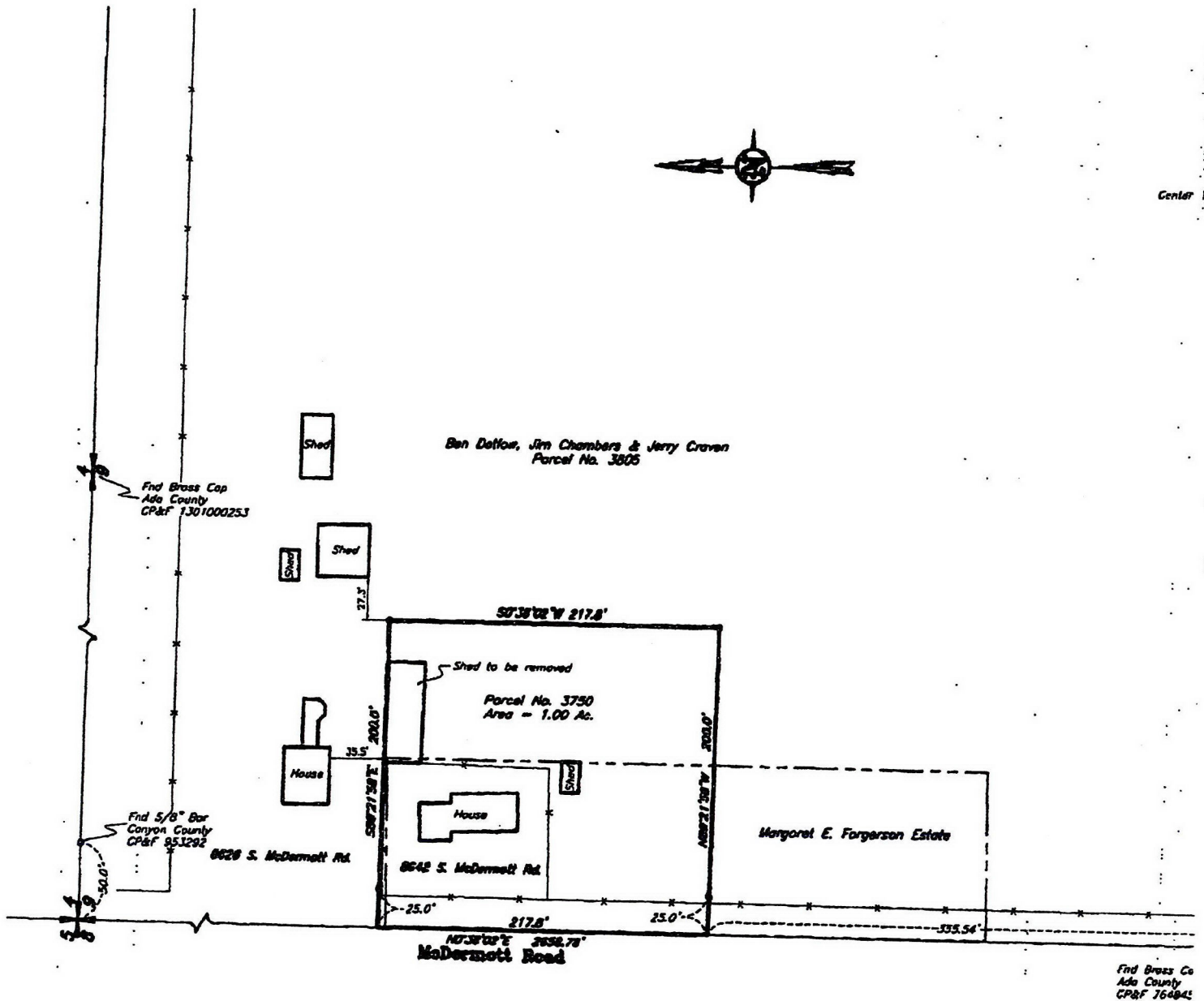
Sincerely;

Steve Malone
PLANNER II

CC: James D. Chambers, 6874 Fairview Ave, Boise, ID 83704
Richard Cook, Planning & Zoning Administrator



Center 1/

**Note:**

- 1.) All buildings are accurately depicted.
- 2.) Current zone is RR
- 3.) (Record)

Legend

Original Property Line ————

Adjusted Property Line ————

Peace Line ————

Set 1/2" Bar ————

0 30 60 120 240

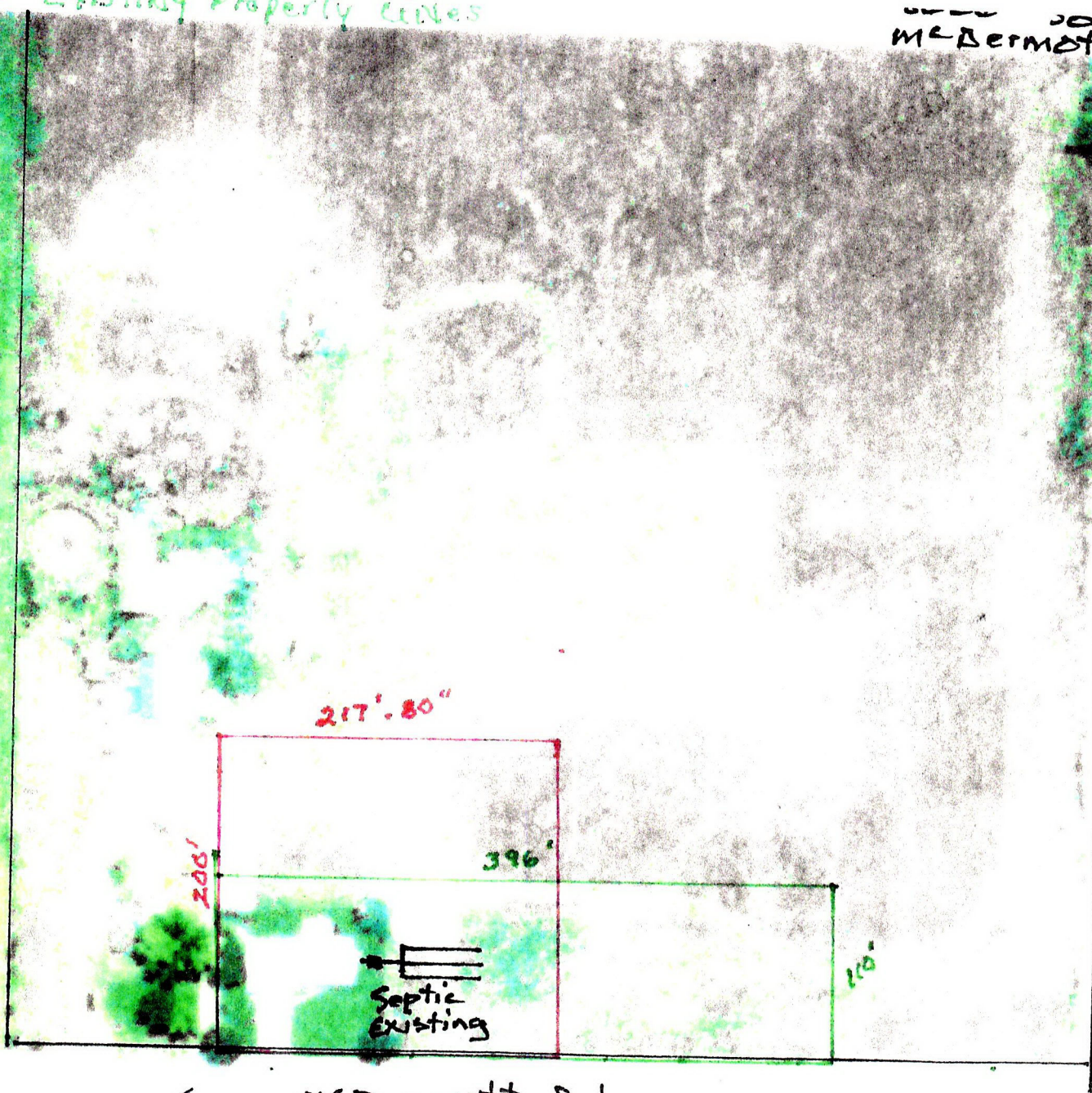
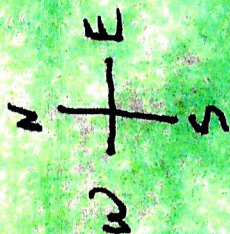
Scale: 1" = 60'

SCANNED
JUN 15 2023

Dermott

— New Property Lines
— Existing Property Lines

McDermott



So. McDermott Rd

SCANNED

JUN 15 2023

1172
376
568

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

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 63-21660

NAME AND ADDRESS: MARGARET FOGERSON
8642 S MC DERMOTT
MERIDIAN, ID 83634

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS

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

PRIORITY DATE: 12/31/1948

POINT OF DIVERSION: T02N R01W S09 SWNW Within Ada County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.06 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE:	Stockwater		Within Ada County
	T02N R01W S09	SWNW	
	Domestic		Within Ada County
	T02N R01W S09	SWNW	

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.
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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

SCANNED

JUL 03 2023



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

June 15, 2023

JAMES Z MCDONELL
REBECCA A MCDONELL
8642 S MCDERMOTT RD
KUNA ID 83634-1102

Re: Change in Ownership for Water Right No(s): 63-21660

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)

SCANNED
JUN 15 2023