

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: A75-02002
Date Received: 6/14/1990
Receipt No: E014833
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: THOMAS L MC FARLAND 208-756-3752
Address: PO BOX 125
CARMEN ID 83462
AND/OR
Name: DAVID M MC FARLAND 208-756-3752
Address: PO BOX 125
CARMEN ID 83462
AND/OR
Name: BRUCE A MC FARLAND 208-756-3752
Address: PO BOX 125
CARMEN ID 83462

2. Date of Priority: OCT 23, 1905

3. Source: CARMEN CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
23N	22E	13	SW	SW	SE		LEMHI

5. Description of diverting works:
FLUME/ DAM/ DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.080		

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

8. Total consumptive use is 295.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	22E	23	SE	NE		IRR	1.0
						Section Acres	1.0
		24	NE	NW		IRR	6.0
			NW	NW		IRR	6.0
			SW	NW		IRR	35.0
			SE	NW		IRR	15.0
						Section Acres	62.0
						Total Acres	63.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
SEE A75-00077B

14. Remarks:
AC. IRR. = 63.89.

15. Basis of Claim: LICENSE
Water Right Number: 1631

MICROFILMED

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: A75-02002
Date Received: 5/10/1990
Receipt No: E014833
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BAR S RANCH, INC 208-879-4253
Address: BOX 58
CARMEN, ID 83462

2. Date of Priority: OCT 23, 1905

3. Source: CARMEN CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
23N	22E	13	SW	SW	SE		LEMHI

5. Description of diverting works:
FLUME/ DAM/ DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.080		

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

8. Total consumptive use is 295.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	22E	23	SE	NE		IRR	1.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	1.0
		24	NE	NW	IRR	6.0
			NW	NW	IRR	6.0
			SW	NW	IRR	35.0
			SE	NW	IRR	15.0
					Section Acres	62.0
					Total Acres	63.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

SEE A75-00077B

14. Remarks:

AC. IRR. = 63.89.

15. Basis of Claim: LICENSE

Water Right Number: 1631

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: _____

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

Ident. Number A75-02002Date Received 5-10-90 P.M.Receipt Number E014833

RECEIVED

NOTICE OF CLAIM

TO A

WATER RIGHT

JUN 10 1990

MAY 11 1990

Department of Water Resources
Eastern District Office

ACQUIRED UNDER STATE LAW

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Bar S Ranch, Inc Phone (208) 879-4253Mailing Address Box 58 Carmen, ID Zip 834622. Date of Priority (Only one (1) per claim) October 23, 19053. Source of water supply (a) Carmen Creek
which is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 23N Range 22E Section 13,
SW 1/4 of SW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Lemhi

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. 700' wooden flume with log
and gravel dam leading to 4' wide ditch.

A7502002



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DEC 15 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 9/1 to 11/1 amount 1.08 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.08 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 295 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

- If water is for irrigation, Indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
23N	22E	23				1													1
23N	22E	24					6	6	35	15									62

Total number of acres irrigated 63

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

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.
75-0076, 75-0051-0057, 75-0077, 75-2128, 75-4341 or None ()

14. Remarks:

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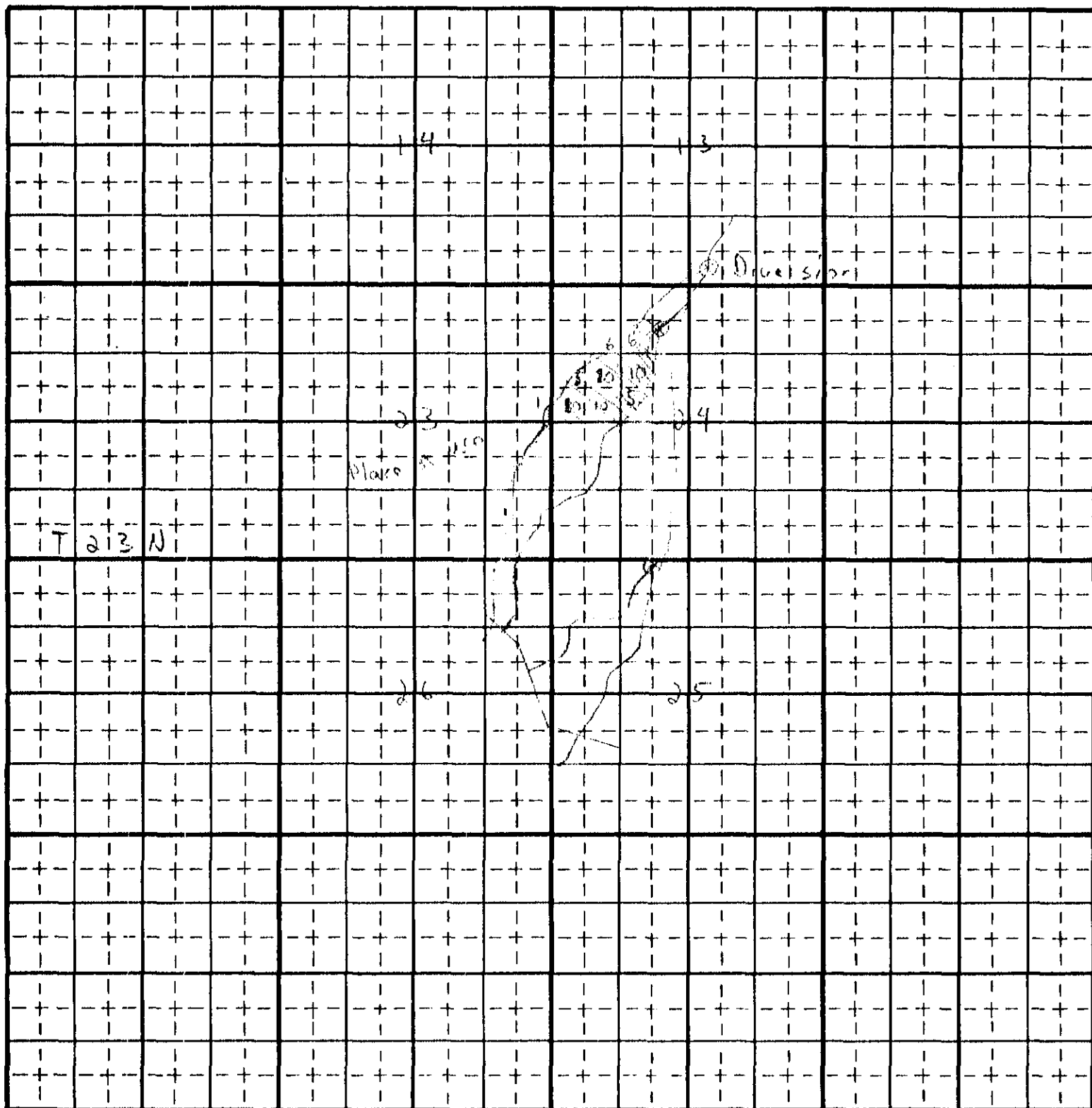
DEC 15 1992

Last Name Bar S Ranch, Inc Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



R 22 E

MICROFILMED

DEC 15 1992

Last Name Bar S Ranch, Inc Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 75-2002

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant McDell et al vs Thomas Palmer et al

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

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

of Bar Storch, Inc. that I have signed the foregoing

document in the space below as President of Bar Storch, Inc.

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

Signature of Authorized Agent Mitchell P. McDaniel

Title and Organization President of Bar Storch, Inc. Date 5-10-90

State of Idaho/or Idaho)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 10 day of May 19 90

SEAL

Notary Public Donna L. Godfrey

Residing at Salmon, Idaho

My Commission Expires May 10, 1992

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on 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 Bar Storch, Inc. Ident. Number _____

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DEC 15 1992

Copies White-State, Yellow-Claimant



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

FEBRUARY 23, 1994

THOMAS L MC FARLAND
PO BOX 125
CARMEN ID 83462

CHANGE IN OWNERSHIP FOR A75-10061AN, A75-10923,
A75-10924, A75-10061AN, A75-10922, ~~A75-00063A~~,
A75-02128, A75-02002, A75-04341

Dear Mr. Mc Farland:

The request for Change in Ownership concerning your Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Secretary, Adjudications

Enclosure: Notice(s) of Claim

MICROFILMED
APR 18 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: May 12, 1993

RECEIVED
JUN 01 1993
Department of Water Resources
Eastern District Office

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 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 EXHIBIT "A"

- ☐ 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)
A75-10061AN, A75-10923, A75-10924,
- ☐ Water Right Number(s) A75-10061AN, A75-10922, A75-00063A
Assigned by IDWR: A75-02128, A75-02002, A75-04341
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Bar-S Ranch, Inc.
P. O. Box 58, Carmen, Idaho 83462
- ☐ New Owner/Claimant (Purchaser): Thomas L. McFarland, David M. McFarland and
Bruce A. McFarland
- ☐ New Mailing Address: P. O. Box 125
Carmen, Idaho 83462
- ☐ New Telephone Number: (208) 756 - 3752
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: See annexed copy of Deed

(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) David M. McFarland, Thomas L. McFarland, Bruce A. McFarland Date 5/12/93 5/12/93
- ☐ Signature of Former Owner/Claimant(s) Michael P. McFarland Date 5/12/93
Norma A. McFarland Date 5/12/93

(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:

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APR 18 1994

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

DEED

For Value Received, BAR-S RANCH, INC., an Idaho Corporation, of Carmen, County of Lemhi, State of Idaho, the Grantor, does hereby Grant, Bargain, Sell and Convey unto THOMAS L. MCFARLAND, DAVID M. MCFARLAND and BRUCE MCFARLAND, all of whom are married men, of Carmen, Lemhi County, State of Idaho, the Grantees, those premises in Lemhi County, Idaho, more particularly described on Exhibit "A" annexed hereto and by this reference made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor has hereunto set its hand and seal this 12th day of May.

BAR-S RANCH, INC.

By: 
Mitchell P. McFarland

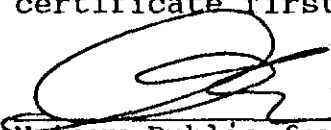
Attest:


Norma A. McFarland
Secretary

STATE OF IDAHO)
 : ss.
County of Lemhi)

On this 12th day of May, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared MITCHELL P. MCFARLAND and NORMA A. MCFARLAND, known to me to be the President and Secretary, respectively, of BAR-S RANCH, INC., the corporation that executed the above instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year in this certificate first above written.


Notary Public for Idaho
Residing at Salmon, Idaho
Commission Expires: 

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APR 18 1994

S1/2NW1/4, SW1/4, Section 24; N1/2NW1/4, SW1/4NW1/4, NW1/4NE1/4, Section 25, Township 23 North, Range 22 East, Boise Meridian. E1/2SE1/4, Section 23, Township 23 North, Range 22 East, Boise Meridian.

ALSO: parts of E1/2NE1/4, the NE1/4SE1/4, Section 26, and parts of NW1/4SW1/4, Section 25, Township 23 North, Range 22, East Boise Meridian, more particularly described as follows, to-wit:

Beginning at the West Quarter Corner of Section 25, run thence E. 1320.0 feet to the NE corner of the NW1/4SW1/4 of Section 25; thence S. 533.6 feet; thence N. 79 degrees 10' W. 1343.9 feet to a point on the West boundary of Section 25, which lies S. 281.0 feet from the W1/4 corner of Section 25; thence N. 21 degrees 29' W. 1600.0 feet; thence N. 50 degrees 55' W. 945.8 feet to a point on the West boundary of the NE1/4NE1/4 of Section 26; thence N. 836.0 feet to the NW corner of the NE1/4NE1/4 of Section 26; thence E. 1320.0 feet to the NE corner of Section 26; thence S. 2640.0 feet to the point of beginning.

Together with all water and water rights, ditches and ditch rights, range and range rights appurtenant thereto or used in connection therewith

EXCEPTING THEREFROM: Those premises located in Lemhi County, Idaho, more particularly described as follows:

E1/2NE1/4SW1/4, Section 24, Township 23 North, Range 22, East Boise Meridian

State of Idaho)
County of Lemhi)

ss No. 218517

This instrument was filed for record at the request of American Land Title at 2:49 o'clock p m 5-17 1923 and duly filmed and indexed in the records of Lemhi County

EXHIBIT "A"

Alberta Woodruff
EX-Off. Recorder
MICROFILMED
By Lerni J. Norton Deputy
Fees: 6.00 APR 16 1934

FUREY & FUREY
CHARTERED
ATTORNEYS AT LAW
116 N. CENTER STREET
SALMON, IDAHO 83467

SHERMAN F. FUREY, III
SHERMAN F. FUREY, JR.
OF COUNSEL

TELEPHONE
(208) 756-2577
FAX
(208) 756-4545

May 27, 1993

Idaho Department of Water Resources
Eastern Region Office
900 N. Skyline
Idaho Falls, Idaho 83402

RECEIVED

JUN 01 1993

Re: Snake River Basin Adjudication

Department of Water Resources
Eastern District Office

Gentlemen:

You are notified that Bar-S Ranch, Inc., an Idaho Corporation, has conveyed to Thomas L. McFarland, David M. McFarland and Bruce A. McFarland, all of whom are married men, the real estate described in the enclosed copy of Warranty Deed between said parties and, as a result, Thomas L. McFarland, David M. McFarland and Bruce A. McFarland, are now the owners of this real estate. All water rights which were appurtenant to this land are included in this conveyance.

All notices and other communications regarding the water rights on these lands should now be addressed as follows:

Mr. Thomas L. McFarland
P. O. Box 125
Carmen, Idaho 83462

If you need any further information from us to satisfy your requirements, I would appreciate it if you would let me know as soon as possible.

Thank you.

Sincerely yours,

FUREY & FUREY, Chartered



Sherman F. Furey III

SFIII:ps
Enclosures
cc: Thomas L. McFarland
Mitchell P. McFarland

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APR 18 1994

The place of use on this Notice identifies irrigation of 118 acres. However, License 75-02002 is for the irrigation of 63 acres (proof report of license attached). It appears you intended to file a Notice based on the license. Though the number of irrigated acres under a licensed right can not be increased, there are a couple of options for filing on the additional acreage.

One method would be to file an Application for Permit for irrigation of the 55 acres. The priority date would be the day the application is filed, and this method would allow for the appropriation of another 1.10 cfs for irrigation. The initial fee for the Application is \$65.00.

The other method would be to file another Notice of Claim based on the expansion of the License. The priority date for this notice would be the date when the expansion occurred. The procedure would not provide additional water for irrigation. (The license limits irrigation to 1.08 cfs). The fee for this Notice would be \$50.00.

To file the Notice of Claim, based on License 75-02002, please reduce the number of acres list under Item 10, making it consistent with the License. The fee will be \$50.00 for this Notice.

50.

RECEIVED

JUN 13 1990

Department of Water Resources
Eastern District Office

MICROFILMED

DEC 15 1992

Water Right Number - 75-02002

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 1631

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
WITTENBURG

WILLIAM J.

1 -
2 -
3 -
City- CARMEN
Phone -

State- ID Zip-

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
10/23/1905 15 L - LICENSE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
CARMEN CREEK SALMON RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
23N 22E 13 SE SE (59) LEMHI+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 1.080
43 - DOMESTIC+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.080+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
23N 22E 23 SE NE 1.0 01 IRRIGATION (59) LEMHI
23N 22E 24 NE NW 6.0 01 IRRIGATION (59) LEMHI
23N 22E 24 NW NW 6.0 01 IRRIGATION (59) LEMHI
23N 22E 24 SW NW 35.0 01 IRRIGATION (59) LEMHI
23N 22E 24 SE NW 15.0 01 IRRIGATION (59) LEMHI

Total Acres: 63.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
AC. IRR. = 63.89.+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

Water right number - 75-02002

Adj. flag translation: Standard Water Right Number

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 02/20/85

05/23/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 02/20/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 75D
Licensed Date	- 10/16/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-	Microfilm Roll Number	-

DO NOT FILE