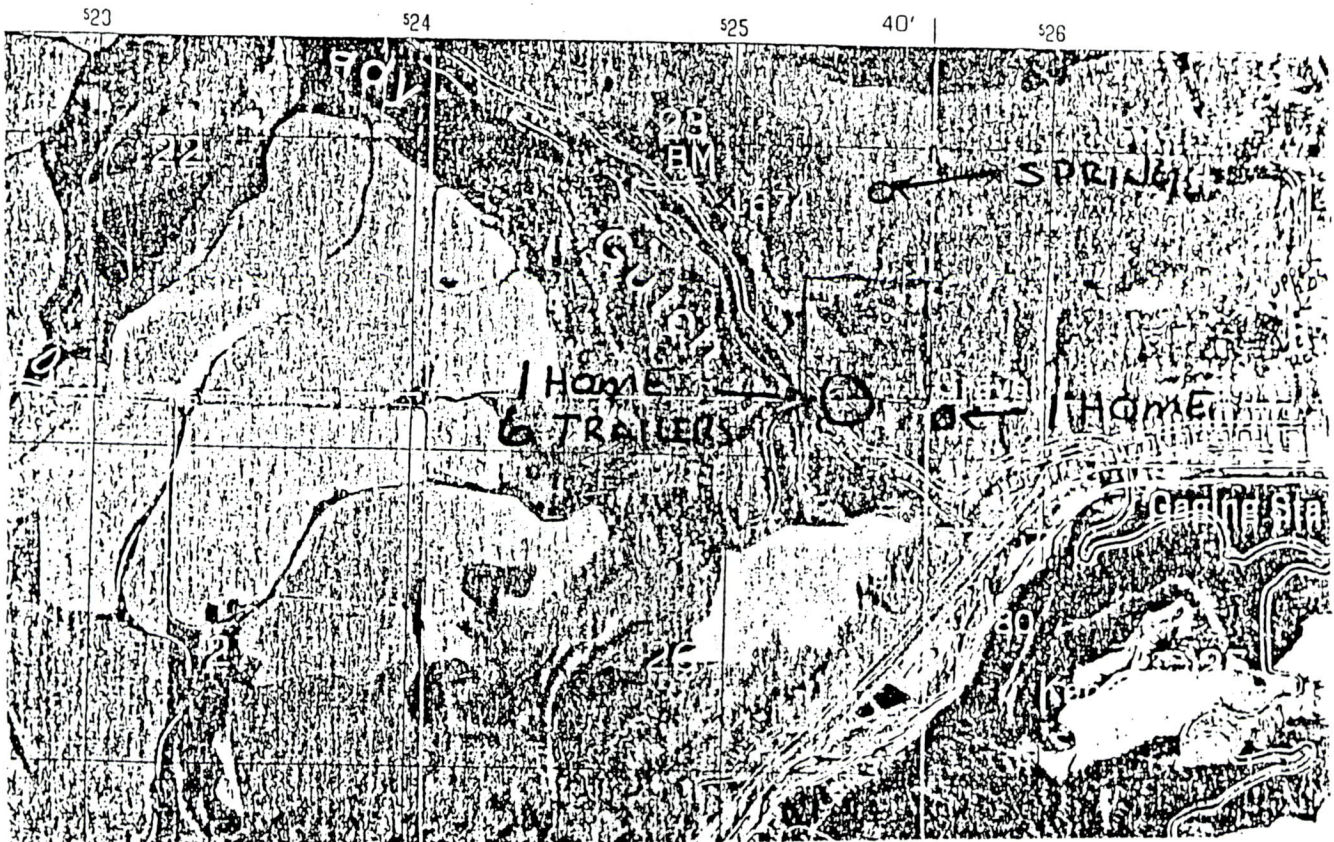


STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

~~ADD-04233~~  
T. 38 N.  
R. 3 W. R3W



LIONA CARRINGTON  
86-04233 / A86-04233  
TRANSFER  
ASCS MAP 5/1/98  
6" / MILE

AS

F SPRING

24  
26 25

R 3 W

MICROFILMED

(8) Remarks In use before 5/20/71

|  |  |  |    |          |     |    |  |  |  |
|--|--|--|----|----------|-----|----|--|--|--|
|  |  |  |    | T38N     | R3W |    |  |  |  |
|  |  |  |    |          |     |    |  |  |  |
|  |  |  | 23 |          |     | 24 |  |  |  |
|  |  |  |    | X spring |     |    |  |  |  |
|  |  |  |    |          |     |    |  |  |  |
|  |  |  | 26 |          |     | 25 |  |  |  |
|  |  |  |    |          |     |    |  |  |  |
|  |  |  |    |          |     |    |  |  |  |
|  |  |  |    |          |     |    |  |  |  |
|  |  |  |    |          |     |    |  |  |  |
|  |  |  |    |          |     |    |  |  |  |
|  |  |  |    |          |     |    |  |  |  |

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 Latah ) ss.

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.

City of Kendrick  
By Wayne S. Harris, Mayor  
(Claimant)

Sworn to before me this 29th day of June, 19 83.

Robert E. Mogensen  
Notary Public  
Residing at Kendrick, Id

My commission expires 12/6/86

FOR DEPARTMENT USE ONLY

|                                            |                             |                     |              |      |
|--------------------------------------------|-----------------------------|---------------------|--------------|------|
| Received by <u>[Signature]</u>             | Date <u>7/15/83</u>         | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>JK</u>                 | Date <u>7/19/83</u>         |                     | claimant by: |      |
| \$20.00 fee received by <u>[Signature]</u> | Date <u>7/19/83 (28799)</u> |                     |              |      |
| Published in <u>Daily Idahoan</u>          |                             |                     |              |      |
| Dates <u>8/18 8/25</u>                     |                             |                     |              |      |

## Affidavit of Publication

STATE OF IDAHO  
County of Latah

ss.

Lorraine Hudson  
Legal Clerk

being first duly sworn, on oath,  
deposes and says:

That she is the printer of  
Moscow-Pullman Daily News, a  
newspaper of general circulation,  
printed and published daily except  
Sunday at Moscow, Latah County,  
Idaho, in compliance with Sections  
60-106, 60-107, and 60-108 of the  
Idaho Code and the amendments  
thereto; that the notice of which the  
annexed is a full, true and correct  
printed copy was published in the  
regular and entire issues of said  
newspaper and not in a supplement  
thereto, upon the following dates:

June 3, 10, 1993

the same being the dates designated  
for the publication of said notice.

On this 11 day of June  
in the year of 1993, before me, a Notary

Public, personally appeared \_\_\_\_\_

Lorraine Hudson

known or identified to me to be the person whose  
name subscribed to the within instrument, and  
being by me first duly sworn, declared that the  
statements therein are true, and acknowledged to  
me that he executed the same.

Ann Marie Galt  
Notary Public for Idaho

Residing at Moscow ID

My commission expires: 5/1/98

### NOTICE OF APPLICATION FOR TRANSFER NO. 4160 OF WATER RIGHT NO. 86-4233

NOTICE IS HEREBY GIVEN that  
water right Claim No. 86-4233 in the  
name of the City of Kendrick was  
filed for the diversion of 0.0223 Cub-  
ic Feet per Second of water from a  
spring, tributary to Brady Gulch  
Creek, with a point of diversion in  
the SESE Sec. 23, T38N, R3W, Latah  
County, to be used for Domestic  
(Municipal) purposes from 1/1 to  
12/31, within the city limits of Ken-  
drick, Latah County. The priority  
date is 1925.

The current owner of the diver-  
sion point, Lloyd Farrington, now  
wishes to transfer the use, amount,

priority date and place of use to the  
following:

0.13 CFS for Domestic use from  
1/1 to 12/31; and

0.05 CFS for Irrigation use from  
4/1 to 11/1; to be used in

T38N R3W Sec 23 SESE for 0.2  
Acres; and

T38N R3W Sec 25 NWNW for 0.6  
Acres; and

T38N R3W Sec 26 NENE for 0.7  
Acres; for a total of 1.5 Acres.

The priority date is now defined  
as June 1, 1925.

(For additional information con-  
cerning the property location, call  
the Northern Regional Office at 765-  
4639.)

Any protest to the proposed trans-  
fer may be filed with the Idaho De-  
partment of Water Resources, 1910  
Northwest Blvd., Suite 210, Coeur  
d'Alene, Id. 83814 on or before  
JUNE 21, 1993.

R. KEITH HIGGINSON, Dir.  
June 3, 10, 1993



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**TRANSFER OF WATER RIGHT**

TRANSFER NO. 4160  
WATER RIGHT NO. 86-04233

This is to certify that: **LLOYD FARRINGTON**  
**RT 1 BOX 97**  
**KENDRICK ID 83537**

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION            | 03/01 to 11/30       | 0.02 CFS              | 6.0 AF               |
| DOMESTIC              | 01/01 to 12/31       | 0.02 CFS              | 4.8 AF               |
|                       | Totals               | 0.02 CFS              | 10.8 AF              |

SOURCE

SPRING

TRIBUTARY OF

UNNAMED STREAM

Priority: 06/01/1925

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 23, Township 38N, Range 03W  
LATAH County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u>                     | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|----------------------------------|--------------|--------------|
| 38N        | 03W        | 23         | SESE         | 0.2                              |              | 0.2          |
|            |            | 25         | NWNW         | 0.6                              |              | 0.6          |
|            |            | 26         | NENE         | 0.7                              |              | 0.7          |
|            |            |            |              | Total number of acres irrigated: |              | 1.5          |

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

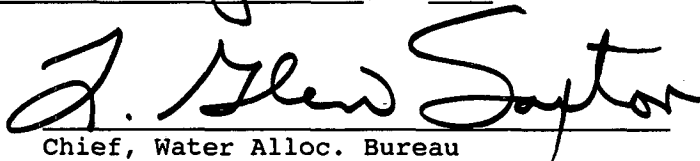
1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. Approval of this transfer in no way confirms the right(s) claimed.

TRANSFER NO. 4160  
WATER RIGHT NO. 86-04233

CONDITIONS/REMARKS:

3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) or claimed expansion in the ongoing Snake River Basin Adjudication.
6. Domestic use is for 8 homes.
7. Source and tributary are known locally as Rowden Spring and Brady Gulch Creek.

Dated this 18<sup>th</sup> day of February, 1994.

  
Chief, Water Alloc. Bureau

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

Transfer No. 4160

FEB 22 1991

NORTHERN REGION  
IDWR

RECEIVED

JUN 23 1991

## APPLICATION FOR TRANSFER OF WATER RIGHT

## PART 1

## Department of Water Resources

Name of applicant LYDIA FARRINGTON Phone (208) 289 5501Post Office address RT 1 Box 97 KENDRICK ID 83537

## A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use  
☒ Change nature of use ☒ Change period of use ☐ Other \_\_\_\_\_
2. Describe the reason for the proposed changes THE ORIGINAL STATUTORY CLAIM WAS FILED FOR LESS WATER THAN HAS BEEN USED HISTORICALLY. THIS TRANSFER IS BEING FILED IN CONJUNCTION WITH AN AMENDED SRBA CLAIM

## B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority            | Amount<br>(cfs/ac-ft) | Nature<br>of Use  | Period of Use                |
|-----------------|---------------------|-----------------------|-------------------|------------------------------|
| <u>86-04233</u> | <u>JUNE 1, 1925</u> | <u>.13</u>            | <u>DOMESTIC</u>   | <u>01/01</u> to <u>12/01</u> |
| <u>86-04233</u> | <u>JUNE 1, 1925</u> | <u>.05</u>            | <u>IRRIGATION</u> | <u>04/01</u> to <u>11/01</u> |
| _____           | _____               | _____                 | _____             | _____ to _____               |
| _____           | _____               | _____                 | _____             | _____ to _____               |
2. Total amount of water being transferred 0.18 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.
3. Source of water SPRING tributary to UNNAMED STREAM
4. Point(s) of Diversion:

| Lot | 1/4           | 1/4           | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---------------|---------------|-----|------|------|------|--------|--------------------------|
|     | <del>NE</del> | <del>SE</del> | SE  | 23   | 38N. | 3W.  | LATAH  | "ROWDEN SPRING"          |
|     |               |               |     |      |      |      |        |                          |
|     |               |               |     |      |      |      |        |                          |
|     |               |               |     |      |      |      |        |                          |

## 5. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 38N. | 3W.  | 23   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | D/.2   |        |
|      |      | 25   |        |        |        |        |        | D/.6   |        |        |        |        |        |        |        |        |        |        |        |
|      |      | 26   |        |        | D/.7   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres 1.5

## PART 2

## A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 86-04233

STAGE: STATUTORY CLAIM

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION<br/>RATE</u> |
|-----------------------|----------------------|---------------------------|
| MUNICIPAL             | 01/01 to 12/31       | 0.02 CFS                  |

SOURCE

ROWDEN SPRING

TRIBUTARY OF

BRADY GULCH CREEK

Priority: 06/01/1925

LOCATION OF POINT(S) OF DIVERSION:SESE , Sec. 23, Township 38N, Range 03W  
LATAH CountyPLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. P/U LOCATED WITHIN THE CITY LIMITS OF KENDRICK.

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**

## APPLICATION FOR TRANSFER OF WATER RIGHT

### PART 2

(Attach one copy for each right)

#### A. DESCRIPTION OF RIGHT AS RECORDED PRIOR TO CHANGE.

1. Right evidenced by:

- a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_  
in case of \_\_\_\_\_ vs. \_\_\_\_\_  
dated \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_
- b. License No. \_\_\_\_\_ issued by the Idaho Department of Water Resources.
- c. Claim No. 86-04233 on file with the Idaho Department of Water Resources.
- d. Transfer No. \_\_\_\_\_ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other STATEMENT FROM CITY

3. Source of water SPRING tributary to BRADY GULCH CREEK

4. Date or priority JUNE 1, 1925

5. Water is used for the following purpose:

amount 0.022 for MUNICIPAL purposes from 01/01 to 12/31  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

6. Total amount of water under right 0.022 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

7. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     |     | SE  | SE  | 23   | 38N. | 3W.  | LATAH  | ROWDEN SPRING            |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |

8. Lands irrigated or place of use:

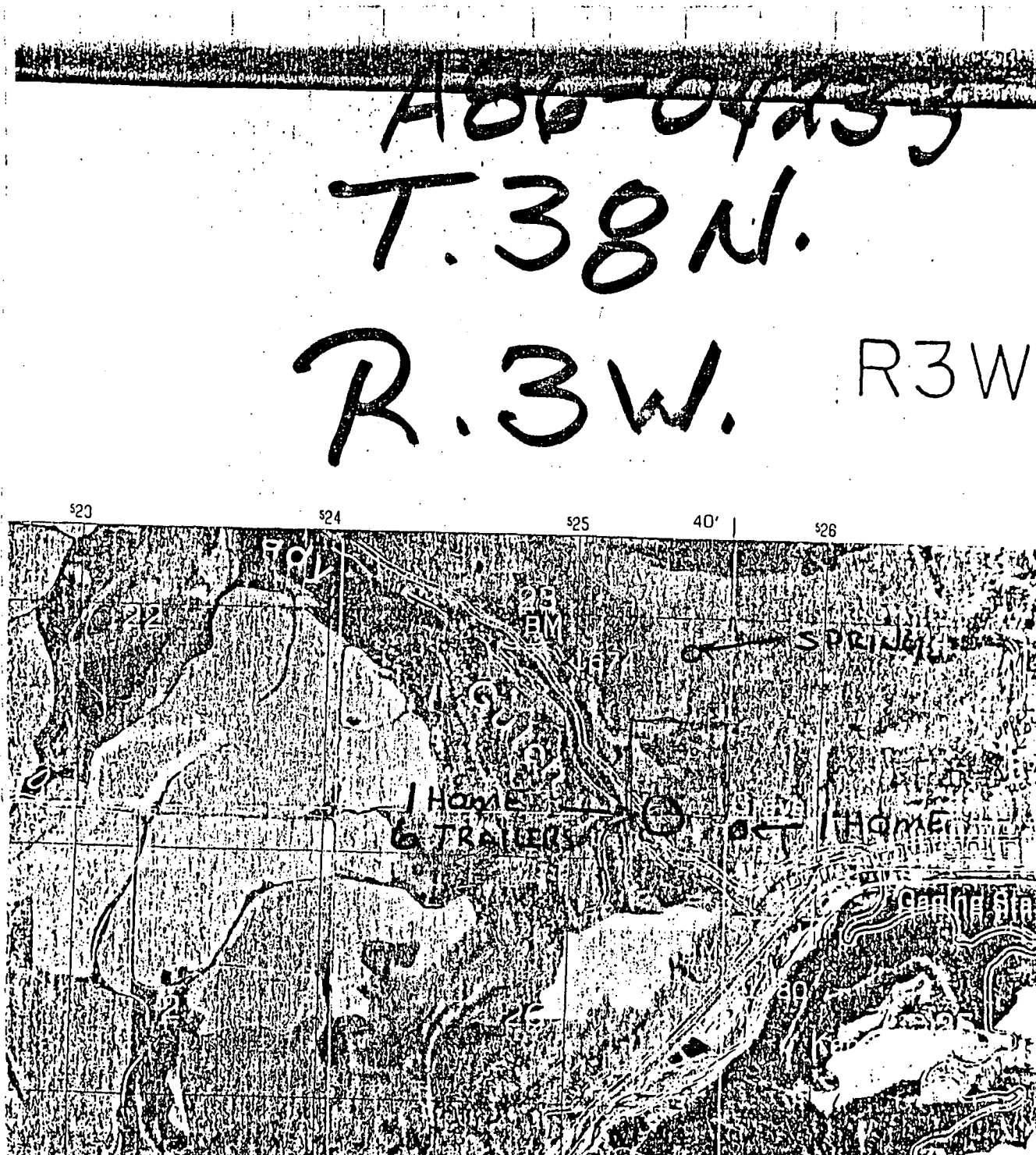
| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres \_\_\_\_\_

9. Describe any other water rights used for the same purpose as described above ~

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



**PART 1**

**6. General Information:**

a. Description of diversion system SPRING AND GRAVITY FLOW SYSTEM. THERE IS A TWO INCH LINE FROM THE SPRING TO THE HOMES. THE PRESSURE IS 80 PSI AT THE HOMES.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

NONE

d. Remarks:

THE DOMESTIC USES INCLUDE 8 HOMES.

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. \_\_\_\_\_

And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

**PART 3****B. CHANGES IN NATURE OF USE**

| 1. | New Nature of Use | Amount<br>(cfs/ac-ft) | Hours/days/year | Period of Use         |
|----|-------------------|-----------------------|-----------------|-----------------------|
|    | <u>DOMESTIC</u>   | <u>0.13</u>           |                 | <u>01/01 to 12/31</u> |
|    | <u>IRRIGATION</u> | <u>0.05</u>           |                 | <u>04/01 to 11/01</u> |

2. Quantity and quality of return flows and location of discharge:

N/A

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

N/A

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.

*Lloyd Larmon*  
(Signature of Applicant)

Subscribed and sworn to before me this 15<sup>th</sup> day of February, 19 91.

*Patricia A. Ayer*  
(Notary Public)

My commission expires 12/10/93

**FOR DEPARTMENT USE ONLY**

Transfer contains 6 pages and 1 attachments

Received by *[Signature]* Date 2/91 Protest filed by None

Prelim. check by \_\_\_\_\_ Fee \_\_\_\_\_

Received by *[Signature]* Date 2/15/91 (N4344)

Published in *Johnson / Daily News* Copies of protest forwarded by \_\_\_\_\_

Pub. dates 6/3-10/1993 Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Watermaster recommendation requested on \_\_\_\_\_ Recommended for ☐ approval ☐ denial

\_\_\_\_\_ rec'd. \_\_\_\_\_ by \_\_\_\_\_

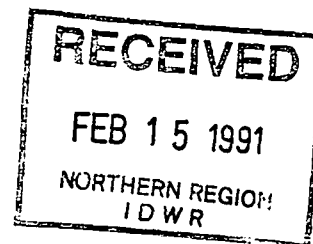
Copy of transfer sent to lien holder \_\_\_\_\_

page 687

The undersigned representative of the City of Kendrick verifies that the ownership of property that the Rowden spring is located on, a right of way from the spring to the place of use and water right number 86-04233 was transferred to Mr. Lloyd Farrington on September 7, 1989.

Date 2/14/91

Jerry L. Brown  
Mayor



State of Idaho                    )  
                                      ) SS.  
County of Latah                 )

Subscribed and sworn (or affirmed) before me this 14<sup>th</sup> day of FEBRUARY 19 91

Seal

William R. Blewett  
Notary Public

Residing at KENDRICK

My Commission Expires 8/12/94

02-14-91 Voucher #612 Vendor # 622 Acct. #01-419.69 Misc. Expenses \$35.00

*Receipt not  
recorded in  
Transfer Station*

Transfer Fee to transfer Powden Spring from City to Lloyd  
Farrington

*Bring # N4344*

ELIYA CARCINATION  
86-04033 / 48-04233  
TRANSFER  
BSCS MAP 15/1/98  
1:50,000 / MILE

AS

F 32106

26/25

R 34

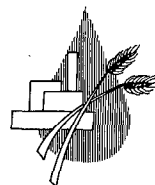
RECEIVED  
JUN 30 1983  
Department of Water Resources  
Northern District Office

RECEIVED  
STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

JUL 15 1983

CLAIM TO A WATER RIGHT

Department of Water Resources  
Northern District Office



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that City Of Kendrick  
(Name of Claimant)

Kendrick, Id 83537 Telephone No. 289-4271  
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1925

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)  
(XXXXXX) Spring (Rowden) tributary to Brady Gulch Creek / RIVER

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

| Quantity                  | (cfs, gpd, AFA) | Use                 | (Domestic, Irrigation, Stock, Etc.) | (Both dates inclusive)           |                  |
|---------------------------|-----------------|---------------------|-------------------------------------|----------------------------------|------------------|
|                           |                 |                     |                                     | (Mo., Day)                       | (Mo., Day)       |
| Quantity <u>.0223 cfs</u> |                 | Use <u>Domestic</u> |                                     | Period of Use From <u>Jan. 1</u> | To <u>Jan. 1</u> |
| Quantity _____            |                 | Use _____           |                                     | Period of Use From _____         | To _____         |
| Quantity _____            |                 | Use _____           |                                     | Period of Use From _____         | To _____         |
| Quantity _____            |                 | Use _____           |                                     | Period of Use From _____         | To _____         |
| Quantity _____            |                 | Use _____           |                                     | Period of Use From _____         | To _____         |

(4) \_\_\_\_\_ TOTAL QUANTITY USED.

(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
SE ¼ SE ¼, Sec. 23 Twp. 38N Rge. 3W B.M., County of Latah  
Additional points of diversion: \_\_\_\_\_

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.  
\_\_\_\_\_  
\_\_\_\_\_

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

City of Kendrick

| T | R | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|---|---|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|   |   |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

No. of acres \_\_\_\_\_

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: municipal water supply

NOTE: Include here the type and number of stock watered: \_\_\_\_\_

(7) If you are claiming water as a member of an organization, list name of organization: \_\_\_\_\_

MICROFILMED

(8) Remarks In use before 5/20/71

T38N R13W

23 24

X spring

26 25

**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 )  
 ) ss.  
County of Latah )

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.

City of Knoxville  
By Wayne B. Harris, Mayor  
(Claimant)

Sworn to before me this 29th day of June, 1983

Burt E. Magnuson  
Notary Public  
Residing at Kendrick, Id

My commission expires 12/6/86

**FOR DEPARTMENT USE ONLY**

Received by pm Date 6/30/83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by JK Date 7/19/83 claimant by: \_\_\_\_\_  
\$20.00 fee received by JK Date 7/19/83 (28799)  
Published in Daily Vagharan \_\_\_\_\_  
Dates 8/18 8/25 \_\_\_\_\_

# Affidavit of Publication

STATE OF IDAHO  
County of Latah

ss.

Ray Rosch

being first duly sworn, on oath,  
deposes and says:

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates:

Aug 18, 25, 1983

the same being the dates designated for the publication of said legal notice.

Subscribed and sworn to before

me this 27<sup>th</sup> day of August

1983

Carl Flecken

Notary Public,

residing at Moscow, Idaho

RECEIVED

AUG 31 1983

Department of Water Resources  
Northern District Office

RECORDED

## NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

86-4232

CITY OF KENDRICK, KENDRICK, ID 83537, Source: GROUNDWATER, Priority Date: 01/01/1959, Diversion Pt: NWNW Sec 25 T 38N R 03W, Use: MUNICIPAL (0.2676 CFS), In: Place of Use located within the city limits of Kendrick.

86-4233

CITY OF KENDRICK, KENDRICK, ID 83537, Source: ROWDEN SPRING trib. to BRADY GULCH CREEK, Priority Date: 01/01/1925, Diversion Pt: SESE Sec 23 T 38N R 03W, Use: MUNICIPAL (0.0223 CFS), In: Place of Use located within the city limits of Kendrick.

86-4234

CITY OF KENDRICK, KENDRICK, ID 83537, Source: STANTON SPRING trib. to BIG BEAR CREEK, Priority Date: 01/01/1918, Diversion Pt: NWNE Sec 13 T 38N R 03W, Use: MUNICIPAL (0.0401 CFS), In: Place of Use located within the city limits of Kendrick.

86-4235

CITY OF KENDRICK, KENDRICK, ID 83537, Source: GROUNDWATER, Priority Date: 01/01/1949, Diversion Pt: SESE Sec 24 T 38N R 03W, Use: MUNICIPAL (0.0780 CFS), In: Place of Use located within the city limits of Kendrick.

86-4236

MEYERS, ROBERT E., RT. 1, KENDRICK, ID 83537, Source: SPRINGS trib. to BRADY GULCH, Priority Date: 01/01/1930, Diversion Pt: SWSE NWSE NESE Sec 23 T 38N R 03W, Use: STOCKWATER (0.02 CFS), DOMESTIC (0.02 CFS), In: NWSE NESE Sec 23 T 38N R 03W.

86-4237

RICHARDSON, PAUL W., RT. 1, JULIAETTA, ID 83535, Source: SPRINGS trib. to SINKS, Priority Date: 01/01/1966, Diversion Pt: SENW NESW Sec 16 T 37N R 03W, Use: IRRIGATION (0.01 CFS), STOCKWATER (0.01 CFS), DOMESTIC (0.02 CFS), In: NESW Sec 16 T 37N R 03W FOR 1 ACRES.

86-4238

ROWDEN, MARION, RT. 1 BOX 97B, KENDRICK, ID 83537, Source: SPRINGS trib. to BRADY GULCH CREEK, Priority Date: 01/01/1932, Diversion Pt: NESW Sec 23 T 38N R 03W, Use: DOMESTIC (0.04 CFS), In: NWSE Sec 23 T 38N R 03W.

86-4241

GEPHART, MRS. CLAUDE, RT. 1 BOX 53, TROY, ID 83871, Source: SPRING trib. to SINKS, Priority Date: 06/01/1970, Diversion Pt: NENW Sec 36 T 40N R 03W, Use: DOMESTIC (0.04 CFS), In: NENW SENW Sec 36 T 40N R 03W.

86-4242

BROWNING, JACK GARY &/or SALLY, RT. 1 BOX 86, JULIAETTA, ID 83535, Source: SPRING trib. to SINKS, Priority Date: 01/01/1969, Diversion Pt: SENW Sec 16 T 37N R 03W, Use: DOMESTIC (0.01 CFS), In: NESW Sec 16 T 37N R 03W.

86-4243

HERRIN, ET. AL., JACQUELINE, P.O. BOX 101, MAY, ID 83253, Source: GROUNDWATER, Priority Date: 01/01/1920, Diversion Pt: SWNE Sec 23 T 40N R 02W, Use: DOMESTIC (0.04 CFS), In: SWNE Sec 23 T 40N R 02W.

86-4244

RENFROW, HERMAN E. &/or ETHEL Z., RT. 1 BOX 74, TROY, ID 83871, Source: GROUNDWATER, Priority Date: 01/01/1940, Diversion Pt: SESW Sec 30 T 40N R 02W, Use: COMMERCIAL (0.05 CFS), DOMESTIC (0.05 CFS), In: SESW Sec 30 T 40N R 02W.

87-4153

WOODFELL-MENDENHALL CEMETERY DIST., RT. 1 BOX 15, PRINCETON, ID 83857, Source: GROUNDWATER, Priority Date: 06/01/1961, Diversion Pt: SWSW Sec 32 T 42N R 04W, Use: IRRIGATION (0.03 CFS), In: SWSW Sec 32 T 42N R 04W FOR 2 ACRES.

87-4154

ELLIOTT, DEAN A. &/or RUTH A. 1405 HALL RD., VIOLA, ID 83872, Source: UNNAMED STREAM trib. to FLANNIGAN CREEK, Priority Date: 05/10/1969, Diversion Pt: SWNW Sec 03 T 40N R 05W, Use: IRRIGATION STORAGE (0.02 AF), STOCKWATER STORAGE (0.01 AF), DOMESTIC STORAGE (0.02 AF), RECREATION STORAGE (0.15 AF), FIRE PROT. STORAGE (0.15 AF), In: SWNW Sec 03 T 40N R 05W FOR 1 ACRES.

87-4155

BLOOD, MARJORIE A., RT. 1 BOX 178, POTLATCH, ID 83855, Source: GROUNDWATER, Priority Date: 01/01/1977, Diversion Pt: NWSE Sec 36 T 42N R 06W, Use: STOCKWATER (0.02 CFS), DOMESTIC (0.04 CFS), In: NWSE Sec 36 T 42N R 06W.

87-4156

WALSER LAND & LIVESTOCK INC., 5240 WALKER RD., VIOLA, ID 83872, Source: GNAT CREEK trib. to PALOUSE RIVER, Priority Date: 05/01/1969, Diversion Pt: SWSE SESE Sec 21 T 41N R 05W, Use: STOCKWATER (0.0460 CFS), In: SWSE SESE Sec 21 T 41N R 05W.

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.

KEN DUNN, Dir.

## NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 87-4148 in the name of Edna Bingman Estate was advertised incorrectly on 7/21 and 28, 1983. The place of use was incorrectly advertised as the SENW Sec 31 T 40N R 04W; whereas, correctly it should be the SENE Sec 31 T 40N R 04W.

Any exception to the above-referenced correction must be filed with the State of Idaho Department of Water Resources, 4055 Government Way, Coeur D'Alene, Idaho 83814.

A. KENNETH DUNN, Director

## NOTICE OF CORRECTION

Notice is hereby given that Application for Permit No. 87-7107 in the Name of John Murray Whisenant was advertised incorrectly on 7/21 and 7/28, 1983. The Diversion Point was incorrectly advertised as the NWSE Sec 31 T 41N R 04W; whereas, correctly it should be the NWNE Sec 31 T 41N R 04W.

Any protest to the above-referenced correction must be filed with the State of Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before September 6, 1983.

A. KENNETH DUNN, Director

Aug. 18 & 25, 1983



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

February 22, 1994

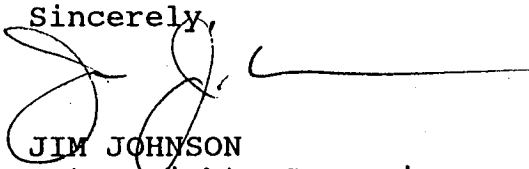
LLOYD FARRINGTON  
RT 1 BOX 97  
KENDRICK ID 83537

RE: Transfer of Water Right No. 86-04233

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 4160). Please be sure to thoroughly review the "CONDITIONS/REMARKS:" as listed on the transfer.

Sincerely,



JIM JOHNSON  
Water Rights Supervisor

JJ:dc

Enclosure

**TRANSFER REVIEW SHEET**

Transfer # 4160

Date Reviewed 01-31-94  
CS

Right(s) 86-04233 \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use  
F:Change Period of Use (G)Other H:Change P/D & Add P/D  
I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership Statement from City of Kendrick verifying ownership  
transfer to Farrington

Transfer ☒ All of Right        Portion of Right (Part B       )

Resulting Split(s) NONE  
\_\_\_\_\_  
\_\_\_\_\_

**Check Transfer Against Right**

(1) ☒ Priority (2)        Use (3)        Season (4)        Rate (5) E/4.0 Volume  
(6) ☒ Source (7) ☒ P/D (8)        P/U (9) ☒ Proof/Owner (10)        Map  
(11) NO Water District (12) NONE Pertinent Conditions (13) NO Expansion

(2) Use changed from Municipal (City of Kendrick) to DOM & IRR (Farrington)  
(3) Standard Season 3-1 to 11-30 (IRR)  
(4) Rate per original claim .02 cts DOM & IRR (Non-Additive) #Acres not identified  
(5) IRR -  $1.5 \times 4.0 = 6.0 \text{ afa}$   $.02 \times 274 \times 1.9835 = 10.9 \text{ afa}$  } on Municipal use.  
DOM -  $8 \times .6 = 4.8 \text{ afa}$   $.02 \times 365 \times 1.9835 = 14.5 \text{ afa}$  }  $4.8 + 6.0 = 10.8 < 14.5 \text{ max}$   
(8) Identify specific P/U

Transfer Remarks DOM/ 8 Homes Source & Trib Kla Rowden Spring & Brady Gulch Creek.

Conditions R31, T01, T07, T08, Modified T09/ & claimed expansion

Database/Processing Notes T file

Database Updated 2-18-94 CS

WR0749NP  
No. T86-04233

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 01/31/94  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                         | PRIORITY<br>DATE | WATER USE              | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE    | DIVERSION<br>VOLUME  |
|------------------|------------------------------------------------------------------------|------------------|------------------------|----------------------------|----------------------|----------------------|
| C                | LLOYD FARRINGTON<br>RT 1 BOX 97<br>KENDIRCK ID 83537<br>(208) 289-5501 | 06/01/1925       | IRRIGATION<br>DOMESTIC | 03-01 11-30<br>01-01 12-31 | 0.02 CFS<br>0.02 CFS | 6.00 AFA<br>4.80 AFA |
| TOTAL DIVERSION: |                                                                        |                  |                        |                            | 0.02 CFS             | 10.80 AFA            |

Water Source: SPRING

Tributary to: UNNAMED STREAM

Stage: STATUTORY CLAIM

Point(s) of Diversion: T38N R03W S23 SESE LATAH 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   | :   | ---- |
| 38N         | 03W | 23 | : |      |      |      |      | :  |      |      |      |      | : |      |      |      |      | : |      |      |      |      | :   | 0.2  |
| 38N         | 03W | 25 | : |      |      |      |      | :  |      |      | .6   |      | : |      |      |      |      | : |      |      |      |      | :   | 0.6  |
| 38N         | 03W | 26 | : | .7   |      |      |      | :  |      |      |      |      | : |      |      |      |      | : |      |      |      |      | :   | 0.7  |
| TOTAL ACRES |     |    |   |      |      |      |      |    |      |      |      |      |   |      |      |      |      |   |      |      |      |      | 1.5 |      |

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: LATAH

Conditions of Approval:

- R31 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
- T01 - Approval of this transfer in no way confirms the right(s) claimed.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Remarks: Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) or claimed expansion in the ongoing Snake River Basin Adjudication.  
Domestic use is for 8 homes.  
Source and tributary are known locally as Rowden Spring and Brady Gulch Creek.

|        |                 |                    |            |
|--------|-----------------|--------------------|------------|
| Dates: | App. Received:  | Priority Date:     | 06/01/1925 |
|        | Proof Due Date: | Proof Made Date:   |            |
|        | Exam Made Date: | Exam Sent to S.O.: |            |
|        | Licensed Date:  |                    |            |

Misc: Water District Number: Field Exam Fee:

WR0749NP  
No. T86-04233

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 01/31/94  
PAGE: 2

=====

Comments: Date: 01/31/1994 User-ID: SKAGGS Subject: TRANSFER NO. 4160  
Transfer No. 4160 was filed to change the point of diversion,  
place, nature and period of use under Right No. 86-04233.  
The application was based on the expanded SRBA claim rates of  
diversion, but processed using the originally claimed rate of  
0.02 cfs and conditioned for further review in the SRBA.

Audit: 01/31/94 SKAGGS 01/31/94 SKAGGS

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '1' ARE ADJUDICATION CLAIMS)

| WR-NUMBER | SOURCE                    | NE |    | NW |    | SW |    | SE |    | NE |    | NW |    | SW |    | SE |    | NE |    | NW |    | SW |    | SE |    | NE |    | NW |    | SW |    | SE |   | SUM |
|-----------|---------------------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|-----|
|           |                           | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |    |   |     |
| T8604233  | T38N R03W S23 SPRING      | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 0  | : |     |
| A8604233  | SPRING                    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 0  | : |     |
| 8607258   | SPRING                    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 01 | : |     |
| A8610695  | SPRINGS                   | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 03 | : |     |
|           | NO MAPPING INFO AVAILABLE |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |   |     |
| T8604233  | T38N R03W S25 SPRING      | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 0  | : |     |
| 8602008   | BRADY GULC                | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 10 | : |     |
| A8604233  | SPRING                    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 0  | : |     |
| 8607004   | POTLATCH R                | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 02 | : |     |
|           | NO MAPPING INFO AVAILABLE |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |   |     |
| T8604233  | T38N R03W S26 SPRING      | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 0  | : |     |
| 8602008   | BRADY GULC                | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 02 | : |     |
| 8604001   | POTLATCH R                | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 10 | : |     |
| A8604233  | SPRING                    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 01 | : |     |
| 8607254   | UNNAMED ST                | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 02 | : |     |
| E8607254  | UNNAMED ST                | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | 02 | : |     |
|           | NO MAPPING INFO AVAILABLE |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |   |     |

*No Overlaps with New P/O*

AJ5809NP  
No. A86-04233

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/31/94  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                         | PRIORITY<br>DATE | WATER USE              | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE    | DIVERSION<br>VOLUME |
|------------------|------------------------------------------------------------------------|------------------|------------------------|----------------------------|----------------------|---------------------|
| C                | LLOYD FARRINGTON<br>RT 1 BOX 97<br>KENDRICK ID 83537<br>(208) 289-5501 | 06/01/1925       | IRRIGATION<br>DOMESTIC | 04-01 11-01<br>01-01 12-31 | 0.05 CFS<br>0.13 CFS |                     |
| TOTAL DIVERSION: |                                                                        |                  |                        |                            | 0.18 CFS             |                     |

Water Source: SPRING

Tributary to: UNNAMED STREAM

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T38N R03W S23

NENESE

LATAH County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |             |     |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------------|-----|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | :           | SUM |
| 38N | 03W | 23 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | :           | 0.2 |
| 38N | 03W | 25 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | :           | 0.6 |
| 38N | 03W | 26 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | :           | 0.7 |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES | 1.5 |

Place of use Legal Description for: DOMESTIC

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |   |   |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|---|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : |   |
| 38N | 03W | 23 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : | D |
| 38N | 03W | 25 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |   |
| 38N | 03W | 26 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |   |

POU County: LATAH

Non-Irrigation Uses: DOMESTIC USE IS FOR 2 HOMES AND 6 TRAILERS

Other Rights: NONE

Remarks: The original Statutory Claim filed by the City of Kendrick was for less water than had been historically used. This claim represents the current uses that are the result of the sale of the spring/water right to Mr. Farrington. The source of water is locally known as the Rowden Spring. The tributary is locally known as Brady Gulch Creek.

Dates: Exam Made Date: Verified Date:

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

Audit: 12/02/88 BEARDSLE 09/13/89 TIPPETT 06/18/90 SHEPHERD 02/01/91 BEARDSLE  
01/10/92 KEEN

AJ5809NP  
No. R86-04233

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/31/94  
PAGE: 2

| OWNER<br>CODE    | NAME & ADDRESS                                                          | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-------------------------------------------------------------------------|------------------|-----------|-----------------------|-------------------|---------------------|
| C                | LLOYD FARRINGTON<br>RT 1, BOX 97<br>KENDRICK ID 83537<br>(208) 289-5501 | 06/01/1925       | MUNICIPAL | 01-01 12-31           | 0.02 CFS          |                     |
| TOTAL DIVERSION: |                                                                         |                  |           |                       | 0.02 CFS          |                     |

Water Source: SPRING

Tributary to: BRADY GULCH

Stage: STATUTORY CLAIM

Point(s) of Diversion: T38N R03W S23

SESE

LATAH County

POU County:

Remarks: P/U LOCATED WITHIN THE CITY LIMITS OF KENDRICK.

Dates: Exam Made Date: Verified Date:

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

Audit: 10/19/90 FLEGEL 12/29/92 SRBA

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: DJ

1. Right number 86-04233 Applicant FARRINGTON

2. Type of right: ☐ Decree ☐ License ☒ Claim

3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use  
☐ Other NATURE OF USE

4. Check:

a. ☐ Source ☐ Priority ☒ Amount ☐ Purpose ☐ Period of use

b. ☐ Description of original point of diversion.

c. ☐ Description of original place of use.

5. Amount of land &/or water transferred:

a. ☒ All of right.

b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).

c. ☒ Check description of point(s) of diversion.

d. ☒ Check description of place of use.

e. ☒ Check map (shows p.d. and p.u. after transfer).

f. ☒ Check for correct signature, notarization, and fee.

g. ☒ Check proof of ownership of right &/or land from which water is transferred.

h. ☐ Check for expansion in use of right. Comments EXPANSION OF DIVERSION RATE  
LISTED ON TRANSFER BASED ON HISTORICAL DIVERSION  
RATE HIGHER THAN ORIGINAL

i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) \_\_\_\_\_

j. ☐ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? \_\_\_\_\_

FINAL PROCESSING REVIEW BY: \_\_\_\_\_

1. Watermaster recommendation requested on \_\_\_\_\_ Received on \_\_\_\_\_

2. Is transfer published correctly? ☒ Yes ☐ No

3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions\* \_\_\_\_\_

4. By [Signature] Date 6/18/93

MEMORANDUM

June 16, 1993

Re: City of Kendrick/Lloyd Farrington Transfer No. 4160 of Water Right  
No. 86-4233.

Back on 2/15/1991, the City of Kendrick paid \$35.00 for a Transfer of Water Right, (Receipt No. N4344). They transferred Water Right No. 86-4233 to Lloyd Farrington and paid for the Transfer. The fee for a transfer is only \$30.00 so would you please refund \$5.00 back to them. I just caught this error today.

Please send refund to:

City of Kendrick  
Kendrick City Hall  
Kendrick, Id. 83537

Thanks!!!

Have a nice day!!

Pat

*Sent to  
Dwain Allen - electronic mail  
6/16/93*

NOTICE OF APPLICATION FOR TRANSFER NO. 4160 OF WATER RIGHT NO. 86-4233

NOTICE IS HEREBY GIVEN that water right Claim No. 86-4233 in the name of the City of Kendrick was filed for the diversion of 0.0223 Cubic Feet per Second of water from a spring, tributary to Brady Gulch Creek, with a point of diversion in the SESE Sec. 23, T38N, R3W, Latah County, to be used for Domestic (Municipal) purposes from 1/1 to 12/31, within the city limits of Kendrick, Latah County. The priority date is 1925.

The current owner of the diversion point, Lloyd Farrington, now wishes to transfer the use, amount, priority date and place of use to the following:

0.13 CFS for Domestic use from 1/1 to 12/31; and

0.05 CFS for Irrigation use from 4/1 to 11/1; to be used in

T38N R3W Sec 23 SESE for 0.2 Acres; and

T38N R3W Sec 25 NWNW for 0.6 Acres; and

T38N R3W Sec 26 NENE for 0.7 Acres; for a total of 1.5 Acres.

The priority date is now defined as June 1, 1925.

(For additional information concerning the property location, call the Northern Regional Office at 765-4639.)

Any protest to the proposed transfer may be filed with the Idaho Department of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814 on or before JUNE 21, 1993.

R. KEITH HIGGINSON, Dir.

Published in the Idahonian/Daily News, on 6/3 & 10/1993.

## Affidavit of Publication

STATE OF IDAHO  
County of Latah

ss.

Lorraine Hudson  
Legal Clerk

being first duly sworn, on oath,  
deposes and says:

That she is the printer of  
Moscow-Pullman Daily News, a  
newspaper of general circulation,  
printed and published daily except  
Sunday at Moscow, Latah County,  
Idaho, in compliance with Sections  
60-106, 60-107, and 60-108 of the  
Idaho Code and the amendments  
thereto; that the notice of which the  
annexed is a full, true and correct  
printed copy was published in the  
regular and entire issues of said  
newspaper and not in a supplement  
thereto, upon the following dates:

June 3, 10, 1993

the same being the dates designated  
for the publication of said notice.

On this 11 day of June  
in the year of 1993, before me, a Notary

Public, personally appeared

Lorraine Hudson

known or identified to me to be the person whose  
name subscribed to the within instrument, and  
being by me first duly sworn, declared that the  
statements therein are true, and acknowledged to  
me that he executed the same.

Ann Marie Gale  
Notary Public for Idaho

Residing at Moscow ID

My commission expires: 5/11/98

### NOTICE OF APPLICATION FOR TRANSFER NO. 4160 OF WATER RIGHT NO. 86-4233

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water right Claim No. 86-4233 in the  
name of the City of Kendrick was  
filed for the diversion of 0.0223 Cub-  
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spring, tributary to Brady Gulch  
Creek, with a point of diversion in  
the SESE Sec. 23, T38N, R3W, Latah  
County, to be used for Domestic  
(Municipal) purposes from 1/1 to  
12/31, within the city limits of Ken-  
drick, Latah County. The priority  
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Northwest Blvd., Suite 210, Coeur  
d'Alene, Id. 83814 on or before  
JUNE 21, 1993.

R. KEITH HIGGINSON, Dir.  
June 3, 10, 1993

RECEIVED

JUN 14 1993

- NORTHERN REGION  
IDWR



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615  
(208) 765-4639 • Fax (208) 765-2088

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

May 28, 1993

MR LLOYD FARRINGTON  
RT 1 BOX 97  
KENDRICK ID 83537

Dear Mr. Farrington:

Re: Transfer No. 4160 of Water Right Claim No. 86-4233

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Transfer. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right.

Your transfer is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the transfer is not protested.

If the transfer is not protested, it will be forwarded to Boise to be considered for approval by the Director. However, if it is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before approval of the transfer can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE  
Senior Water Resources Agent

AB/pms

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES  
Northern Region Office

1910 Northwest Blvd. \* Suite 210 \* Coeur d'Alene, Id. \* 83814 \* (208) 765-4639

Cecil D. Andrus  
Governor

R. Keith Higginson  
Director

February 19, 1991

Mr. Jerry Brown, Mayor  
City of Kendrick  
Box 195  
Kendrick, Id. 83537-0195

Re: #86-04233

Dear Sir:

I have received your statement of ownership conveyance and your check #1444 in the amount of 35.00, however I do not know what you wish for the fee.

Please contact me at this office, preferably by telephone to discuss this matter.

Sincerely,



Tom D. King  
Sr. Water Resource Agent

**FEB. 20, 1991 LYNN (CITY CLERK) CALLED TO DISCUSS THIS LETTER.**

**FEB. 21, 1991 I CALLED LYNN AND EXPLAINED THAT THE \$35.00 FEE WAS PROPER AND NECESSARY FOR THE TRANSFER.**

**AR**

Receipt # N004344  
\$ 35.00  
2/15/91  
Transfer  
City of Kendrick

## NOTES TO FILE

I RECEIVED A CALL FROM MR. FARRINGTON 1/30/91. WE DISCUSSED THE CURRENT USES ASSOCIATED WITH THE ROWDEN SPRING. DUE TO THE COMPLICATED NATURE OF FILING THE SRBA CLAIM IN CONJUNCTION WITH FILING A TRANSFER FOR THE ORIGINAL STATUTOR CLAIM, MR. FARRINGTON OPTED FOR COMING IN TO MY OFFICE TO FILE AN AMENDED CLAIM.

BOB HAYNES AND I ASSISTED MR. FARRINGTON FILE AN AMENDED CLAIM AND TRANSFER 2/1/91. MR. FARRINGTON ALSO FILED A DRILLING PERMIT.

MR. FARRINGTON EXPLAINED THAT THE TRAILER PARK (6) UNITS WAS DEVELOPED IN 1980. THE SPRING IS NOW SUPPLYING WATER TO THREE HOMES OTHER THAN LOCATED IN THE TRAILER PARK. ONE OF THESE HOMES WILL BE SUPPLIED WATER BY THE NEW WELL.

THERE WAS A QUESTION OF OWNERSHIP OF THE ROWDEN SPRING. WE DRAFTED A STATEMENT FOR THE MAYOR OF KENDRICK TO SIGN AFFIRMING WATER RIGHT NUMBER 86-04233.

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 86-4233 Applicant Frederick

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By TK Date \_\_\_\_\_

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jmi Date 11-2-83

MICROFILMED

RECEIVED  
OCT 05 1983

Department of Water Resources

85-4233

CITY OF KENDRICK

KENDRICK ID 83537

Source: ROWDEN SPRING trib. to BRADY GULCH CREEK

Priority Date: 01/01/1925

Diversion Pt: SESE Sec 23 T 38N R 03W

Use: MUNICIPAL (0.0223 CFS)

In: Place of Use located within the city limits of Kendrick.

MICROFILMED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Northern Region

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JOHN V. EVANS  
Governor  
A. KENNETH DUNN  
Director

4055 Government Way  
Coeur d'Alene, ID 83814  
(208) 667-6484

SEPTEMBER 5, 1983

CITY OF KENDRICK  
KENDRICK

ID 83537

RE: Claim No. 86-4233

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Robert G. Haynes, P.E.  
Regional Supervisor

Enclosure

UNRECORDED



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCE

NORTHERN REGION

A. Kenneth Dunn  
Director

Suite No. 9  
4055 Government Way  
Coeur d'Alene, Idaho 83814  
(208) 667-6484

Date: July 1, 1983

Re: City of Kendrick

Dear Sir:

This office is in receipt of your <sup>Time Claim</sup> Application for a Permit and Check No. 92-124 in the amount of \$ 150.00 and we are returning same to you because the application cannot be formally receipted until the following information is provided: <sup>and claims</sup>

- ☐ Item 1. Complete name and address.
- ☐ Item 2. Source of water and named body of water to which it is tributary.
- ☐ Item 3. Legal description of Point of Diversion(s).
- ☐ Item 4. Amount of water diverted in cubic feet per second or amount of water stored in acre feet, Nature of Use to which the water is to be put and the period of the year during which the water will be used.
- ☐ Item 5a. Total diversion rate in c.f.s.
- ☐ Item 5b. Total volume of stored water in A.F.
- ☐ Item 6. Description of diversion works.
- ☐ Item 7. Time required for completion of system and full use of the water.
- ☐ Item 8a1. Legal description of place of use other than irrigation.
- ☐ Item 8a4. Number of homes.
- ☐ Item 8b. Legal description of irrigated acreage.
- ☐ Item 9a, 9b or 9c. Ownership of land.
- ☒ Item 11. Map.
- ☐ Signature
- ☐ Fee \$
- ☐ Other

Please place priority date in item #1 on the claim and write "City of Kendrick" for item 6. Also delete claim with 1982 priority date since it is covered on the Application

Please note that your Application has been initialed and dated as being received on 6/30/83. If the requested information is provided within 30 days of the date of this letter, your date of priority will be maintained.

Instructions for completing an Application for Permit are included for your information. If you desire assistance, please feel free to contact this office.

Sincerely,

TOM D. KING  
Senior Water Resource Agent

TDK/pms

Enc. - Application

Check

Instructions

MICROFILMED

**JUN 30**  
**Department of Water Resources**  
**Northern District Office**

**The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.**

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.**

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(4) \_\_\_\_\_ TOTAL QUANTITY USED.  
(cfs, gpd, AFA)

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: \_\_\_\_\_

NOTE: Include here the type and number of stock watered: \_\_\_\_\_

- (7) If you are claiming water as a member of an organization, list name of organization: \_\_\_\_\_

DEFINITION

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[illegible]

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.

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.

Mark E. Magnuson  
Notary Public  
Residing at Kendrick, Id

FOR DEPARTMENT USE ONLY

Received by                      Date 6/30/83 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by                      Date \_\_\_\_\_ claimant by: \_\_\_\_\_  
\$20.00 fee received by \_\_\_\_\_ Date \_\_\_\_\_  
Published in \_\_\_\_\_  
Dates \_\_\_\_\_

WASH STATE MED