

**78-12265 78-12267 78-12269 78-12271
78-12273 & 78-12275**

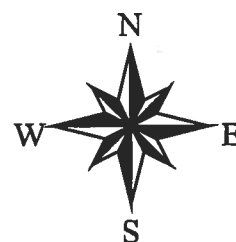


12 07
13 18

500 0 500 1000 1500 2000 Feet

T19N R01E S13

Map prepared by: Carter Fritschle
Date prepared: 12/30/05
2004 NAIP Photography
Idaho Department of Water Resources



11/15/2006

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

RIGHT NUMBER: 78-12265

NAME AND ADDRESS: DARRELL L CAMPBELL
3843 CAMPBELL RD
NEW MEADOWS ID 83654

DONNA MARIE CAMPBELL
3843 CAMPBELL RD
NEW MEADOWS ID 83654-5030

SOURCE: GOOSE CREEK TRIBUTARY: LITTLE SALMON RIVER

Water is delivered from the West Branch of Goose Creek.

QUANTITY: 0.020 CFS

PRIORITY DATE: 05/01/1907

POINT OF DIVERSION:

T19N R02E S19 SESE 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	0.020 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T19N R01E S13 NWNE 9.90

9.9 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 9.9 acres in a single irrigation season.
Combined Right Nos.: 78-12265, 78-12267, 78-12269, 78-12271, 78-12273 and 78-12275

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.

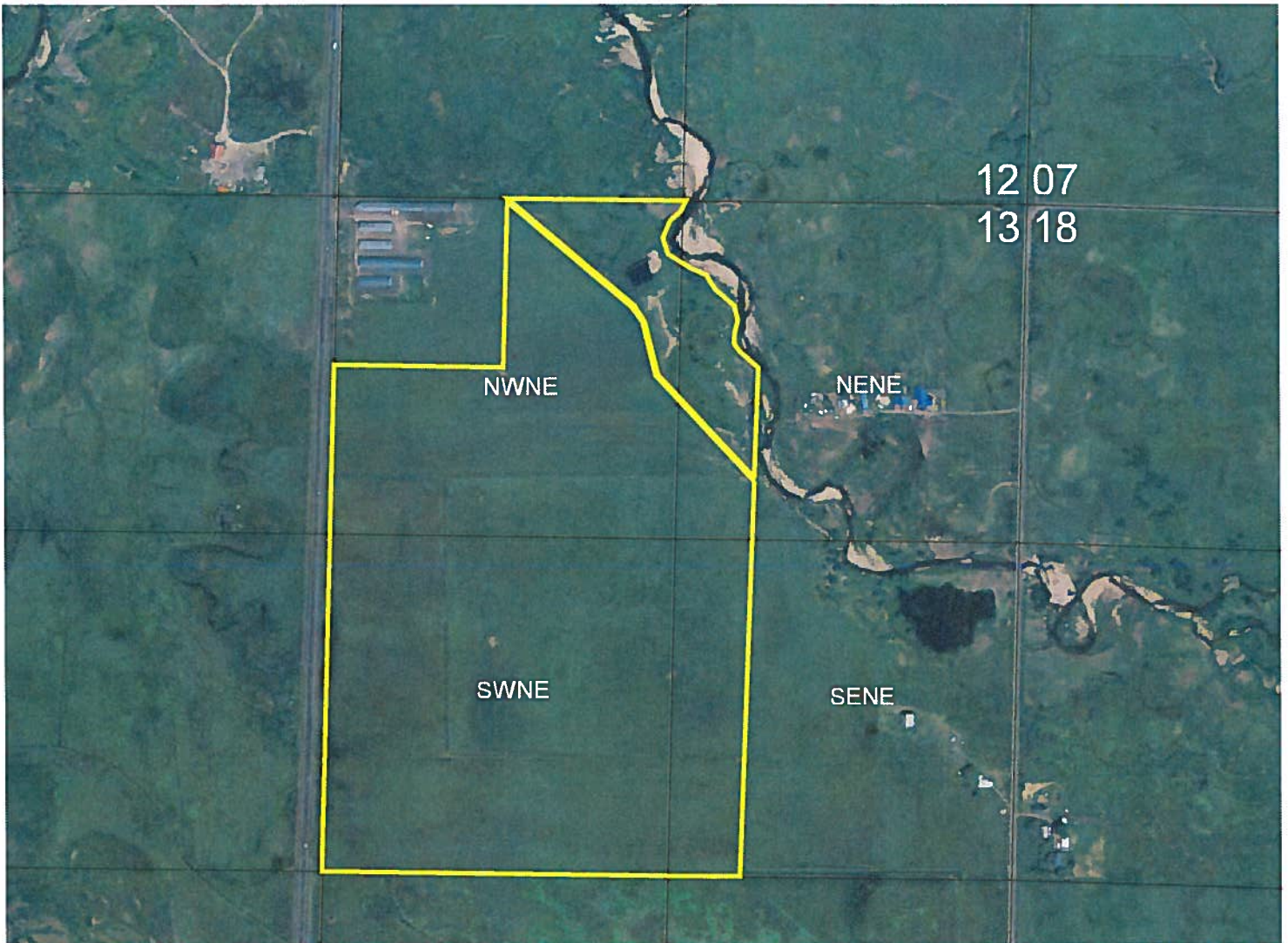
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through the Karleskint-Luty-Farrell Canal.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 78-173A.

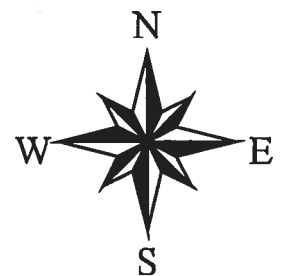
**78-12266 78-12268 78-12270 78-12272
78-12274 & 78-12276**



800 0 800 1600 Feet

T19N R01E S13

Map prepared by: Carter Fritschle
Date prepared: 12/30/05
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IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

78 - 12266 = 11.3 ac KOB Delete KOB
 78 - 12268 = 36.9 ac KOB
 78 - 12270 = 22.5 ac KOB
 78 - 12272 = 15 ac KOB
 78 - 12274 = No KOB

Total acres in POU = 85.3

78 - 4068A = 78 - 12275 } Goose Creek Floodwater
 & 78 - 12276 }

78 - 12265 = 1.3 ac KOB Delete KOB
 78 - 12267 = 4.3 ac KOB
 78 - 12269 = 2.5 ac KOB
 78 - 12271 = 1.8 ac KOB
 78 - 12273 = No KOB 1912

Total acres in POU = 9.9

78 - 12275 & 78 - 12276 Floodwater
 78 - 12277 & 78 - 12278 wastewater - disallowed.



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

January 3, 2006

ALBERT TRAIL
1800 N IRONWOOD DR
APACHE JUNCTION AZ 85220

RE: Snake River Basin Adjudication (SRBA) Claim Nos. 78-173A, 78-196A, 78-197A, 78-198A, 78-199A, 78-4068A and 78-10105

Dear Claimant:

We are processing the change of ownership you submitted for the land you purchased from Darrel L. and Donna Marie Campbell near New Meadows, Idaho. You state that you are to receive 0.46 cfs of water right 78-196A. However, the Campbells filed their SRBA claims to cover all of the land they owned in the NE ¼ of Section 13, thereby making each water right claimed appurtenant to all of their land. The copy of the warranty deed we received with your change of ownership does not describe any distribution of the water rights; therefore, we must split each right claimed by the Campbells. This will result in you receiving 90% of the water from each of the rights they claimed, since you purchased 90% of the claimed place of use.

Also, SRBA Claim No. 78-10105 was claimed for the use of wastewater on Campbell's land. This claim is based on beneficial use rather than a license or decree, and therefore we are in need of some evidence of the priority date and historical use of the wastewater before we can make a recommendation to the SRBA Court for that claim. I have enclosed a pamphlet that explains what is required to support a priority date for a beneficial use water right. Please submit the evidence of the wastewater use to this office and to my attention by February 3, 2006.

If you have any questions, you may contact me by phone at (208) 287-4917, or you may send an email to Carter.Fritschle@idwr.idaho.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Carter Fritschle', written over a horizontal line.

Carter Fritschle
Water Rights Supervisor
Adjudication Bureau

Enclosures:

Evidence of Priority Date pamphlet
Copy of Claim No. 78-10105

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

RECEIVED
MAY 26 2005
WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are in the packet and on the back of the form.
Incomplete forms will be returned.

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 (under the "split" heading), 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 Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
78-196A		☒ yes			
78-197A		☐ no			
78-198A		☐ no			
78-199A		☐ no			

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) is 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) Darrell L. Campbell & Donna Marie Campbell
3843 Campbell Rd, New Meadows, ID 83654

4. New Owner/Claimant(s) Albert Trail
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 1800 North Ironwood Drive

City, State and ZIP Code Apache Junction, AZ 85220

New Telephone Number (480) 671-7743

5. Date you acquired the property March 28, 2005

SCANNED

JUN 02 2005

For Value Received, DARRELL L. CAMPBELL and DONNA M. CAMPBELL, husband and wife

the grantors do hereby grant, bargain, sell and convey unto
ALBERT TRAIL, an unmarried man

the grantee, whose current address is 1800 N. Ironwood Dr., Apache Junction, AZ 85220

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF.

DEED RESTRICTION: No outdoor storage of junk vehicles or equipment, debris or refuse or any other noxious uses that would devalue the property or neighboring properties.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date: MARCH 23, 2005

Darrell L. Campbell
DARRELL L. CAMPBELL
Donna M. Campbell
DONNA M. CAMPBELL

Instrument # 108496

COUNCIL, ADAMS, IDAHO

2005-03-29

04:39:27 No. of Pages: 2

Recorded for : TIMBERLINE TITLE & ESCROW

MICHAEL FISK

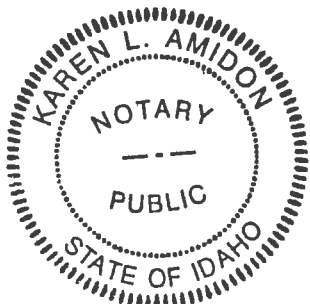
Fee 6.00

Ex-Officio Recorder Deputy [Signature]

Index to: DEED

STATE OF IDAHO)
COUNTY OF Adams : ss

On this 23rd day of MARCH, in the year of 2004, before me, a Notary Public in and for said State, personally appeared DARRELL L. CAMPBELL and DONNA M. CAMPBELL known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me they executed the same.



Karen L. Amidon
Notary Public
Residing at: Cambridge, ID
Commission expires: 6/26/2009

EXHIBIT 'A'

Township 19 North, Range 1 East, Boise Meridian, Adams County, Idaho

Section 13: a parcel of land situate in the NE1/4 of said section more particularly described as follows:

Commencing at the Northeast corner of the NE1/4 of Section 13, T19NR1EBM;

Thence S 88° 52'25" West, 2681.62 feet, more or less, along the Northerly boundary of said NE1/4 to the Easterly right-of-way line of U.S. Highway 95, the REAL POINT OF BEGINNING;

Thence S 0° 36'32" West, 2,623.91 feet along said Easterly right-of-way to the Southerly boundary of said NE1/4;

Thence N 88° 40'52" East, 1,662.83 feet along said Southerly boundary;

Thence N 0° 36'32" East, 2,618.33 feet to the Northerly boundary of said NE1/4;

Thence S 88° 52'25" West, 1,662.65 feet to the POINT OF BEGINNING EXCEPTING THEREFROM the right-of-way for U.S. Highway 95 as now established.

ALSO EXCEPTING THEREFROM the following parcel of land:

Township 19 North, Range 1 East, Boise Meridian, Adams County, Idaho

Section 13: A parcel located in the NE1/4 more particularly described as follows:

Commencing at a 5/8 inch diameter iron pin marking the Northwesterly corner of said NE1/4 from which a 5/8 inch diameter iron pin marking the Southwesterly corner of said NE1/4 (center one-quarter corner) bears South 00° 00'32" West a distance of 2624.05 feet;

Thence North 88° 52'25" East along the Northerly boundary of said NE1/4 a distance of 40.02 feet to a 5/8 inch diameter iron pin and the REAL POINT OF BEGINNING;

Thence continuing North 88° 52'25" East a distance of 660.00 feet to a 5/8 inch diameter iron pin;

Thence leaving said Northerly boundary South 00° 36'32" West a distance of 660.00 feet to a 5/8 inch diameter iron pin;

Thence South 88° 52'25" West a distance of 660.00 feet to a 5/8 inch diameter iron pin on the Easterly right-of-way of Highway 95;

Thence North 00° 36'32" East along said Easterly right-of-way a distance of 660.00 feet to the REAL POINT OF BEGINNING.

SCANNED

JUN 2 2005

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: A78-00173A
Date Received: 5/05/1988
Receipt No: C000553

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DARRELL CAMPBELL 208-347-2244
Address: HC 75 BOX 3400
NEW MEADOWS, ID 83654
OR
Name: DONNA CAMPBELL 208-347-2244
Address: HC 75 BOX 3400
NEW MEADOWS, ID 83654
2. Date of Priority: MAY 01, 1907
3. Source: GOOSE CREEK Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	02E	19	NE	SW	SE		ADAMS
5. Description of diverting works:
KARLESKINT-LUTY-FARRELL CANAL
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.200		
7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 200.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
19N	01E	13	NE		NE		IRR	10.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	10.0
							Section Acres	100.0
							Total Acres	100.0

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:

A78-00196A -00197A -00198A -00199A -04068A -10105

14. Remarks:

83% OF IRRIGATED PROPERTY WAS PURCHASED. ALL LAND IN NE 1/4, SEC
13 AND SOUTH OF GOOSE CREEK IS IRRIGATED. 83% OF TOTAL .24 CFS
DECREEED IS 0.20 CFS.

15. Basis of Claim: DECREEED

Water Right Number:

Case Number:

Court :

Decree date:

Decree Plaintiff

vs

Decree 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: _____

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): Danell Campbell Date: 5/5/88

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of May 19 88 Anna Bellows
Notary Public

Seal

Residing at Caldwell, Id
My Commission Expires 3/21/94

55

57

1E 2E

58

116° 15'

45° 00'

7

13

18

19A

19

New Meadows

Creek

MICROFILMED

OCT 05 1992