

09/25/2003

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

RIGHT NUMBER: 74-113

NAME AND ADDRESS: KARL TYLER CHEVROLET INC  
3219 N RESERVE  
MISSOULA MT 59802

SOURCE: TEXAS CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.640 CFS

PRIORITY DATE: 05/14/1920

POINT OF DIVERSION:

T15N R26E S11 SWSE 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           | 0.640 CFS       |

PLACE OF USE: IRRIGATION Within LEMHI County

|               |      |     |               |      |      |
|---------------|------|-----|---------------|------|------|
| T16N R26E S34 | NWSE | 7.0 | T16N R26E S34 | SWSE | 33.0 |
| T16N R26E S34 | SESE | 9.0 |               |      |      |

49 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 74-65 IS LIMITED TO THE IRRIGATION  
OF A COMBINED TOTAL OF 49.4 ACRES IN A SINGLE IRRIGATION SEASON.

This right authorizes the irrigation of 49.4 total acres.

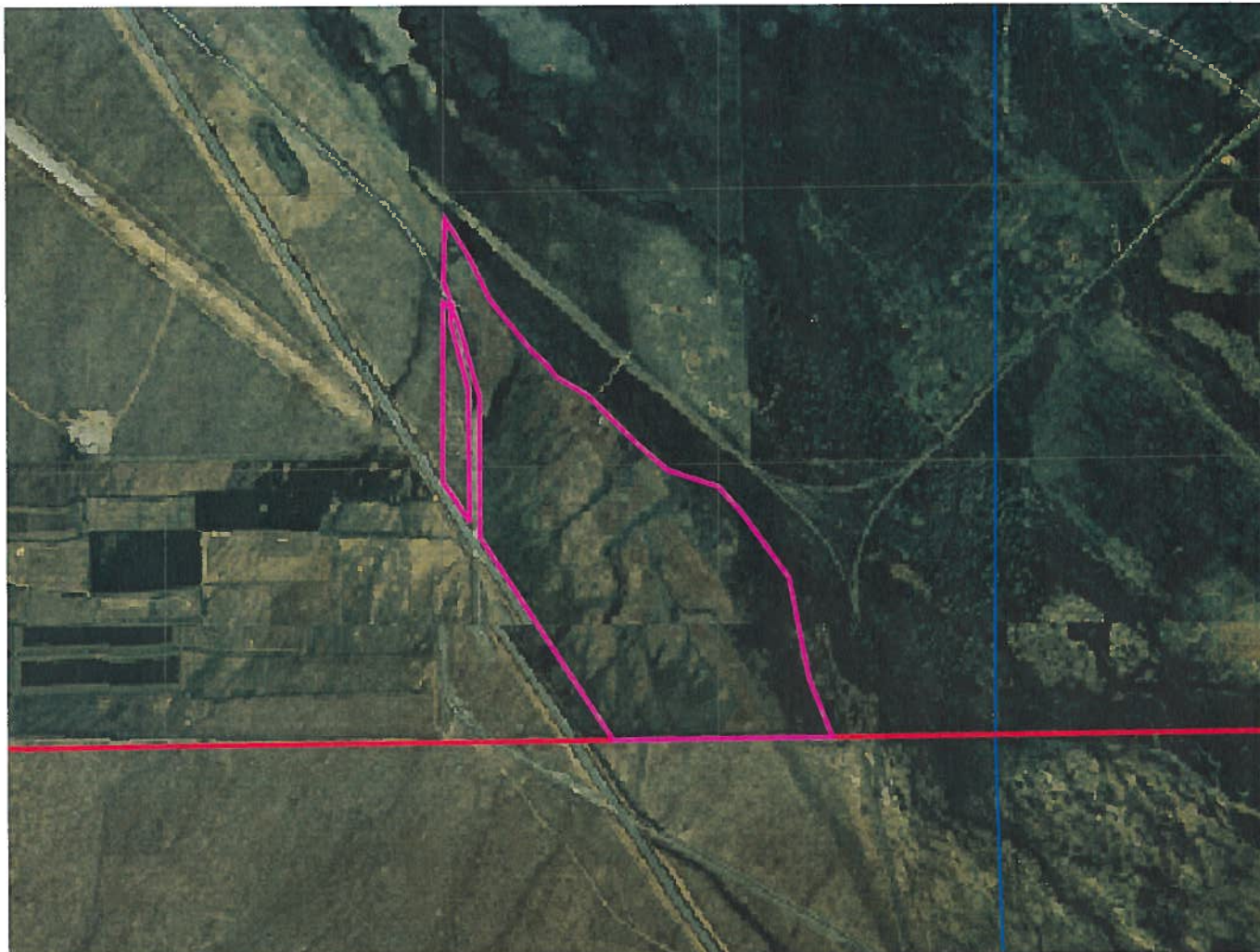
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The point of measurement for this right is in NWSW, S02, T15N, R26E.

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

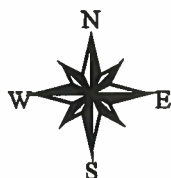
**Idaho Dept. of Water Resources  
Water Right No. 74-65, 74-113  
Karl Tyler Chevrolet Inc.**



0.1 0 0.1 0.2 Miles

A scale bar with alternating black and white segments, representing distances of 0.1, 0, 0.1, and 0.2 miles.

 74-00065, 74-00113



T16N R26E S34

GIS presentation  
Prepared by R. Brown  
September 25, 2003  
1993/94 True Color Photography

WRD416

05/04/83

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

PAGE 399

\*INDICATES TOTAL\*

SOURCE: TEXAS CREEK

TRIBUTARY TO: LEWIS RIVER

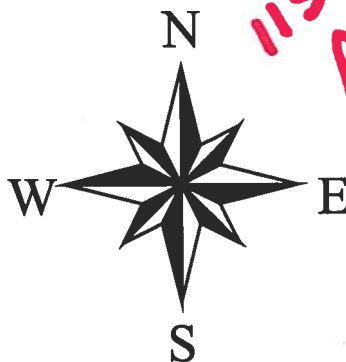
| RIGHT<br>NUMBER | NAME AND<br>ADDRESS                                                                                                                                                                               | PRIORITY<br>DATE | USE<br>FROM TO         | MAX AMOUNT<br>MAX RATE | DIVERSION<br>POINT                 | PLACE OF USE<br>AND ACREAGE                                                                    | BASIS FOR<br>RIGHT |
|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|------------------------|------------------------|------------------------------------|------------------------------------------------------------------------------------------------|--------------------|
| 74-0104         | CLARK, HEVA LUE<br>LEADORE ID 83464                                                                                                                                                               |                  |                        | 2.80 CFS               | T15N R26E<br>NWNW S35<br>T15N R26E | NESW(38) NWSW(34)<br>SWSW(38) NWSE(34)<br>SWSW(33)<br>S26 T15N R26E<br>* 254 ACRES*            |                    |
| 74-0110         | ELLSWORTH, JAMES<br>ELLSWORTH, MAYBELLE<br>P.O. BOX 27<br>LEADORE ID 83464<br>REMARKS: AC. IRR.=58.8.                                                                                             | 05-14-1920       | IRRIGATION 03-15 11-15 | .22 CFS                | SWSW S11<br>T15N R26E              | SENW(06) DECREE<br>NWSW(10) SWSW(24)<br>S35 T16N R26E                                          |                    |
| 74-0111         | ELLSWORTH, JAMES<br>ELLSWORTH, MAYBELLE<br>P.O. BOX 27<br>LEADORE ID 83464<br>REMARKS: AC. IRR.=306.1.<br>CHANGED FROM PROPOSED FINDING FILED WITH THE COURT PER<br>COURT-AUTHORIZED STIPULATION. | 05-14-1920       | IRRIGATION 03-15 11-15 | 4.25 CFS               | SWSW S11<br>T15N R26E              | DECREE                                                                                         |                    |
| 74-0113         | SIMS, RALPH<br>SIMS, RUTH<br>P.O. BOX 192<br>LEADORE ID 83464<br>REMARKS: AC. IRR.=49.4.<br>THE POINT OF MEASUREMENT FOR THIS RT. IS IN NWSW, S2, T15N, R26E.                                     | 05-14-1920       | IRRIGATION 03-15 11-15 | .64 CFS                | SWSW S11<br>T15N R26E              | SWSE(33) DECREE<br>SESE(09)<br>S34 T16N R26E                                                   |                    |
| 74-0114         | SLAVIN, MILTON E.<br>SLAVIN, HELEN G.<br>P.O. BOX 331<br>SALMON ID 83467<br>REMARKS: AC. IRR.=149.2.                                                                                              | 05-14-1920       | IRRIGATION 03-15 11-15 | .88 CFS                | SWSW S26<br>T15N R26E              | NWNE(40) SWNE(31) DECREE<br>S26 T15N R26E<br>NWSE(40) SWSE(38)<br>S23 T15N R26E<br>* 49 ACRES* |                    |
| 74-0117B        | MAHAFFEY LIVESTOCK INC.<br>C/O STEPHEN MAHAFFEY<br>P.O. BOX 4                                                                                                                                     | 05-14-1920       | IRRIGATION 03-15 11-15 | 2.59 CFS               | NWSE S11<br>T14N R26E              | NENW(02)<br>S11 T14N R26E<br>SWNW(30) SENW(28)                                                 | DECREE             |

Idaho Department of Water Resources

A74-00113



T16N, R26E, S34



*113 All on E side of Hwy 28 Shift*

Prepared by Anita Warntjes  
January 22, 2003  
1993/94 True Color Aerial Photo

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Claim Report 74-113

WATER RIGHT NUMBER: 74-113

| <u>Owner Type</u> | <u>Name and Address</u>                                                             |
|-------------------|-------------------------------------------------------------------------------------|
| Original Owner    | RUTH SIMS<br>PO BOX 192<br>LEADORE, ID 83464                                        |
| Original Owner    | RALPH SIMS<br>PO BOX 192<br>LEADORE, ID 83464                                       |
| Original Owner    | FERN A ISOM<br>STAR RT<br>LEADORE, ID 83464<br>(208)768-2204                        |
| Original Owner    | CHARLES B 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 ✓ |

Priority Date: 05/14/1920 ✓

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           | 0.640 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.640 CFS ✓           |                      |

Location of Point(s) of Diversion

|              |            |                                 |
|--------------|------------|---------------------------------|
| TEXAS CREEK  | SW1/4SE1/4 | Sec. 11, Twp 15N, Rge 26E, B.M. |
| LEMHI County |            |                                 |

Place of UseIRRIGATION Within LEMHI County

|               |      |     |               |      |      |
|---------------|------|-----|---------------|------|------|
| T16N R26E S34 | NWSE | 7.0 | T16N R26E S34 | SWSE | 33.0 |
|---------------|------|-----|---------------|------|------|

|               |      |     |
|---------------|------|-----|
| T16N R26E S34 | SESE | 9.0 |
|---------------|------|-----|

Total Acres: 49 ✓

Conditions of Approval:Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 74-113

1. General AC. IRR.=49.4.  
THE POINT OF MEASUREMENT FOR THIS RT. IS IN NWSW, S2, T15N, R26E. \*\*\* 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

RR  
4/5/03