

RECEIVED

11/15/2006

DEC 15 2006

DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 78-10057 (Flood water)

CAROLYN K FARRELL
3621 CEMETERY RD
NEW MEADOWS ID 83654-5021
Telephone Number: (208)347-2318

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

GOOSE WATER RIGHT HAS .780 CFS. IN ORIGINAL CLAIM (MAY 3, 1988)
IT HAD .80 CFS - PRIORITY DATE SEPT. 26, 1922; 4/15 TO 10/15; GOOSE CRE

2. Describe the changes you wish to make in the proposed recommendation:

I WISH TO HAVE IT CHANGED BACK TO THE ORIGINAL .80 CFS

3. Give a brief explanation as to why you disagree with these portions:

I HAVE THE ORIGINAL WATER RIGHT DATED MAY 3, 1988
TO PROVE MY POINT

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11-28-06 SIGNATURE: Carolyn K. Farrell

Please print your name: CAROLYN K. FARRELL

IDWR State Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

Flood
Water

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: 39356

Ident. Number

A78-10057

Date Received

5/3/88

Receipt Number

48620

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) CAROLYN K. FARRELL Phone (208) 347-2318Mailing Address HC 75, Box 3337, New Meadows, ID Zip 836542. Date of Priority (Only one (1) per claim) ~~SEPT 26, 1922~~ SEPT 26, 19223. Source of water supply (a) GOOSE CREEK
which is tributary to (b) LITTLE SALMON RIVER4. a. Location of existing point of diversion is: Township 19N Range 02E Section 20,
SE 1/4 of SW 1/4 of SW 1/4, Govt. Lot, ADAMS B.M., County of

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 _____ 1/4,

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.DIVERSION FROM GOOSE CREEK THROUGH BECKER CANAL TO PLACE OF
USE

SCANNED

DEC - 6 2006

Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/15 to 10/15 amount 80 CFS or

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 80 CFS (cfs) and/or (b) (acre feet)

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

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

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	
T19N	02E	19													40				40

Total number of acres irrigated 40

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
A78-00201 or None ()

14. Remarks: THIS RIGHT IS CLAIMED AS A FLOOD WATER RIGHT FROM
GOOSE CREEK

Last Name FARRILL Ident No. A78-10057

SCANNED

DEC - 6 2006

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 _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 1

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

Signature of Claimant (s) Carolyn K. Farrell Date 5-3-88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 3rd day of May 19 88

Notary Public Carter Fritschle

Residing at Boyle, Id

My Commission Expires 3-21-94

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 Farrell Ident. Number A78-10057

SCANNED

DEC - 6 2006

Copies White-State, Yellow-Claimant

02/08/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 78-10057

NAME AND ADDRESS: CAROLYN K FARRELL
3621 CEMETERY RD
NEW MEADOWS ID 83654-5021

SOURCE: WEST BRANCH GOOSE CREEK

TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 0.780 CFS

PRIORITY DATE: 09/26/1922

Pursuant to a call in times of scarcity, this right is junior to Water Right Nos. 78-2036, 78-2037, 78-2039, 78-2040A, 78-2040B, 78-2042 and 78-2056.

POINT OF DIVERSION:

T19N R02E S20 SWSW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.780 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T19N R02E S19 NESE 39.00

39 ACRES TOTAL

Right Nos. 78-10057 and 78-12239 are limited to the irrigation of a combined total of 39 acres in a single irrigation season.

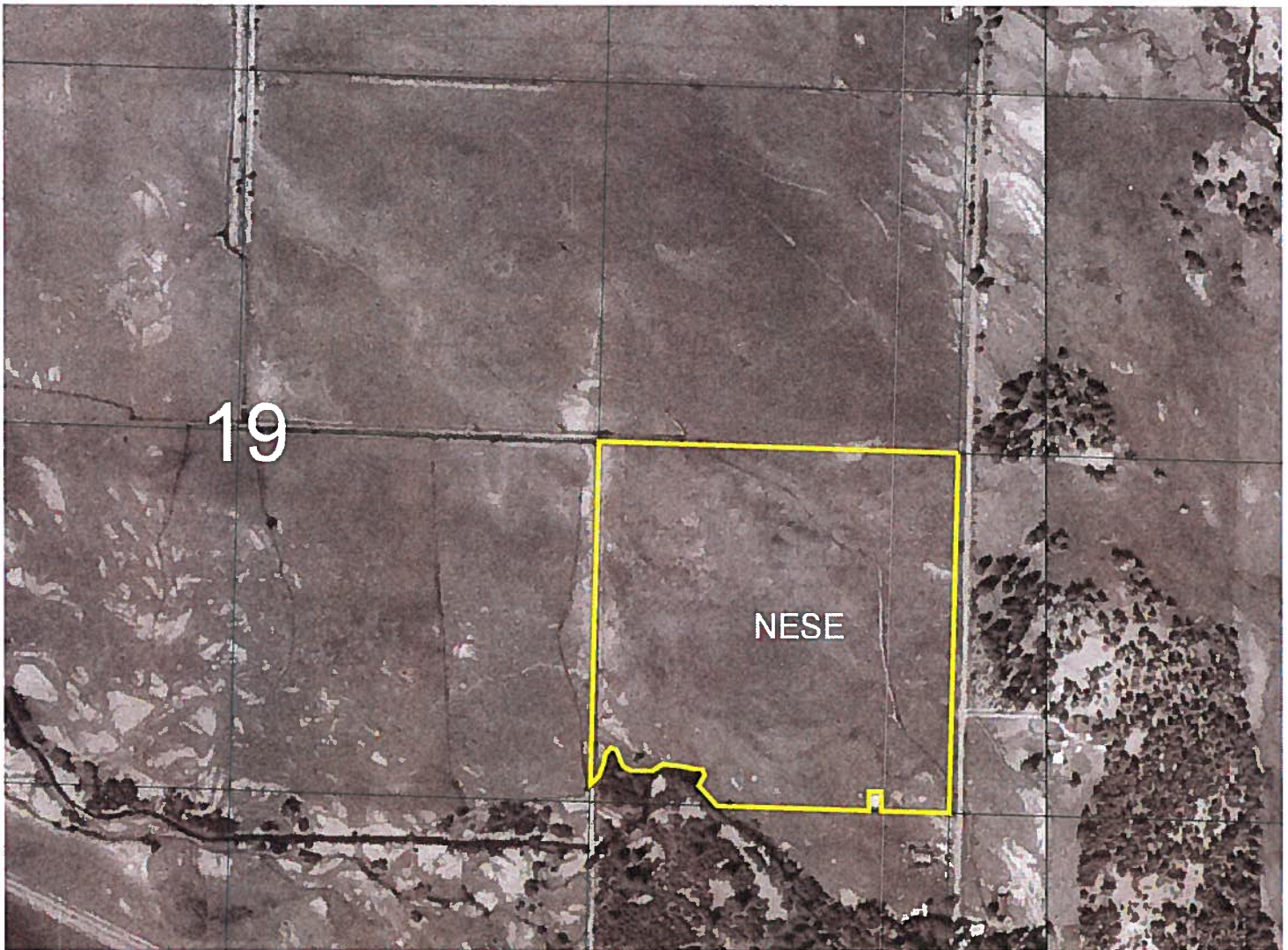
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Water is delivered through the Leota Becker Canal.

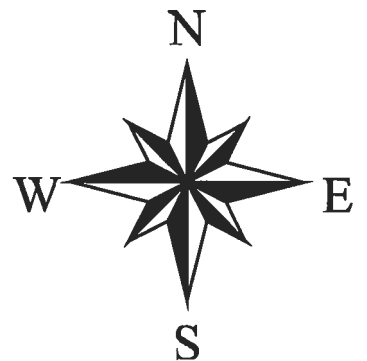
78-10057 & 78-12239



900 0 900 1800 Feet

T19N R02E S19

Map prepared by: Carter Fritschle
Date prepared: 07/05/05
Digital Orthophotoquad - 1992 Photography
Idaho Department of Water Resources





State of Idaho
DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 287-4800 FAX: (208) 287-6700 www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 8, 2005

Timothy S. Farrell
4646 E. Lootens
Homedale ID 83628

RE: Snake River Basin Adjudication (SRBA) Claims in Basin 78

Dear Mr. Farrell:

Enclosed are copies of the claims Charles Farrell filed in the SRBA in Basin 78. I have attached GIS maps showing my attempt to outline the irrigated acres in the place of use for the claims that may not have enough acres claimed to adequately cover the total number of acres being irrigated with those rights.

Claim No. 78-201, which was jointly claimed by Charles Farrell and Carolyn Farrell, will be split into two claims (78-12238 and 78-12239) because Carolyn Farrell also claimed a partially overlapping beneficial use right for floodwater, 78-10057, for that portion of the place of use claimed for 78-201 that she owns. I have included a copy Claim No. 78-10057 for informational purposes only.

I am also requesting that you submit evidence of the priority date and historical beneficial use for Claim No. 78-10073, which is based on beneficial use rather than a decree, to this office and to my attention by January 31, 2006. I have enclosed a pamphlet that explains what is required to support a priority date for a beneficial use water right.

If you have any questions, the direct phone line to my desk is (208) 287-4917, or you may send email to Carter.Fritschle@idwr.idaho.gov.

Sincerely,

A handwritten signature in cursive script that reads 'Carter Fritschle'.

Carter Fritschle
Water Rights Supervisor
Adjudication Bureau

Enclosures:

Evidence of Priority Date pamphlet
Copies of Claims
GIS maps

Entered 5/25/88
JKNIN 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: 39356

Ident. Number

A78-10057

Date Received

5/3/88

Receipt Number

48620

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) CAROLYN K. FARRELL Phone (208) 347-2318
Mailing Address HC 75, Box 3337, New Meadows, ID Zip 83654
2. Date of Priority (Only one (1) per claim) ~~XXXXXX~~ SEPT 26, 1922
3. Source of water supply (a) GOOSE CREEK
which is tributary to (b) LITTLE SALMON RIVER
4. a. Location of existing point of diversion is: Township 19N Range 02E Section 20,
SE 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of ADAMS
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 _____ 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.
DIVERSION FROM GOOSE CREEK THROUGH BECKER CANAL TO PLACE OF
USE.

MICROFILMED

OCT 05 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/15 to 10/15 amount .80 CFS or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .80 CFS (cfs) and/or (b) _____ (acre feet)

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

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

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	
T19N	02E	19													40				40

Total number of acres irrigated 40

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
A78-00201 or None ()

14. Remarks: THIS RIGHT IS CLAIMED AS A FLOOD WATER RIGHT FROM
GOOSE CREEK

MICROFILMED

OCT 05 1992

Last Name FARRELL Ident No. A78-10057

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 _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 1

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

Signature of Claimant (s) Carolyn K. Farrell Date 5-3-88

Date _____

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

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Adams) SS.

Subscribed and sworn (or affirmed) before me this 3rd day of May 19 88

SEAL

Notary Public Carter Fritschle

Residing at Eagle, Id

My Commission Expires 3-21-94

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 Farrell Ident. Number A78-10057

MICROFILMED

OCT 05 1992

Copies White-State, Yellow-Claimant

CV

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: A78-10057
Date Received: 5/03/1988
Receipt No: C000595
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CAROLYN K. FARRELL 208-347-2318
Address: HC. 75 BOX 3357
NEW MEADOWS, ID 83654
2. Date of Priority: SEP 26, 1922
3. Source: GOOSE CREEK Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
19N	02E	20	SE	SW	SW		ADAMS

5. Description of diverting works:
DIVERSION FROM GOOSE CREEK THROUGH BECKER CANAL TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
OCCASIONAL STOCKWATER USE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	02E	19	NE	SE		IRR	40.0
Section Acres							40.0

A78-10057

Page 1

Date: 01/17/89

MICROFILMED
OCT 05 1992

10. Place of Use: Continued

Total Acres 40.0

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:
A78-00201

14. Remarks:

THIS RIGHT IS CLAIMED AS A FLOODWATER RIGHT FROM GOOSE CREEK.

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: _____

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 _____

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: A78-10057

Date Received: 5/25/1988

Receipt No: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CAROLYN FARRELL
Address: HC. 75 BOX 3357
NEW MEADOWS, ID 83654
208-347-2318

2. Date of Priority: SEP 26, 1922

3. Source: GOOSE CREEK
Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
19N	02E	20	SE	SW	SW		ADAMS

5. Description of diverting works:
DIVERSION STR. FROM GOOSE CREEK THROUGH BECKER CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	02E	19	NE	SE		IRR	40.0

Section Acres 40.0

Total Acres 40.0

A78-10057

Page 1

Date: 05/26/88

MICROFILM

OCT 05 199

VERIFIED JKN

5/26/88

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:
A78-00201

14. Remarks:
FLOOD WATER RT. FROM GOOSE CREEK.

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

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: _____

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 _____