

12/26/2006

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

RIGHT NUMBER: 78-10073

NAME AND ADDRESS: TIMOTHY S FARRELL  
PO BOX 142  
NEW MEADOWS ID 83654

SOURCE: WASTE WATER

TRIBUTARY: EAST BRANCH GOOSE CREEK

QUANTITY: 0.600 CFS

PRIORITY DATE: 09/26/1922

POINT OF DIVERSION:

T19N R02E S18 SESW Within ADAMS County

T19N R02E S19 SENW Within ADAMS County

T19N R02E S19 SENW 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          | 0.600 CFS       |

PLACE OF USE: IRRIGATION in ADAMS County

|                     |      |       |                     |      |       |
|---------------------|------|-------|---------------------|------|-------|
| T19N R01E S24       | SENE | 30.00 | T19N R02E S18       | NESW | 24.00 |
| T19N R02E S18 Lot 3 | NWSW | 35.00 | T19N R02E S18 Lot 4 | SWSW | 35.00 |
| T19N R02E S18       | SESW | 36.00 | T19N R02E S19       | NENW | 36.00 |
| T19N R02E S19 Lot 1 | NWNW | 36.00 | T19N R02E S19 Lot 2 | SWNW | 32.00 |
| T19N R02E S19       | SENW | 36.00 |                     |      |       |

300 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 312 acres in a single irrigation season.  
Combined Right Nos.: 78-185, 78-186, 78-187, 78-188, 78-189, 78-190, 78-192, 78-193, 78-194, 78-195 and 78-10073

The rights listed below are limited to the irrigation of a combined total of 654 acres in a single irrigation season.  
Combined Right Nos.: 78-164, 78-165, 78-168, 78-169, 78-170, 78-185, 78-186, 78-187, 78-188, 78-189, 78-190, 78-192, 78-193, 78-194, 78-195, 78-10073, 78-12238 and 78-12279

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.

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Use of this right is combined with water from Brundage Water Users Association.

15 May 2006

Idaho Department of Water Resources  
P.O. Box 83720  
Boise, Idaho 83720-0098

Dear Mr. Fritschle,

I Dick Clay of New Meadows, Idaho and spouse of the former Water Master of District 78, bare witness to the waste water claim (A78-10073) made by Charles F. Farrell of New Meadows, Idaho as a legitimate claim of his waste water from his parcel of land known as the Becker field into the ditch known as the KLF, which he then reused on other parcels of land . I further affirm that before the KLF ditch was dug into a drain ditch in the late 50's or early 60's he would have received his waste water back into the KLF ditch as well, therefore, I contend that the claim would be legitimate as dated starting in 1889.

Sincerely,

Dick Clay

A handwritten signature in cursive script that reads "Dick Clay".

**RECEIVED**

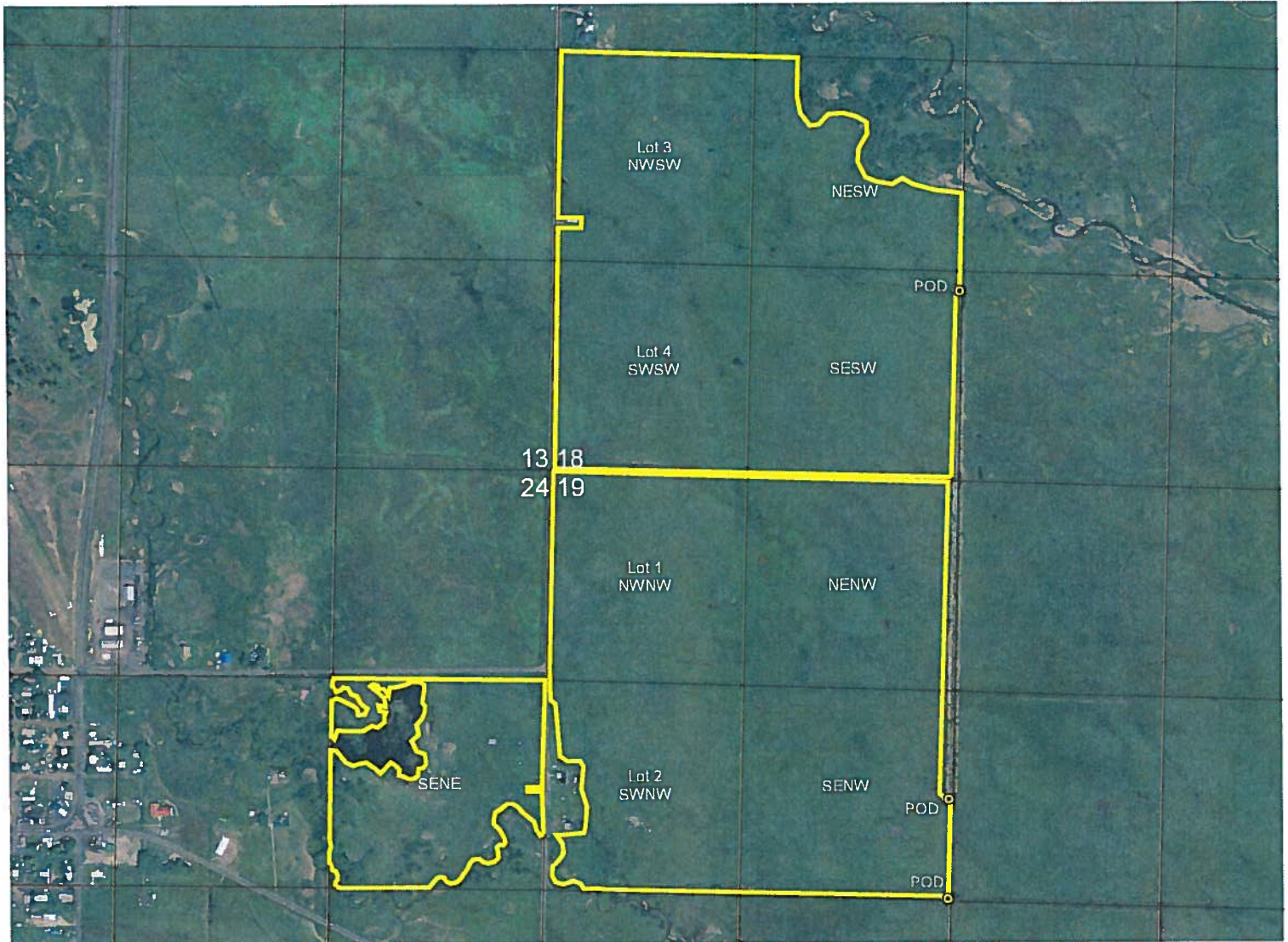
**NOV 27 2006**

Department of Water Resources  
Adjudication Bureau

**SCANNED**

**NOV 30 2006**

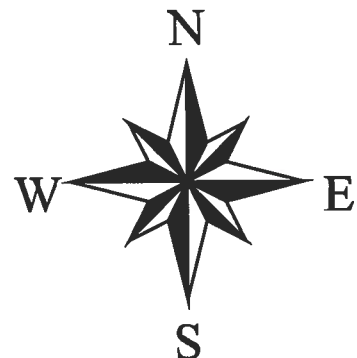
# 78-10073



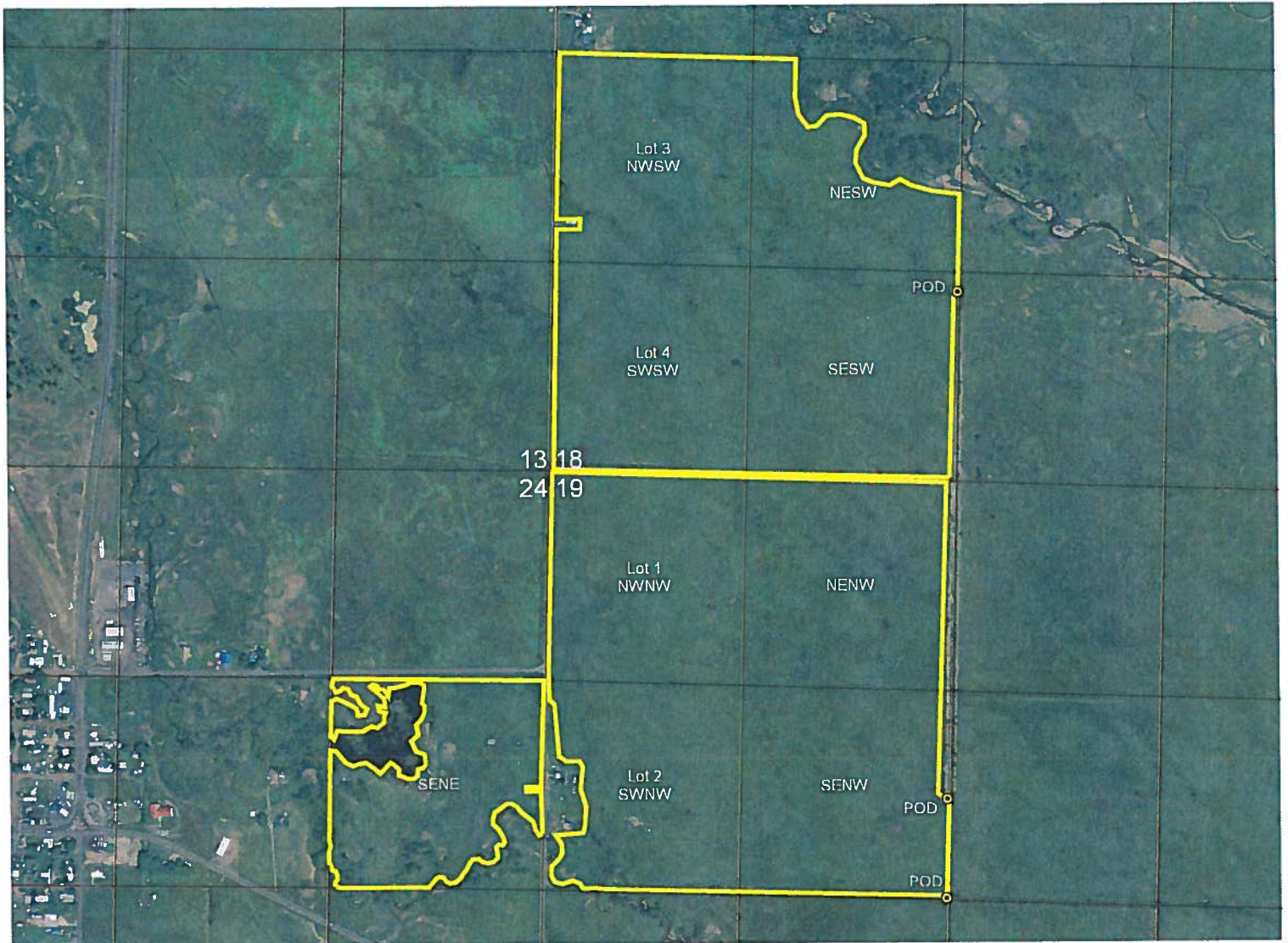
1000 0 1000 2000 3000 Feet

## T19N R01E S24 T19N R02E S18 & S19

Map prepared by: Carter Fritschle  
Date prepared: 01/30/06  
2004 NAIP Photography  
Idaho Department of Water Resources



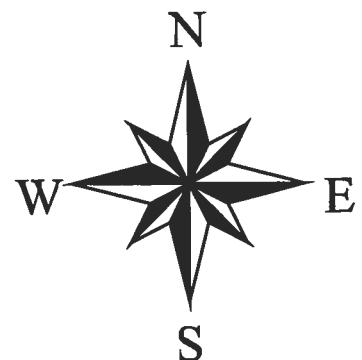
# 78-10073



1000 0 1000 2000 3000 Feet

## T19N R01E S24 T19N R02E S18 & S19

Map prepared by: Carter Fritschle  
Date prepared: 01/30/06  
2004 NAIP Photography  
Idaho Department of Water Resources



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 78-10073  
Date Received: 5/26/1988  
Receipt No: M000034  
Received By:

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

1. Name of Claimant(s)

TIMOTHY S FARRELL Phone: (208) 347-2241  
PO BOX 142  
NEW MEADOWS ID USA 83654

2. Date of Priority: 05/01/1889

3. Source: WASTE WATER Trib. to: GOOSE CREEK EAST BRANCH

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 19N      | 02E   | 19      | SE SW                 | ADAMS  |      |
| 19N      | 02E   | 18      | NE SW                 | ADAMS  |      |
| 19N      | 02E   | 19      | SE NW                 | ADAMS  |      |

5. Description of diverting works:

DAMS IN DRAIN DITCH INTO GRAVITY DITCH.

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 4/15 | 10/15 | 0.6    |            |

7. Total Quantity Appropriated is:  
0.6 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot | Use        | Acres |
|----------|-------|---------|----------------|------------|-------|
| 19N      | 02E   | 18      | NW SW 3        | IRRIGATION | 40    |

|     |     |    |    |    |   |               |     |
|-----|-----|----|----|----|---|---------------|-----|
|     |     |    | SW | SW | 4 | IRRIGATION    | 40  |
|     |     |    | SE | SW |   | IRRIGATION    | 40  |
|     |     |    | NE | SW |   | IRRIGATION    | 20  |
|     |     |    |    |    |   | Section Acres | 140 |
| 19N | 02E | 19 | NE | NW |   | IRRIGATION    | 40  |
|     |     |    | NW | NW | 1 | IRRIGATION    | 40  |
|     |     |    | SW | NW | 2 | IRRIGATION    | 40  |
|     |     |    | SE | NW |   | IRRIGATION    | 40  |
|     |     |    |    |    |   | Section Acres | 160 |
|     |     |    |    |    |   | Total Acres   | 300 |

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:

14. Remarks:

Ownership changed by DB 3/5/2001.

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): *Timothy Stanell* Date: 1/27/06  
\_\_\_\_\_ Date: \_\_\_\_\_

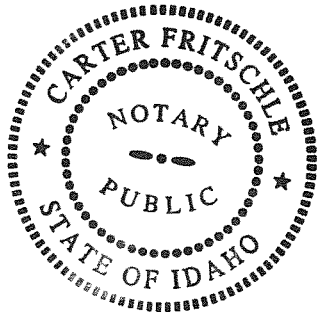
State of Idaho )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 27<sup>th</sup> day  
of January 2006 *Carter Fritschle*

Notary Public

Residing at Kuna ID

My commission Expires 3-21-06





## 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](http://www.idwr.idaho.gov)

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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](mailto: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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

March 9, 2001

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

TIMOTHY S FARRELL  
PO BOX 142  
NEW MEADOWS ID 83654

Re: Notice of Claim to a Water Right No. A78-164, A78-165, A78-168, A78-169, A78-185,  
A78-186, A78-188, A78-189, A78-192, A78-193, A78-194, A78-195 A78-201 &  
A78-10073

Dear Claimant(s):

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 filing.

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.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington". The signature is written in dark ink and is positioned above the typed name and title.

Denise Buffington  
Office Specialist I  
Adjudication Section  
Western Region Office

DB:db

Enclosure

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 78-10073  
Date Received: 5/26/88  
Receipt No: M000034  
Received By:

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

1. Name of Claimant(s): TIMOTHY S FARRELL  
PO BOX 142  
NEW MEADOWS ID USA 83654

Phone: (208) 347-2241

2. Date of Priority: 05/01/1889

3. Source: UNNAMED DRAIN & WASTEWATER Trib. to: EAST BRANCH GOOSE CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 19N      | 02E   | 19      | NE SE SW              | ADAMS  |      |
| 19N      | 02E   | 19      | SE SE NW              | ADAMS  |      |

5. Description of diverting works:

DAMS IN DRAIN DITCH INTO GRAVITY DITCH.

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 4/15 | 10/15 | 0.6    |            |

7. Total Quantity Appropriated is:  
0.6 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
| 19N      | 02E   | 18      | SW SW      | 4   | IRRIGATION    | 25    |
|          |       |         | NW SW      | 3   | IRRIGATION    | 20    |
|          |       |         | SE SW      |     | IRRIGATION    | 35    |
|          |       |         |            |     | Section Acres | 80    |
| 19N      | 02E   | 19      | NE NW      |     | IRRIGATION    | 32    |
|          |       |         | NW NW      | 1   | IRRIGATION    | 32    |
|          |       |         | SW NW      | 2   | IRRIGATION    | 32    |
|          |       |         | SE NW      |     | IRRIGATION    | 32    |
|          |       |         |            |     | Section Acres | 128   |
|          |       |         |            |     | Total Acres   | 208   |

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:

14. Remarks:

Ownership changed by DB 3/5/2001.

15. Basis of Claim: Beneficial Use

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

**RECEIVED**  
**NOV 07 2000**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.  
 Incomplete forms will be returned.

**WATER RESOURCES**  
**WESTERN REGION**

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

| Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split                | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|----------------------|-----------------------|------------------------------|-------|
| _____                 | 78-10077                     | \$25 <sup>00</sup> → | _____                 | 78-00193                     | _____ |
| _____                 | 78-10073                     | _____                | _____                 | 78-00192                     | _____ |
| _____                 | 78-00201                     | _____                | _____                 | 78-00189                     | _____ |
| _____                 | 78-00195                     | _____                | _____                 | 78-00188                     | _____ |
| _____                 | 78-00194                     | _____                | _____                 | 78-00186                     | _____ |
|                       |                              |                      |                       | 78-00185                     |       |
|                       |                              |                      |                       | 78-00169                     |       |
|                       |                              |                      |                       | 78-00168                     |       |
|                       |                              |                      |                       | 78-00165                     |       |
|                       |                              |                      |                       | 78-00164                     |       |

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):  
 PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

**OR**

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s)

Charles F. Farre II  
P.O. Box 142 New Meadows, ID 83454

4. New Owner/Claimant(s)

Timothy S. Farre II  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 142

City, State and ZIP Code

New Meadows, ID 83454

New Telephone Number

(208) 347-2241 / 337 5099

5. Date you acquired the property

1995

JAN 18 2001

WATER RESOURCES  
WESTERN REGION**DEED OF DISTRIBUTION  
BY PERSONAL REPRESENTATIVE**

THIS DEED, made by Timothy S. Farrell, as personal representative of the estate of Charles F. Farrell, deceased, Grantor, to Timothy S. Farrell, Grantee, whose current address is P.O. Box 142, New Meadows, ID 83654.

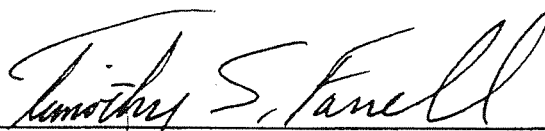
WHEREAS, Grantor is the qualified personal representative of said estate, filed as Case No. SP-94-00100, in Adams County, Idaho;

WHEREAS, Grantee is entitled to distribution of the hereinafter described real property;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee the following described real property in Adams County, Idaho:

See Exhibit "A" attached hereto and incorporated herein by this reference,  
with all appurtenances.

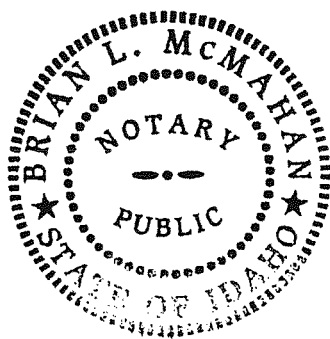
EXECUTED this 3<sup>rd</sup> day of Oct., 1996.

  
Timothy S. Farrell, Personal Representative of the  
estate of Charles F. Farrell, deceased.

STATE OF IDAHO )  
 )  
 ) SS  
COUNTY OF VALLEY )

On this 3<sup>d</sup> day of October, 1996, before me, the undersigned, a notary public in and for said state, personally appeared, Timothy S. Farrell, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of Charles F. Farrell, deceased, and acknowledged to me that he executed the same as such Personal Representative.

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



  
Notary Public for Idaho  
Residing at McCall, Idaho  
My commission expires: 11-21-2001

INSTRUMENT NO 90916

EXHIBIT "A"

X=0 Y=40  
S-2  
Parcel 4

Parcel #1: In the County of Adams, State of Idaho, to wit:  
Commencing at the Southwest corner of Lot Numbered  
Four (4) in Section Seven (7), Township Nineteen (19),  
North, Range Two (2), East, Boise Meridian, and running  
thence north on and along the west line of said Section seven  
(7), a distance of three hundred thirty (330) feet; thence east  
a distance of forty-nine (49) feet and six (6) inches; thence  
south a distance of three hundred thirty (330) feet to the south line  
of said Section seven (7); thence west on and along the section  
line to the place of beginning, all being in said Lot four (4)  
Section Seven (7), Township Nineteen (19) North, Range Two (2)  
East, Boise Meridian, and containing three-eighths (3/8) of an acre.

None in  
S-7  
for Farrell

Parcel #2: In Adams County, State of Idaho, Township 19N, Range 2E, 78-10073  
Section 18, Boise Meridian, the east 1/2 of the southwest 1/4,  
and Government Lots 3 and 4, containing 154.87 acres. -00188, -00186, -00185

Parcel #3: In Adams County, State of Idaho, Township 19N, Range 2E, 78-00201  
Section 19, Boise Meridian, the south 1/2 of the northeast 1/4,  
containing 80 acres.

Parcel #4: In Adams County, State of Idaho, a tract of One (1) acre situated  
in Government Lot Two (2) of Section Nineteen (19), Township  
Nineteen (19) North, Range Two (2) East, Boise Meridian,  
particularly described as follows, to wit:  
Commencing at the West Quarter Corner of said Section, Township  
and Range and running thence North on the West line of said Section  
19, a distance of 600 feet to the real and true point and place of  
beginning; thence continuing North on the West line of said section 19  
a distance of 208.7 feet to a point; thence at right angles, East 208.7  
feet to a point; thence South 208.7 feet to a point; thence West 208.7  
feet to the real and true point and place of beginning.

Return to: Timothy Farrell  
Box 142  
New Meadows, ID 83654

INSTRUMENT NO. 90916  
State of Idaho )  
County of Adams ) ss.

Filed for record at the request of  
Timothy Farrell  
10 min. past 3 o'clock P.M.  
this 3rd day of Oct, 1996  
MICHAEL FISK, RECORDER  
by Deputy Deputy

Fee \$ 12.00

INSTRUMENT NO. 90916

Parcel #5: Two tracts of land located in Section 12, Township 19 North, Range 1 East, Boise Meridian, Adams County, Idaho more particularly described as follows:

Commencing at the Northeast corner of the Southeast Quarter of Section 12, in Township 19 North, Range 1 East, Boise Meridian, and running thence South along the East line of said Section 12, a distance of 2,310 feet:

thence West a distance of 24 feet 6 inches;

thence North parallel to the East Section line a distance of 2,310 feet to the North line of said Southeast Quarter of said Section 12;

thence East along the half Section to the place of beginning.

AND

The Northeast Quarter of Section 12, Township 19 North, Range 1 East, Boise Meridian, Adams County, Idaho

A78-00164  
-00165

A78-00169, -00168

Parcel #6: A tract of land in Adams County, Idaho, being farm premises, locally known as the James Conner Farm, and described as the east 31.93 acres of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 24, Township 19 North, Range 1 East of the Boise Meridian.

AKA

The Southeast Quarter of the Northeast Quarter of Section 24, Township 19 North, Range 1 East of the Boise Meridian, containing forty acres more or less, EXCEPTING THEREFROM, the following lands

and premises situated in Adams County, State of Idaho, to wit:

9.626 acres of wasteland, previously a State Gravel Pit, located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 24, Township 19 North, Range 1 East of the Boise Meridian more particularly described as follows:

A tract of land lying in a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of section 24, Township 19 North, Range 1 East, Boise Meridian, described as follows to wit:

Commencing at the Northeast corner of Section 24, Township 19 North, Range 1 East, Boise Meridian, thence South along the East line of said Section 24, a distance of 1290.0 feet to the centerline of an existing East and West county road; thence South 88°20' West along said centerline 728.0 feet; thence South 0°35'50" East - 27.95 feet to a point in the southerly right of way fence line of said county road, said last point being the REAL POINT OF BEGINNING; thence continuing South 0°35'50" East - 695.0 feet; thence South 87°58'00" West - 603.5 feet; thence North 0°35'50" West along Grantor's property fence line 695.0 feet to a point in said right of way fence line; thence North 87°58'00" East along said fence line 603.5 feet, more or less, to the REAL POINT OF BEGINNING and containing approximately 9.626 acres.

X=80 Y=40  
S-12  
Parcel 5

None in  
S-24 for  
Jansell

INSTRUMENT NO. 90916

Parcel #7: An undivided one-half interest in and to the following lands and premises situated in Adams County, State of Idaho, to wit: The East Half of the Northwest Quarter and Lots One (1) and Two (2) of Section Nineteen (19) in Township Nineteen (19) North, Range Two (2) East of Boise Meridian, But Excepting therefrom a tract of One (1) Acre situated in Lot Two (2) of said Section, Township and Range, particularly described as follows, to wit:

A78-10073  
A78-00195, -00192  
-00194, -00193  
-00189

Commencing at the West Quarter Corner of said Section, Township and Range and running thence North on the West line of said Section 19, a distance of 600 feet to the real and true point and place of beginning of the excepted one (1) acre tract; thence continuing North on the West line of said Section 19 a distance of 208.7 feet to a point; thence at right angles, east 208.7 feet to a point; thence South 208.7 feet to a point; thence West 208.7 feet to the real and true point and place of beginning of such excepted tract.

Parcel #8: An undivided one-half interest in and to the following lands and premises situated in Adams County, State of Idaho, to wit: 9.626 acres of wasteland, previously a State Gravel Pit, located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 24, Township 19 North, Range 1 East of the Boise Meridian more particularly described as follows:

None in  
S-24  
for Farrell

A tract of land lying in a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of section 24, Township 19 North, Range 1 East, Boise Meridian, described as follows to wit:

Commencing at the Northeast corner of Section 24, Township 19 North, Range 1 East, Boise Meridian, thence South along the East line of said Section 24, a distance of 1290.0 feet to the centerline of an existing East and West county road; thence South 88°20' West along said centerline 728.0 feet; thence South 0°35'50" East - 27.95 feet to a point in the southerly right of way fence line of said county road, said last point being the REAL POINT OF BEGINNING; thence continuing South 0°35'50" East - 695.0 feet; thence South 87°58'00" West - 603.5 feet; thence North 0°35'50" West along Grantor's property fence line 695.0 feet to a point in said right of way fence line; thence North 87°58'00" East along said fence line 603.5 feet, more or less, to the REAL POINT OF BEGINNING and containing approximately 9.626 acres.

Parcels 1 - 8, above, include all of the interest of Charles F. Farrell in the buildings and improvements on the above-described parcels.

X=Ø Y=40  
S-19  
Parcel 7

For Value Received Timothy S. Farrell do(es) hereby convey, release, remise  
and forever quit claim unto Timothy S. Farrell and Jeanette R. Farrell whose current address is  
3667 Farrell Road New Meadows, Idaho 83654 the following described premises, to-wit:

See Attached Instrument NO 90916 EXHIBIT A Parcel #1 Parcel#2 Parcel# 3 Parcel# 4 Parcel#5  
Parcel# 6 Parcel# 7 Parcel # 8

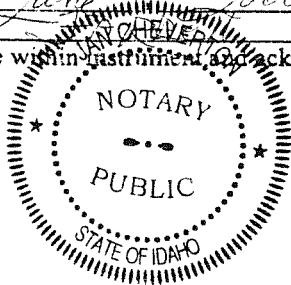
Together with their appurtenances.

Dated: 6/15/2000 <sup>TF</sup>

Timothy S. Farrell

STATE OF IDAHO )  
: ss.  
County of Adams )

On this 15 day of June, 2000, before me, a notary public in and for said State, personally  
appeared Timothy S. Farrell known to me to be the person(s)  
whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.



Jim Charleston  
Notary Public  
Residing at: 11-4-115  
Commission expires: 11-4-115

Filed for record at the request of \_\_\_\_\_ at \_\_\_\_\_ minutes past \_\_\_\_\_  
o'clock \_\_\_\_\_ m. this \_\_\_\_\_ day of \_\_\_\_\_,

MICHAEL FISK, RECORDER

By: \_\_\_\_\_ Deputy

Fee: \$  
Return to:

Instrument # **98161**

COUNCIL ADAMS, IDAHO

2000-06-15 03:58:57 No. of Pages: 4

Recorded for: TIMOTHY FARRELL

MICHAEL FISK

Ex-Officio Recorder Deputy Deputy Fisk

INSTRUMENT NO. 98161  
PAGE 2 OF 4

INSTRUMENT NO. 90916

EXHIBIT "A"

- Parcel #1: In the County of Adams, State of Idaho, to wit:  
Commencing at the Southwest corner of Lot Numbered  
Four (4) in Section Seven (7), Township Nineteen (19),  
North, Range Two (2), East, Boise Meridian, and running  
thence north on and along the west line of said Section seven  
(7), a distance of three hundred thirty (330) feet; thence east  
a distance of forty-nine (49) feet and six (6) inches; thence  
south a distance of three hundred thirty (330) feet to the south line  
of said Section seven (7); thence west on and along the section  
line to the place of beginning, all being in said Lot four (4)  
Section Seven (7), Township Nineteen (19) North, Range Two (2)  
East, Boise Meridian, and containing three-eighths (3/8) of an acre.
- Parcel #2: In Adams County, State of Idaho, Township 19N, Range 2E,  
Section 18, Boise Meridian, the east 1/2 of the southwest 1/4,  
and Government Lots 3 and 4, containing 154.87 acres.
- Parcel #3: In Adams County, State of Idaho, Township 19N, Range 2E,  
Section 19, Boise Meridian, the south 1/2 of the northeast 1/4,  
containing 80 acres.
- Parcel #4: In Adams County, State of Idaho, a tract of One (1) acre situated  
in Government Lot Two (2) of Section Nineteen (19), Township  
Nineteen (19) North, Range Two (2) East, Boise Meridian,  
particularly described as follows, to wit:  
Commencing at the West Quarter Corner of said Section, Township  
and Range and running thence North on the West line of said Section  
19, a distance of 600 feet to the real and true point and place of  
beginning; thence continuing North on the West line of said section 19  
a distance of 208.7 feet to a point; thence at right angles, East 208.7  
feet to a point; thence South 208.7 feet to a point; thence West 208.7  
feet to the real and true point and place of beginning.

Return to: Timothy Farrell  
Box 142  
New Meadows, ID 83654

INSTRUMENT NO. 90916  
State of Idaho )  
County of Adams ) ss.

Filed for record at the request of  
Timothy Farrell  
10 min. past 3 o'clock P.M.  
this 3rd day of Oct, 1996  
MICHAEL FISK, RECORDER  
by Deputy Deputy

Fee \$ 12.00

INSTRUMENT NO. 98161  
PAGE 3 OF 4

INSTRUMENT NO. 90916

Parcel #5: Two tracts of land located in Section 12, Township 19 North, Range 1 East, Boise Meridian, Adams County, Idaho more particularly described as follows:  
Commencing at the Northeast corner of the Southeast Quarter of Section 12, in Township 19 North, Range 1 East, Boise Meridian, and running thence South along the East line of said Section 12, a distance of 2,310 feet:  
thence West a distance of 24 feet 6 inches;  
thence North parallel to the East Section line a distance of 2,310 feet to the North line of said Southeast Quarter of said Section 12;  
thence East along the half Section to the place of beginning.

AND

The Northeast Quarter of Section 12, Township 19 North, Range 1 East, Boise Meridian, Adams County, Idaho

Parcel #6: A tract of land in Adams County, Idaho, being farm premises, locally known as the James Conner Farm, and described as the east 31.93 acres of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 24, Township 19 North, Range 1 East of the Boise Meridian.

AKA

The Southeast Quarter of the Northeast Quarter of Section 24, Township 19 North, Range 1 East of the Boise Meridian, containing forty acres more or less, EXCEPTING THEREFROM, the following lands

and premises situated in Adams County, State of Idaho, to wit:  
9.626 acres of wasteland, previously a State Gravel Pit, located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 24, Township 19 North, Range 1 East of the Boise Meridian more particularly described as follows:

A tract of land lying in a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of section 24, Township 19 North, Range 1 East, Boise Meridian, described as follows to wit:

Commencing at the Northeast corner of Section 24, Township 19 North, Range 1 East, Boise Meridian, thence South along the East line of said Section 24, a distance of 1290.0 feet to the centerline of an existing East and West county road; thence South 88°20' West along said centerline 728.0 feet; thence South 0°35'50" East - 27.95 feet to a point in the southerly right of way fence line of said county road, said last point being the REAL POINT OF BEGINNING; thence continuing South 0°35'50" East - 695.0 feet; thence South 87°58'00" West - 603.5 feet; thence North 0°35'50" West along Grantor's property fence line 695.0 feet to a point in said right of way fence line; thence North 87°58'00" East along said fence line 603.5 feet, more or less, to the REAL POINT OF BEGINNING and containing approximately 9.626 acres.

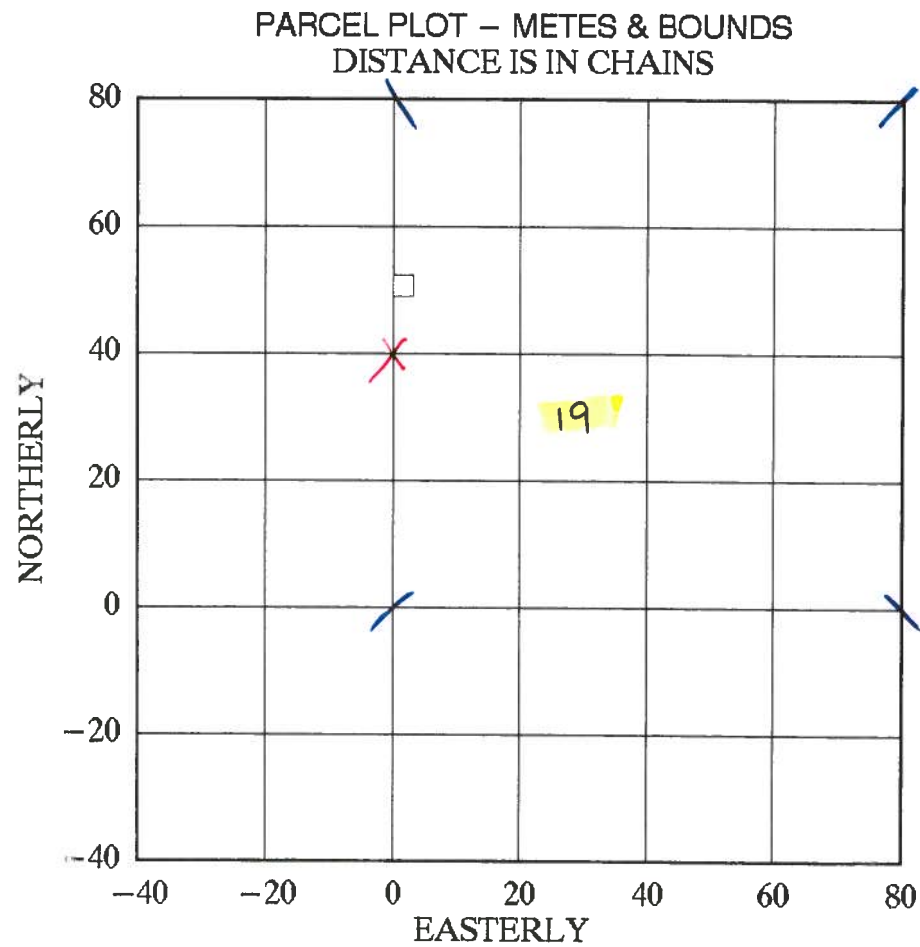
INSTRUMENT NO. 98161  
PAGE 4 OF 4

INSTRUMENT NO. 90916

- Parcel #7: An undivided one-half interest in and to the following lands and premises situated in Adams County, State of Idaho, to wit: The East Half of the Northwest Quarter and Lots One (1) and Two (2) of Section Nineteen (19) in Township Nineteen (19) North, Range Two (2) East of Boise Meridian, But Excepting therefrom a tract of One (1) Acre situated in Lot Two (2) of said Section, Township and Range, particularly described as follows, to wit:
- Commencing at the West Quarter Corner of said Section, Township and Range and running thence North on the West line of said Section 19, a distance of 600 feet to the real and true point and place of beginning of the excepted one (1) acre tract; thence continuing North on the West line of said Section 19 a distance of 208.7 feet to a point; thence at right angles, east 208.7 feet to a point; thence South 208.7 feet to a point; thence West 208.7 feet to the real and true point and place of beginning of such excepted tract.
- Parcel #8: An undivided one-half interest in and to the following lands and premises situated in Adams County, State of Idaho, to wit: 9.626 acres of wasteland, previously a State Gravel Pit, located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 24, Township 19 North, Range 1 East of the Boise Meridian more particularly described as follows: A tract of land lying in a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of section 24, Township 19 North, Range 1 East, Boise Meridian, described as follows to wit:
- Commencing at the Northeast corner of Section 24, Township 19 North, Range 1 East, Boise Meridian, thence South along the East line of said Section 24, a distance of 1290.0 feet to the centerline of an existing East and West county road; thence South 88°20' West along said centerline 728.0 feet; thence South 0°35'50" East - 27.95 feet to a point in the southerly right of way fence line of said county road, said last point being the REAL POINT OF BEGINNING; thence continuing South 0°35'50" East - 695.0 feet; thence South 87°58'00" West - 603.5 feet; thence North 0°35'50" West along Grantor's property fence line 695.0 feet to a point in said right of way fence line; thence North 87°58'00" East along said fence line 603.5 feet, more or less, to the REAL POINT OF BEGINNING and containing approximately 9.626 acres.

Parcels 1 - 8, above, include all of the interest of Charles F. Farrell in the buildings and improvements on the above-described parcels.

Farrell  
Parcel 4



x = beginning point

19N 2E

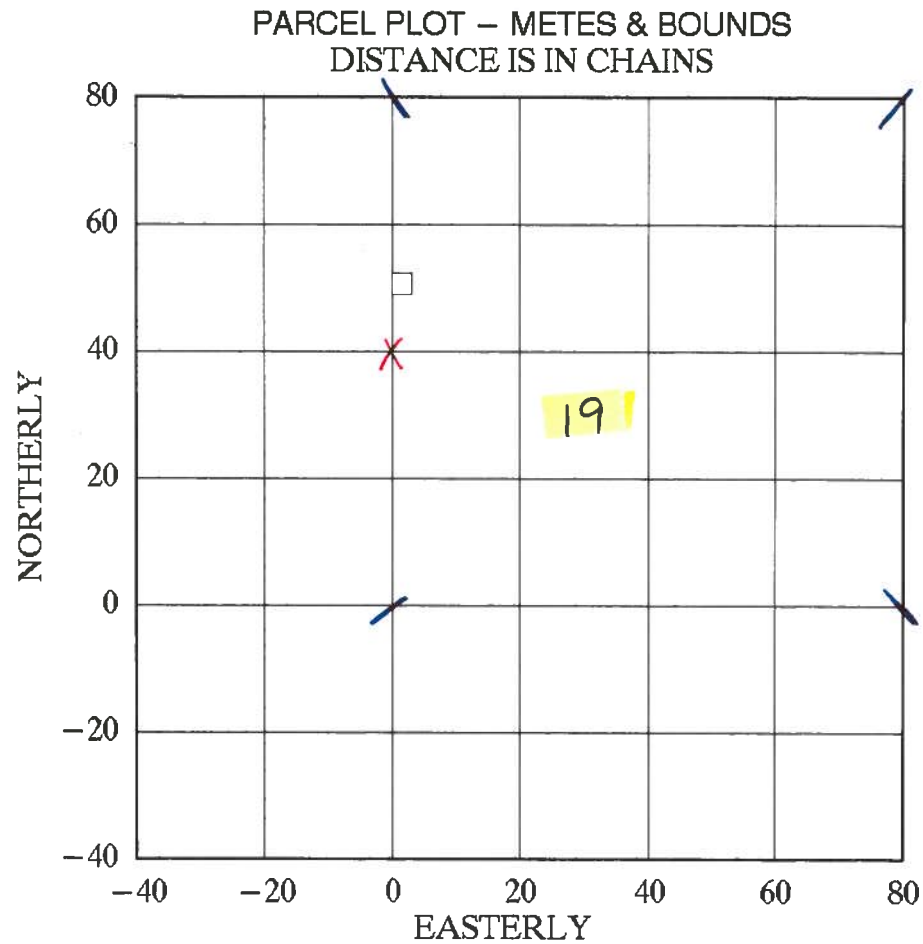
lot 2

METES AND BOUNDS TABLE

\*\*\*PRESS ALT P TO PRINT GRAPH\*\*\*

|                                 | X-COR | Y-COR | ANGLE   |         |         | BEARING | DIST (FT) |
|---------------------------------|-------|-------|---------|---------|---------|---------|-----------|
|                                 |       |       | DEGREES | MINUTES | SECONDS |         |           |
| BEGIN POINT COR.<br>(SEE SHEET) | 0.00  | 40.00 |         |         |         |         |           |
|                                 | 0.00  | 49.09 | 0.00    | 0.00    | 0.00    | NW      | 600.00    |
|                                 | 0.00  | 52.25 | 0.00    | 0.00    | 0.00    | NW      | 208.70    |
|                                 | 3.16  | 52.25 | 90.00   | 0.00    | 0.00    | SE      | 208.70    |
|                                 | 3.16  | 49.09 | 0.00    | 0.00    | 0.00    | SW      | 208.70    |
| -QUAD COEF-                     | 0.00  | 49.09 | 90.00   | 0.00    | 0.00    | SW      | 208.70    |
| IF NE, X=1,Y=1                  | 0.00  | 49.09 |         |         |         |         |           |

# Farrell Parcel 7



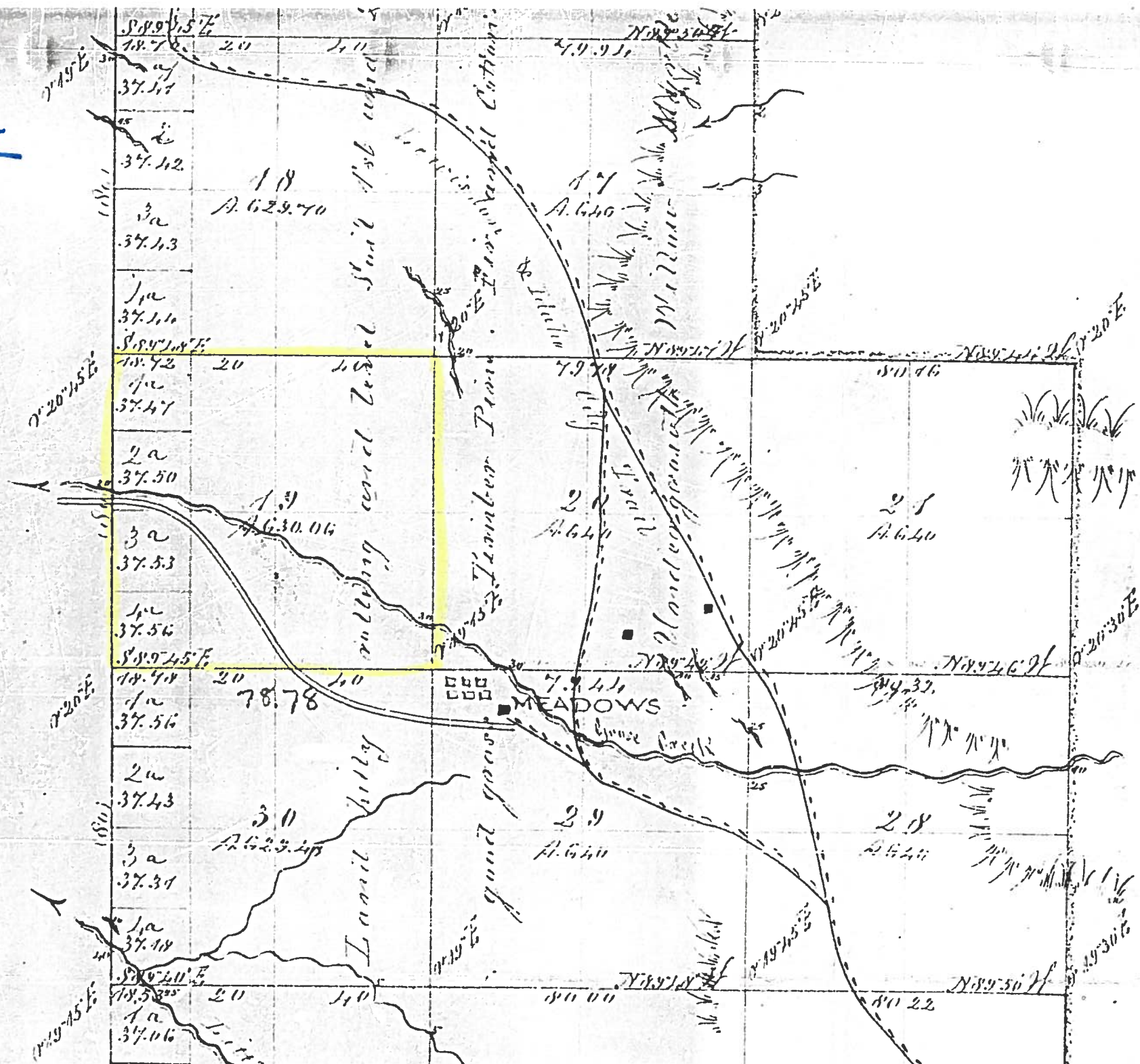
x = beginning point

19N 2E

METES AND BOUNDS TABLE \*\*\*PRESS ALT P TO PRINT GRAPH\*\*\*

|                  | X-COR | Y-COR | ANGLE   |         |         | BEARING | DIST (FT) |
|------------------|-------|-------|---------|---------|---------|---------|-----------|
|                  |       |       | DEGREES | MINUTES | SECONDS |         |           |
| BEGIN POINT COR. | 0.00  | 40.00 |         |         |         |         |           |
| (SEE SHEET)      | 0.00  | 49.09 | 0.00    | 0.00    | 0.00    | NE      | 600.00    |
|                  | 0.00  | 52.25 | 0.00    | 0.00    | 0.00    | NE      | 208.70    |
|                  | 3.16  | 52.25 | 90.00   | 0.00    | 0.00    | SE      | 208.70    |
|                  | 3.16  | 49.09 | 0.00    | 0.00    | 0.00    | SE      | 208.70    |
| -QUAD COEF-      | 0.00  | 49.09 | 90.00   | 0.00    | 0.00    | SW      | 208.70    |
| IF NE, X=1, Y=1  | 0.00  | 49.09 |         |         |         |         |           |

19 N  
2E



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: A78-10073  
Date Received: 5/26/1988 5-26-88  
Receipt No: M000034

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: CHARLES F. FARRELL 208-347-2241  
Address: BOX 142  
NEW MEADOWS, ID 83654
2. Date of Priority: MAY 01, 1889
3. Source: WASTEWATER & UNNAMED DRAIN Trib. to: EAST BRANCH GOOSE CREEK
4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 19N      | 02E   | 19      | SE     | SE     | NW  |     | ADAMS  |
|          |       |         | NE     | SE     | SW  |     | ADAMS  |

5. Description of diverting works:  
DAMS IN DRAIN DITCH INTO GRAVITY DITCH.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 0.600  |      |        |

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

8. Total consumptive use is 416.0 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   | 18      | NW     | SW  | 3   | IRR | 20.0  |
|          |       |         | SW     | SW  | 4   | IRR | 25.0  |
|          |       |         | SE     | SW  |     | IRR | 35.0  |

Section Acres 80.0

A78-10073

Page 1

Date: 06/02/88

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10. Place of Use: Continued

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 19N           | 02E   | 19      | NE     | NW  |     | IRR | 32.0  |
|               |       |         | NW     | NW  | 1   | IRR | 32.0  |
|               |       |         | SW     | NW  | 2   | IRR | 32.0  |
|               |       |         | SE     | NW  |     | IRR | 32.0  |
| Section Acres |       |         |        |     |     |     | 128.0 |
| Total Acres   |       |         |        |     |     |     | 208.0 |

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:  
A78-00185 & 86, A78-00189-194, 78-7263, 78-0187

14. Remarks:  
NONE

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 \_\_\_\_\_

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 A78-10073Date Received 5-26-88Receipt Number M000034

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Charles F. Farrell Phone (208) 347-2241Mailing Address Box 142 New Meadows Zip 836542. Date of Priority (Only one (1) per claim) May 1, 18893. Source of water supply (a) Wastewater and Developed water  
which is tributary to (b) East Branch Goose Creek4. a. Location of existing point of diversion is: Township 19N Range 2E Section 19,SE 1/4 of SE 1/4 of NW 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of AdamsAdditional points of diversion if any: T19N R2E Sec. 19 NE SE SW

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. Dams in drain ditchinto gravity ditch.

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Copies: White-State, Yellow-Claimant

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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 .60 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) .60 (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 STOCK WATER 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 |        |
| 19N | 2E  | 18  |        |       |       |       |        |             |             |       |        | Lot 3<br>20 | Lot 4<br>25 | 35    |        |       |       |       | 80     |
|     |     | 19  |        |       |       |       | 32     | Lot 1<br>32 | Lot 2<br>32 | 32    |        |             |             |       |        |       |       |       | 128    |
|     |     |     |        |       |       |       |        |             |             |       |        |             |             |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |             |             |       |        |             |             |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |             |             |       |        |             |             |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |             |             |       |        |             |             |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |             |             |       |        |             |             |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |             |             |       |        |             |             |       |        |       |       |       |        |

Total number of acres irrigated 208

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.  
A78-00185, A78-00186, 78-2263, (78-0187) A78-00189-00194. or None ( )

14. Remarks:

Last Name Farrell Ident No. A78-10073

Copies: White State Yellow Claimant  
**MICROFILMED**

OCT 05 1997

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) Charles F Farrell Date 4 May 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 Adams ) SS.

Subscribed and sworn (or affirmed) before me this 4<sup>th</sup> day of May 19 88

SEAL

Notary Public Carl 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 A78-10073

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Copies White-Stat, Yellow-Claimant

OCT 05 1992

