

05/12/2003

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

RIGHT NUMBER: 29-4235
NAME AND ADDRESS: RALPH FARRINGTON
PO BOX 2924
NEWPORT BEACH CA 92659-2924
SOURCE: GIBSON JACK CREEK TRIBUTARY: PORTNEUF RIVER
QUANTITY: 0.060 CFS
PRIORITY DATE: 02/26/1869
POINT OF DIVERSION:
T07S R35E S17 SWNWSW Within BANNOCK County Source: GIBSON JACK CREEK
PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.060 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County
T07S R35E S17 NWSW 2.0

2 ACRES TOTAL

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: Beneficial Use

12/23/2002

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

RIGHT NUMBER: 29-4235

NAME AND ADDRESS: RALPH FARRINGTON
PO BOX 2924
NEWPORT BEACH CA 92659-2924

SOURCE: GIBSON JACK CREEK TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.030 CFS

PRIORITY DATE: 04/01/~~1997~~ 1902

POINT OF DIVERSION:
T07S R35E S17 SWNWSW Within BANNOCK County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.030 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R35E S17	NWSW	0.9
---------------	------	-----

0.9 ACRES TOTAL

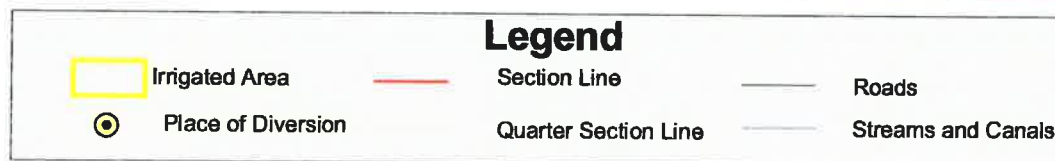
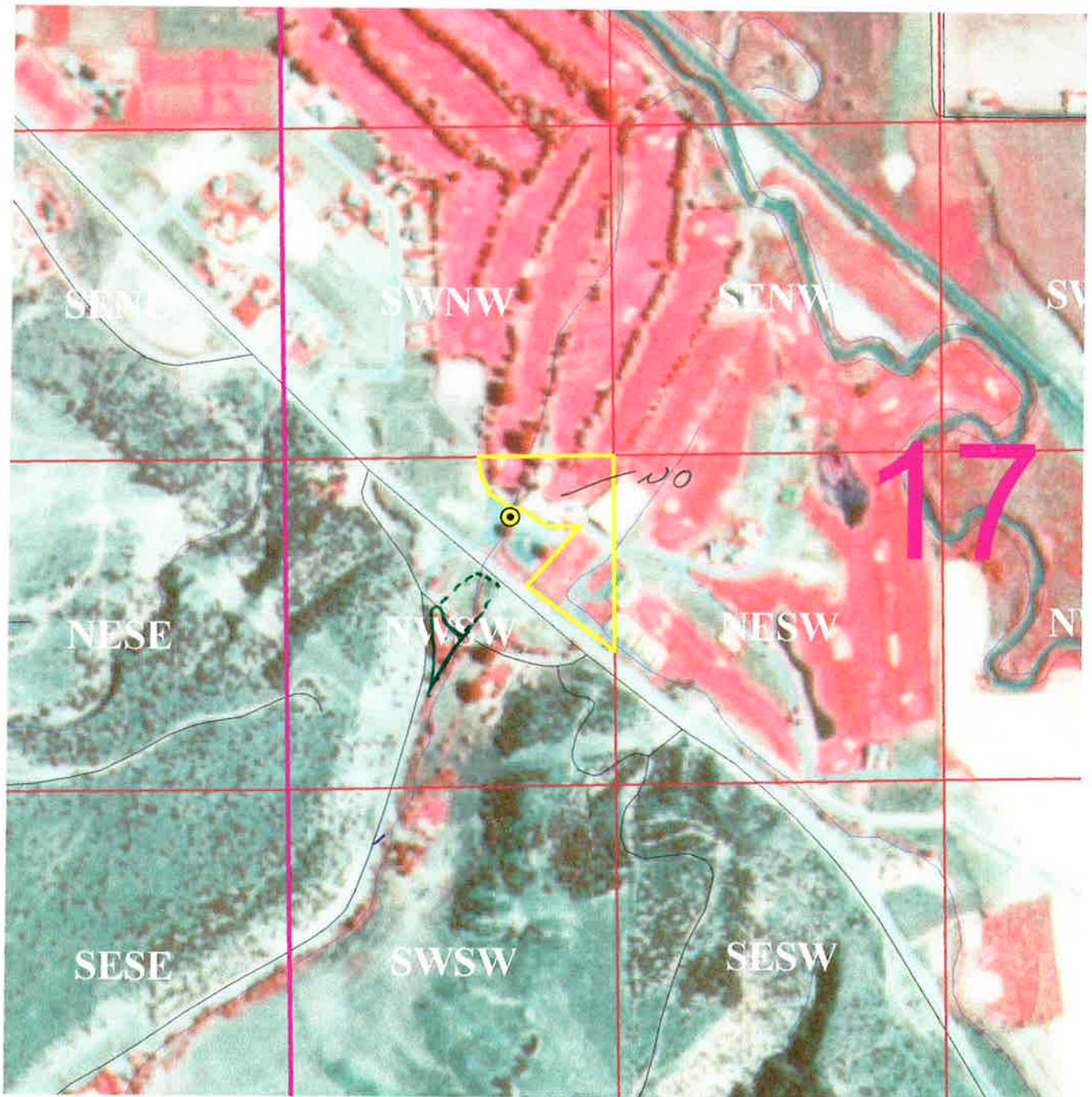
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: Beneficial Use

Water Right Claim Number A29-00263A
Township , 7S35E

08/23/2000



Water Right Report 29-263

Owner Type

Name and Address

ESTATE OF T B SMITH

, ID

Basis: Decreed

Status: Active

Source

Tributary

PORTNEUF RIVER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION

4/15 to 9/15

0.200 CFS

Total Diversion: 0.200 CFS

Location of Point(s) of Diversion

MINK CREEK

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<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>	
07S	35E	8											X						
07S	35E	17					X	X	X	X		X							

Conditions of Approval:

Remarks:

1. General P/D NEAR CENTER OF SEC. 20. P/U INCOMPLETE.

Comments:

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-263

Dates and Other Information:

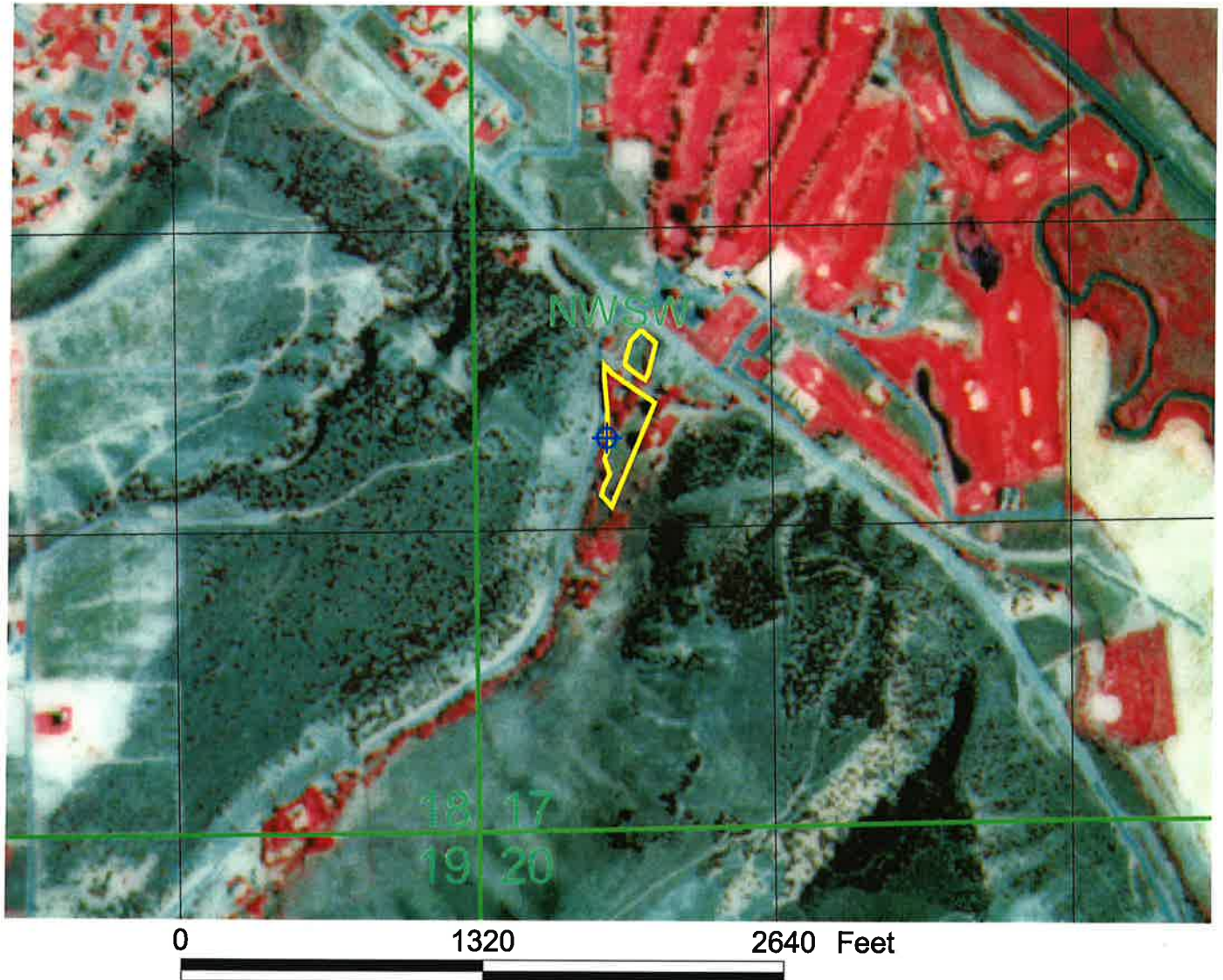
Licensed Date:
Decreed Date: 6/5/1926
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False



Department of Water Resources

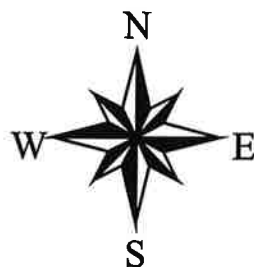
Claim No: 29-4235

Twp 07S Rge 35E



Irrigated Acres = 2

-  Diversion.shp
 -  Place of use.shp
 -  Sections
 -  QQ
- SCANNED
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GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: May 2003

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S, R35E

NWSW

35E

18 17
19 20



Memorandum

Date: December 19, 2002

To: 29-4235 (formerly 29-263A), Farrington
29-4273, Worth

From: Ernie Carlsen

RE: Priority date

Both of the above mentioned claims were originally filed with priority dates of Feb 26, 1869. For claim 29-263A the basis of the priority date is decreed right 29-263 in Smith v Pocatello, June 5, 1926.

Right 29-263 was decreed to the Estate of T. B. Smith for 0.20 cfs from Mink Creek with a priority date of Feb 26, 1869. The right was appurtenant to 10 acres with a 220 acre described place of use that included the NWSW Section 17, T07S, R35E, where the claimant's property is located. The Findings of Fact in Smith v Pocatello states that for many years prior to 1888 there were 50 acres irrigated from Gibson Jack Creek. In 1889 the four owners of the 50 acres started construction of a ditch from Mink Creek and subsequently ceased diverting Gibson Jack and started using Mink Creek to irrigate the 50 acres plus some new land.

The Findings of Fact go on to explain that by the late 1890s the Pocatello Water Company Ltd. had constructed diversion works on Gibson Jack Creek and Cusick Creek. That "all of said waters" of Gibson Jack Creek, Cusick Creek and a portion of Mink Creek were insufficient to satisfy the requirements of Pocatello during the hot summer months. This finding may explain why the source of

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water for rights 29-263, 29-265, 29-267 and 29-269 was changed from Gibson Jack Creek to Mink Creek.

The USGS Quad (AA89) illustrates the location of the ditch from Mink Creek. The ditch enters the NWSW Section 17, T07S, R35E but is north east of the old highway. Water from this ditch cannot reach the claimants property south west of the old highway because it is higher in elevation.

Claimants did not provide evidence to support the claimed priority. In reviewing the warrantee deeds ownership of the property was divided in 1937. Walter Hayden purchased Mrs. Worth's property. While G. L. Smith retained 2.5 acres now owned by Mr. Farrington. The warrantee deed (instrument no. 238594) contains the first mention of a water system for use on the G. L. Smith property. The deed states: "There is specifically reserved, however, unto George L. Smith, ...an equal right the reservoir and domestic waters, pipe line, and supply of said waters forever". Though the source of water and irrigation are not specifically mentioned it is obvious work was done to develop water use and the logical source would have been Gibson Jack Creek. Though not conclusive evidence of irrigation because of the proximity of the POU to the creek, I am recommending a priority for claims 29-4235 and 29-4273 based on this warrantee deed.

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A.L. MERRILL (1886-1961)
R.D. MERRILL (1893-1972)
WESLEY F. MERRILL (RETIRED)
DAVE R. GALLAFENT
STEPHEN S. DUNN
DAVID C. NYE*
KENT L. HAWKINS*
THOMAS W. CLARK
THOMAS J. LYONS
BRENDON C. TAYLOR
KENT A. HIGGINS*

*ALSO ADMITTED IN UTAH

MERRILL & MERRILL
CHARTERED
COUNSELORS AND ATTORNEYS AT LAW
109 NORTH ARTHUR-5TH FLOOR
P.O. BOX 991
POCATELLO, ID 83204-0991

TELEPHONE
208-232-2286
TELEFAX
208-232-2499
E-MAIL

MMLAW@MERRILLANDMERRILL.COM

November 12, 2002

RECEIVED
NOV 13 2002
Department of Water Resources
Eastern Region

Mr. Ernie Carlsen
Idaho Department of Water Resources
900 North Skyline Drive
Idaho Falls, ID 83402

**Re: Snake River Basin Adjudication Claim
29-00263A and 29-10015**

Dear Mr. Carlsen:

At Craig Saxton's request, I am providing you information to follow up on the water right claims of Ralph and Ingrid Farrington. I have enclosed a copy of the letter that the Farringtons received from Craig Saxton. I have also enclosed a copy of a Water Right Agreement between the Farringtons and the City of Pocatello.

I have been promised a map from Harold Hargraves of the City of Pocatello that would show more precisely the points of diversion and the points of beneficial use: the concerns raised in Craig Saxton's letter. So far I have not received that map from Mr. Hargraves but I will forward it to you upon my receipt of it.

The Agreement with the City of Pocatello should shed the necessary light on the issues raised by Craig Saxton. The Farrington's Agreement with the City of Pocatello provides them with enough water to fill their original decree. The Agreement was intended to mitigate the need for the City of Pocatello to leave enough water in Gibson Jack Creek to supply the Farringtons with water at their historical point of diversion.

The City of Pocatello has a water diversion works just east of the Forest Service property line on Gibson Jack Creek. It is connected to a similar water diversion works on Mink Creek. The water from Mink Creek and Gibson Jack Creek are commingled at the diversion works on Gibson Jack Creek and then sent through a pipeline to the City of Pocatello Water System. The Farringtons' water is then delivered to their property by pipeline.

Much of the historic evidence still exists of the Farringtons' original diversion system on Gibson Jack Creek. The Pocatello Agreement alternative has worked well to mitigate waste and meet the needs of the declared water rights.

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Mr. Ernie Carlsen
Idaho Department of Water Resources
November 11, 2002
Page 2

I hope this additional information will assist you to make a positive recommendation on these claims to the SRBA Court. The Farringtons are anxious to have this matter resolved. I will make every effort to provide you with any other documentation you consider necessary for your affirmative recommendation of this claim.

With best regards,

MERRILL & MERRILL, CHARTERED



Kent A. Higgins
KAH/mb/5098

Enclosures

PROF

SCADA
MAR 03 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 20, 2002

RALPH FARRINGTON
PO BOX 2924
NEWPORT BEACH CA 92659

RE: Snake River Basin Adjudication (SRBA) claim 29-00263A and 29-10015

Dear Mr. Farrington:

The Idaho Dept. of Water Resources is currently in the process of reviewing SRBA claims in your area. My research indicates you filed two claims in the SRBA.

29-10015 is a claim for domestic use from a well. This right has been partially decreed by the SRBA court. No further action needs to be taken.

29-00263A is a claim for irrigation purposes from Gibson Jack Creek. On 8-14-02, I conducted a field exam concerning this claim. At that time, I did not see any beneficial use of water from Gibson Jack Creek for irrigation purposes. In addition, claim 29-00263A is based on an old decreed right from Mink Creek rather than Gibson Jack Creek. At this time, the department does not have enough information to make a positive recommendation on this claim to the SRBA court.

If you feel this assessment is inaccurate, please feel free to contact me so we can further discuss the details of your claim.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

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MAR 03 2005

WATER AGREEMENT

This Memorandum Agreement is made and entered into by and between **RALPH A. FARRINGTON** and **INGRID FARRINGTON**, herein referred to as Farringtons, and **THE CITY OF POCA TELLO**, an Idaho municipal corporation, herein referred to as the City.

R E C I T A L S

1. Farringtons are the owners of that certain parcel of property that is more particularly described in the attached Exhibit "A" and referred to in this Agreement as the Farrington Property.

2. Farringtons have the right to take from Gibson Jack Creek .09 CFS water and to apply the water to the Farrington property with total consumptive use on an annual basis of 9.0 acre feet. The priority date of the water right is February 6, 1869 for the purpose of irrigating, watering stock, and/or for domestic purposes. This water right is identified in the records of the Idaho Department of Water Resources as A29-00263A.

3. The City also has a right to take water from Gibson Jack Creek; however, the City's water right is junior and inferior to the Farrington water right.

4. The City's point of diversion on Gibson Jack Creek is a few miles upstream from Farringtons' point of diversion. After the City takes its water from the stream, the remaining water necessary to satisfy prior water rights is not enough to create a stream flow such that .09 CFS will be available to Farringtons at their point of diversion. In other words, after the City takes its water out upstream, there is, due to seepage and evaporation, not enough water in Gibson Jack Creek at Farringtons' point of diversion to enable them to satisfy their water right. In fact, in drought years there is no water at all at Farringtons' point of diversion.

5. To enable Farringtons to have the water to which they are entitled and yet at the same time to enable the City to continue to take its water from Gibson Jack Creek at the City's point of diversion upstream from the Farrington property and to avoid waste of water, the City proposes to provide from the City water supply .09 CFS water to the

Farrington property without charge. The City makes this proposal on the condition that the Farringtons not divert any water from Gibson Jack Creek.

6. Subject to the terms of this Agreement, the Farringtons accept the City's proposal.

NOW, THEREFORE, in consideration of the mutual covenants entered into herein, the parties agree as follows:

1. Farringtons shall assign and transfer to the City all of Farringtons' right to take .09 CFS water from Gibson Jack Creek, which right is more particularly identified above in the recitals.

2. In consideration for the assignment of Farringtons' water right, the City hereby agrees to supply .09 CFS water, not to exceed 9 acre feet per annum, to the Farrington property, free of charge, for a period of 99 years, and thereafter, until notice of termination is delivered to the Farrington property owner. The water shall be put to beneficial use and not wasted. The water shall be delivered via an underground pipeline, which shall be equipped with standard fittings to enable the property owner to make appropriate connections. Additionally, the City shall install a metering device to measure the amount of water actually delivered to the Farrington property. Throughout the period of this Agreement, the City agrees to provide additional water, over and above the .09 CFS which the City shall supply without charge, provided that the property owner pay for the additional water at a rate not to exceed the rate charged other home owners who reside without the City. That rate is 1 1/2 times the rate charged home owners who live within the City. The City shall be excused from performance under this Agreement if there is no water flow in Gibson Jack Creek or the City's water rights in Gibson Jack Creek are legally terminated. However, the City shall not be excused from performance if the absence of water flow in Gibson Jack Creek is caused in whole or in part by the City, or its agents or assigns, withdrawing from or otherwise interfering with the waterflow in said creek or with any water source, whether underground or surface, which contributes to the stream flow in Gibson Jack Creek. If the City intentionally allows its water right in

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MAR 03 2003

Gibson Jack Creek to be terminated, the City shall assign the Farrington water rights back to the Farringtons, prior to the termination.

3. The notice of termination must be mailed to the property owner at the owner's address listed in the Bannock County tax records, or in the alternative must be personally delivered to the property owner in the same manner as a summons is delivered pursuant to the Idaho Rule of Civil Procedure. Notice of termination must be delivered not more than twelve (12) months, nor less than six (6) months, in advance of termination.

4. The City shall be responsible for maintaining the water delivery system to the Farrington property line and also for maintaining the metering devices. Farringtons shall be responsible for all expenses incurred in making connections to the City's pipeline and maintaining the pipeline on the Farrington property.

5. The City reserves the right to remodel, change, and reconstruct the City's underground pipeline at any time at the City's expense.

6. Farringtons agree to execute any and all documents reasonably requested by the City to complete the assignment of Farringtons' water right. Transfer of the water right shall be accomplished immediately after the City completes the installation of the water delivery system.

7. The City agrees to commence work promptly and to complete the installation of the water line before October 1, 1991.

8. This Agreement is binding and enforceable by the heirs, successors and assigns of the property.

9. In the event the City terminates the Agreement at the end of the contract term, the City agrees to transfer Farringtons' water right to the Farrington property owner.

10. The City is currently involved in litigation with the State of Idaho regarding the priority of the City's water right. "In Re The General Adjudication Of Rights To The Use Of Water From The Snake River Basin Water System" Civil case no., 39576, 5th Judicial District in and for the County of Twin Falls, Idaho.) The City asserts that it has a priority right that it obtained from the Fort Hall Indian Reservation and, if successful in establishing its entitlement to that right, the priority date for the City's water right to

Gibson Jack Creek may predate the Farrington property right. The State of Idaho is vigorously opposing the City's claim to that priority date. The Farringtons have also filed their water right claim in connection with that litigation and, therefore, they have the right to participate in the litigation to oppose the City's claim for a superior priority right. Nevertheless, in the event that the City prevails over the State, and/or the Farringtons, and in the event it obtains a priority date that predates the Farrington water right, then the City shall be discharged from its obligation to supply water to the Farrington property free of charge. In that event, the Farrington property owner shall have the option of receiving water from the City at the same rate charged out-of-city residents or may request that the City transfer to the Farrington property owner the water right that the Farringtons are now transferring to the City.

This Agreement is dated this 25 day of September, 1991.

THE CITY OF POCA TELLO

By Peter Angstadt
Title: Mayor

Ralph Farrington

Ingrid Farrington

PROFILE

STATE OF IDAHO)
 :SS
County of Bannock)

On this 25th day of September, 1991, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Peter August known to me to be the Mayor of the municipal corporation that executed the within instrument and acknowledged to me that such municipal corporation executed the same.

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

(SEAL)

Roma Valentine
NOTARY PUBLIC FOR IDAHO
Residing at Pocatello
My commission expires: 4/28/97

STATE OF IDAHO)
 :SS
County of Bannock)

On this _____ day of September, 1991, before me, the undersigned, a Notary Public in and for said County and State, personally appeared RALPH FARRINGTON and INGRID FARRINGTON, husband and wife, known to me to be the persons who executed the within instrument and acknowledged to me that they executed the same.

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

(SEAL)

PROFILED

NOTARY PUBLIC FOR IDAHO
Residing at Pocatello
My commission expires:

SCANNED

Purpose of Appraisal is to estimate Market Value defined in the Certification & Statement of Limiting Conditions.

BUILDING SKETCH (SHOW GROSS LIVING AREA ABOVE GRADE)

If for Freddie Mac or Fannie Mae, show only square foot calculations and cost approach comments in this space.

SEE ATTACHED SKETCH FOR PLOT PLAN AND ROOM ARRANGEMENT.

PHYSICAL DEPRECIATION WAS ATTRIBUTED TO THE ACTUAL AGE AND OBSERVED CONDITION OF THE BASIC STRUCTURE AND THE MECHANICAL COMPONENTS.

FUNCTIONAL OBSOLESCENCE WAS ATTRIBUTED TO THE OUTDATED ROOM ARRANGEMENT AND THE SLOPING DRIVEWAY INTO THE BASEMENT. EXTERNAL OR (ECONOMIC) OBSOLESCENCE WAS A FUNCTION OF THE FLAT REAL ESTATE MARKET AND WAS REFLECTED IN THE SALES PRICES OF THE COMPARABLE SALES CITED. ADDITIONAL EXTERNAL OBSOLESCENCE WAS ATTRIBUTED TO THE SUBJECT'S LOCATION IN A CLASS A/D FLOOD ZONE.

ESTIMATED REPRODUCTION COST - NEW - OF IMPROVEMENTS:

Dwelling	1,140	Sq. Ft. @ \$	35.28	= \$	40,219
	784	Sq. Ft. @ \$	6.18	=	4,845
Extras	FIREPLACE WOOD STOVE			=	2,100
Special Energy Efficient Items	STANDARD			=	
Porches, Patios, etc.	2 SERVICE PORCHES			=	3,930
Garage/Carport	INCLD	Sq. Ft. @ \$		=	
Total Estimated Cost New				= \$	51,094

	Physical	Functional	External		
Less					
Depreciation	30194	3000	5100	= \$	38,294
Depreciated Value of Improvements				= \$	12,800
Site Imp. "as is" (driveway, landscaping, etc.)				= \$	2,500
ESTIMATED SITE VALUE				= \$	15,000
(If leasehold, show only leasehold value.)					
INDICATED VALUE BY COST APPROACH				= \$	30,300

(Not Required by Freddie Mac and Fannie Mae)

Does property conform to applicable HUD/VA property standards? ☐ Yes ☒ No

If No, explain: NO PERMANENT HEAT SOURCE AND NO ATTIC VENTILATION.

Construction Warranty ☐ Yes ☒ No

Name of Warranty Program

Warranty Coverage Expires

The undersigned has recited three recent sales of properties most similar and proximate to subject and has considered these in the market analysis. The description includes a dollar adjustment, reflecting market reaction to those items of significant variation between the subject and comparable properties. If a significant item in the comparable property is superior to, or more favorable than, the subject property, a minus (-) adjustment is made, thus reducing the indicated value of subject; if a significant item in the comparable is inferior to, or less favorable than, the subject property, a plus (+) adjustment is made, thus increasing the indicated value of the subject.

ITEM	SUBJECT	COMPARABLE NO. 1	COMPARABLE NO. 2	COMPARABLE NO. 3
Address	8953 W GIBSON JACK POCATELLO ID 83204	3097 W. PORTNEUF ROAD IDAHO	ROUTE 2, NORTH BOX 170 FORT HALL RESERVATION	ROUTE 2 NORTH, SILER ROAD FORT HALL RESERVATION
Proximity to Subject		6 MILES SOUTHEAST	12.5 MILES NORTHWEST	13.5 MILES NORTHWEST
Sales Price	\$ 27,500	\$ 24,900	\$ 28,500	\$ 49,900
Price/Gross Liv. Area	\$ 24.12	\$ 35.57	\$ 33.53	\$ 48.92
Data Source	INSPECTION	MLS/DRIVE-BY /CONVENTIONAL	MLS/DRIVE-BY /CONVENTIONAL	MLS/DRIVE-BY /FHA
VALUE ADJUSTMENTS	DESCRIPTION	DESCRIPTION	DESCRIPTION	DESCRIPTION
Sales or Financing Concessions	NONE KNOWN	NONE KNOWN	NONE KNOWN	NONE KNOWN
Date of Sale/Time	00/88	08/21/88	07/88	04/29/88
Location	FAIR/FLOOD ZONE	FAIR	RESERVATION	RESERVATION
Site/View	16.32 ACRES/AVG	7.8 ACRES/AVG	1 ACRE/AVG	5 ACRE/AVG
Design and Appeal	PRE 1940'S/FAIR	MOBILE HOME/AVG	BUNGALOW/AVG	BUNGALOW/AVG
Quality of Construction	FAIR-FRAME	FAIR-FRAME	FAIR-BRICK VENEER	GOOD-VINYL
Age	ACTUAL-73	ACTUAL-30 E-70	ACTUAL-50	ACTUAL-30
Condition	POOR	POOR	POOR	AVERAGE
Above Grade	Total Bdrms Baths	Total Bdrms Baths	Total Bdrms Baths	Total Bdrms Baths
Room Count	5 2 1	3 1 1	3 1 1	5 2 1
Gross Living Area	1140 Sq. Ft.	700 Sq. Ft.	850 Sq. Ft.	1020 Sq. Ft.
Basement & Finished Rooms Below Grade	97/784 SF	NONE	100% 850 SF	100% 1020 SF
Functional Utility	POOR	FAIR	AVERAGE	AVERAGE
Heating/Cooling	NONE	NONE	GAS-FWA/NO AC	ELEC-BB/NO AC
Garage/Carport	1-B1 NO VALUE/OSP	OFF STREET PARKING	OFF STREET PARKING	OFF STREET PARKING
Porches, Patio, Pools, etc.	2 SERVICE PORCH	NONE	NONE	COVERED PORCH
Special Energy Efficient Items	STANDARD	EQUAL	EQUAL	EQUAL
Fireplace(s)	ONE & WOOD STOVE	NONE	NONE	WOOD STOVE
Other (e.g. kitchen equip., remodeling)	NONE	NONE	NONE	RO/DW
Net Adj. (total)		\$ 9,500	\$ 1,100	\$ 18,200
Indicated Value of Subject		\$ 34,400	\$ 27,400	\$ 31,700

Comments on Sales Comparison: THE ABOVE SALES WERE THE MOST RECENT, PROXIMATE AND SIMILAR KNOWN TO COMPARE TO THE SUBJECT. WHEN ADJUSTED, EACH WAS CONSIDERED TO BE A GOOD VALUE INDICATOR FOR THE SUBJECT. THE VALUE RANGE OF \$27,400 TO \$34,400 WAS REASONABLE. A FINAL VALUE WITHIN THAT RANGE WAS CONSIDERED TO BE REASONABLE. THE MOST LIKELY VALUE WAS AT THE LOWER LIMIT OF THE RANGE.

INDICATED VALUE BY SALES COMPARISON APPROACH \$ 27,500

INDICATED VALUE BY INCOME APPROACH (If Applicable) Estimated Market Rent \$ /Mo. x Gross Rent Multiplier \$

This appraisal is made ☐ "as is" ☒ subject to the repairs, alterations, inspections or conditions listed below ☐ completion per plans and specifications.

Comments and Conditions of Appraisal: SEE ATTACHED VC FORM FOR RECOMMENDED REPAIRS.

Final Reconciliation: THE VALUE RANGE INDICATED BY THE MARKET DATA WAS CONSIDERED TO BE REALISTIC AND A FINAL VALUE WITHIN THE RANGE WAS REASONABLE. THE FINAL ESTIMATE WAS MOST INFLUENCED BY SALE #2, WHICH REQUIRED THE LEAST NET ADJUSTMENT.

This appraisal is based upon the above requirements, the certification, contingent and limiting conditions, and Market Value definition that are stated in

☐ FmHA, HUD &/or VA instructions.

☒ Freddie Mac Form 439 (Rev. 7/86)/Fannie Mae Form 1004B (Rev. 7/86) filed with client

I (WE) ESTIMATE THE MARKET VALUE, AS DEFINED, OF THE SUBJECT PROPERTY AS OF SEPTEMBER 22, 1988 to be \$ 27,500

I (We) certify that to the best of my (our) knowledge and belief the facts and data used herein are true and correct; that I (we) personally inspected the subject property, both inside and out, and have made an exterior inspection of all comparable sales cited in this report; and that I (we) have no undisclosed interest, present or prospective therein.

APPRaiser(S)

Signature *R. P. SMITH*
Name R. P. SMITH

REVIEW APPRAISER

(If applicable) Signature
Name

☐ Did ☐ Did Not Inspect Property

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MAR 03 2005

29-00263A

POU

Field Exam: 8/14/02



Looking North at claimed POU. No obvious signs of irrigation (csaxton).



Looking South at claimed POU. No obvious signs of irrigation (csaxton)

PROTECTED

SCANNED
MAR 03 2005

29-00263A

POU

Field Exam: 8/14/02



Looking West at claimed POU. No obvious signs of irrigation (csaxton).

PROFILE

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PROVIDED

MAR 03 2005

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8-11-02: Claimed source that is not part of this Decree
: 1987 doesn't show much signs of irrigation
: this probably shouldn't be claimed as part
of this decree
: No Gibson Lake decree as far as I can tell
: Domestic 29-10015 PO'd
8-14-02: No signs of Irrigation
IS @ no tan
a7u @ no tan
: Sent letter informing No 18-1st 37 Truck in po
found
9-16-02: Went Higgins from Merrill and Merrill
called concerning the letter I sent this client
I explained my concerns and faxed him a copy
of the Milk Creek Decree.
Contact Information
PO Box 991
Pocatello ID 83204
PH: (208) 232-2286
Fax: (208) 232-2497

SCANNED

JUN 11 2001

Log for claim A29-00263A

Spatial Dynamics LTD

8/23/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s35e	17	NWSW	3	5.3	Indiscernible
Totals:			3	5.3	

AJ5809NP
No. A29-00263A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RALPH FARRINGTON PO BOX 2924 NEWPORT BEACH CA 926592924 (714) 551-8934	02/26/1869	IRRIGATION	04-01 11-01	0.100 CFS	
					TOTAL DIVERSION:	0.100 CFS
					CONSUMPTIVE USE:	9.00 AFA

Water Source: GIBSON JACK CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion: T07S R35E S17 NWSW BANNOCK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
07S	35E	17	:					:					:		03			:						
																							TOTAL ACRES	3.0

POU County: BANNOCK

Non-Irrigation Uses: NONE.

Other Rights: NONE.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-10015 29-10042 29-11444 A29-04273 A29-10015 A29-10042 A29-11444

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00263 A29-00264 A29-04273 A29-04433

Remarks: GEN OWNERSHIP CHANGE - 7-3-90 JT

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 10/17/88 OLENICHA 07/03/90 THOMPSON 10/31/91 THOMPSON 04/04/94 THOMPSON
03/29/95 POST-STD

OCTOBER 31, 1991

RALPH FARRINGTON
PO BOX 2924
NEWPORT BEACH CA 92659-2924

RE: NOTICE OF CLAIM A29-00263A

Dear Mr. Farrington:

Enclosed is a typed copy of the above Notice reflecting changes made by this office due to an apparent error during data entry (changes highlighted in yellow).

The nature of use for the Notice was entered as "domestic" with a period of use "01/01 to 12/31". We are reasonably certain the water right is for irrigation between April 1 and November 1. Therefore, we have modified the record for this Notice to reflect irrigation.

Should you concur with our findings, simply keep this enclosed Notice for your records. To change items on the Notice, line through the incorrect information, write in the correct information then sign the form in the presence of a Notary and return it to this office.

If you have any questions regarding this matter, please call (208) 525-7161.

Respectfully submitted,

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

FILE: GC

MICROFILMED

NOV 13 1992

September 17, 1990

Ralph Farrington
P.O. Box 2924
Newport Beach, CA 92659-2924

RE: Change in Ownership A29-00263A, A29-10015.

Dear Mr. Farrington:

The Department has processed the Change in Ownership registering you as the new claimant for notices originally filed by Dorothy Farrington. Typed notices reflecting this change are enclosed for you records.

your In making the name change, I discovered that Notice of Claim A29-00265A was submitted by Dorothy but the fee for this notice was not paid. You will notice by comparing the copy of this notice with A29-00263A that the elements of the water right for each notice are identical. A check of the water right records revealed the 1/4 1/4 containing your property is identified under 29-00263. Right 29-00265 is appurtenant to different land.

A decision needs to be made regarding A29-00265A. The Notice should either be withdrawn or the filing fee paid. To help expedite action on the Notice, enclosed is a Withdrawal of Claim form and an Extension of Time form. The filing fee for the Notice is \$50.00 plus a late fee of \$50.00 (\$100.00 total). You may request to have payment of the late fee waived by mailing a completed Request for Extension of Time to the address shown in the lower left corner of the form. If you do request an extension of time, keep the Notice until the request is returned showing that it was either granted or denied. Then send the Notice with a copy of the Extension of Time form. Should you elect to not file the Notice simply complete the Withdrawal of Claim form and return it to this office.

MICROFILMED

NOV 13 1992

Page 2
Farrington

Naturally if you have questions concerning this matter feel free to call this office (208) 525-7161.

Respectfully submitted,

Ernest Carlsen
Water Rights Supervisor, Adjudications

EC:

Enclosure: A29-00263A
A29-10015
A29-00265A
Request for Extension of Time
Request for Withdrawal of Claim

cc: GC

MICROFILMED

NOV 13 1992

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): A29-00263A, A29-10015, A29-00265A

[] Name and Address of
Former Claimant: Dorothy A. Farrington

1350 San Bernadino Rd., Space 128

Upland, CA 91786

[] New Claimant(s): Ralph Farrington

[] New Mailing Address: P.O. Box 2924

Newport Beach, CA 92659-2924

New Telephone Number: (714) 551-8934

[] Does the change in ownership result in a splitting of the
water right claimed? _____ yes _____^x no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached:

[] Signature of New Claimant(s):

Regina Foyte or
Ingrid A. Farrington

Date: 3 JULY 90

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

MICROFILMED

NOV 13 1992

A tract of land in NW 1/4 SW 1/4 of Section 17, Township 7 South, Range 35 East, Boise Meridian, the land described in instrument 468220 of the records of Bannock County Idaho, described as follows:

Commencing at the W 1/4 corner of Section 17, Township 7 South, Range 35 East, Boise Meridian; thence

South 00°09'00" West along the west line of said Section 17 for a distance of 450.35 feet to a point marked with a 1/2-inch iron pin found in place, the POINT OF BEGINNING; thence

Continuing South 00°09'00" West 859.12 feet to the south 1/16 corner on the west line of Section 17, said corner marked with a Bannock County brass cap monument found in place; thence

North 89°48'19" East along the south 1/16 line of said Section 17 for a distance of 554.70 feet to a found 1/2-inch iron pin (recorded as East 561.20 feet), more or less, to the southwest corner of the land described in instrument 321428; thence

North 24°03'43" East along the west boundary of the said land described in instrument 321428 for a distance of 590.12 feet (recorded as North 22°42' East 589.30 feet) to a point in the southerly right of way line of the Old Bannock Highway, said point marked with a 1/2-inch iron pin found in place; thence

North 53°05'34" West along the southerly right of way of the Old Bannock Highway for a distance of 53.70 feet (recorded as North 52°11' West 53.3 feet) to a Bannock County brass cap monument found in place; thence

North 37°47'04" East for a distance of 66.00 feet to a point in the northerly right of way line of the said Old Bannock Highway, said point marked with a Bannock County brass cap monument found in place; thence

North 52°12'56" West along the said right of way line for a distance of 59.40 feet; thence

North 31°14'04" East for a distance of 40.00 feet; thence

North 16°03'28" East for a distance of 119.74 feet to a point in the Southerly right of way line of the New Bannock Highway, said point marked with a 1/2-inch iron pin found in place; thence

North 51°01'10" West along the southerly right of way line of the New Bannock Highway for a distance of 85.92 feet to a point that is 9.65 feet southeasterly of a State of Idaho highway right of way monument; thence

South 45°51'31" West for a distance of 77.55 feet to a 1/2-inch iron pin found in place; thence

South 15°57'59" West for a distance of 82.56 feet to a point in the northerly right of way line of the Old Bannock Highway, said point marked with a 1/2-inch iron pin found in place; thence

Northwesterly along the said right of way line following a 686.20 foot radius curve, concave to the northeast, through a central angle of 18°14'12", a chord of 217.49 which bears North 38°22'02" West for an arc distance of 218.41 feet to a point of tangency, said point marked with a 1/2-inch iron pin found in place; thence

Continuing along the said right of way line North 29°14'56" West for a distance of 144.57 feet; thence

South 69°16'33" West for a distance of 477.59 feet (recorded as South 69°16'30" West 474.9 feet) to the point of beginning.

Comprising 14.8 acres, more or less.

MICROFILMED
NOV 13 1992

1-52767-1111

AFFIDAVIT OF DOROTHY A. FARRINGTON

STATE OF Idaho
County of Bannock : ss

DOROTHY A. FARRINGTON, being first duly sworn upon oath, deposes and says:

1. I, Dorothy A. Farrington, am the owner of the real property located in Bannock County as the same is more fully described in Exhibit "A". I obtained the same from my mother, Dorothy W. Smith, by deed of gift, dated January 27, 1970 and recorded in the records of Bannock County as instrument No. 468220.

2. In the deed of gift, my mother retained a life estate in the property. The life estate terminated upon my mother's death in December of 1976. My mother, Dorothy W. Smith, died in Bellingham, Washington, in December 11, 1976 and was thereafter buried in the Mountainview Cemetary Plot E-17, located in Pocatello, Idaho.

FURTHER YOUR AFFIANT SAYETH NOT.

Dorothy A. Farrington
Dorothy A. Farrington

SUBSCRIBED AND SWORN to before this 7th day of November, 1988.

James E. Smith
NOTARY PUBLIC for
Residing at: Pocatello
Commission Expires: 8-17-93

(SEAL)

STATE OF IDAHO)
County of Bannock) : ss

On this 7th day of November, 1988, before me, a Notary Public, personally appeared Dorothy A. Farrington, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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

James E. Smith
NOTARY PUBLIC For Idaho
Residing at: Pocatello
Commission Expires: 8-17-93

MICROFILMED
NOV 13 1992

(SEAL)

DIANE BILYEU
Bannock County Assessor
P.O. Box 4969
Pocatello, ID 83205

THIS IS NOT A BILL

PRESORTED

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
18 OTHER RURAL LAND	116.320	37,386
40 IMP ON CAT 18		18,907

POCATELLO
JUN - 1989
PRESORTED FIRST-CLASS
1989 TAXPAYERS 1377
VALUATION ASSESSMENT NOTICE

Taxes are based on the valuation
listed on this statement

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

JUNE 21, 1989

See the reverse side for further references

KEEP THIS COPY FOR YOUR RECORDS

Mail To:

RALPH W FARRINGTON
P O BOX 2924

**** LEGAL DESCRIPTION ****
TAX 66 15.52 AC
TAX 64 0.80 AC
S17-T7S-R35E

NEWPORT BEACH CA 92663
FORWARDING & ADDRESS CORRECTION REQUESTED

PROPERTY ADDRESS **8953 W GIBSON JACK**
PARCEL NO. **R4013016500** TAX CODE **36**

DO NOT FILM

MICROFILMED
NOV 13 1992

City of Pocatello • Water Department

P.O. Box 4169 • 902 E. Sherman • Pocatello, Idaho 83201 • (208) 234-6174



August 24, 1988

Dorothy A. Farrington
c/o Ralph Farrington
P.O. Box 2924
Newport Beach, CA 92663-0408

RECEIVED

SEP 13 1988

Department of Water Resources
Eastern District Office

Re: Water Claim Rights on Gibson Jack Creek

Dear Ms. Farrington:

A search of Department of Water Resources records show that Dorothy A. Farrington has a water claim of 0.09 cfs (40.5 gpm) priority date of February 26, 1869; Grant D. and Norma H. Worth has a water claim of 0.23 cfs (103.5 gpm) priority date of February 26, 1869; and City of Pocatello has a water claim of 7.0 cfs (3,150 gpm) priority date of June 16, 1898.

The Farrington and Worth claims are on Gibson Jack Creek and City of Pocatello claim is on Gibson Jack Creek along with South Fork of Gibson Jack Creek.

As of August 23, 1988 0.32 cfs (144 gpm) has been released from City of Pocatello intake basin on Gibson Jack Creek, however, I am not sure how much of this water will make it down the creek.

RECEIVED

OCT 13 1988

Department of Water Resources
Eastern District Office

Sincerely,

Gary E. Thornton
Water Superintendent

GET/jl

MICROFILMED

NOV 13 1992

2-1 1-52984-MA
WARRANTY DEED 821607

For Value Received

DOROTHY A. FARRINGTON, a single woman

the grantor, do hereby grant, bargain, sell and convey unto

Ralph W. Farrington and Ingrid A. Farrington, husband and wife
whose current address is

P.O. Box 2924, Newport Beach, CA 92663-0408

the grantee^s, the following described premises, in Bannock County Idaho, to wit:

See attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that she is the owner in fee simple of said premises; that they are free from all incumbrances

and that she will warrant and defend the same from all lawful claims whatsoever.

Dated:

Dorothy A. Farrington

Dorothy A. Farrington

STATE OF IDAHO, COUNTY OF Bannock
On this 7th day of Nov., 1988
before me, a notary public in and for said State, personally appeared

Dorothy A. Farrington,
Notary Seal

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that she executed the same.

[Signature]
Notary Public

Residing at Pocatello
Comm. Expires 2-14-93

NO 821601 ✓

AMERICAN LAND TITLE CO.

492
[Signature]

Formed by the AMERICAN LAND TITLE CO., Pocatello, Idaho

AMERICAN LAND TITLE CO.

POCATELLO, IDAHO
1-208-232-6163
BLACKFOOT, IDAHO
1-208-785-4573
IDAHO FALLS, IDAHO
1-208-524-5600

REXBURG, IDAHO
1-208-356-9323
SALMON, IDAHO
1-208-756-4231
RIGBY, IDAHO
1-208-745-9495

Farrington

MICROFILMED
NOV 14 1988

EXHIBIT "A"

2-2

821601

A tract of land in NW 1/4 SW 1/4 of Section 17, Township 7 South, Range 35 East, Boise Meridian, the land described in instrument 468220 of the records of Bannock County Idaho, described as follows:

Commencing at the W 1/4 corner of Section 17, Township 7 South, Range 35 East, Boise Meridian; thence

South $00^{\circ}09'00''$ West along the west line of said Section 17 for a distance of 450.35 feet to a point marked with a 1/2-inch iron pin found in place, the POINT OF BEGINNING; thence

Continuing South $00^{\circ}09'00''$ West 859.12 feet to the south 1/16 corner on the west line of Section 17, said corner marked with a Bannock County brass cap monument found in place; thence

North $89^{\circ}48'19''$ East along the south 1/16 line of said Section 17 for a distance of 554.70 feet to a found 1/2-inch iron pin (recorded as East 561.20 feet), more or less, to the southwest corner of the land described in instrument 321428; thence

North $24^{\circ}03'43''$ East along the west boundary of the said land described in instrument 321428 for a distance of 590.12 feet (recorded as North $22^{\circ}42'$ East 589.30 feet) to a point in the southerly right of way line of the Old Bannock Highway, said point marked with a 1/2-inch iron pin found in place; thence

North $53^{\circ}05'34''$ West along the southerly right of way of the Old Bannock Highway for a distance of 53.70 feet (recorded as North $52^{\circ}11'$ West 53.3 feet) to a Bannock County brass cap monument found in place; thence

North $37^{\circ}47'04''$ East for a distance of 66.00 feet to a point in the northerly right of way line of the said Old Bannock Highway, said point marked with a Bannock County brass cap monument found in place; thence

North $52^{\circ}12'56''$ West along the said right of way line for a distance of 59.40 feet; thence

North $31^{\circ}14'04''$ East for a distance of 40.00 feet; thence

North $16^{\circ}03'28''$ East for a distance of 119.74 feet to a point in the Southerly right of way line of the New Bannock Highway, said point marked with a 1/2-inch iron pin found in place; thence

North $51^{\circ}01'10''$ West along the southerly right of way line of the New Bannock Highway for a distance of 85.92 feet to a point that is 9.65 feet southeasterly of a State of Idaho highway right of way monument; thence

South $45^{\circ}51'31''$ West for a distance of 77.55 feet to a 1/2-inch iron pin found in place; thence

South $15^{\circ}57'59''$ West for a distance of 82.56 feet to a point in the northerly right of way line of the Old Bannock Highway, said point marked with a 1/2-inch iron pin found in place; thence

Northwesterly along the said right of way line following a 686.20 foot radius curve, concave to the northeast, through a central angle of $18^{\circ}14'12''$, a chord of 217.49 which bears North $38^{\circ}22'02''$ West for an arc distance of 218.41 feet to a point of tangency, said point marked with a 1/2-inch iron pin found in place; thence

Continuing along the said right of way line North $29^{\circ}14'56''$ West for a distance of 144.57 feet; thence

South $69^{\circ}16'33''$ West for a distance of 477.59 feet (recorded as South $69^{\circ}16'30''$ West 474.9 feet) to the point of beginning.

MOF
NOV 4 1966

L. CHARLES JOHNSON
GERALD W. OLSON
CALLIS A. CALDWELL

LAW OFFICES
JOHNSON & OLSON
103 SPaulding BUILDING
BOCATELLO, IDAHO 83801

(804) 333-7920

3-1
DEED OF GIFT

468220 ✓

THIS INDENTURE, Made this 21st day of January,
1970, between DOROTHY W. SMITH, party of the first part, and
DOROTHY A. FARRINGTON, party of the second part,

WITNESSETH:

That the party of the first part as well for and in
consideration of the natural love and affection that she has
unto the party of the second party, by these presents does give,
grant, alien, convey, and confirm unto the party of the second
part, her heirs and assigns, forever, all that certain lot,
parcel of land, situate, lying and being in the County of Bannock,
State of Idaho, and more particularly described as follows, to-wit:

A parcel of land in the NW 1/4 SW 1/4,
Section 17, T. 7S, R. 35E., B.M., Bannock
County, Idaho more particularly described
as follows:

Beginning at the South 1/16 corner on the
West line of Section 17, T. 7S., R. 35E., B.M.;
thence

East on the South 1/16 line of said Section
17, 561.20 feet; thence

N22°42'E, 589.30 feet (N23°19'E, 592.85
feet), more or less, to a point in the
Southerly right of way line of Old Bannock
Highway, said point being 53.3 feet South-
easterly from a Bannock County Monument,
which marks a point of tangency of the said
right of way; thence

N52°11'W along said Southerly right of way
line, 53.3 feet; thence

N37°49'E, 66.00 feet, more or less, to the
Northerly right of way line of Old Bannock
Highway; thence

N52°11'W along the said Northerly right of
way line 59.40 feet; thence

N31°16'E (N31°55'E) 40.0 feet; thence

MOORE & SONS

NOV 19 1970

L. CHARLES JOHNSON
GERALD W. OLSON
CALI/S A. CALDWELL

LAW OFFICES
JOHNSON & OLSON
303 SPAULding BUILDING
POCATELLO, IDAHO 83201

(308) 831-1111

468220

N15°55'E (N16°34'E) 120.6 feet, more or less,
to the Southerly right of way line of New Bannock
Highway; thence

N51°15'W (N51°35'W) along Southerly right
of way line of New Bannock Highway, 86.45
feet; thence

S45°23'W (S45°30'W) 77.2 feet; thence

S15°55'W (S16°02'W), 83.0 feet, more or less,
to the Easterly right of way line of the
Old Bannock Highway; thence

Northwesterly on the Easterly right of way
line of Old Bannock Highway on a curve to
the Right having a central angle of 22°58' and a
radius of 686.20 feet, a distance of 218.40
feet to the point of tangency of said curve;
thence

N29°13'W (N30°01'30"W) on the said Easterly
right of way line, 144.57 feet; thence

S69°16'30"W, 474.9 feet, more or less, to
the West line of said Section 17; thence

S 0°09'W on the West line of said Section
17, 860.45 feet, more or less, to the Point
of Beginning and contains 14.58 acres, more
or less.

The party of the first part excepting and reserving during her
lifetime the right to have, hold, possess and enjoy all the
rent, issues, and profits accruing out of the premises herein-
above conveyed, and the party of the first part does expressly
reserve to herself the title to the above described land during
her natural life.

Together with all and singular the tenements, heredita-
ments, and appurtenances thereunto belonging, or in anywise
appertaining; and the reversion and reversionions, remainder and
remainders, rents, issues and profits thereof, and all the
estate, right, title, interest, property, claim and demand,
whatsoever, of the party of the first part, of, in, and to

L. CHARLES JOHNSON
GERALD W. OLSON
CALLIS A. CALDWELL

LAW OFFICES
JOHNSON & OLSON
808 SPAULDING BUILDING
POCATELLO, IDAHO 83401

(200) 871-7000

3-3

468220

the premises, with the appurtenances, and every part thereof,
To have and to hold all and singular the above granted
premises, with the appurtenances, unto the second party, her
heirs and assigns, to her own proper use and behoof, forever.

IN WITNESS WHEREOF, the party of the first part has
hereunto set her hand and seal this 27th day of January, 1970.

Dorothy W. Smith (L.S.)

STATE OF WASHINGTON)

County of Blaine) ss

On this 27th day of January, 1970, before me,
a Notary Public in and for said County and State, personally
appeared DOROTHY W. SMITH, known to me to be the person whose
name is subscribed to the within instrument and acknowledged to
me that she executed the same.

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

(SEAL)

NOTARY SEAL

[Signature]
NOTARY PUBLIC FOR WASHINGTON
Residence:
215 Mann Building
Bellevue, Washington
98005

NO. 468220
RECORDED AT REQUEST OF

Johnson & Olson
MAR 11 9 52 AM '70

OFFICIAL RECORD BK. NO. 232
BANKS COUNTY, IDAHO
EMMETTE SPRAKER, RECORDER
FEE 3.00 DEPUTY

MICROFILME

NOV 14 1970

C 1200	Interest from Jan. 1, 1951, at 3% per annum	25.29 6.75	\$ 32.04
C 1197	Taxes for 1951	43.10	
C 1199	Penalty 2%	.96	
C 1200	Interest from Jan. 7, 1952, at 3% per annum	43.36 8.22	52.18
C 1197	Taxes for 1952	46.60	
C 1199	Penalty 2%	.93	
C 1200	Interest from Jan. 5, 1953, at 3% per annum	47.53 5.09	52.62
C 1381-1	Taxes for 1953	37.60	
C 1381-3	Penalty 2%	.37	
	Interest from Jan. 4, 1954, at 3% per annum	37.97 .54	38.51
Costs:			
Advertising		3.00	3.00
TOTAL PAID ON REDEMPTION			\$178.35

Laura B. Berg
Treasurer and ex-Officio Tax Collector
for Bannock County, Idaho.

I hereby certify that this instrument was filed for record at the request of H.M. Farmer, 1636 North Arthur Street, Pocatello, Idaho at 58 minutes past 11:00 o'clock A.M., this 9th day of June, A.D. 1954 in my office, and duly recorded in Book 118 of Deeds at page 548.

Sarah Devaney, Recorder

Fee \$ 1.75

INSTRUMENT NO. 300725

IN THE PROBATE COURT OF BANNOCK COUNTY, STATE OF IDAHO

IN THE MATTER OF THE ESTATE OF) ORDER SETTLING FINAL ACCOUNT,
GEORGE L. SMITH,) REPORT AND PETITION FOR
Deceased.) DISTRIBUTION UNDER WILL.

Now comes Dorothy W. Smith, the executrix of the said estate, by F.E. Sydeman, her attorney, and proves to the satisfaction of the Court that her final account and petition for distribution herein was rendered and filed on the 21st day of May, 1954; that on the same date an order was duly entered in the above entitled Court appointing the 7th day of June, 1954 for the settling and hearing thereof; that due and legal notice of the time and place of said settlement and hearing has been given as required by law; and the said account and petition being now presented to the Court, and no person appearing to except to or contest said account or petition, the Court, after hearing the evidence, being satisfied that all taxes upon the property of the said estate have been duly paid, settles said account and orders distribution of the said estate as follows:

It is Ordered, Adjudged and Decreed by the Court, that said executrix has in her possession, belonging to said estate, all of the property described in said inventory on file herein and hereinafter described, at the value of said appraisement; that said account be allowed and settled accordingly; and that in pursuance with and according to the provisions of the last will of said deceased, the said property and any other property owned by the deceased, at the time of his death or in which his estate thereafter acquired any interest, is distributed as follows, to-wit: To Dorothy W. Smith the said property being more fully described as follows, to-wit:

All of the West half of the Northeast Quarter of Section Twenty, Township 7S, Range 35 East of Boise Meridian, lying west of Bannock Highway, containing 19.79 acres more or less.

One-half interest in the following described real estate:

MICROFILMED

NOV 14 1954

Southeast Quarter, Southwest Quarter, Section 17, Southwest Quarter, and Southwest Quarter of Southeast Quarter, Section 19, North one-half of Northwest Quarter, Section 20; Northwest Quarter and West one-half of Northeast Quarter, Section 30, Township 7 South Range 35, East Boise Meridian. Subject to contract of sale to Walter T. Hayden and Delsa Hayden.

The Northwest Quarter of the Southwest Quarter Section 17, Township 7 South, Range 35, East of the Boise Meridian, except the following four tracts of land:

Tract No. 1: All of that portion of said 40 acres lying and being North and East of the County Highway running through the said parcel of land, except so much thereof as is included in parcel 2, described herein.

Tract No. 2: Commencing at the Southwest corner of Section 17, Township 7 South, Range 35, East of Boise Meridian, thence North $17^{\circ}47'$ East, 1911.5 feet to the point of beginning. Thence South $59^{\circ}40'$ East 49.3 feet; thence North $31^{\circ}55'$ East 251 feet; thence North $16^{\circ}34'$ East, 173.1 feet; thence North $50^{\circ}06'$ West, 60.0 feet; thence South $45^{\circ}30'$ West, 127.0 feet; thence South $16^{\circ}02'$ West, 320.0 feet to the point of beginning, being a part of the Northwest Quarter of the Southwest Quarter of Section 17, Township 7 South, Range 35, East Boise Meridian, and containing 2.52 acres, more or less.

Tract No. 3: Commencing at the South $1/16$ th corner on the west line of said Section 17, thence East along the South $1/16$ th line of the said Section 17, 561.2 feet to the point of beginning, thence N. $23^{\circ}19'$ E. 591.0 feet, more or less to a point in the Southerly right of way line of the Bannock Highway, said point being 53.3 feet Southeasterly from a Bannock County Monument, which marks a point of tangency of the said right of way; thence Easterly along the said right of way line to an intersection with the West $1/16$ th line of the said Section 17, thence South along the said West $1/16$ th line 400 feet more or less to the SW $1/16$ th corner of said Section 17, thence West along the South $1/16$ th line of said Section 17, 760.0 feet more or less to the point of beginning.

Tract No. 4: Beginning at a point on the North boundary line of the Northwest Quarter of the Southwest Quarter of Section 17, Township Seven, Range 35, East of the Boise Meridian, where the said line intersects the County Road; running thence Westerly along said line a distance of 213 feet, more or less to Northwest corner of Northwest Quarter of Southwest Quarter, run thence Southerly along the West boundary of said Section a distance of 450 feet to a point on said line; run thence Northeasterly 121 feet more or less to a point of intersection with the said highway at a point 350 feet from point of beginning; thence in Northwesterly direction a distance of 350 feet to the point of beginning.

Commencing at the Southwest corner of Section 17, Township 7 South, Range 35, East Boise Meridian, thence North $17^{\circ}47'$ East, 1911.5 feet to the point of beginning. Thence South $59^{\circ}40'$ East 49.3 feet; thence North $31^{\circ}55'$ East 251 feet; thence North $16^{\circ}34'$ East, 173.1 feet; thence North $50^{\circ}06'$ West, 60.0 feet; thence South $45^{\circ}30'$ West, 127.0 feet; thence South $16^{\circ}02'$ West, 320.0 feet to the point of beginning, being a part of the Northwest Quarter of the Southwest Quarter of Section 17, Township 7 South, Range 35 East of Boise Meridian, and containing 2.52 acres, more or less.

The North $\frac{1}{2}$ of the Southwest $\frac{1}{4}$, Section 24 Township 7 South, Range 34 East of Boise Meridian; the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$; Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$, Section 23, Township 7 South, Range 34 East of Boise Meridian.

Dated June 7th, 1954.

(SEAL)

Darwin D. Brown
Judge of the above
entitled Court.

IN THE PROBATE COURT OF BANNOCK COUNTY, IDAHO

STATE OF IDAHO)
) ss.
COUNTY OF BANNOCK)

I, the undersigned, hereby certify that the foregoing is a full true and correct copy of Original Order Settling Final Account & Petition for Dist. in said estate.

WITNESS my hand and the seal of the Probate Court aforesaid, this 7th day of June, 1954.

(SEAL)

Mabel Ward
Deputy Clerk of Probate
Court

Recorded Jun 9, 1954 at 11:59 AM in Book 118
of Deeds at Page 549 at request of F.E. Tydeman,
243 Dietrich Bldg. City.

Sarah Devaney, Recorder

Fee \$ 2.50

NOV 14 1954

That said Sine Hansen died intestate on May 14, 1939, and that at the time of her death the said Hans P. Hansen was her husband, and that upon the death of the said Sine Hansen, all her right, title, interest, and estate in the lands and premises and property hereinafter described became vested in the said Hans P. Hansen, the surviving husband of said deceased, and that no other heirs at law, or any person or persons interested in the said estate, other than the said Hans P. Hansen, did, upon the death of said deceased, receive or become vested by descent, succession or otherwise of any right, title, interest or estate in the said lands or property, and that all of said lands and property is now vested in fee simple in the said Hans P. Hansen, free from any right, title or interest or claim by or on behalf of any other persons or person claiming under the said deceased.

That the lands and premises and property herein referred to and decreed herein, now situated in Bannock County, Idaho, and are particularly described as follows, to-wit:

The northeast quarter of section 26, township 10 south of range 40 east of the Boise Meridian, containing 160 acres, more or less. Together with all water and water rights belonging to, or used on or in connection with the said land, and especially including 101 shares of the capital stock of the East Chance Canal Company, Ltd., and 114-60/100 shares of the capital stock of the Bench Canal Company, Ltd.

Dated this 20th day of August A.D. 1945.

(SEAL)

WILLARD LUND
Probate Judge of Bannock County
Idaho.

STATE OF IDAHO

IN THE PROBATE COURT OF BANNOCK COUNTY, STATE OF IDAHO

COUNTY OF BANNOCK

ss.

I, Ruth Petersen, Clerk of the Probate Court for the County of Bannock, State of Idaho, do hereby certify that the foregoing is a full, true and correct copy of the original, DECREE ESTABLISHING RECORD TITLE TO COMMUNITY PROPERTY ON DEATH OF WILL INTESTATE in the matter of the Estate of SINE HANSEN, Deceased, now on file and a matter of record in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 20th day of August, 1945.

(SEAL)

Ruth Petersen
Clerk of the Probate Court

RECORDED AUG 20 1945 11 10 AM in Book 93 of Deeds Page 382 RECORDS OF BANNOCK COUNTY STATE OF IDAHO, at request of Merrill & Merrill.

Anna Keefe, Recorder

Fee \$1.80

INSTRUMENT NO. 238594

WARRANTY DEED

THIS INDENTURE, Made this twentieth day of January 1937, by and between the ELKHORN LIVESTOCK AND DAIRY COMPANY, a corporation, organized and existing by virtue of the laws of the State of Idaho; G. L. Smith, trustee, acting under and by virtue of authority granted under Case No. 10716, dated December twenty-second, 1936, and signed by Isaac McDougall, District Judge in District Court, Fifth Judicial District in and for Bannock County; GEORGE L. SMITH (sometimes known as GEO. L. SMITH and G. L. SMITH), THOMAS B. SMITH (sometimes known as THOMAS B. SMITH JR. and T. B. SMITH), JAMES K. SMITH (sometimes known as J. K. SMITH), JESSIE FINLAYSON, ELIZA B. SMITH, FRANK H. SMITH, ELLA S. SMITH, T. STACY SMITH, parties of the first part, and WALTER HAYDEN of Pocatello, Bannock County, State of Idaho, party of the second part.

WITNESSETH: That Whereas, the Elkhorn Livestock and Dairy Company, a corporation, is one of the parties of the first part, and in pursuance of the statutes in such cases made and provided, has acquired and is part owner of the real estate hereinafter described:

WHEREAS, the Board of Directors of the Elkhorn Livestock and Dairy Company, a corporation, have by proper resolution authorized and empowered its President and Secretary to execute this deed and conveyance, and

NOW, THEREFORE, in pursuance to said resolution, the Elkhorn Livestock and Dairy Company, a corporation, G. L. Smith, trustee, GEORGE L. SMITH, THOMAS B. SMITH, JAMES K. SMITH, JESSIE FINLAYSON, ELIZA B. SMITH, FRANK H. SMITH, ELLA S. SMITH, T. STACY SMITH, the parties of the first part, and in consideration of the sum of TWELVE THOUSAND AND NO/100 Dollars (\$12,000.00) lawful money of the United States of America, to it and to them in hand paid by the said party of the second part the receipt whereof is hereby acknowledged, do by

MICROFILMED

NOV 14 1996

POOR ORIGINAL

these presents, and to gain, sell, convey and confirm unto the said party of the second part and to his heirs assigns forever, all of those lots, acres, or parcels of land, situated in Bannock County, State of Idaho, and particularly described as follows, to-wit:

2.52

All of that portion of the Southwest Quarter of the Southwest Quarter of Section 8, and all of that portion of the Northwest Quarter of the Northwest Quarter of Section 17, lying West and South of the Oregon Short Line Railroad Company right of way; All that portion of the Northeast Quarter of the Northwest Quarter of Section 17, lying West and South of the right of Way of the Oregon Short Line Railroad Company right of way; The East twenty two acres of the Southwest quarter of the Northwest Quarter of Section 17; The Southeast Quarter of the Northwest Quarter; The Northeast Quarter of the Southwest Quarter of Section 17; And also, Commencing at the South 1/16th corner on the West line of said Section 17, thence East along the South 1/16 line of the said Section 17, 561.8 feet to the point of beginning, thence N 23° 19' E. 591.0 feet, more or less to a point in the Southerly right of way line of the Bannock Hlway, said point being 53.4 feet southeasterly from a Bannock County Monument, which marks a point of tangency of the said right of way; thence Easterly along the said right of way line to an intersection with the west 1/16th line of the said Section 17, thence South along the said West 1/16th line 400 feet more or less to the SW 1/16th corner of said Section 17; thence West along the south 1/16th line of said Section 17, 760.0 feet more or less to the point of beginning; That portion of the Northwest Quarter of the Southwest Quarter of Section 17, lying North and East of the Bannock County Highway with the exception of a small strip of land heretofore deeded to George L. Smith, and said excepted land is more particularly described as follows to-wit: Commencing at the Southwest corner of Section 17, Township 7 South, Range 35, East Boise Meridian, thence North 12° 47' East, 1911.5 feet to the point of beginning, thence South 52° 40' East 49.3 feet; thence North 31° 55' East 251 feet; thence North 16° 34' East, 173.1 feet; thence North 50° 06' West, 60.0 feet; thence South 45° 30' West 127.0 feet; thence South 16° 02' West, 320.0 feet to the point of beginning, being a part of the NW 1/4 of Section 17, Township 7 South, Range 35, East Boise Meridian, and containing 2.58 acres, more or less; all the above described land being in Township 7 South, Range 35, East Boise Meridian;

together with any and all water, water rights, dams, ditches, reservoirs now had and being enjoyed in connection with the above described lands; and particularly that certain Water right established by decree in the District Court of the Fifth Judicial District, State of Idaho in and for Bannock County, filed June 5, 1926 at 4:47 P.M. pertaining to the right and use of the water of Mink Creek and tributaries thereof and springs and sources of said tributaries wherein such amount and amounts of water of the date of appropriation or priority, and for the uses and purposes wherein such decreed waters may appertain to the above described lands. There is specifically reserved, however, unto George L. Smith, his heirs and assigns, an equal right to the reservoir and domestic waters, pipe line, and supply of said waters forever; and each owner in succession shall share equally in the maintenance of said water and pipe line. This deed being given subject to pole line easements and rights of way of the Bannock County Highway and any and all easements, rights of ingress and egress that may heretofore have been granted affecting said above described lands.

(§13.20 I. R. S. attached to deed and cancelled.)

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, all of the above mentioned and described premises together with the appurtenances unto the said party of the second part, and to his heirs and assigns forever.

And the said parties of the first part, its successors or assigns and their heirs and assigns, to keep the said premises in the quiet and peaceable possession of the said party of the second part, and his heirs and against all and every person or persons, whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend, and such warranty shall be limited by the parties of the first part to the property wherein they have vested and record title only at this date.

IN WITNESS WHEREOF, the said ELKHORN LIVESTOCK AND DAIRY COMPANY, a corporation, has caused these presents to be subscribed by its President and Secretary, and its corporate name and seal to be hereunto affixed on the day and year first above written; and the other parties of the first part have hereunto set their hands and seals the day and year first above written.

ATTEST:

Frank H. Smith
Its Secretary

(CORPORATE SEAL)

ELKHORN LIVESTOCK AND DAIRY COMPANY, a corporation

By G. L. Smith
Its President

G. L. Smith
G. L. Smith, trustee
G. L. Smith,
George L. Smith
Thomas E. Smith
Thomas B. Smith

James J. K. Smith
James K. Smith

Jessie Finleysen
Jessie Finleysen

Eliza B. Smith
Eliza B. Smith

NOV 14 1936

POOR ORIGINAL

Elie S. Smith
T. Stroy Smith

STATE OF IDAHO)
County of Benneok) ss.

Upon the first day of Feb'y, 1937, before me, Paul M. Bryan, a Notary Public in and for said County, personally appeared G. L. Smith and T. H. Smith known to me to be the freest and soberest, respectively, of the ELKHORN LIVESTOCK AND DAIRY COMPANY, a corporation that executed the within instrument and acknowledged to me that such corporation executed the same.

Paul M. Bryan
Notary Public
Pocatello, Idaho Residence

STATE OF IDAHO)
County of Benneok) ss.

On the first day of Feb'y, in the year 1937, before me, Paul M. Bryan, a Notary Public, in and for said County, personally appeared G. L. Smith, T. H. Smith, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Paul M. Bryan
Notary Public
Pocatello, Idaho Residence

STATE OF IDAHO)
County of Benneok) ss.

On the first day of Feb'y, 1937, before me, Paul M. Bryan, a Notary Public, in and for said County, personally appeared GEORGE L. SMITH, JESSE L. LINDVALL, FRANK H. SMITH, ELIZABETH SMITH, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

Paul M. Bryan
Notary Public
Pocatello, Idaho Residence

STATE OF IDAHO)
County of Benneok) ss.

On the 20th day of January 1937, in the year 1937, before me, Paul M. Bryan, a Notary Public, in and for said County, personally appeared THOMAS R. SMITH, JAMES K. SMITH, and ELIZABETH SMITH, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

Paul M. Bryan
Notary Public
Pocatello, Idaho Residence

RECORDED AUG 20 1945 2 07 PM IN BOOK 93 OF DEEDS PAGE 262 RECORDS OF BANNER COUNTY STATE OF IDAHO, at request of HIA CO.

Anna Keeler, Recorder

Fee \$3.40

INSTRUMENT NO. 238616

IN THE PROBATE COURT OF BANNER COUNTY,

STATE OF IDAHO

NOV 14 1936

IN THE MATTER OF THE ESTATE

of

GEORGE EDWARD KINNEY, also known as GEORGE B. KINNEY,

ORDER SETTING FINAL ACCOUNT AND DECREE OF DISTRIBUTION

MICROFILMED

1-52984-MA

WARRANTY DEED

For Value Received

DOROTHY A. FARRINGTON, a single woman

the grantor, do hereby grant, bargain, sell and convey unto

Ralph W. Farrington and Ingrid A. Farrington, husband and wife
whose current address is

P.O.Box 2924, Newport Beach, CA 92663-0408

the grantee^s, the following described premises, in Bannock County Idaho, to wit:

See attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that she is the owner in fee simple of said premises; that they are free from all incumbrances

and that she will warrant and defend the same from all lawful claims whatsoever.

Dated:

Dorothy A. Farrington

Dorothy A. Farrington

STATE OF IDAHO, COUNTY OF Bannock
On this 7th day of Nov, 1988
before me, a notary public in and for said State, personally appeared

Dorothy A. Farrington,

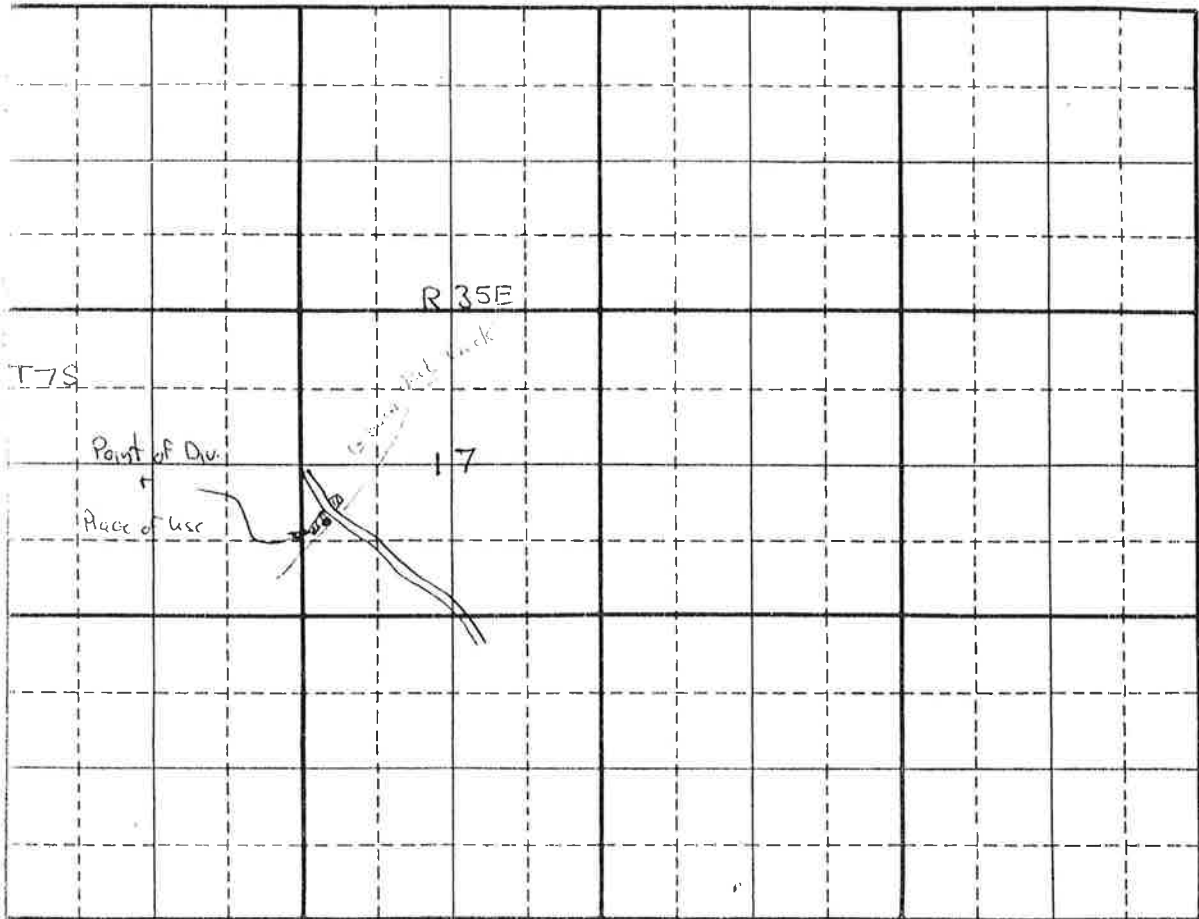
known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that she executed the same.

[Signature]
Notary Public

Residing at Foratell
Comm. Expires 8-17-93

Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho

(8) Remarks



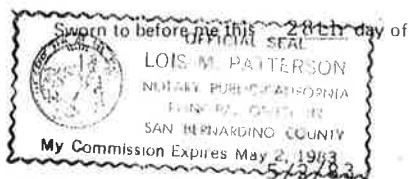
Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Bannock

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.



Monty G. Farrington
(Claimant)

May 19 82

Lois M. Patterson
Notary Public
Residing at Upland, CA

My commission expires 5/2/83

FOR DEPARTMENT USE ONLY

Assisted by HWS
Received by CW

Date 6-01-82

Exception filed by:

Forwarded to

Date

Prelim. check by Kan

Date 6-2-82

claimant by:

\$20.00 fee received by CW

Date 6-2-82 #22286

Published in Leona State Journal

Dates 6-12-82 6-17-1982

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 29-4235
Date Received: 12/19/2002
Receipt No:
Received By:

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

1. Name of Claimant(s)

RALPH FARRINGTON Phone: (714)551-8934
PO BOX 2924
NEWPORT BEACH CA USA 92659-2924

2. Date of Priority: 02/26/1869

3. Source: GIBSON JACK CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	35E	17	NW SW	BANNOCK	

5. Description of diverting works:

FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.1	

7. Total Quantity Appropriated is:
0.1 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
07S	35E	17	NW SW	IRRIGATION	3

Section Acres 3

PROFILED

MAR 22 2006

Total Acres 3

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

letter sent to claimant ~~SECRETED~~
JUN 11 2001

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

Renumbered to
29-4235

Ident. Number: ~~A29-00263A~~

Date Received: 10/17/1988

Receipt No: E003222

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RALPH FARRINGTON 714-551-8934
Address: P.O. BOX 2924
NEWPORT BEACH, CA 92659-2924

2. Date of Priority: FEB 26, 1869

3. Source: GIBSON JACK CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	17	NW	SW			BANNOCK

5. Description of diverting works:
FLOOD IRRIGATION VIA SIPHON HOSE.

6. Water is used for the following purposes:

Purpose	DE 10-31-91	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC <i>in</i>	80	01-01	12-31	0.100		
		04-01	11-01			

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

8. Total consumptive use is 9.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	35E	17	NW	SW		IRR	3.0

A29-00263A

Page 1

Date: 07/03/90

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	3.0
					Total Acres	3.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE.

14. Remarks:
OWNERSHIP CHANGE - 7-3-90 JT

15. Basis of Claim: ~~BENEFICIAL USE~~ DECREE DE- 10-31-91- 80

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: A29-00263A
Date Received: ~~9/15/1988~~
~~Receipt No:~~ 10/13/88
Received By: TD
RECEIPT NO: E003222

RECEIVED
OCT 13 1988

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOROTHY A. FARRINGTON 714-982-1746
Address: 1350 SAN BERNADINO ROAD
SPACE 128
UPLAND, CA 91786

2. Date of Priority: FEB 26, 1869

3. Source: GIBSON JACK CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	17	NW	SW			BANNOCK

5. Description of diverting works:
FLOOD IRRIGATION VIA SIPHON HOSE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.100		

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

8. Total consumptive use is 9.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	35E	17	NW	SW		IRR	3.0
Section Acres							3.0

A29-00263A

Page 1

Date: 09/15/88

MICROFILMED

NOV 13 1992

A2900263A



10. Place of Use: Continued

Total Acres 3.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE.

14. Remarks:

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: 1

For Individuals:

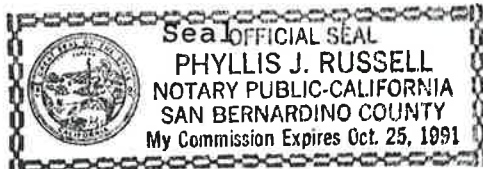
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Lorathy G. Farrington Date: Oct 11, 1988
Date: _____

State of California)
State of Idaho)
County of San Bernardino) SS.

Subscribed and sworn (or affirmed) before me this 11 day
of October 19 88

Phyllis J. Russell
Notary Public



Residing at Riverside CA
My Commission Expires 10-25-1991