

11/06/2006

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

RIGHT NUMBER: 75-2002
NAME AND ADDRESS: BRUCE A MC FARLAND
PO BOX 124
CARMEN ID 83462

DAVID M MC FARLAND
PO BOX 125
CARMEN ID 83462

THOMAS L MC FARLAND
PO BOX 125
CARMEN ID 83462

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 1.080 CFS
PRIORITY DATE: 10/23/1905
POINT OF DIVERSION:

T23N R22E S13 SWSWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.080 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T23N R22E S23	SENE	0.20	T23N R22E S23	NESE	7.40
T23N R22E S23	SESE	16.00	T23N R22E S24	NENW	9.50
T23N R22E S24	NWNW	0.30	T23N R22E S24	SWNW	24.00
T23N R22E S24	SENW	9.60	T23N R22E S24	NESW	12.00
T23N R22E S24	NWSW	32.00	T23N R22E S24	SWSW	36.00
T23N R22E S24	SESW	18.00	T23N R22E S25	NENW	11.00
T23N R22E S25	NWNW	37.00	T23N R22E S25	SWNW	28.00
T23N R22E S25	NWSW	1.80	T23N R22E S26	NENE	28.00
T23N R22E S26	SENE	10.00	T23N R22E S26	NESE	0.10

280.9 ACRES TOTAL

This right is limited to the irrigation of 63.9 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 280.9 acres in a single irrigation season. Combined Right Nos.: 75-77B, 75-63A, 75-2002, 75-2128, 75-4341, 75-10061AN and 75-10062S.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

11/06/2006

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

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

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

14

13

Taxlot: Carmen Land and Livestock

23

24

25

SCANNED

OCT 22 2008

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 75-2002

WATER RIGHT NUMBER: 75-2002

Owner Type Name and Address
 Current Owner WILLIAM J WITTENBURG
 CARMEN, ID

Priority Date: 10/23/1905

Basis: License

Status: Active

Source Tributary
 CARMEN CREEK SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	1.080 CFS	
DOMESTIC	/ to /		
<u>Total Diversion:</u>		1.080 CFS	

Location of Point(s) of Diversion

CARMEN CREEK SE1/4SE1/4 Sec. 13, Twp 23N, Rge 22E, B.M.
 LEMHI County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
23N	22E	23				1.0													1.0
23N	22E	24					6.0	6.0	35.0	15.0									62.0

Total Acres: 63

DOMESTIC same as IRRIGATIONConditions of Approval:

1. AC. IRR. = 63.89.

Remarks:Comments:

RECEIVED

DEC 15 2006

11/20/2006

Department of Water Resources
Adjudication Bureau

NOTICE OF ERROR
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 75-2002

BRUCE A MC FARLAND
PO BOX 124
CARMEN ID 83462
Telephone Number: (208)756-2490

DAVID M MC FARLAND
PO BOX 125
CARMEN ID 83462
Telephone Number: (208)756-3752

THOMAS L MC FARLAND
PO BOX 125
CARMEN ID 83462
Telephone Number: (208)756-3752

RECEIVED
DEC 20 2006
IDWR/North

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

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

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

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

DATE: 12-12-06 SIGNATURE: David M Farland

Please print your name: David M Farland

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

SCANNED

DEC 15 2006

11/20/2006

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 75-2002

BRUCE A MC FARLAND
PO BOX 124
CARMEN ID 83462
Telephone Number: (208)756-2490

DAVID M MC FARLAND
PO BOX 125
CARMEN ID 83462
Telephone Number: (208)756-3752

THOMAS L MC FARLAND
PO BOX 125
CARMEN ID 83462
Telephone Number: (208)756-3752

RECEIVED
DEC 15 2006

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

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

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

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

DATE: 12-12-06

SIGNATURE:

David M Farland

Please print your name:

David M Farland

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

11/20/2006

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 75-2002

BRUCE A MC FARLAND

PO BOX 124

CARMEN ID 83462

Telephone Number: (208)756-2490

DAVID M MC FARLAND

PO BOX 125

CARMEN ID 83462

Telephone Number: (208)756-3752

THOMAS L MC FARLAND

PO BOX 125

CARMEN ID 83462

Telephone Number: (208)756-3752

RECEIVED

DEC 31 2006

IDWR/North

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

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

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

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

DATE: 12-06-06

SIGNATURE:

David M Farland

Please print your name:

David M Farland

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

Arave, Nathaniel

From: Brown, Larry (ENRD) [Larry.Brown@usdoj.gov]
Sent: Wednesday, March 05, 2008 8:25 AM
To: Baxter, Garrick; Cooley-Denney, Suzy; Arave, Nathaniel
Cc: Fredric_Price@blm.gov; Sherman_Beazer@blm.gov; Casey_O'Brien@blm.gov; Alan_Bittner@blm.gov; mcfarlandm@centurytel.net
Subject: 75-0063A, 75-0077B, 75-02002, 75-02128, 75-04341, 75-10061AN, and 75-10923; Claimant: McFarland

I just spoke with Mr. Thomas McFarland on the telephone. We agreed to resolve BLM's objections to the above-referenced water right claims by deleting public land from the place of use element in each water right claim: T23N R22E S23 SENE 0.20 acres. Adjust total acres, and adjust quantity, if necessary. Adjust shapefile to exclude public land. BLM is the only objector in all but 75-04341.

Please draft appropriate SF-5s for all but 75-04341. Mr. McFarland objected to quantity and period of use recommended in 75-04341, and he will contact Bob Foster or Nate Arave to try to negotiate a settlement and get an SF-5 that also resolves BLM's objection, as stated above.

Mr. McFarland will obtain the signatures of the other owners.

Let Fred Price at the BLM know when the documents are done. He will send the documents to Mr. Thomas McFarland along with an addressed, postage paid envelope for returning the documents to the BLM. Mr. Price will obtain IDWR concurrence and send the documents to me for signature, filing, and mailing of copies to all on the certificate of service.

Thanks,

Larry



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

FEBRUARY 23, 1994

THOMAS L MC FARLAND
PO BOX 125
CARMEN ID 83462

CHANGE IN OWNERSHIP FOR A75-10061AN, A75-10923,
A75-10924, A75-10061AN, A75-10922, ~~A75-00063A~~,
A75-02128, A75-02002, A75-04341

Dear Mr. Mc Farland:

The request for Change in Ownership concerning your Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Secretary, Adjudications

Enclosure: Notice(s) of Claim

MICROFILMED
APR 18 1994

RECEIVED

JUN 01 1993

Department of Water Resources
Eastern District Office

NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: May 12, 1993

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.

Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

*SEE EXHIBIT "A"

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
A75-10061AN, A75-10923, A75-10924,
- ☐ Water Right Number(s) A75-10061AN, A75-10922, A75-00063A
Assigned by IDWR: A75-02128, A75-02002, A75-04341
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Bar-S Ranch, Inc.
P. O. Box 58, Carmen, Idaho 83462
- ☐ New Owner/Claimant (Purchaser): Thomas L. McFarland, David M. McFarland and
Bruce A. McFarland
- ☐ New Mailing Address: P. O. Box 125
Carmen, Idaho 83462
- ☐ New Telephone Number: (208) 756 - 3752
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: See annexed copy of Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) David M. McFarland, Thomas L. McFarland, Bruce A. McFarland Date 5/12/93 5/12/93
- ☐ Signature of Former Owner/Claimant(s): Norman A. McFarland Date 5/12/93 5/12/93

(Signature of former claimant(s) is not required if proof of ownership is attached.)

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

APR 18 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

DEED

For Value Received, BAR-S RANCH, INC., an Idaho Corporation, of Carmen, County of Lemhi, State of Idaho, the Grantor, does hereby Grant, Bargain, Sell and Convey unto THOMAS L. MCFARLAND, DAVID M. MCFARLAND and BRUCE MCFARLAND, all of whom are married men, of Carmen, Lemhi County, State of Idaho, the Grantees, those premises in Lemhi County, Idaho, more particularly described on Exhibit "A" annexed hereto and by this reference made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor has hereunto set its hand and seal this 12th day of May.

BAR-S RANCH, INC.

By:

Mitchell P. McFarland

Attest:

Norma A. McFarland

Norma A. McFarland
Secretary

STATE OF IDAHO)
 :ss.
County of Lemhi)

On this 12th day of May, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared MITCHELL P. MCFARLAND and NORMA A. MCFARLAND, known to me to be the President and Secretary, respectively, of BAR-S RANCH, INC., the corporation that executed the above instrument, and acknowledged to me that such corporation executed the same.

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

Notary Public for Idaho
Residing at Salmon, Idaho
Commission Expires: 5/1/44

MICROFILMED

APR 18 1994

S1/2NW1/4, SW1/4, Section 24; N1/2NW1/4, SW1/4NW1/4, NW1/4NE1/4, Section 25, Township 23 North, Range 22 East, Boise Meridian. E1/2SE1/4, Section 23, Township 23 North, Range 22 East, Boise Meridian.

ALSO: parts of E1/2NE1/4, the NE1/4SE1/4, Section 26, and parts of NW1/4SW1/4, Section 25, Township 23 North, Range 22, East Boise Meridian, more particularly described as follows, to-wit:

Beginning at the West Quarter Corner of Section 25, run thence E. 1320.0 feet to the NE corner of the NW1/4SW1/4 of Section 25; thence S. 533.6 feet; thence N. 79 degrees 10' W. 1343.9 feet to a point on the West boundary of Section 25, which lies S. 281.0 feet from the W1/4 corner of Section 25; thence N. 21 degrees 29' W. 1600.0 feet; thence N. 50 degrees 55' W. 945.8 feet to a point on the West boundary of the NE1/4NE1/4 of Section 26; thence N. 836.0 feet to the NW corner of the NE1/4NE1/4 of Section 26; thence E. 1320.0 feet to the NE corner of Section 26; thence S. 2640.0 feet to the point of beginning.

Together with all water and water rights, ditches and ditch rights, range and range rights appurtenant thereto or used in connection therewith

EXCEPTING THEREFROM: Those premises located in Lemhi County, Idaho, more particularly described as follows:

E1/2NE1/4SW1/4, Section 24, Township 23 North, Range 22, East Boise Meridian

State of Idaho)
County of Lemhi)

ss No. 218517

This instrument was filed for record at the request of American Land Title at 2:49 o'clock p m 5-17 1993 and duly filed and indexed in the records of Lemhi County

Alberta Wiedemann
Ex-Officio Recorder

EXHIBIT "A"

By Lerni J. Norton Deputy
Fees: 6.00

MICROFILMED

APR 18 1994

FUREY & FUREY

CHARTERED

ATTORNEYS AT LAW

116 N. CENTER STREET

SALMON, IDAHO 83487

SHERMAN F. FUREY, III

SHERMAN F. FUREY, JR.
OF COUNSEL

TELEPHONE
(208) 756-2577

FAX
(208) 756-4545

May 27, 1993

Idaho Department of Water Resources
Eastern Region Office
900 N. Skyline
Idaho Falls, Idaho 83402

RECEIVED

JUN 01 1993

Re: Snake River Basin Adjudication

Department of Water Resources
Eastern District Office

Gentlemen:

You are notified that Bar-S Ranch, Inc., an Idaho Corporation, has conveyed to Thomas L. McFarland, David M. McFarland and Bruce A. McFarland, all of whom are married men, the real estate described in the enclosed copy of Warranty Deed between said parties and, as a result, Thomas L. McFarland, David M. McFarland and Bruce A. McFarland, are now the owners of this real estate. All water rights which were appurtenant to this land are included in this conveyance.

All notices and other communications regarding the water rights on these lands should now be addressed as follows:

Mr. Thomas L. McFarland
P. O. Box 125
Carmen, Idaho 83462

If you need any further information from us to satisfy your requirements, I would appreciate it if you would let me know as soon as possible.

Thank you.

Sincerely yours,

FUREY & FUREY, Chartered



Sherman F. Furey III

SFIII:ps

Enclosures

cc: Thomas L. McFarland
Mitchell P. McFarland

MICROFILMED

APR 18 1994

The place of use on this Notice identifies irrigation of 118 acres. However, License 75-02002 is for the irrigation of 63 acres (proof report of license attached). It appears you intended to file a Notice based on the license. Though the number of irrigated acres under a licensed right can not be increased, there are a couple of options for filing on the additional acreage.

One method would be to file an Application for Permit for irrigation of the 55 acres. The priority date would be the day the application is filed, and this method would allow for the appropriation of another 1.10 cfs for irrigation. The initial fee for the Application is \$65.00.

The other method would be to file another Notice of Claim based on the expansion of the License. The priority date for this notice would be the date when the expansion occurred. The procedure would not provide additional water for irrigation. (The license limits irrigation to 1.08 cfs). The fee for this Notice would be \$50.00.

To file the Notice of Claim, based on License 75-02002, please reduce the number of acres list under Item 10, making it consistent with the License. The fee will be \$50.00 for this Notice.

50.
RECEIVED

JUN 13 1990

Department of Water Resources
Eastern District Office

MICROFILMED

DEC 15 1992

Water Right Number - 75-02002

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 1631

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
WITTENBURG

WILLIAM J.

1 -
2 -
3 -
City- CARMEN
Phone -

State- ID Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
10/23/1905 15 L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
CARMEN CREEK SALMON RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

23N 22E 13 SE SE (59) LEMHI

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume01 - IRRIGATION 04/01 11/01 1.080
43 - DOMESTIC+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.080+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

23N	22E	23	SE NE		1.0	01	IRRIGATION	(59) LEMHI
23N	22E	24	NE NW		6.0	01	IRRIGATION	(59) LEMHI
23N	22E	24	NW NW		6.0	01	IRRIGATION	(59) LEMHI
23N	22E	24	SW NW		35.0	01	IRRIGATION	(59) LEMHI
23N	22E	24	SE NW		15.0	01	IRRIGATION	(59) LEMHI

Total Acres: 63.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
AC. IRR. = 63.89.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

Water right number - 75-02002

Adj. flag translation: Standard Water Right Number

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

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 02/20/85

05/23/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 00/00/0000
Approved/Denied - 00/00/0000
Proof Made Date - 00/00/0000
Start Work Date - 00/00/0000
Order Show Cause - 00/00/0000
Licensed Date - 10/16/1979
Decree Date - 00/00/0000

Field Exam Made - 00/00/0000
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 02/20/1985
Receipt Number -
Appl Received - 00/00/0000
Presumption Flag -

Field Exam Fee -
Swan Falls -
Temporary Right - P
DLE/Carey Act -
Water District - 75D
Transfer/Amended -
Microfilm Roll Number -

DO NOT FILM

NO LATE FEE IF FIVED

BY 6-14-90 Bk

50

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A75-02002Date Received 5-10-90 P.M.Receipt Number E014833

RECEIVED

NOTICE OF CLAIM

TO A

WATER RIGHT

JUN 10 1990

MAY 11 1990

Department of Water Resources
Eastern District Office

ACQUIRED UNDER STATE LAW

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Bar S Ranch, Inc Phone (208) 879-4253Mailing Address Box 58 Carmen, ID Zip 834622. Date of Priority (Only one (1) per claim) October 23, 19053. Source of water supply (a) Carmen Creek
which is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 23N Range 22E Section 13,
SW 1/4 of SW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Lemhi

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.700' wooden flume with log
and gravel dam leading to 4' wide ditch.

SCANNED

MICROFILMED

OCT 22 2008

DEC 15 1992

A7502002



6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 4/1 to 11/1 amount 1.08 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.08 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 295 acre feet per annum.

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

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
23N	22E	23				1													1
23N	22E	24					6	6	35	15									62

Total number of acres irrigated 63

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
75-0076, 75-0051-0057, 75-0077, 75-2128, 75-4341 or None ()

14. Remarks:

Last Name Bar Ranch, Inc Ident No. _____

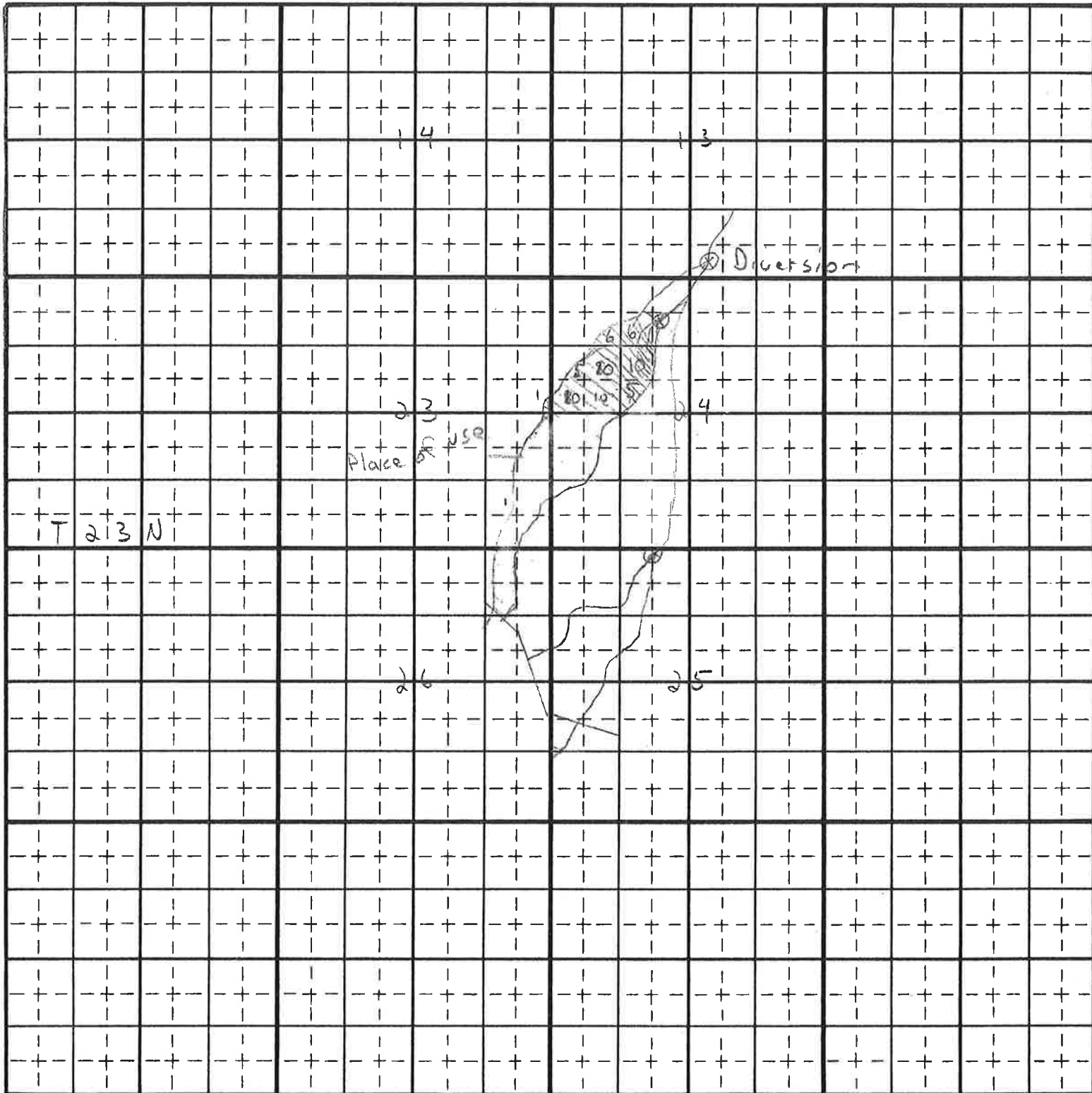
SCANNED MICROFILMED

OCT 22 2008 DEC 15 1992

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



R 22 E

SCANNED MICROFILMED

OCT 22 1992 DEC 15 1992

Last Name Bar S Ranch, Inc Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____

Decree _____

If applicable provide IDWR Water Right Number 75-2002

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant McNott et al vs Thomas Palmer et al

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

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

of Bar S Ranch, Inc. Title _____, that I have signed the foregoing

document in the space below as President Title _____ of Bar S Ranch, Inc. Organization _____

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

Signature of Authorized Agent Mitchell P. McFarland

Title and Organization President of Bar S Ranch, Inc. Date 5-10-90

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

Subscribed and sworn (or affirmed) before me this 10 day of May 19 90

SEAL

Notary Public Donna L. Gadfrey

Residing at Salmon, Idaho

My Commission Expires May 10, 1992

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Bar S Ranch, Inc. Ident. Number _____

SCANNED MICROFILMED

OCT 22 2000 DEC 15 1992
Copies White-State, Yellow-Claimant

SCANNED
OCT 05 2000

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: A75-02002
Date Received: 6/14/1990
Receipt No: E014833
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name:	THOMAS L MC FARLAND	208-756-3752
Address:	PO BOX 125	
	CARMEN ID	83462
AND/OR		
Name:	DAVID M MC FARLAND	208-756-3752
Address:	PO BOX 125	
	CARMEN ID	83462
AND/OR		
Name:	BRUCE A MC FARLAND	208-756-3752
Address:	PO BOX 125	
	CARMEN ID	83462

2. Date of Priority: OCT 23, 1905

3. Source: CARMEN CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
23N	22E	13	SW	SW	SE		LEMHI

5. Description of diverting works:
FLUME/ DAM/ DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.080		

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

8. Total consumptive use is 295.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED
APR 18 1994
OCT 22 2000

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	22E	23	SE	NE		IRR	1.0
						Section Acres	1.0
		24	NE	NW		IRR	6.0
			NW	NW		IRR	6.0
			SW	NW		IRR	35.0
			SE	NW		IRR	15.0
						Section Acres	62.0
						Total Acres	63.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
SEE A75-00077B

14. Remarks:
AC. IRR. = 63.89.

15. Basis of Claim: LICENSE
Water Right Number: 1631

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: A75-02002
Date Received: 5/10/1990
Receipt No: E014833
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BAR S RANCH, INC
Address: BOX 58
CARMEN, ID 83462 208-879-4253

2. Date of Priority: OCT 23, 1905

3. Source: CARMEN CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
23N	22E	13	SW	SW	SE		LEMHI

5. Description of diverting works:
FLUME/ DAM/ DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.080		

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

8. Total consumptive use is 295.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	22E	23	SE	NE		IRR	1.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	1.0
		24	NE	NW	IRR	6.0
			NW	NW	IRR	6.0
			SW	NW	IRR	35.0
			SE	NW	IRR	15.0
					Section Acres	62.0
					Total Acres	63.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
SEE A75-00077B

14. Remarks:
AC. IRR. = 63.89.

15. Basis of Claim: LICENSE
Water Right Number: 1631

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: _____