

11/02/2005

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

RIGHT NUMBER: 74-40
NAME AND ADDRESS: LEADORE LAND PARTNERS LTD PARTNERSHIP
C/O KARL TYLER
3663 N RESERVE
MISSOULA MT 59808
SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER
LITTLE TIMBER CREEK TRIBUTARY: BIG TIMBER CREEK
QUANTITY: 4.200 CFS
Use of this right is limited to the diversion of 3.0 cfs from Little Timber Creek and 1.2 cfs from Big Timber Creek.
PRIORITY DATE: 06/01/1879
POINT OF DIVERSION:
T15N R25E S24 SWNW Within LEMHI County
T15N R26E S5 SENE 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	4.200 CFS

PLACE OF USE:

<u>IRRIGATION Within LEMHI County</u>					
T16N R25E S24	NENE	40.0	T16N R25E S24	NWNE	40.0
T16N R25E S24	SWNE	40.0	T16N R25E S24	SENE	36.0
T16N R25E S24	NESE	30.0	T16N R25E S24	NWSE	36.0
T16N R25E S24	SWSE	36.0	T16N R25E S24	SESE	20.0
T16N R26E S19	NESW	37.0	T16N R26E S19 Lot 3	NWSW	38.0
T16N R26E S19 Lot 4	SWSW	36.0	T16N R26E S19	SESW	40.0

429 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 74-41 AND 74-61 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 612.7 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 74-41 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 429.6 ACRES IN A SINGLE IRRIGATION SEASON.

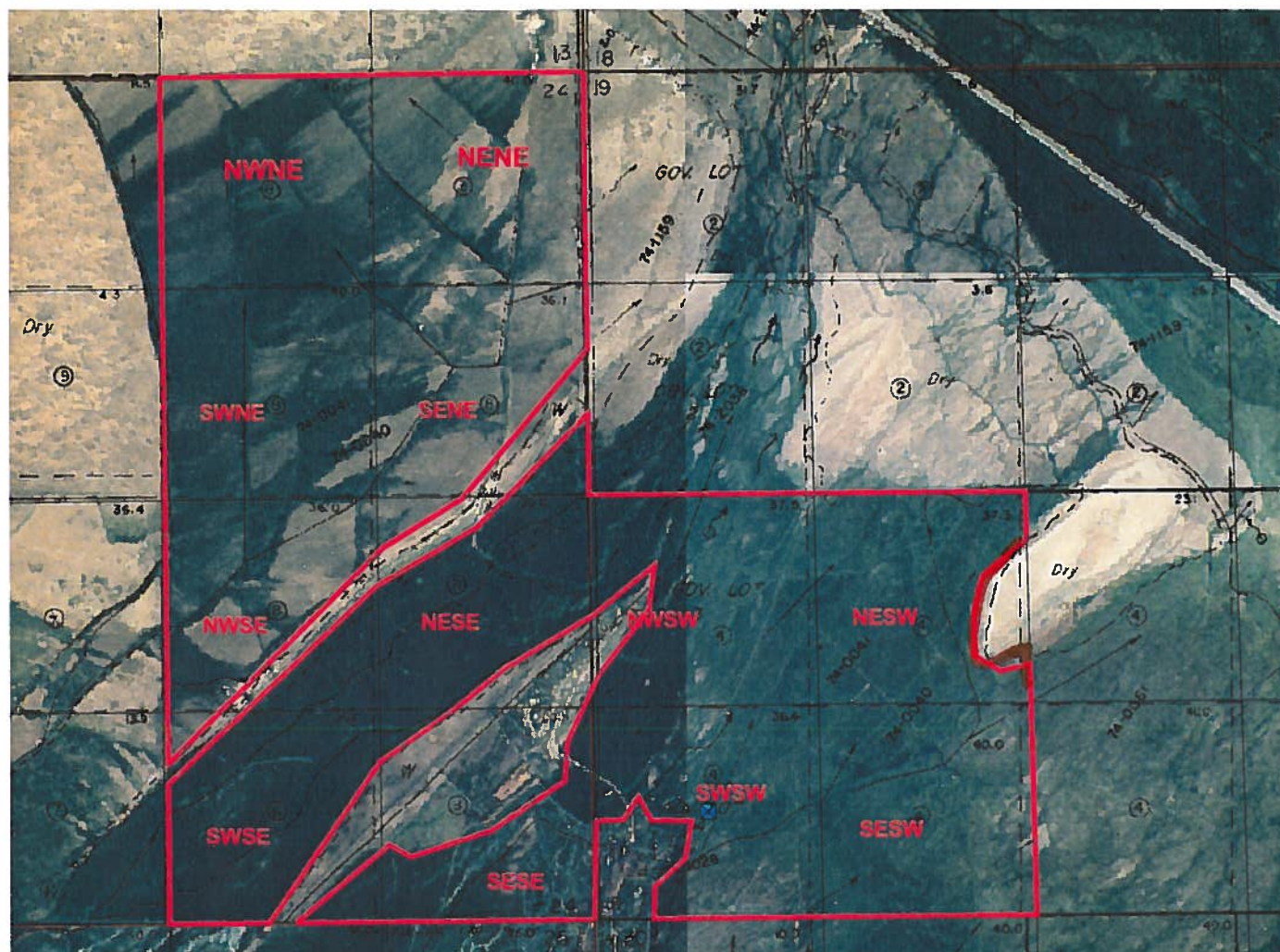
This right authorizes the irrigation of 429.6 total acres.

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.

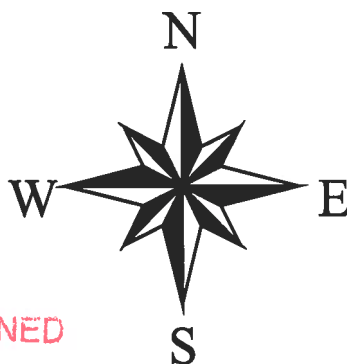
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

A74-00040



2000 0 2000 4000 Feet

T16N, R25E, S24
T16N, R26E, S19



SCANNED
AUG 23 2007

**Prepared by Anita Warntjes
January 8 2003
1993/94 True Color Aerial Photo**

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 74-40

WATER RIGHT NUMBER: 74-40

Owner Type
Current Owner

Name and Address
KERMIT PURCELL
1001 EMMA CT
SAN JOSE, CA 95120
(408)927-8400

Change of Ownership
Karl Tyler Chevrolet

Priority Date: 06/01/1879 ✓

Basis: Decreed

Status: Active

Source

BIG TIMBER CREEK
LITTLE TIMBER CREEK

Tributary

LEMHI RIVER
BIG TIMBER CREEK

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

4.200 CFS

Annual Volume

Total Diversion: 4.200 CFS ✓

Location of Point(s) of Diversion

LITTLE TIMBER CREEK

SW1/4NW1/4

Sec. 24, Twp 15N, Rge 25E, B.M.

LEMHI County

BIG TIMBER CREEK

SE1/4NE1/4

Sec. 5, Twp 15N, Rge 26E, B.M.

LEMHI County

Place of UseIRRIGATION Within LEMHI County

T16N R25E S24	NENE	40.0	T16N R25E S24	NWNE	40.0
T16N R25E S24	SWNE	40.0	T16N R25E S24	SENE	36.0
T16N R25E S24	NESE	30.0	T16N R25E S24	NWSE	36.0
T16N R25E S24	SWSE	36.0	T16N R25E S24	SESE	20.0
T16N R26E S19	NESW	37.0	T16N R26E S19 Lot 3	NWSW	38.0
T16N R26E S19 Lot 4	SWSW	36.0	T16N R26E S19	SESW	40.0

Total Acres: 429 ✓

Conditions of Approval:Remarks:

1. General AC. IRR.=429.6.
SOURCES ARE BIG TIMBER CK. & LITTLE TIMBER CK.
3.0 CFS DIVERTED FROM LITTLE TIMBER CK. & 1.2 CFS DIVERTED FROM BIG TIMBER CK.
| ADDRESS CHANGE BY CLAIMANT LETTER 6/28/99 SS.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 74-40

Dates and Other Information:

Claim Received Date: 4/9/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
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

RRL
3/28/03