

RECEIVED

JUN 18 2012

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Transfer No. 77987

Receipt No. 5032624

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

1. Applicant Information ANN FERRELL
4065 NORTH CANYON RIDGE DRIVE
TWIN FALLS ID 83301
(208)735-1034

Will this transfer result in an ownership change? X Yes _____ No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
47-17304	WR/License	0.02			1.0	UNNAMED STREAM

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
47-17304	NO	YES	NO	NO	NO	NO

Describe the reason for the proposed changes

Transfer seeks to correct the point of diversion of a waste water right to where the water is actually diverted from an unnamed stream.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

N/A

B. Describe the effects on other water uses resulting from the proposed change

N/A

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
47-17304	0.02 cfs		1.0	
TOTAL				

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.



(Signature of Applicant)

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 47-17304

Priority Date: March 08, 1974

Origin: Water Right

Basis: Decreed

Status: Active

Source: UNNAMED STREAM

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.02 CFS		
	Total Diversion		0.02 CFS		

Source and Point(s) of Diversion:

UNNAMED STREAM NWNESE Sec. 1 Twp 10S Rge 17E TWIN FALLS
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	
10S	17E	1			1.0														1.0

Total Acres: 1

Conditions/Remarks:

1. The source of this water right is waste water. The wasting of water may be discontinued at any time.
2. 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.
3. Place of use also known as Lot 3 Meadow Ridge Subd #2.
4. This right is a split from former right 47-7251.

Documentation of Ownership of the Current Place of Use

DEED

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

YES

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

N/A

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 47-17304

Priority Date: March 08, 1974

Origin: Water Right

Basis: Decreed

Status: Active

Source: UNNAMED STREAM

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	0.02 CFS		
	Total Diversion	0.02 CFS		

Source and Point(s) of Diversion:

UNNAMED STREAM NESWNE Sec. 1 Twp 10S Rge 17E TWIN FALLS
County

Describe the proposed diversion system

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	
10S	17E	1			1.0														1.0

Total Acres: 1

State of Idaho
Department of Water Resources

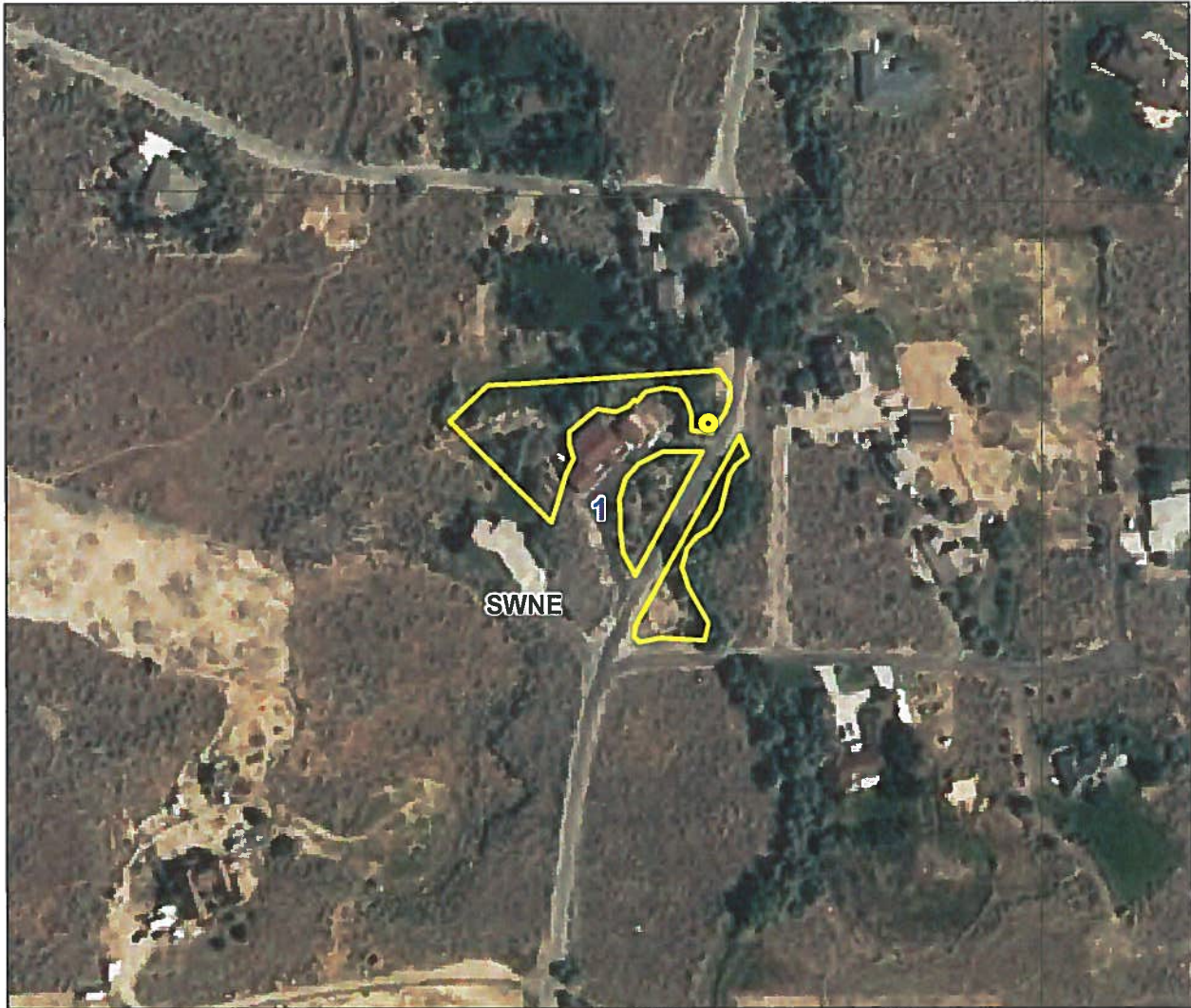
Attachment To Transfer Of Water Right

Transfer No. 77987

Rights: 47-17304

R17E

T10S



0 0.0275 0.055 0.11 Miles

-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters



TitleFact, Inc.
163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

TWIN FALLS COUNTY, IDAHO
TITLEFACT, Inc.
1995 OCT 17 A 9 37 19950115085

***** SPACE ABOVE FOR RECORDER *****
37576fc

WARRANTY DEED

FOR VALUE RECEIVED **BOYD FIELD AND MONA FIELD**, husband and wife, hereinafter called the grantor, hereby grants, bargains, sells and conveys unto **KEITH EDWARD FERRELL AND ANN FERRELL**, husband and wife, hereinafter called grantee, whose address is: **2435 DORM DRIVE, TWIN FALLS, IDAHO 83301** the following described premises, in Twin Falls County, Idaho, to-wit:

Lot 3, **MEADOW RIDGE NO. 2 SUBDIVISION**, Twin Falls County, Idaho, according to the official plat thereof recorded in Book 13 of Plats, page 6, records of Twin Falls County, Idaho.

Restrictive Covenants contained in Warranty Deed from William Pawson and Irene Pawson, husband and wife, to William E. Babcock and Margie Babcock, husband and wife, and Alex Sinclair and Connie J. Sinclair, husband and wife, dated September 8, 1977, recorded September 19, 1977, as Instrument No. 722454, records of Twin Falls County, Idaho.

Declaration of Covenants, Conditions and Restrictions for the Meadow Ridge Development, dated May 10, 1979, recorded May 11, 1979, as Instrument No. 758816, records of Twin Falls County, Idaho.

Restrictive Covenants affecting Canyon Side Acres, recorded November 21, 1977, as Instrument No. 726050, records of Twin Falls County, Idaho; as amended by Amended Restrictive Covenants recorded May 10, 1991, as Instrument No. 91-002152, records of Twin Falls County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: October 11, 1995

Boyd Field
BOYD FIELD

Mona Field
MONA FIELD

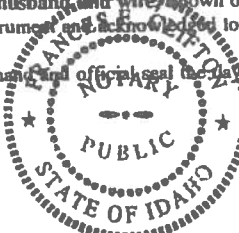
* * * * *

STATE OF IDAHO
County of Twin Falls

On this 16th day of October, 1995, before me, a Notary Public in and for said State, personally appeared **BOYD FIELD AND MONA FIELD**, husband and wife, known or identified to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

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

Francis E. Peyton
Notary Public for Idaho
Residing in: Twin Falls
Commission Expires: 1-20-98



Order No. T000929

QUIT CLAIM DEED

FOR VALUE RECEIVED

KEITH EDWARD FERRELL and ANN FERRELL, husband and wife

Twin Falls County, Idaho

Recorded for:

TWIN FALLS TITLE

03:36pm

Dec. 05, 2000

2000 - 018941

No. of Pages: 1 Fee: \$3.00

ROBERT S. FORT

Ex-Officio Recorder

Deputy: CD

GRANTOR(S)

Do(es) Hereby Convey, Release, Remise and Forever Quitclaim Unto

KEITH E. FERRELL and ANN FERRELL, husband and wife

GRANTEE(S)

Whose address is: **4065 Canyon Ridge Drive, Twin Falls, ID 83301**

The following described premises, to-wit:

Lot 3, MEADOW RIDGE NO. 2 SUBDIVISION, Twin Falls County, Idaho, according to the official plat thereof recorded in Book 13 of Plats, Page 6, records of Twin Falls County, Idaho.

Together with their appurtenances.

Dated: November 30th, 2000

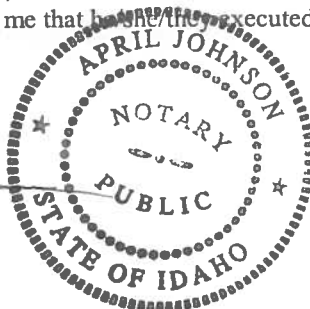
Keith Edward Ferrell Ann Ferrell
Keith Edward Ferrell Ann Ferrell

State of IDAHO }
 } ss.
County of TWIN FALLS }

On this 30th day of November, in the year 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared Keith Edward Ferrell and Ann Ferrell, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

April Johnson
Notary Public
Residing At: Twin Falls
Commission Expires: 9-2-2005



STATE OF IDAHO
CERTIFICATION OF VITAL RECORD

STATE OF IDAHO
DEPARTMENT OF HEALTH AND WELFARE
BUREAU OF VITAL RECORDS AND HEALTH STATISTICS

CERTIFICATE OF DEATH

Date Filed JULY 30, 2009

State File No. 2009-06068

DECEDENT - LEGAL NAME KEITH EDWARD FERRELL			
SEX MALE	SOCIAL SECURITY NUMBER 541-40-1585	AGE 71 YEARS	DATE OF BIRTH JANUARY 22, 1938
BIRTHPLACE NEWBERG, OREGON		PLACE OF RESIDENCE TWIN FALLS, IDAHO	
MARITAL STATUS AT TIME OF DEATH MARRIED		NAME OF SURVIVING SPOUSE (if wife, maiden name) ANN PUCKETT	WAS DECEDENT EVER IN U.S. ARMED FORCES? YES
FATHER - NAME ROY SEWARD FERRELL			BIRTHPLACE MINNESOTA
MOTHER - MAIDEN NAME EDITH RUCKER			BIRTHPLACE MINNESOTA
METHOD OF DISPOSITION BURIAL		FUNERAL SERVICE LICENSEE D. ROSS ANDERSEN	
NAME AND ADDRESS OF FUNERAL FACILITY WHITE MORTUARY, INC., TWIN FALLS, IDAHO			
DATE OF DEATH JULY 25, 2009	TIME OF DEATH 7:30 P.M.	CITY, TOWN OR LOCATION OF DEATH TWIN FALLS, IDAHO	COUNTY OF DEATH TWIN FALLS
CAUSE OF DEATH (underlying cause last) a. METASTATIC ADENOCARCINOMA OF THE PANCREAS			Approximate Interval Between Onset and Death MONTHS
DUE TO (or as a consequence of): b.			
DUE TO (or as a consequence of): c.			
DUE TO (or as a consequence of): d.			
OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above NONE STATED			WAS AN AUTOPSY PERFORMED? NO
MANNER OF DEATH NATURAL	NAME OF CERTIFIER JOANN LOVELAND		TITLE CORONER
CORONER SUBSEQUENT CERTIFICATION IF NECESSARY			
EXTERNAL CAUSES ONLY			
DATE OF INJURY	TIME OF INJURY	PLACE OF INJURY	INJURY AT WORK?
LOCATION WHERE INJURY OCCURRED			
DESCRIPTION OF HOW INJURY OCCURRED			

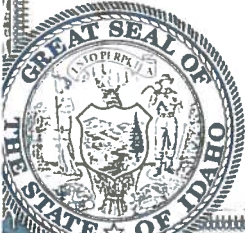
This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF VITAL RECORDS AND HEALTH STATISTICS.

JULY 30, 2009

DATE ISSUED: _____

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.


JANE S. SMITH
STATE REGISTRAR



MEMORANDUM

Date: June 12, 2012
To: Transfer 77987 File
From: Nathan Erickson
Re: Evaluation of Sufficiency of Information Submitted

Transfer proposes to correct point of diversion for a waste water right 47-17304 from an unnamed stream. The place of use and point of diversion are located at 4065 North Canyon Ridge Drive, which is approximately 2.6 miles east and 1.7 miles north of the intersection of Blue Lakes Blvd and Addison in Twin Falls. The owner filed water right permit 47-17225 in May of 2005. In March of 2006 it was found that there was an existing right for the same use, the owner filed a claim in the adjudication for water right 47-17304. At time of licensing for water right 47-17225 the overlap of the two rights was examined and it was determined that the right decreed in the adjudication (47-17304) better represented the use of the waste water, however the point of diversion was incorrectly identified. This transfer corrects that point of diversion. Subsequently the owner will relinquish permit 47-17225.

It is recommended that this transfer be processed without a public notice and protest period.

- **Authority to File:**
The owner has provided legal documentation showing that she owns the property and through the transfer is requesting an ownership change.
- **Water Right Validity:**
The right involved in the transfer was decreed in the SRBA on August 6, 2009. Aerial photography appears to support the use described on the right. Possible forfeiture does not appear to be an issue.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.