

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 13 2011

Notice of Change in Water Right Ownership

WATER RESOURCES
WESTERN REGION

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
PD 78-12228	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Nicholas F. Farrell 3167 Frozen Dog Rd Emmett 83617

Name of each new owner as listed on the conveyance document

Timothy S Farrell - PO Box 142 New Meadows

New owner continued ☐ Name connector ☐ and ☐ or ☒ and/or

83654

Mailing address

City

N-208-365-4865

State

ZIP

Telephone

7-208-315-2355

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: _____

6. This form must be signed and submitted with the following **REQUIRED** items:

- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- Filing fee (see instructions for further explanation):
 - \$25 per undivided water right.
 - \$100 per split water right.
 - No fee is required for pending adjudication claims.

7. Signature: Nicholas F. Farrell

Signature of new owner/claimant

Title, if applicable

05/08/11
Date

Signature: Timothy S Farrell

Signature of new owner/claimant

Title, if applicable

5/8/11
Date

For IDWR Office Use Only:

Received by Jah

Date 5-13-11

Receipt No.

W039227

Receipt Amt.

25.

Approved by

Processed by Jah

Date

5-17-11

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 78-12228

WATER RIGHT NUMBER: 78-12228

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CATHERINE A. DELORENZO HC 75 BOX 3767 NEW MEADOWS, ID 83654 (208)628-3333
Original Owner	JO ANN ROCHELEAU HC 75 BOX 3760 NEW MEADOWS, ID 83654
Original Owner	GERALD C OR JOANN KILIAN HC 75 BOX 3760 NEW MEADOWS, ID 83654 (208)628-3764

Priority Date: 01/01/1946

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE SALMON RIVER	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.015 CFS	
	<u>Total Diversion:</u>	0.015 CFS	

Location of Point(s) of Diversion

LITTLE SALMON RIVER	SW1/4SW1/4NE1/4	Sec. 9, Twp 22N, Rge 01E, B.M.
IDAHO 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	
22N	01E	9			.5														.5

Total Acres: 0.5

Conditions of Approval:

1. C18 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.

Dates and Other Information:

Decreed Date: 11/6/2007

Water Right # 78-12228

Currently Delorenzo.

River water to irrigate 0.5 acre in T22N, R1E, Section 9, SW $\frac{1}{4}$ of NE $\frac{1}{4}$.

Current county parcels (green taxlot lines in map):

- Delorenzo @ 0.28 acre total parcel, % irrigated = 28 acre?
- Farrell @ 0.26 acre total parcel, % irrigated = 26 acre?

Appears Farrell has portion of 78-12228 if bought parcel from Delorenzo & water right was not withheld in the sale.

If does have portion, can file ownership change to split right, \$100 fee.

Recommend consult with Delorenzo to see who has what, ownership documents (deed etc.) should help clarify.

*Information per your telephone call to
IOWA Western Region 334-2190*

*- Steve Lester
3/17/2011*

476116

Instrument # 476116

IDAHO COUNTY, IDAHO,

12-9-2010 09:37:22 No. of Pages: 2

Recorded for : STEVEN MILLEMAN

ROSE E. GEHRING

Ex-Officio Recorder Deputy

Fee: 13.00

GIFT DEED

FOR NO VALUE RECEIVED, but as a gift, **CAROLYN K. FARRELL**, an unmarried woman, Grantor, hereby conveys, releases, remises and forever quitclaims unto **NICHOLAS F. FARRELL** and **TIMOTHY S. FARRELL**, both unmarried men, as joint tenants with rights of survivorship, Grantees, whose current address is P.O. Box 142, New Meadows, Idaho, 83654, all her right, title and interest, together with all right, title and interest hereinafter acquired by Grantor, in the following premises located in Idaho County, Idaho, to-wit:

See Schedule C attached hereto and incorporated herein by reference,
with all appurtenances.

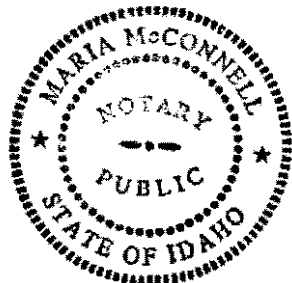
DATED this 18 day of Nov, 2010.

Carolyn K. Farrell
CAROLYN K. FARRELL

STATE OF IDAHO,)
(ss
County of Valley

On this 18th day of Valley, 2010, before me, a Notary Public in and for said State, personally appeared **CAROLYN K. FARRELL**, known or identified 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.



Maria McConnell
NOTARY PUBLIC FOR IDAHO
My Commission Expires: 6/30/2011

GIFT DEED

SCHEDULE C

Township 22 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 9:

A parcel of land located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, between the Westerly right-of-way line of U.S. Highway 95, FAP F-4113 (12), 1964, and then Easterly meander line of the Little Salmon River, more particularly described from a Survey recorded August 1, 1994, as Instrument No. 375607 as follows:

Commencing at the Northeast corner of said Section 9;
thence N 89°32'22" W, 2664.090 feet to the North $\frac{1}{4}$ corner;
thence S 10°14'41" E, 2283.369 feet to a re-established right-of-way monument at Sta. 563+50, 112 feet LT of Center line;
thence N 02°08'30" W, 315.343 feet along said right-of-way to the True Point of Beginning;
thence N 02°08'30" W, 97.344 feet along said right-of-way;
thence S 87°51'30" W, 125.000 feet to a point on the mean high water line of the Little Salmon River;
thence S 03°01'16" W, 92.637 feet along said high water line;
thence N 85°44'47" E, 133.426 feet to the True Point of Beginning.

TOGETHER WITH:

- a) An Easement for the benefit of Parcel D on, across, and under Parcel C for the use of a sanitary drain field located on Parcel C, and for the purpose of maintenance, repair, and replacement of such sanitary drain field located on Parcel C, including the right of ingress and egress therefore, as shown on the Halfway Inn Subdivision Plat, described in a Record of Survey recorded August 1, 1994 as Instrument #373607, records of Idaho County, Idaho, and as provided in the Restrictive Covenants and Agreements Concerning Well Use and Septic Tank System Use, recorded on the 19th day of June, 1995 as Instrument #380662, records of Idaho County, Idaho;
- b) An Easement for the benefit of Parcel D on, across, and under Parcel C and Parcel B for the connection to and use of a shared well located on Parcel B, and for the purpose of ingress and egress to install, maintain, repair, and/or replace the connecting pipe and the shared well located on Parcel B as shown on the Halfway Inn Subdivision Plat, described in a Record of Survey recorded August 1, 1994 as Instrument #373607, records of Idaho County, Idaho, and as provided in the Restrictive Covenants and Agreements Concerning Well Use and Septic Tank System Use, recorded on the 19th day of June, 1995 as Instrument #380662, records of Idaho County, Idaho; and,
- c) A 20 foot easement centered on the Easterly common boundary of Parcels C and D for ingress and egress, as shown on the Halfway Inn Subdivision Plat, described in a Record of Survey recorded August 1, 1994 as Instrument #373607, records of Idaho County, Idaho.

454920

Instrument # 454920
IDAHO COUNTY, IDAHO
2007-05-02 02:15:05 No. of Pages: 4
Recorded for: IDAHO COUNTY TITLE CO
ROSE E. GERRING
Ex-Officio Recorder Deputy *B. Gerrings* Fee: 12.00

WARRANTY DEED

THIS INDENTURE, made on this 4th day of May, 2007, by and between CATHERINE A. DELORENZO, also known as CATHERINE DELORENZO, a single woman, of HC75 Box 3767, New Meadows, ID 83654, hereinafter referred to as the Grantor, and PATRICK S. FARRELL, a single man, of 3167 Frozen Dog Rd., Emmett, ID 83617, hereinafter referred to as the Grantee.

WITNESSETH:

That the said Grantor, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable considerations to her in hand paid by the said Grantee, the receipt whereof is hereby acknowledged, having granted, bargained, sold, and by these presents does grant, bargain, sell, convey, and confirm unto the said Grantee, his heirs and assigns, forever all the following described real property situate in the County of Idaho, State of Idaho, to wit:

See Schedule C, attached hereto and hereby incorporated by this reference;

TOGETHER WITH:

- a) An Easement for the benefit of Parcel D on , across, and under Parcel C for the use of a sanitary drain field located on Parcel C, and for the purpose of maintenance, repair, and replacement of such sanitary drain field located on Parcel C, including the right of ingress and egress therefore, as shown on the Halfway Inn Subdivision Plat, described in a Record of Survey recorded August 1, 1994 as Instrument #373607, records of Idaho County, Idaho, and as provided in the Restrictive Covenants and Agreements Concerning Well Use and Septic Tank System Use, recorded on the 19th day of June, 1995 as Instrument #380662, records of Idaho County, Idaho;
- b) An Easement for the benefit of Parcel D on , across, and under Parcel C and Parcel B for the connection to and use of a shared well located on Parcel B, and for the purpose of ingress and egress to install, maintain, repair, and/or replace the connecting pipe and the shared well located on Parcel B as shown on the Halfway Inn Subdivision Plat, described in a Record of Survey recorded August 1, 1994 as Instrument #373607, records of Idaho County, Idaho, and as provided in the Restrictive Covenants and Agreements Concerning Well Use and Septic Tank System Use, recorded on the 19th day of June, 1995 as Instrument #380662, records of Idaho County, Idaho; and,
- c) A 20 foot easement centered on the Easterly common boundary of Parcels C and D for ingress and egress, as shown on the Halfway Inn Subdivision Plat, described in a Record of Survey recorded August 1, 1994 as Instrument #373607, records of Idaho County, Idaho.

TOGETHER WITH, all and singular, the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, the remainder and remainders, rents, issues and profits thereof, and all estate,

right, title, and interest in and to the said property as well in law as in equity of the said Grantor.

TO HAVE AND TO HOLD, all and singular, the above mentioned and described premises, together with the appurtenances unto the said Grantee, his heirs and assigns, forever.

And the said Grantor, for herself, her heirs, executors, and administrators, does covenant, grant, bargain, and agree to and with the said Grantee, his heirs and assigns, that at the time of the ensembling and delivery of these presents she was well seized of the premises above conveyed as of good, sure, perfect, absolute, and indefeasible estate of inheritance, in fee simple, and have good right, full power, and lawful authority to grant, bargain, sell, and convey the same in the manner and form aforesaid, and that the same are free and clear from all and former grants, bargains, liens, taxes, assessments, and encumbrances of whatever kind or nature whatsoever, *EXCEPT*:

- 1) General taxes for the year 2007, which are a lien, not yet due and payable.
- 2) Rights and Easements in favor of the public for recreational uses of the Little Salmon River.
- 3) Any adverse claims based on the assertion that the location of the Little Salmon River has moved subsequent to its adoption as a title boundary.
- 4) Easement Deed, including the terms and conditions thereof, by and between Norman Arneson and Ardella Arneson, husband and wife, and County of Idaho, a municipal corporation, recorded March 6, 1957 under Instrument #190391, Book 90 page 446, records of Idaho County, Idaho.
- 5) Power Line Easement, including the terms and conditions thereof, by and between Edward R. Ross and Etta M. Ross, his wife, and Idaho Power Company, a corporation, recorded August 7, 1961 under Instrument #205953, Book 95 page 416, records of Idaho County, Idaho.
- 6) Power Line Easement, including the terms and conditions thereof, by and between Norman Arneson and Ardella Arneson, his wife, and Idaho Power Company, a corporation, recorded August 7, 1961 under Instrument #205954, Book 95 page 417, records of Idaho County, Idaho.
- 7) Subject to Easements for Access and Utilities as shown by Record of Survey #S-944, recorded August 1, 1994 under Instrument #375607, records of Idaho County, Idaho.
- 8) Subject to Restrictive Covenants and Agreements Concerning Well Use and Septic Tank System Use, including the terms and conditions thereof, by and between Edwin B. Catlett and Joan S. Catlett, husband and wife, and Eugene R. Noble, a single man, recorded June 19, 1995 under Instrument #380662, records of Idaho County, Idaho.
- 9) Reservations and conditions in Warranty Deed, by and between Edwin B. Catlett and Joan S. Catlett, husband and wife, and Eugene R. Noble, a single man, grantors, and Warren R. Parks and Helen K. Parks, husband and wife, grantees, recorded June 19, 1995 under Instrument #380663, records of Idaho County, Idaho.

And that the above bargained premises, in the quiet and peaceable possession of the said Grantee, his heirs and assigns, against all and every person or persons lawfully

claiming or to claim whole or any part thereof, the said Grantor will and shall
WARRANT AND FOREVER DEFEND.

That this Deed is given by Grantor to Grantee not on account of any default in any
security agreements or arrangements which pertain to the real property hereinabove
written and described, but is given for full consideration paid by Grantee to Grantor.

IN WITNESS WHEREOF, the said Grantor has hereunto set her hand and seal
the day and year first above written.


CATHERINE A. DELORENZO
a/k/a CATHERINE DELORENZO

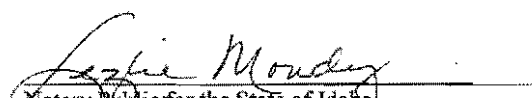
STATE OF IDAHO)
County of Idaho)
 ss

On this 4th day of May, 2007, before me, a Notary Public in and
for said County and State, personally appeared CATHERINE A. DELORENZO, a/k/a
CATHERINE DELORENZO, a single woman, known to me to be the person whose
name is subscribed to the within instrument and she acknowledged to me that she freely
executed the same.

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

(NOTARY SEAL)




Notary Public for the State of Idaho
Residing at Changville, ID, therein.
My commission expires 3/2/11.

SCHEDULE C

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right-of-way monument at Sta. 563+50, 112 feet LT of
Center line;
thence N 02°08'30" W, 315.343 feet along said right-of-
way to the True Point of Beginning;
thence N 02°08'30" W, 87.344 feet along said right-of-
way;
thence S 87°51'30" W, 125.000 feet to a point on the
mean high water line of the Little Salmon River;
thence S 03°01'16" W, 92.637 feet along said high water
line;
thence N 85°44'47" E, 133.426 feet to the True Point of
Beginning.
Sometimes known as Assessor's Tax No. 116.