

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: A75-02128
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: MAR 20, 1957

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

4. Point of Diversion:

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

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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.300		

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

8. Total consumptive use is 880.0 Acre Feet Per Annum

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9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
23N	22E	23	NE	SE	IRR	7.0
			SE	SE	IRR	8.0

Section Acres 15.0

Total Acres 15.0

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 75-00077B

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 26870

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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: A75-02128
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: MAR 20, 1957

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

4. Point of Diversion:

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

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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.300		

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

8. Total consumptive use is 880.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
23N	22E	23	NE	SE		IRR	7.0
			SE	SE		IRR	8.0

A75-02128

Page 1

Date: 06/20/90

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A7502128

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	15.0
					Total Acres	15.0

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 75-00077B

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 26870

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: _____

BY 6-16-90 B

5002

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 A75-02128Date Received 5-10-90 P.M.Receipt Number 6014833RECEIVED
JUN 16 1990Department of Water Resources
Eastern District OfficeNOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAWRECEIVED
MAY 11 1990Department 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) March 20, 19573. 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 24,
SE 1/4 of NE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of L. O. Co.Additional points of diversion if any: Top 23N Rge 22E Sec 13, SW 1/4 of SW 1/4 of SW 1/4
Top 23N Rge 22E Sec 25, NE 1/4 of NE 1/4 of NW 1/4

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

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

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

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 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 large
Rock, sand and gravel dam leading to 45' wide ditch

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 4-1 to 11-1 amount .3 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .3 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is ~~880~~ 880 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:

- a. If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.
 b. 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													7			8	15

Total number of acres irrigated 15

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

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, 75-2002, 75-4341 or None ()

14. Remarks:

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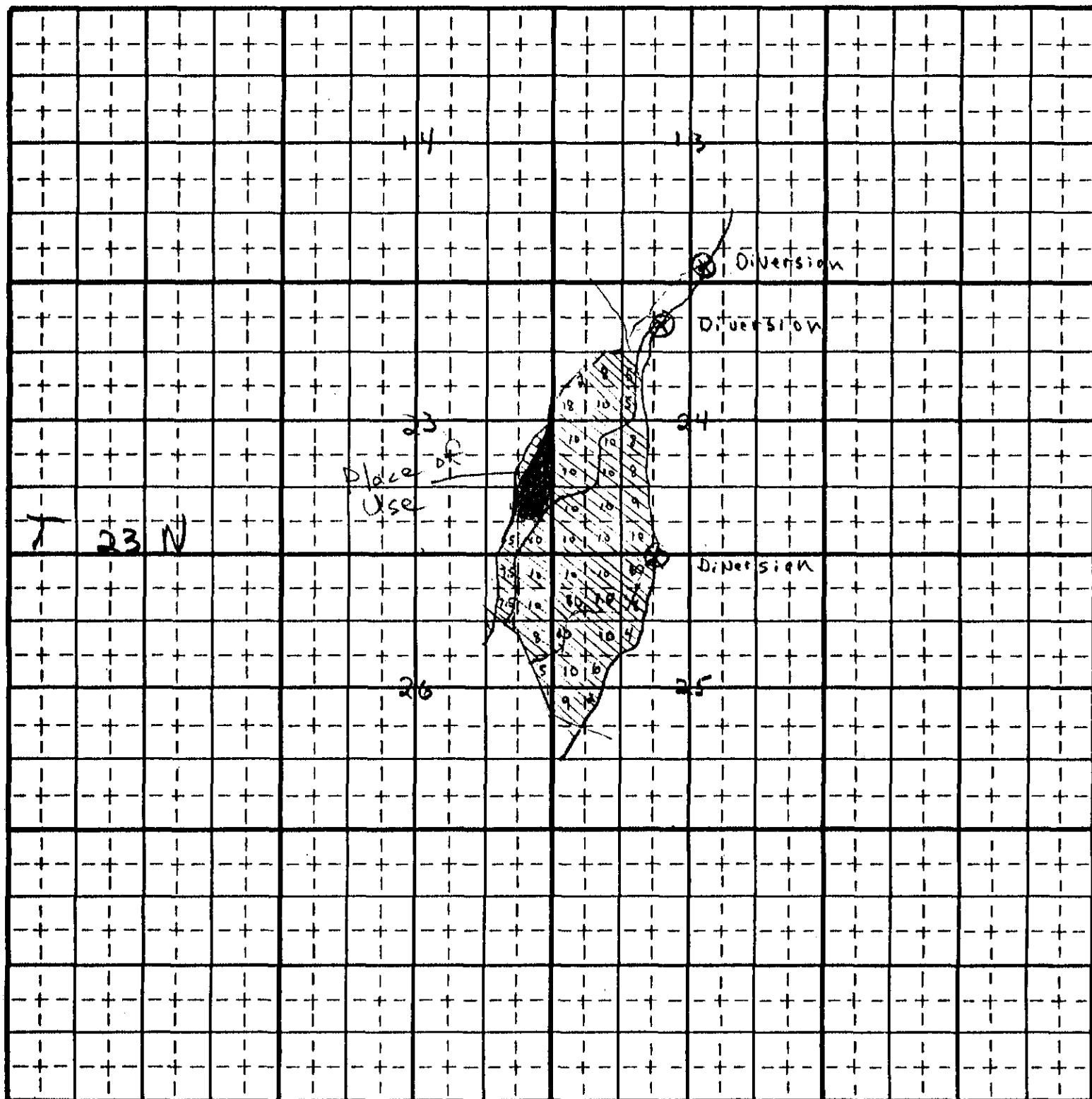
Last Name Bar S Ranch, Inc Ident No. _____

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

POOR ORIGINAL



R 22 E

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Last Name Bar S Ranch, Inc Ident No. _____

Copies: White-State, Yellow-Chadman
DEC 15 1992

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

Decree _____

If applicable provide IDWR Water Right Number 75-2128

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant McNutt 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 S Ranch, Inc. Title _____, that I have signed the foregoing

document in the space below as President Title _____ of Bar S Ranch, Inc. Organization _____

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

Signature of Authorized Agent Mitchell D. McFarland
President of Bar S Ranch, Inc. Title and Organization _____ 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. Goofrey

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 S Ranch, Inc. Ident. Number _____

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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

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APR 18 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUN 01 1993

Department of Water Resources
Eastern District Office

DATE OF CLOSING: May 12, 1993

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): Norman A. McFarland Date 5/12/93 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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Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

The place of use on this Notice identifies irrigation of 352 acres. However, License 75-02128 is for the irrigation of 15 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 337 acres. The priority date would be the day the application is filed, and this method would allow for the appropriation of another 6.74 cfs for irrigation. The initial fee for the Application is \$165.00.

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 0.30 cfs). The fee for this Notice would be \$50.00.

To file the Notice of Claim, based on License 75-02128, 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
RECORDED

JUN 7 1990

Department of Water Resources
Eastern District Office

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DEC 15 1992

Water Right Number - 75-02128

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 26870

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***

MC FARLAND

GLEN

1 -

2 -

3 -

City- CARMEN

State- ID Zip-

Phone -

+ - - Priority Date - - +
03/20/1957+ - - Region - - - +
15+ - - Stage - - - +
L - LICENSE

+ - - Status - - - - +

+ - - Source - - - - +
CARMEN CREEK+ - - Tributary - - - - +
SALMON RIVER+ - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

23N 22E 24 NW NE (59) LEMHI 272.0 92.0 332.0 7.7

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 11/01 0.300

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +

+ - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County23N 22E 23 NE SE 7.0 01 IRRIGATION (59) LEMHI
23N 22E 23 SE SE 8.0 IRRIGATION (59) LEMHI

Total Acres: 15.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - Remarks - - - - - +
No Remarks found.+ - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - Conditions of Approval - - - - - +
No Conditions of Approval found.MICROFILMED
APR 18 1994

Water right number - 75-02128

Adj. flag translation: Standard Water Right Number

+ - - - - 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	-

NOTED

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APR 18 1994