

10/21/2003

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

RIGHT NUMBER: 74-87

NAME AND ADDRESS: KLT FOUNDATION  
PO BOX 16025  
MISSOULA MT 59808

SOURCE: TEXAS CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.700 CFS

PRIORITY DATE: 05/25/1910

POINT OF DIVERSION:

T14N R26E S2 NWNE Lot 2 Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

0.700 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R26E S35 SWNE 8.0 T15N R26E S35 NESW 2.0

T15N R26E S35 NWSE 26.0 T15N R26E S35 SWSE 9.0

45 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 74-131 IS LIMITED TO THE IRRIGATION  
OF A COMBINED TOTAL OF 45.4 ACRES IN A SINGLE IRRIGATION SEASON.

This right authorizes the irrigation of 45.4 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

05/04/83

STATE OF TEXAS  
DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS ABSTRACT

## \*INDICATES TOTAL\*

SOURCE: TEXAS CREEK TRIBUTARY TO: LEMHI RIVER

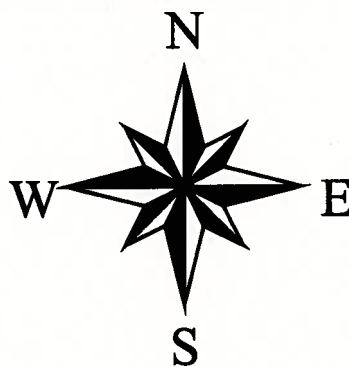
| RIGHT NUMBER | NAME AND ADDRESS                                                                                                                                                    | PRIORITY DATE | USE FROM   | USE TO | MAX AMOUNT MAX RATE | DIVERSION POINT | PLACE OF USE AND ACREAGE                                             | BASIS FOR RIGHT |
|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|------------|--------|---------------------|-----------------|----------------------------------------------------------------------|-----------------|
| 74-0107      | SALMON<br>REMARKS: AC. IRR.=47.2.                                                                                                                                   |               |            |        |                     |                 |                                                                      |                 |
| 74-0089      | WHITTAKER, FLOYD J.<br>P.O. BOX 177<br>LEADORE<br>REMARKS: AC. IRR.=121.2.                                                                                          | 04-09-1909    | IRRIGATION | 03-15  | 11-15               | 2.60 CFS        | SWN# S35<br>T15N R26E<br>N25W(08) N25E(37)<br>S27 T15N R26E          | DECREE          |
| 74-0085      | BROWN, IRA D.<br>BROWN, HENITA A.<br>P.O. BOX 17<br>LEADORE<br>REMARKS: AC. IRR.=14.9.                                                                              | 04-25-1910    | IRRIGATION | 03-15  | 11-15               | .39 CFS         | NWNE S02<br>T14N R26E<br>S35 T15N R26E                               | DECREE          |
| 74-0092      | ELLSWORTH, JAMES<br>ELLSWORTH, MAYHELLE<br>P.O. BOX 27<br>LEADORE                                                                                                   | 05-01-1910    | IRRIGATION | 03-15  | 11-15               | .41 CFS         | SWN# S02<br>T15N R26E<br>S02 T15N R26E                               | DECREE          |
| 74-0087      | BROWN, IRA D.<br>BROWN, HENITA A.<br>P.O. BOX 17<br>LEADORE<br>REMARKS: AC. IRR.=45.4.                                                                              | 05-25-1910    | IRRIGATION | 03-15  | 11-15               | .70 CFS         | NWNE S02<br>T14N R26E<br>N25E(08) N25W(02)<br>N25E(26) S27 T15N R26E | DECREE          |
| 74-0093      | ELLSWORTH, JAMES<br>ELLSWORTH, MAYHELLE<br>P.O. BOX 27<br>LEADORE<br>REMARKS: CHANGED FROM PROPOSED FINDING FILED WITH THE COUNTY PER COURT-AUTHORIZED STIPULATION. | 05-01-1911    | IRRIGATION | 03-15  | 11-15               | .29 CFS         | SWSE S02<br>T15N R26E<br>S02 T15N R26E                               | DECREE          |
| 74-0088      | WHITTAKER, FLOYD J.<br>P.O. BOX 177<br>LEADORE<br>REMARKS: AC. IRR.=35.9.                                                                                           | 01-01-1913    | IRRIGATION | 03-15  | 11-15               | .54 CFS         | SWN# S35<br>T15N R26E<br>S27 T15N R26E                               | DECREE          |
| 74-0104      | CLARK, LLOYD                                                                                                                                                        | 06-01-1913    | IRRIGATION | 03-15  | 11-15               |                 | N25W S35<br>S27 T15N R26E                                            | DECREE          |

Idaho Department of Water Resources

A74-00087



T15N, R26E, S35



*close*

Prepared by Anita Warntjes  
January 15, 2003  
1993/94 True Color Aerial Photo

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Claim Report 74-87

WATER RIGHT NUMBER: 74-87

| <u>Owner Type</u> | <u>Name and Address</u>                                                 |
|-------------------|-------------------------------------------------------------------------|
| Original Owner    | MOORE CREEK RANCH<br>1510 HWY 93 N<br>SALMON, ID 83467<br>(208)756-2809 |
| Original Owner    | BENITA A BROWN<br>PO BOX 17<br>LEMHI, ID 83465                          |
| Original Owner    | IRA D BROWN<br>PO BOX 17<br>LEMHI, ID 83465                             |
| Current Owner     | KLT FOUNDATION<br>PO BOX 16025<br>MISSOULA, MT 59808 ✓<br>(406)721-2438 |

Priority Date: 05/25/1910 ✓

Basis: Decreed

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| TEXAS CREEK   | LEMHI RIVER      |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 3/15 to 11/15           | 0.700 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.700 CFS ✓           |                      |

Location of Point(s) of Diversion

|              |                 |         |          |               |
|--------------|-----------------|---------|----------|---------------|
| TEXAS CREEK  | L2 (NW1/4NE1/4) | Sec. 2, | Twp 14N, | Rge 26E, B.M. |
| LEMHI County |                 |         |          |               |

Place of UseIRRIGATION Within LEMHI County

|                 |      |      |               |      |     |
|-----------------|------|------|---------------|------|-----|
| T15N R26E S35   | SWNE | 8.0  | T15N R26E S35 | NESW | 2.0 |
| T15N R26E S35   | NWSE | 26.0 | T15N R26E S35 | SWSE | 9.0 |
| Total Acres: 45 |      |      |               |      |     |

Conditions of Approval:Remarks:

1. General AC. IRR.=45.4. ✓  
\*CHANGED OWNERSHIP PER REQUEST/JH/8-23-99\*

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Claim Report 74-87

Dates and Other Information:

Claim Received Date: 5/3/1990  
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

RRU  
3/28/03