

ADAMS COUNTY, IDAHO

AG7-11236 (23)

23



OCT 05 1992

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: **A67-11236**
Date Received: 11/ 9/1989
Receipt No: W006652
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: DENYS H MURPHY 208-253-6011
Address: PO BOX 679
COUNCIL ID 83612

AND/OR

Name: PAMELA MURPHY 208-253-6011
Address: PO BOX 679
COUNCIL ID 83612

2. Date of Priority: AUG 20, 1941

3. Source: SPRING Trib. to: CAMP CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	01W	3	SE	SE			ADAMS

5. Description of diverting works:
DUG SPRING IN SMALL POND

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is 30.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/30 HD CATTLE, 6 HORSES, 100 CHICKENS, 10 SHEEP, 4 PIGS, RABBITS

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10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
16N	01W	3	SW	SE	IRR	10.0
			SE	SE	STOCK	
					Section Acres	10.0
					Total Acres	10.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
NONE

14. Remarks:

LILLIAN BALLARD IS THE PERSONAL REPRESENTATIVE OF PERLE CLARKE'S ESTATE.

THERE IS A POND ON THIS SPRING; HOWEVER, THE SIZE OF SUCH IS UNKNOWN; THEREFORE UNABLE TO DETERMINE IF STORAGE IS NECESSARY. METHOD OF IRRIGATING IS GRAVITY FLOW & DITCHES.

15. Basis of Claim: BENEFICIAL USE

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: _____

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State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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Date: 06/30/93



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUN 28 1993

Department of Water Resources

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 16 North Range 1 West
 Section 3, SW SE 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.

☐ 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)

☐ Water Right Number(s)
 Assigned by IDWR: A67-11235, A67-11236

☐ Name and Address of Former Owner/Claimant(s)(Seller): LILLIAN E. Ballard Personal Rep.
of the Estate of P.H. Walker, Deceased.
2710 S. Roosevelt Boise, Id. 83705

☐ New Owner/Claimant (Purchaser): Denys H. and/or Pamela D. Murphy

☐ New Mailing Address: P.O. Box 679 Council Id.
83612

☐ New Telephone Number: (208) 253-6011

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ 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: _____

(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): Denys H. Murphy Date 6-6-93
Pamela D. Murphy Date 6-6-93

☐ Signature of Former Owner/Claimant(s): _____ Date _____
 _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 6-30-93 By: JD

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 6-30-93 By: JD

Claim Numbers of Split, if any:

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Denys and Pamela Murphy
 PO Box 679
 Council, Idaho 83612

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

RECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:

MAIL TAX STATEMENTS TO:

Denys H. Murphy and Pamela D. Murphy
P. O. Box 679
Council, Idaho 83612

INSTRUMENT NO. 83611
State of Idaho)
County of Adams) ss.

Filed for record at the request of
Timberline Title & Escrow
32 min. past 4 o'clock P.M.
this 1 day of March, 1993

MICHAEL FISK, RECORDER
by Sarah Wilson
Deputy

Fee \$9.00

(Space Above This Line For Recorder's Use)

PERSONAL REPRESENTATIVE'S DEED

THIS DEED made this 25 day of February, 1993,
between LILLIAN E. BALLARD,* PERSONAL REPRESENTATIVE OF THE ESTATE
OF P. H. CLARKE,* DECEASED, ("Grantor") and DENYS H. MURPHY and
PAMELA D. MURPHY, husband and wife ("Grantee").

WITNESSETH, that the Grantor by virtue of the power and
authority given in and by the Last Will and Testament of P. H.**
CLARKE, DECEASED, does hereby grant and release unto the Grantee,
the heirs or successors and assigns of the Grantee forever, all
that certain plot, piece or parcel of land, with any improvements
thereon erected, situate, lying and being in the County of Adams,
State of Idaho, described as:

A parcel of land, situated in the S 1/2 SE 1/4,
Section 3, Township 16 North, Range 1 West, Boise
Meridian, Adams County, Idaho, more particularly
described as follows:

Beginning at the Southeast corner of Section 3, above
noted Township, at the intersection of the centerlines
of Galena Road and State Highway #95, thence along the
Section line common to Sections 2 and 3, N.0°03'53"E.,
125.00 feet to the REAL POINT OF BEGINNING; thence,
continuing along the Section line, N.0°03'53"E.,
1188.75 feet to the S 1/16 corner common to Sections 2
and 3, noted above; thence along the 1/16 line,
S.89°54'12"W., 623.88 feet to a point; thence,
departing the 1/16 line, S.0°03'53"W., 1313.36 feet to
a point on the Section line common to Sections 3 and
10, also on the centerline of Galena Road; thence along
said Section line, N.89°56'21"E., 330.88 feet to a
point; thence, departing the Section line,
N.0°03'53"E., 125.00 feet to a point; thence
N.89°56'21"E., 293.00 feet to a point, the REAL POINT
OF BEGINNING.

Containing 17.9723 acres.

*aka LILLIAN BALLARD

**aka PERLE H. CLARKE
PERSONAL REPRESENTATIVE'S DEED - 1

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b6 b7c 41

SUBJECT TO that certain Right of Way Deed, Instrument No. 21909, recorded in Book 14 of Deeds at page 359, records of Adams County, Idaho, pursuant to which the East 33 feet of the above-described land was conveyed to the State of Idaho.

TOGETHER with the appurtenances, and also all the estate which the said decedent had at the time of decedent's death in said premises, and also the estate therein, which the Grantor has or has power to convey or dispose of, whether individually, or by virtue of said Will or otherwise.

SUBJECT TO:

1. Liens for taxes and assessments not yet due and payable;
2. Reservations and exceptions in any patents from the United States or any patent or deed from the State of Idaho;
3. Building and zoning ordinances and regulations;
4. Covenants, conditions, rights-of-way, easements, restrictions and other matters of record as disclosed by the records of Adams County, Idaho;
5. Any facts which an inspection or correct survey would disclose; and
6. Exceptions to title as set forth in the First American policy of title insurance to be issued in connection with the conveyance by Grantor hereunder, pursuant to the commitment issued therefor by Timberline Title & Escrow, Inc., Order No. 100-93-129.

TO HAVE AND TO HOLD the premises herein granted unto Grantee, the heirs or successors and assigns of the Grantee forever.

IN WITNESS WHEREOF, the Grantor has duly executed this deed the day and year first above written.

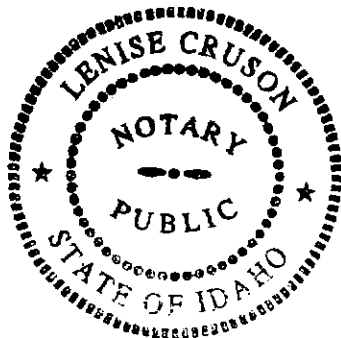
Lillian E. Ballard Personal Representative
LILLIAN E. BALLARD, PERSONAL
REPRESENTATIVE OF THE ESTATE OF
P. H. CLARKE, DECEASED

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STATE OF IDAHO)
) ss.
County of Ada)

On this 25 day of February, 1993, before me,
Lenise Cruson, a Notary Public in and for
said State, personally appeared LILLIAN E. BALLARD, known to me
or identified to me to be the PERSONAL REPRESENTATIVE OF THE
ESTATE OF P. H. CLARKE, DECEASED, and acknowledged to me that she
executed the same.

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



Lenise Cruson
Notary Public for Idaho
Residing at Bose, Idaho
My Commission Expires 9/9/98

s:\secy\blb\clarke\murphy.prd
2/25/93

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AUG 19 1994

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: A67-11236
Date Received: 11/09/1989
Receipt No: W006652
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PERLE H. CLARKE, ESTATE OF 208-343-2099
Address: C/O LILLIAN BALLARD
2710 S. ROOSEVELT ST.
BOISE, ID 83705
 2. Date of Priority: AUG 20, 1941
 3. Source: SPRING Trib. to: CAMP CREEK
 4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	01W	3	SE	SE			ADAMS
 5. Description of diverting works:
DUG SPRING IN SMALL POND
 6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		
STOCKWATER	01/01	12/31	0.040		
 7. Total Quantity Appropriated is:
0.240 C.F.S. (and/or) A.F.A.
 8. Total consumptive use is 30.0 Acre Feet Per Annum.
 9. Non-irrigation uses:
S/30 HD CATTLE, 6 HORSES, 100 CHICKENS, 10 SHEEP, 4 PIGS, RABBITS
 10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	3	SW	SE		IRR	10.0
- A67-11236 Page 1 Date: 11/09/89

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	3	SE	SE		STOCK	
Section Acres							10.0
Total Acres							10.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
NONE

14. Remarks:

LILLIAN BALLARD IS THE PERSONAL REPRESENTATIVE OF PERLE CLARKE'S ESTATE.

THERE IS A POND ON THIS SPRING; HOWEVER, THE SIZE OF SUCH IS UNKNOWN; THEREFORE UNABLE TO DETERMINE IF STORAGE IS NECESSARY. METHOD OF IRRIGATING IS GRAVITY FLOW & DITCHES.

15. Basis of Claim: BENEFICIAL USE

(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.

For Organizations:

document in the space below as _____ of _____
Title _____
_____ and that the statements contained in the
Organization _____
foregoing document are true and correct. *Lillian E. Ballard Personal Request*

Nov. 9, 1989
Date

e this 9 day
Linda Werner
Notary Public

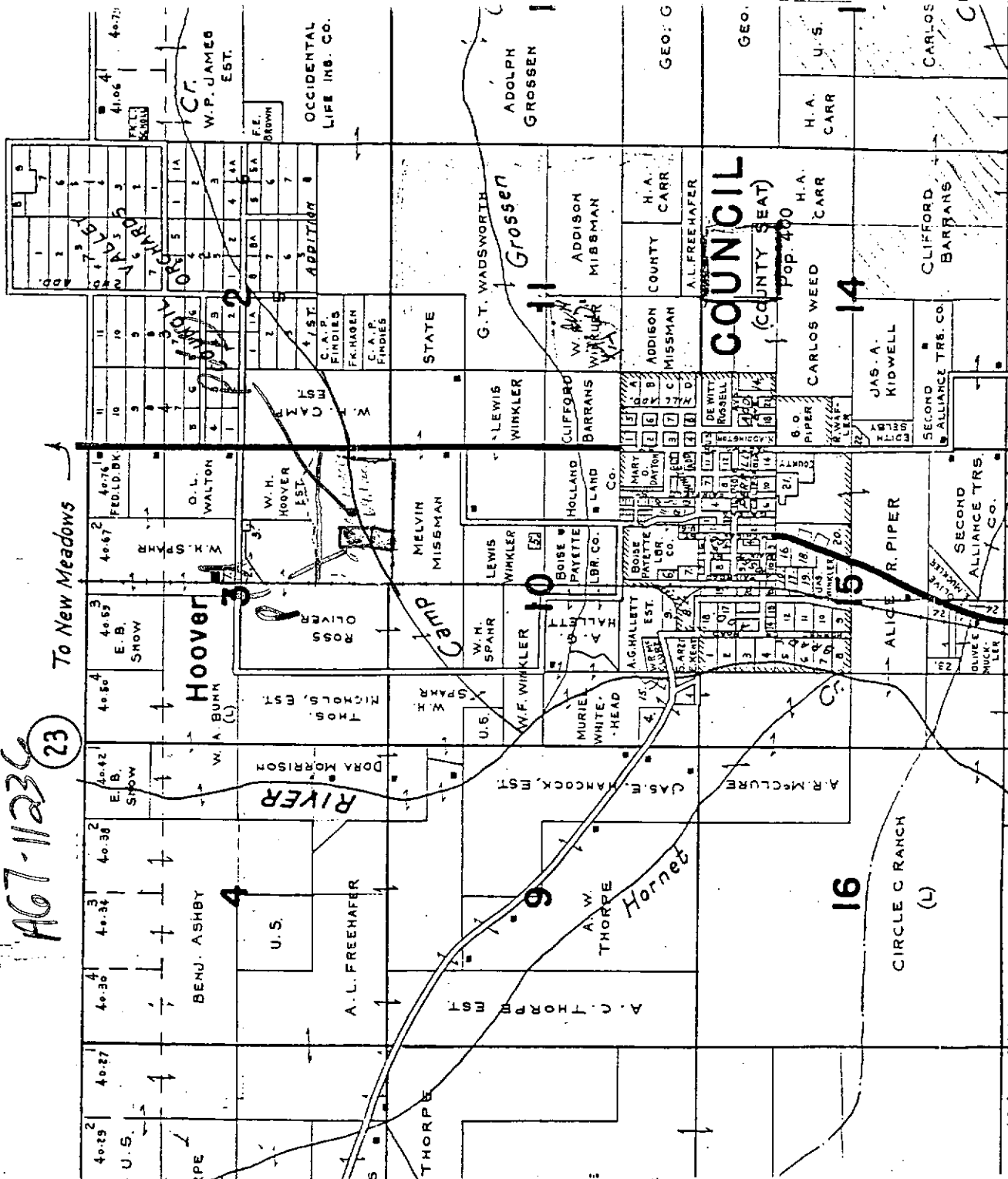
Residing at Linda A. Werner
Residing at Boise, Idaho
My Commission Expires My Commission Expires December 8, 1994

TOWNSHIP 16 N., RANGE 1 W. B. M.

ADAMS COUNTY, IDAHO

AG7-11236 (23)

To New Meadows



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OCT 05 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 30, 1993

Re: Notices of Claim to a Water Right Nos. A67-11235, A67-11236

Denys H. Murphy
Pamela D. Murphy
P.O. Box 679
Council, ID 83612

Mr. & Mrs. Murphy:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:l
Enclosure

cc: Lillian Ballard

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AUG 19 1994