

04/22/2004

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

RIGHT NUMBER: 74-23

NAME AND ADDRESS: KARL TYLER CHEVROLET INC  
PO BOX 16025  
MISSOULA MT 59808

SOURCE: HAWLEY CREEK

TRIBUTARY: EIGHTEENMILE CREEK

QUANTITY: 1.000 CFS

PRIORITY DATE: 04/01/1939

POINT OF DIVERSION:

T15N R27E S3 SENE Within LEMHI County

T16N R27E S31 Lot 1 Rediversion Within LEMHI County

T16N R27E S31 NENW Injection Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 3/15 11/15           | 1.000 CFS       |

PLACE OF USE: IRRIGATION Within LEMHI County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T16N R26E S34 | NENE | 13.0 | T16N R26E S35 | NWNW | 22.0 |
|---------------|------|------|---------------|------|------|

35 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 74-26 IS LIMITED TO THE IRRIGATION  
OF A COMBINED TOTAL OF 112.2 ACRES IN A SINGLE IRRIGATION  
SEASON.

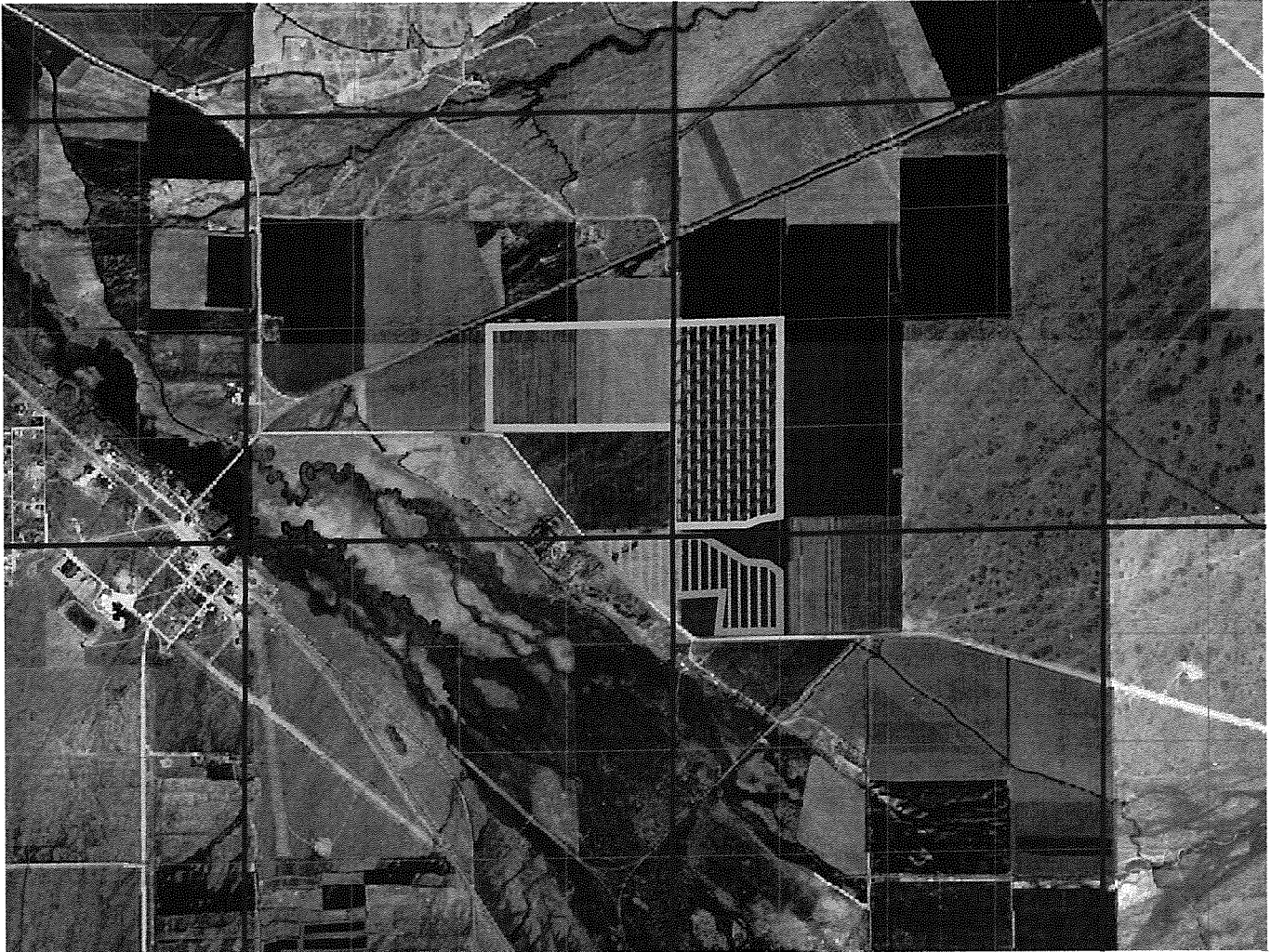
This right authorizes the irrigation of 35.4 total acres.

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

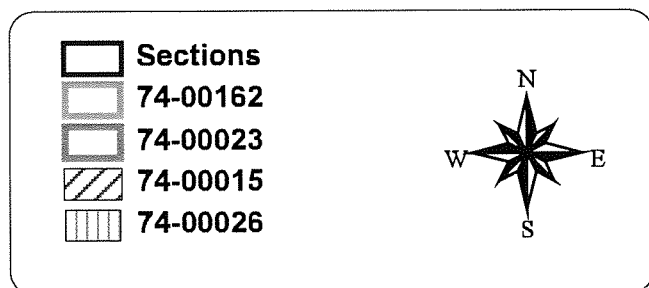
This partial decree is subject to such general provisions necessary for  
the definition of the rights or for the efficient administration of the water  
rights as may be ultimately determined by the Court at a point in time no  
later than the entry of a final unified decree. Section 42-1412(6), Idaho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

EXPLANATORY MATERIAL: Decreed

**Idaho Dept. of Water Resources**  
**Water Right Nos. 74-15, 74-23, 74-26 and 74-162**  
**Karl Tyler Chevrolet Inc.**



0.5 0 0.5 1 Miles



T16N R26E S26, S27, S34, S35

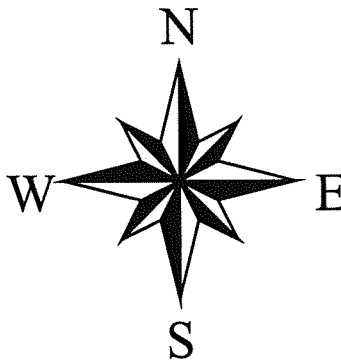
GIS Presentation  
Prepared by R. Brown  
June 18, 2003  
1993/94 Aerial Photography

Idaho Department of Water Resources

A74-00023



T16N, R26E, S34 & S35



0023

Prepared by Anita Warntjes  
December 24, 2002  
1993/94 True Color Aerial Photo

S T A T E D I D A H O  
DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS ABSTRACT

WRD416

05/04/83

TRIBUTARY TO: EIGHTEENMILE CREEK

SOURCE: HAWLEY CREEK

## \*INDICATES TOTAL\*

| RIGHT<br>NUMBER | NAME AND<br>ADDRESS | PRIORITY<br>DATE | USE<br>FROM TO | MAX AMOUNT<br>MAX RATE | DIVERSION<br>POINT | PLACE OF USE<br>AND ACREAGE | BASIS FOR<br>RIGHT |
|-----------------|---------------------|------------------|----------------|------------------------|--------------------|-----------------------------|--------------------|
|-----------------|---------------------|------------------|----------------|------------------------|--------------------|-----------------------------|--------------------|

SAVE AS OTHER USE

STUCKWATER 01-01 12-31

74-1621

.02 CFS

---\*AFA  
.05\*CFS

\*

\*

74-0023

SIMS, RALPH  
SIMS, RUTH  
P.O. BOX 192  
LEADORE

ID 83464

REMARKS: AC. IRR. = 35.4.

PT. OF INJECTION INTO HAWLEY CK.: NENW, S31, T16N, R27E.  
PT. OF REDIVERSION FROM HAWLEY CK.: LOT 1, S31, T16N, R27E.

04-01-1939 IRRIGATION 03-15 11-15

SENE S03 NNNW(22)  
T15N R27E S35 T16N R26E  
NENE(113)  
S34 T16N R26E

DECREE

\* 35 ACRES\*

74-0024

SIMS, RALPH  
SIMS, RUTH  
P.O. BOX 192  
LEADORE

ID 83464

REMARKS: PT. OF INJECTION INTO HAWLEY CK.: NENW, S31, T16N, R27E.  
PT. OF REDIVERSION FROM HAWLEY CK.: LOT 1, S31, T16N, R27E.

04-01-1939 IRRIGATION 03-15 11-15

SENE S03 SENW(40) NESW(40) DECREE  
T15N R27E SESW(34)  
S26 T16N R26E

\* 114 ACRES\*

74-0025

SKELTON RANCH CO. INC.  
P.O. BOX 1138  
IDAHO FALLS

ID 83401

04-01-1939 IRRIGATION 03-15 11-15

SENE S03 NNNW(34) DECREE  
T15N R27E S32 T16N R27E  
NENE(39) NWN(32)  
NENW(21)  
LT01 (NNW)(02)  
S31 T16N R27E  
SESW(20) SWSE(30)  
SESE(34)  
S30 T16N R27E

REMARKS: AC. IRR.=211.6.

\* 212 ACRES\*

74-2326

BEYELER, MAXWELL F.  
BEYELER, REVA S.  
P.O. BOX 73  
LEADORE

ID 83464

REMARKS: AC. IRR.=26.7.

04-11-1960 IRRIGATION 03-15 11-15

NENW S31 NESW(27) DECREE  
T16N R27E S27 T16N R26E

\* 27 ACRES\*

74-1474

U.S. DEPT. OF INTERIOR

08-02-1962 STUCKWATER 03-01 12-31

DECREE

NWSW S02 NNNW

*overlaps w/74-26*

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Claim Report 74-23

WATER RIGHT NUMBER: 74-23

| <u>Owner Type</u> | <u>Name and Address</u>                                                             |
|-------------------|-------------------------------------------------------------------------------------|
| Original Owner    | FERN A ISOM<br>STAR RT<br>LEADORE, ID 83464<br>(208)768-2204                        |
| Current Owner     | KARL TYLER CHEVROLET INC<br>3219 N RESERVE<br>MISSOULA, MT 59802 ✓<br>(406)721-2438 |
| Original Owner    | RALPH SIMS<br>PO BOX 192<br>LEADORE, ID 83464                                       |
| Original Owner    | RUTH SIMS<br>PO BOX 192<br>LEADORE, ID 83464                                        |
| Original Owner    | CHARLES B ISOM<br>STAR RT<br>LEADORE, ID 83464<br>(208)768-2204                     |

Priority Date: 04/01/1939 ✓

Basis: Decreed

Status: Active

| <u>Source</u> | <u>Tributary</u>   |
|---------------|--------------------|
| HAWLEY CREEK  | EIGHTEENMILE CREEK |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 3/15 to 11/15           | 1.000 CFS             |                      |
|                       | <u>Total Diversion:</u> | 1.000 CFS ✓           |                      |

Location of Point(s) of Diversion

|              |            |                                    |
|--------------|------------|------------------------------------|
| HAWLEY CREEK | SE1/4NE1/4 | Sec. 3,   Twp 15N,   Rge 27E, B.M. |
| LEMHI County |            |                                    |

Place of UseIRRIGATION Within LEMHI County

|                   |      |      |               |      |      |
|-------------------|------|------|---------------|------|------|
| T16N R26E S34     | NENE | 13.0 | T16N R26E S35 | NWNW | 22.0 |
| Total Acres: 35 ✓ |      |      |               |      |      |

Conditions of Approval:Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 74-23

1. General AC. IRR. = 35.4.  
PT. OF INJECTION INTO HAWLEY CK.: NENW, S31, T16N, R27E.  
PT. OF REDIVERSION FROM HAWLEY CK.: LOT 1, S31, T16N, R27E.  
\*\*\* CHANGE OF OWNERSHIP, 1/15/98, ABR.

Dates and Other Information:

Claim Received Date:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
State or Federal: S  
Owner Name Connector: AND  
Water District Number:  
Generic Max Rate Per Acre:  
Generic Max Volume Per Acre:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False

RRV  
3/27/03

AJ5809NP  
No. A74-00023

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/01/98  
PAGE: 4

| OWNER<br>CODE    | NAME & ADDRESS                                                                        | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|---------------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | KARL TYLER CHEVROLET INC<br>3219 NORTH RESERVE<br>MISSOULA MT 59802<br>(406) 721-2438 | 04/01/1939       | IRRIGATION | 03-15 11-15           | 1.00 CFS          |                     |
| TOTAL DIVERSION: |                                                                                       |                  |            |                       | 1.00 CFS          |                     |

Water Source: HAWLEY CREEK

Tributary to: EIGHTEENMILE CREEK

Stage: DECREED

Point(s) of Diversion:

T15N R27E S03

SENE

LEMHI County

Place of use Legal Description for: IRRIGATION

|             | NE      | NW      | SW      | SE      | SUM     |
|-------------|---------|---------|---------|---------|---------|
| T R S       | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac |
| 16N 26E 34  | : 13    | :       | :       | :       | : 13.0  |
| 16N 26E 35  | :       | : 22    | :       | :       | : 22.0  |
| TOTAL ACRES |         |         |         |         | : 35.0  |

POU County: LEMHI

Remarks: GEN

AC. IRR. = 35.4.

PT. OF INJECTION INTO HAWLEY CK.: NENW, S31, T16N, R27E.

PT. OF REDIVERSION FROM HAWLEY CK.: LOT 1, S31, T16N, R27E.

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CHANGE OF OWNERSHIP, 1/15/98, ABR.

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:

Presumption Flag: