

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A74-00955

Date Received:

Receipt No: 1999999/90

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES F. STODDARD 208-768-2762
Address: HC 68 BOX 17
LEADORE, ID 83464

2. Date of Priority: MAY 15, 1914

3. Source: MILL CREEK Trib. to: LEMHI RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	24E	15	SE	NE		2	LEMHI

5. Description of diverting works:
HEADGATE WITH PARSHALL FLUME.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.500		

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

8. Total consumptive use is 232.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
16N	24E	12	SE	NW		IRR	2.0
			NE	SW		IRR	27.0
			SE	SW		IRR	13.0
			NW	SE		IRR	40.0
			SW	SE		IRR	11.0

A74-00955

Page 1

Date: 07/03/90

MICROFILMED

DEC 14 1992



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	93.0
					Total Acres	93.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

AC. IRR.=93.6.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s):

James B. Holder Date: 7-3-90

Date: _____

State of Idaho)

County of Bonneville)

SS.

Subscribed and sworn (or affirmed) before me this 2nd day

of July

19 90

Seal

Betty J. Thompson
Notary Public

Residing at

BETTY J. THOMPSON, NOTARY PUBLIC

My Commission Expires

RESIDING AT IDAHO FALLS, IDAHO

MY COMMISSION EXPIRES: 6-30-94

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 74-955
Date Received: 1/17/01
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SCOTT TYLER Phone: (208)768-2404

762 LEE CREEK RD
LEADORE ID USA 83464

EUNICE TYLER Phone: (208)768-2404

762 LEE CREEK RD
LEADORE ID USA 83464

2. Date of Priority: 05/15/1914

3. Source: MILL CREEK Trib. to: LEMHI RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
16N	24E	15	SE NE 2	LEMHI

5. Description of diverting works:

HEADGATE WITH PARSHALL FLUME.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	2.5	

7. Total Quantity Appropriated is:
2.5 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
16N	24E	12	SE	NW	IRRIGATION	2
			NE	SW	IRRIGATION	27
			SE	SW	IRRIGATION	13
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	11
Section Acres						93
Total Acres						93

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

AC, IRR.=93.6

CHANGED OWNERSHIP PER REQUEST 6/24/97/JT/AR
CHANGED ADDRESS PER REQUEST/CV/01/17/01

15. Basis of Claim: Decreed

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A74-00955
Date Received: / /
Receipt No: X999999
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name:	SCOTT TYLER	208-768-2404
Address:	HC 68 BOX 15	
	LEADORE ID	83464
AND/OR		
Name:	EUNICE TYLER	208-768-2404
Address:	HC 68 BOX 15	
	LEADORE ID	83464

2. Date of Priority: MAY 15, 1914

3. Source: MILL CREEK Trib. to: LEMHI RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	24E	15		SE	NE	2	LEMHI

5. Description of diverting works:
HEADGATE WITH PARSHALL FLUME.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
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7. Total Quantity Appropriated is:
2.500 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 232.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	24E	12	SE	NW		IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	24E	12	NE	SW		IRR	27.0
			SE	SW		IRR	13.0
			NW	SE		IRR	40.0
			SW	SE		IRR	11.0
						Section Acres	93.0
						Total Acres	93.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

AC. IRR.=93.6.

CHANGED OWNERSHIP PER REQUEST 6/24/97/JT/AR

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

Twp 16N
Rge 24E

A
34.7

B
8.3

C
18.6

E
17.4

F
11.7

G
8.2

H
8.2

7329
B 78

I
56.2

BLM

7329
B 77

MICROFILMED
DEC 14 1992

112
113



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 17, 2001

SCOTT & EUNICE TYLER
762 LEE CREEK RD
LEADORE ID 83464

RE: CHANGE OF ADDRESS FOR A74-955, A74-957

Dear Mr. and Mrs. Tyler:

The address for the above referenced adjudication claim(s) have been changed per your request. Copies of the claim(s) are enclosed for your files.

If you have any questions feel free to contact this office at (208) 525-7161.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure(s)

CHANGE IN ADDRESS

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number(s): 74-7272

74-00955

74-00957

[] Old Mailing Address: J. Frank Stoddard

HC 68 Box 17

Leadore Idaho 83464

[] New Mailing Address: Scott Tyler

762 Lee Creek Road

Leadore Idaho 83464

[] Telephone Number: 768-2404

[] Signature of Claimant: Scott Tyler

[] Date: 12-12-00

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

JUNE 24, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT TYLER
HC 68 BOX 15
LEADORE ID 83464

RE: CHANGE IN OWNERSHIP FOR A74-00955, A74-00957

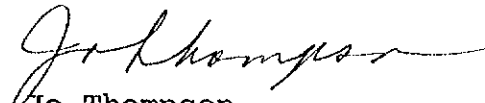
Dear Mr. Tyler:

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

Enclosed are copies of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

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

Respectfully submitted,


Jo Thompson
Adjudication Secretary

Enclosure: Notices of Claim

FUREY & FUREY

CHARTERED

ATTORNEYS AT LAW

116 N. CENTER STREET

SALMON, IDAHO 83467

SHERMAN F. FUREY, III

SHERMAN F. FUREY, JR.

OF COUNSEL

TELEPHONE
(208) 756-2577

FAX
(208) 756-4545

June 10, 1997

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

Re: Snake River Basin Adjudication

Gentlemen:

You are notified that James F. Stoddard and Jean L. Stoddard, husband and wife, conveyed to Scott Tyler and Eunice Tyler, husband and wife, the real estate described in the enclosed copy of Warranty Deed between said parties and, as a result, Scott Tyler and Eunice Tyler, husband and wife, are now the owners of this real estate.

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

**Scott and Eunice Tyler
HC 68, Box 15
Leadore, ID 83464**

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

Thank you.

Sincerely yours,

FUREY & FUREY, Chartered


Sherman F. Furey III

**SFIII:ps
Enclosures**

**cc: Scott and Eunice Tyler
Frank and Jean Stoddard**

RECEIVED

JUN 12 1997

**Department of Water Resources
Eastern Region**



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DE. LOG
6-12-A.E.
RECEIVED

DATE OF CLOSING: June 2, 1997

JUN 12 1997

LEGAL DESCRIPTION OF PROPERTY: Township 16 N., Range 24 Department of Water Resources
Section 12, 1/4 of 1/4 of 1/4 Govt. Lot E, BM. Eastern Region

Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet. See Warranty Deed annexed hereto.

OK
6/23/97

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A74-00955 A74-00957 (OK)

☐ Name and Address of Former Owner/Claimant(s)(Seller): James F. Stoddard and Jean L. Stoddard
HC 68, Box 17,
Leadore, ID 83464

☐ New Owner/Claimant (Purchaser): Scott Tyler and Eunice Tyler

☐ New Mailing Address: HC 68, Box 15
Leadore, ID 83464

☐ New Telephone Number: (208) 768-2404

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

NO SPLIT

☐ Attach proof of ownership, describe proof attached: See Warranty Deed annexed hereto

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

☐ Signature of New Owner/Claimant(s) Scott Tyler Date 6-2-97

Eunice Tyler Date 6-2-97

☐ Signature of Former Owner/Claimant(s): James F. Stoddard Date 6-2-97

Jean L. Stoddard Date 6-2-97

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

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

WARRANTY DEED

For Value Received, **JAMES F. STODDARD and JEAN L. STODDARD, husband and wife**, the Grantors, do hereby Grant, Bargain, Sell and Convey unto **SCOTT TYLER and EUNICE TYLER, husband and wife**, the Grantees, whose current address is HC 68, Box 15, Leadore, Idaho 83464, those premises in Lemhi County, Idaho, more particularly described on Exhibit "A" annexed hereto, and by this reference made a part hereof, together with all water and water rights, ditch and ditch rights and grazing rights appurtenant thereto or used in connection therewith.

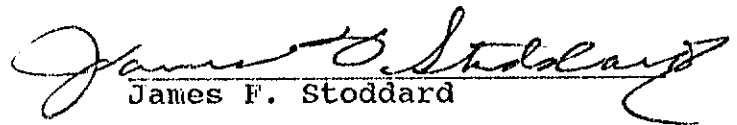
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever, and the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances except the following:

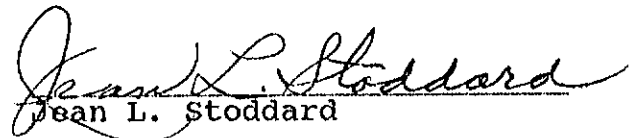
1. General taxes for the year 1997 and subsequent years, which are an accruing lien, not yet due and payable.
2. Any and all easements of record and/or easements and claims of easements not shown by the public records but apparent by an inspection of the property transferred hereunder.
3. Mortgage between G. Holton Quinn, an unmarried man, as Mortgagor, to the Federal Land Bank of Spokane as Mortgagee, in the amount of \$45,000.00 dated April 19, 1977 and recorded April 22, 1977 as Instrument No. 136321.
4. Mortgage from Sherman F. Furey, Jr. and JoAnn Furey, husband and wife, and G. Holton Quinn, as Mortgagors, to the Federal Land Bank of Spokane, as Mortgagee, in the amount of \$29,000.00 dated May 11, 1981 and recorded May 21, 1981 as Instrument No. 157505.

5. Restrictions and reservations contained in the United States patent to said land. Subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes and rights to ditches and reservoirs used in connection with such water rights as may be recognized by the local customs, laws and decisions of the courts.

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

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals this 2nd day of June, 1997.

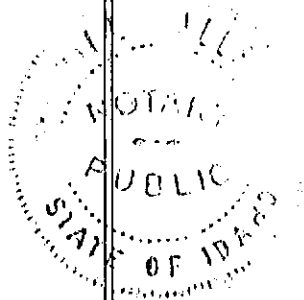

James F. Stoddard


Jean L. Stoddard

STATE OF IDAHO)
 : ss.
County of Lemhi)

On this 2nd day of June, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared JAMES F. STODDARD and JEAN L. STODDARD, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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




Notary Public for Idaho
Residing at Salmon, Idaho
Commission Expires: 2-19-2003

Exhibit "A"

PARCEL I

The Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$), the West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) of Section 12, Township 16 N., R. 24 E., Boise Meridian, Lemhi County, Idaho.

PARCEL II

E $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ E $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 12, Township 16 N., R. 24 E., Boise Meridian in Lemhi County, Idaho.

233413

State of Idaho)
County of Lemhi) SS No. _____

This instrument was filed for record at the request
of Alliance Title
at 3:31 o'clock P.m. June 3 19 97
and duly filed and indexed in the records of Lemhi
County

Alberta Wiederrick
Ex-Officio Recorder

By Anna S. Adams Deputy
Fee 9.00

Return to Alliance Title

State of Idaho
Department of Water Resources
**REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)**

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

James F Stoddard (RCS) 768-2762
Name of Claimant Phone Number
Hc 68 Box 17 Leadore ID 83464
Mailing Address City State Zip
Lemhi May 10, 1990
County(s) where place of use is located Date claim originally due
A74-00955 (in) A74 00957 (in)
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

No notice received.

Claimant requests an extension to AUGUST 3, 19 90
James F Stoddard 7-3, 19 90
Signature Date of request
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

No mailed notice to this address.

and if granted the filing deadline is extended to August 13, 19 90
Signed this 21 day of July, 19 90

DAVID B. SHAW
Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

MICROFILMED

DEC 14 1992