

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: A37-00096A
Date Received: 10/13/1988
Receipt No: X777777
Received By: *OC HEB*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: MARTIN D FARNWORTH 208-823-4540
Address: BOX 51
CAREY ID 83320
OR
Name: MERLINE S FARNWORTH 208-823-4540
Address: BOX 51
CAREY ID 83320

2. Date of Priority: MAY 1, 1883

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	21E	30	SW	SW	SE		BLAINE

5. Description of diverting works:
CONCRETE DIVERSION DAM FOR WEST CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.180		

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

8. Total consumptive use is 26.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	21E	9	NE	NW		IRR	10.0
			NW	NW		IRR	2.0
						Section Acres	12.0
						Total Acres	12.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
A3700097.

14. Remarks:
OWNERSHIP CHANGE RESULTED IN SPLIT FROM A37-00096. THE "A" PORTION BELONGS TO FARNSWORTH AND THE "B" PORTION BELONGS TO SINNOTT. WARRANTY DEED AND MAP INCLUDED AS PROOF. TLB 9/18/97

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S. C. FROST, ET. AL.
Decree Plaintiff

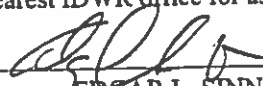
ALTURAS WATER COMPANY, ET. AL
vs Decree Defendant

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

RECEIVED

APR 20 1997

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned. Department of Water Resource
 Southern Region

1. Water Right Number(s) _____
 Adjudication Claim Number(s) A37-00096 and A37-00097
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE, POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Services Agency (formerly ASCS) AERIAL PHOTO with irrigated acre outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Martin D. Farnworth and Merline S. Farnworth
 Owner/Claimants
P. O. Box 51, Carey, ID 83320
4. New Owner/Claimant(s) Edgar L. Sinnott and/or Carol T. Sinnott
 Name connector (check one): [] AND, [] OR, [X] AND/OR
 New Mailing Address P. O. Box 848
 City, State and ZIP Code Sun Valley, ID 83353
 New Telephone Number (208.) 622-6666
5. Date you acquired the property March 21, 1997
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water rights(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated 118 Number and type of stock _____
 Diversion rate in CFS A37-00096 - 1.82 cfs; A37-00097 - 0.64 cfs Number of homes _____ Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New  Date 4/10/97
 Owner/Claimant(s) EDGAR L. SINNOTT
 Date 4/10/97
CAROL T. SINNOTT
 (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

For Value Received Martin DeWayne Farnworth and Merline Farnworth, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
Edgar L. Sinnott and Carol T. Sinnott, husband and wife
whose address is: P.O. Box 848, Sun Valley, ID 83353

Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

A parcel of property located within the NW1/4 of section 9, T2S, R21 E, B.M., Blaine County, Idaho, and is more particularly described from a survey as follows:

Beginning at the North-West corner of said section 9, which point is the initial point of beginning: thence
S 27°40'17" E, 177.098 feet to a found 1/2" pin on the northerly Right-of-Way of the county road; thence
S 14°49'19" E, 295.457 feet to a found 1/2" pin; thence
S 32°26'14" E, 326.410 feet to a found 1/2" pin; thence
S 49°26'50" E, 404.078 feet to a found 1/2" pin; thence
S 69°02'21" E, 162.694 feet to a pin; thence
S 79°43'52" E, 807.469 feet to a pin; thence
N 49°28'00" E, 983.515 feet to a pin; thence
N 67°26'17" E, 341.417 feet to a pin on the center of section line of said section 9; thence
S 00°05'30" W, 2231.271 feet along the said center of section line to the center of section, which point is N 89°55'39" W, 5.986 feet from a found Al. cap by the BLM cap marked "REFERENCE MONUMENT CC 1/4 RM BLM 1985"; thence
N 89°55'39" W, 2645.673 feet along the center of section line to the West 1/4 corner of said Section 9, a found Al. cap marked "1985 1/4 8-9 BLM"; thence
N 00°00'05" E, 2640.549 feet along the west line of said section 9 back to the initial point of beginning.

Also including the N1/2 SW1/4 of Section 9, Township 2 South, Range 21 East, B.M., Blaine County, Idaho.

TOGETHER WITH the following water rights as claimed by Grantors in *In Re the General Adjudication of Rights to the Use of Water From the Snake River Basin Water System*, Twin Falls District Court Case No. 39576 (the "SRBA"):

- (1) 1.82 cfs of Water Right No. A37-00096: and
- (2) 0.64 cfs of Water Right No. A37-00097: and

TOGETHER WITH (a) thirty-five (35) acre-feet of water stored in the Little Wood River Reservoir commonly known as the "new storage" pursuant to water rights owned and claimed by the Little Wood River Irrigation District and apportioned to a part of the above-described premises by the terms of that certain Judgement and Decree recorded August 8, 1974 as Instrument No. 155609, records of Blaine County, Idaho, and (b) one hundred twenty-eight (128) acre-feet of water stored in the Little Wood River Reservoir commonly known as the "old storage" pursuant to water rights owned and claimed by the Little Wood River Irrigation District and apportioned to the above-described premises by the terms of prior judgements and decrees recorded in the records of Blaine County, Idaho, all as recorded and maintained in the records of the Little Wood River Irrigation District.

SUBJECT TO the final outcome of all proceedings in and the provision terms and conditions of the decree to be entered in the SRBA.

STATE OF IDAHO }
COUNTY OF BLAINE } 400153
I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD IN MY OFFICE AT THE _____
AT _____ 11:02 a.m. H.M.
MAR 24 1997
MARY GREEN
EX OFFICIO RECORDER
BY _____ DEPUTY

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will arrant and defend the same from all claims whatsoever.

Martin DeWayne Farnworth
Martin DeWayne Farnworth

Merline Farnworth
Merline Farnworth

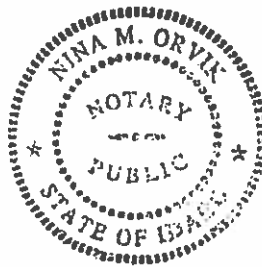
State of Idaho

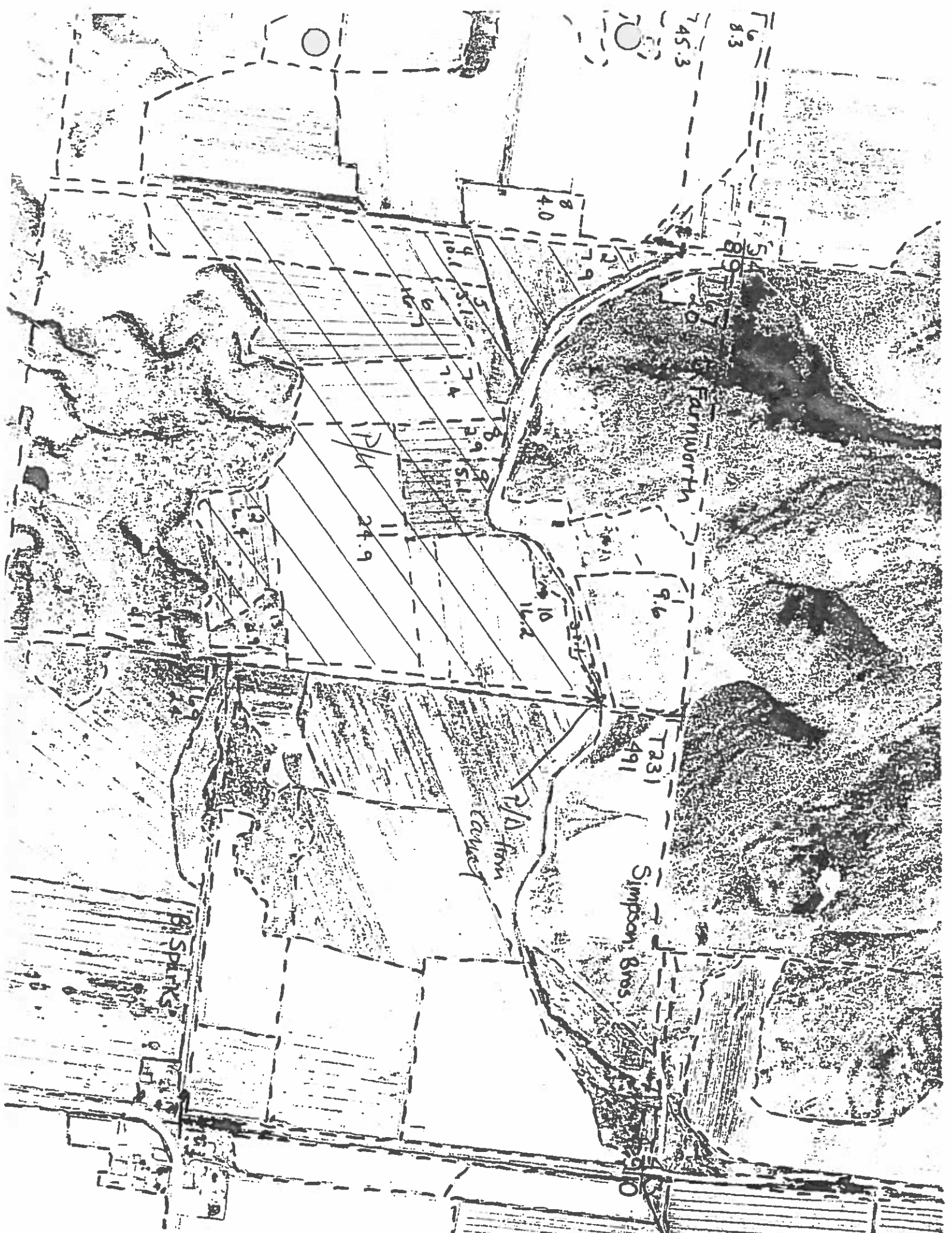
County of Blaine

On March 21, 1997 before me, the undersigned, a Notary Public in and for said State, personally appeared Martin DeWayne Farnworth and Merline Farnworth personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS my hand and official seal.

Signature Nina M. Orvik
Residing at: Picabo, ID
Commission Expires: 2-21-2003





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B. Sparks

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: A37-00096
Date Received: 10/13/1988
Receipt No: 1001586
Received By: gpc

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARTIN D. FARNWORTH 208-823-4540
Address: BOX 51
CAREY, ID 83320

OR
Name: MERLINE S. FARNWORTH 208-823-4540
Address: BOX 51
CAREY, ID 83320

2. Date of Priority: MAY 01, 1883

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	21E	30	SW	SW	SE		BLAINE

5. Description of diverting works:
CONCRETE DIVERSION DAM FOR WEST CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

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

8. Total consumptive use is 325.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	21E	9	NE		NW		IRR	20.0
			NW		NW		IRR	11.0
			SW		NW		IRR	40.0
			SE		NW		IRR	38.0
			NE		SW		IRR	12.0
			NW		SW		IRR	9.0

Section Acres 130.0

Total Acres 130.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
A3700097.

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 12/13/1909

S. C. FROST, ET. AL.
Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.
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 X 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): Martin D. Farnsworth Date: 10-13-88
Merle L. Farnsworth Date: 10-13-88

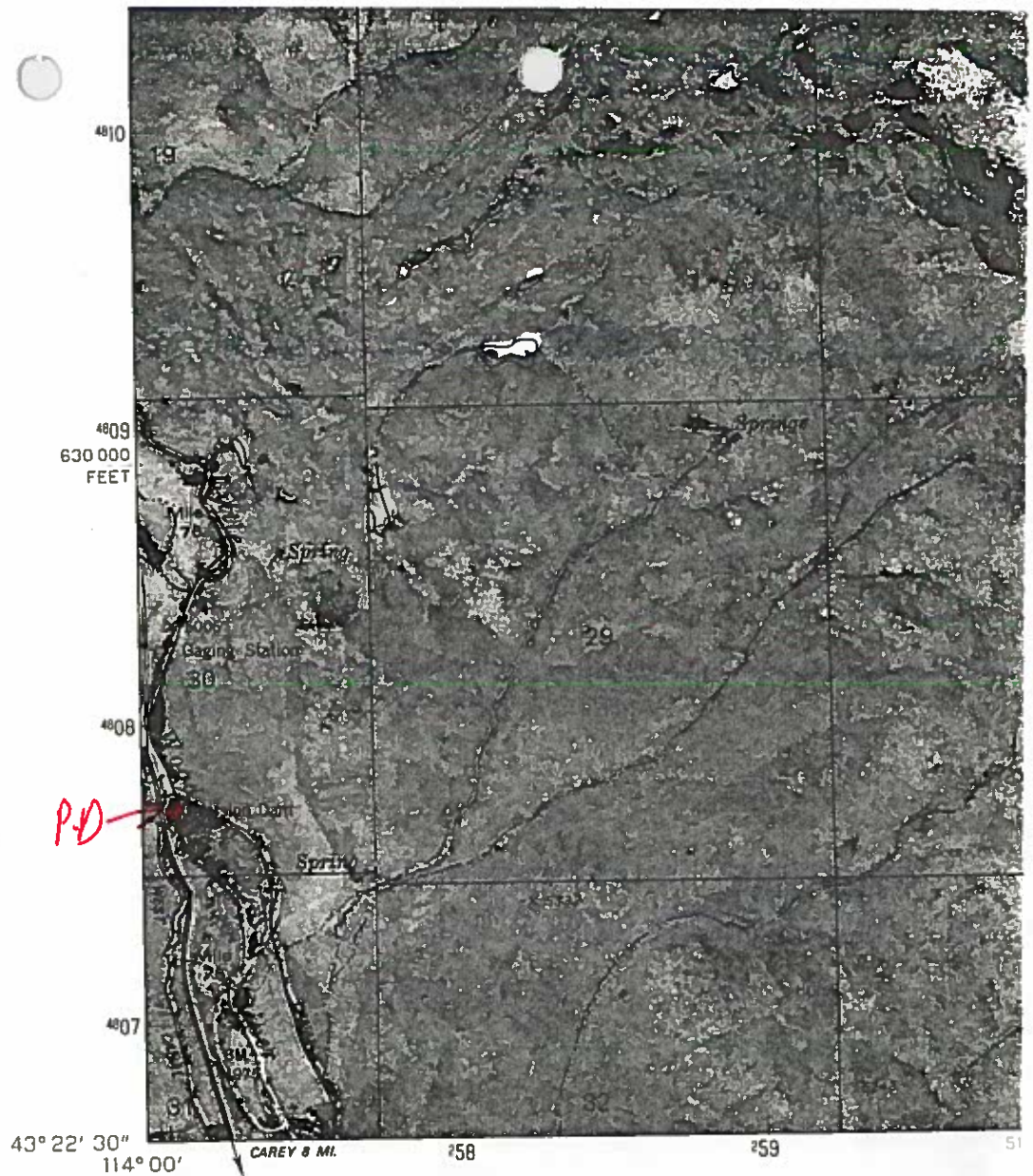
State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 13 day
of Oct 19 88

John D. Carlson
Notary Public

Seal

Residing at Boise
My Commission Expires 6/2/94



Produced by the Geological Survey
in cooperation with the Soil Conservation Service

Orthophotograph prepared from 1:80,000-scale
aerial photographs taken July 24, 1974

Projection and 10,000-foot grid ticks
Idaho coordinate system, central zone
(transverse Mercator)

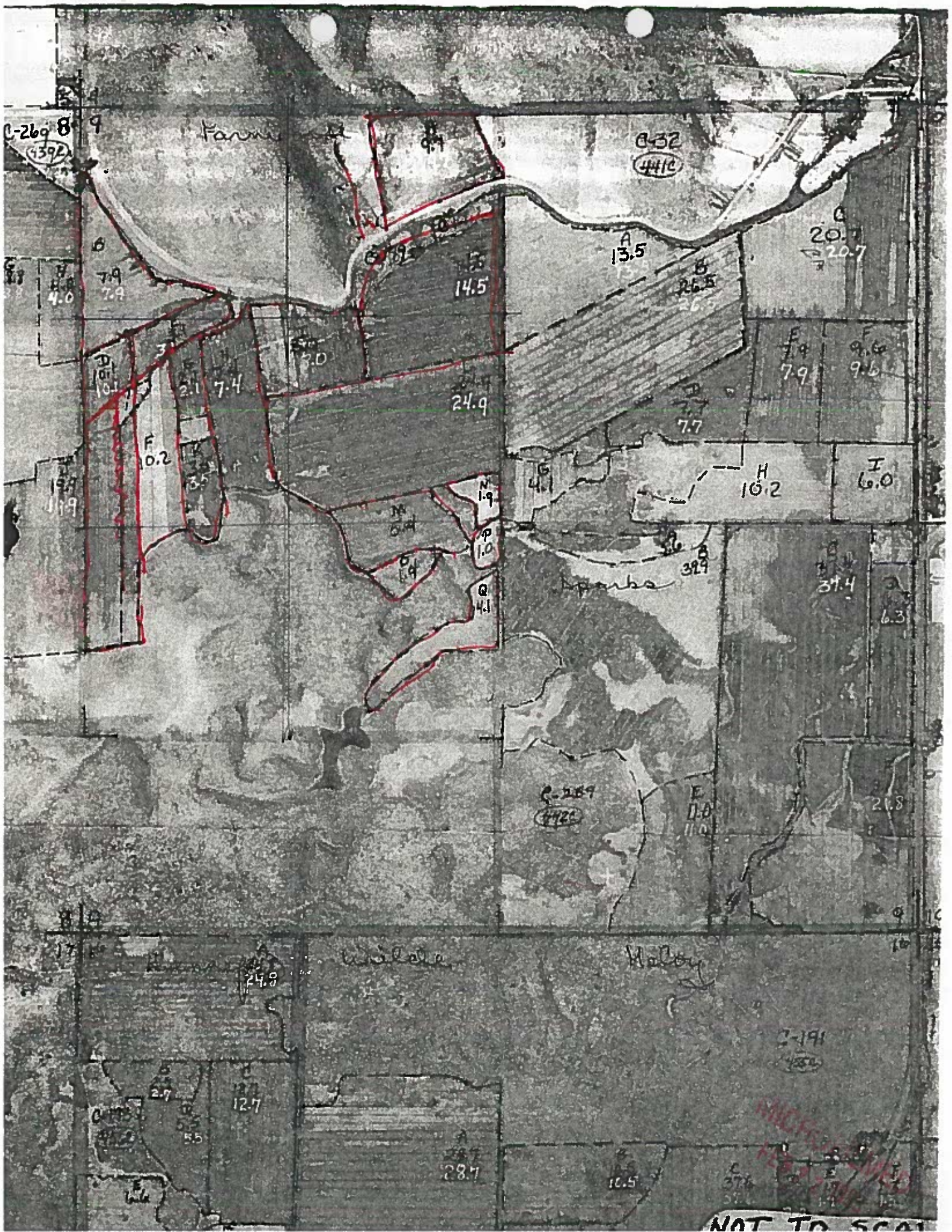
1000-meter Universal Transverse Mercator grid ticks,
zone 12. 1927 North American datum

Photoimagery rectified by optical scanning
Where double or mismatched image occurs use the
mean of image position for map point

NORTH

This map has been prepared by the Idaho Department of Water Resources pursuant to Idaho Code §42-1410 to assist claimants in filing notices of claims and objections in the Snake River Basin Adjudication. No warranty, either express or implied, is made and no legal responsibility is assumed by IDWR, its employees, its agents, contractors, and reproduction firms particularly - Bonneville Blueprint Supply Co. Inc. or its employees for the accuracy, completeness, or usefulness of any information set forth on this map.

MICROFILMED
FEB 22 1993





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NOT TO SCALE

12/01/2004

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

RIGHT NUMBER: 37-96A

NAME AND ADDRESS: MARTIN D FARNWORTH
BOX 51
CAREY ID 83320

MERLINE S FARNWORTH
BOX 51
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.180 CFS

PRIORITY DATE: 05/01/1883

POINT OF DIVERSION:

T01N R21E S30 NWSWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
0.180 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T02S R21E S09 NENW 10.0

10 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 37-97A IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 10 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.

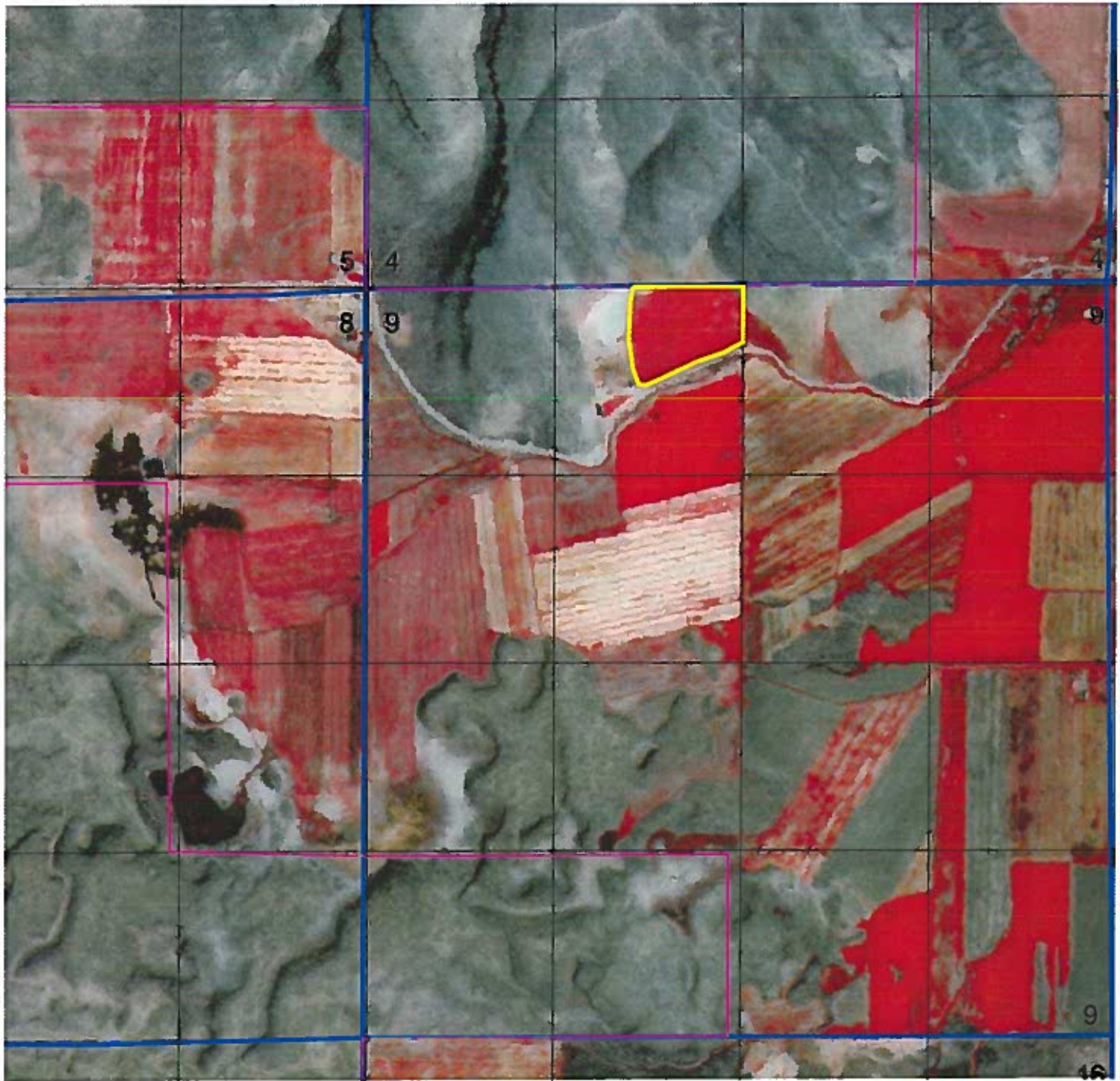
EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH WEST CANAL.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM LITTLE WOOD RIVER
IRRIGATION DIST.

IDAHO DEPT OF WATER RESOURCES

37-96A & 37-97A



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 2S
RNG: 21E
SEC. 9



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: DECEMBER 1, 2004

GIS = 10AC

T2S
R21E

1/5/04
SCL

37-96A
37-97A



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SEP 25, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES SPECK
HOGUE SPECK & ANNESTAD
PO BOX 987
KETCHUM ID 83340

RE: SRBA CLAIM(S): A37-00096 & A37-00097(SPLIT)
FARNWORTH

DEAR MR. SPECK:

PURSUANT TO THE NOTIFICATION THAT YOUR CLIENT(S) HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S), WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THESE COPIES ARE FOR YOUR RECORDS.** PLEASE REVIEW THESE RECORDS FOR ACCURACY.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

A handwritten signature in cursive script that reads "Tara L. Backlund".

TARA L. BACKLUND
S.R.B.A. RECORDS CLERK

ENCLOSURES

CC: FARNWORTH, PO BOX 51, CAREY, ID 83320

HOGUE, SPECK & AANESTAD

**A PROFESSIONAL ASSOCIATION
ATTORNEYS**

**TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP
MICHELE C. MESKE**

**120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752**

**HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230**

April 23, 1997

RECEIVED

APR 30 1997

Department of Water Resource
Southern Region

Mr. Allen Merritt
Idaho Department of Water Resources
222 Shoshone East
Twin Falls, Idaho 83301

Re: Portions of SRBA Claims Nos. A37-00096 and A37-00097

Dear Allen:

I represent Mr. and Mrs. Edgar L. Sinnott who have recently purchased some property from Martin D. and Merline S. Farnworth together with portions of the above-referenced water rights. Enclosed you will find a Notice of Change of Water Right Ownership and a Notice of Appearance for me as their attorney of record in the SRBA. Please file these documents in the appropriate SRBA claim files, record the change of water right ownership and split of water rights in the database and return to me print outs of your changed records.

Please do not hesitate to call me if you have any questions. However, I will be out of the office until May 12, 1997, so if there are any questions, I will contact you when I return.

Sincerely yours,

HOGUE, SPECK & AANESTAD, P.A.


James P. Speck

JPS:rb
enc.
pc: Mr. Marc Reineman

MEETS AND BOUNDS TABLE

[illegible]

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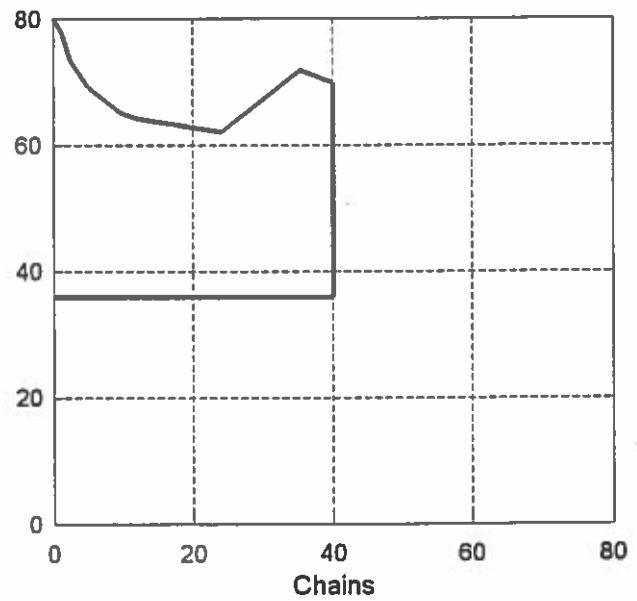
By: _____

Right No: _____

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Section Breakdown

Sec ____, T ____, R ____



Old (D) Number -

*** C - CURRENT OWNER ***
SPLIT CLAIM

State- ID Zip- X

JAMES E.

State- ID Zip- 00000

MARTIN D

MERLINE S.

State- ID Zip- 83320

State- ID Zip- 83320

3

Z - SEE REMARKS

- - Tributary
MALAD RIVER

- Point of Diversion

(13) BLAINE

Diversion Gate

2,000

325 0

Description

21E	9	NE NW	20.0	01	IRRIGATION	BLAINE (13)
02S	9	NW NW	11.0	01	IRRIGATION	BLAINE (13)
02S	9	SE NW	40.0	01	IRRIGATION	BLAINE (13)
02S	9	SE NW	38.0	01	IRRIGATION	BLAINE (13)
02S	9	NE SW	12.0	01	IRRIGATION	BLAINE (13)
02S	9	NW SW	9.0	01	IRRIGATION	BLAINE (13)

"DO NOT FILM"

Total Acres: 130.0

"DO NOT FILM"

Water right number - A37-00096

Prefix Translation: ADJUDICATION CLAIM

+ - - Diversion Means - Concrete Diversion Dam for West Canal.

+ - - Non-Irrigation Use - NONE.

+ - - Other Rights for Same Use - A3700097.

Remarks

GEN OWNERSHIP CHANGE RESULTED IN A SPLIT. THE "A" PORTION BELONGS TO FARNSWORTH AND THE "B" PORTION BELONGS TO SINNOTT. TILB 9/18/97

..... Old Water Right Numbers +

+ - - - - - Conditions of Approval +
+ - - - - - No Conditions of Approval found.

+ - - -	- Decree Plaintiff	- - +	+ - - -	- Decree Defendant	- - +	+ - Decree Date -
S. C. FROST, ET. AL.			ALTURIS WATER COMPANY, ET. AL.			12/13/1909

+-----+
-Comments- +
No Comments Found

+ - - Audit Fields - - + 00/00/00

+ + + + + Adjudication Rights Dates and Flags Area + + + + +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 10/13/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- H001586	Water District	- 37N
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- DR	Presumption Flag	- D
				Notice of Error Flag	-

DO NOT FILM™

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAMES E BROOKS
	, ID

Status: Active

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/	to /	2.000 CFS	
		Total Diversion:	2.000 CFS	

Place of Use
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
02S	21E	9					X	X	X	X	X	X							

Comments: