

Chris M. Bromley, ISB # 6530
Candice M. McHugh, ISB # 5908
McHugh Bromley, PLLC
380 S. 4th St., Ste. 103
Boise, ID 83702
(208) 287-0991
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RECEIVED
APR 28 2014
DEPARTMENT OF
WATER RESOURCES

Attorneys for Bruce and Glenda McConnell

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

In Re SRBA

Case No. 39576

Subcase Nos. 74-361, -362, -363, -364, -
365, -367, and -368

**AFFIDAVIT OF GLENDA
MCCONNELL**

STATE OF IDAHO)
) ss.
County of Lemhi)

Glenda McConnell, being first duly sworn upon oath, deposes and says:

1. I am over the age of 18 and state the following based upon my own personal knowledge. We own the water rights referred to in the above caption.
2. My husband (Bruce) and I bought the property on Lee Creek, together with all appurtenances, in April 1993. Attached hereto as **Exhibit A** is the Warranty Deed for the property. We were assured when we bought the property that the water rights were in order.
3. Before moving to Lee Creek, Bruce and I lived and ranched in the Yaak River Valley in Montana. The Yaak River Valley was turning into subdivisions and ranching was

becoming difficult. We moved to the Lemhi Valley to keep our ranching way of life and live in a beautiful, rural area.

4. We operate a cattle operation with approximately 200 head. We water pasture and hay meadows by flood irrigation with dams. We start between the 1st of April to 15th of April. We end the irrigation season in mid to late October. We have followed these practices every year since 1993.

5. Either in 1993 or 1994, I had a conversation with Bob Foster about our water rights. Mr. Foster was working for the Idaho Department of Water Resources. After many attempts to contact him, I was able to ask him if we needed to change the water rights into our name. Mr. Foster told me the water rights stayed with the land. When I questioned him some more, he reassured me that the water rights stayed with the land. I felt the more questions I asked him about the water rights, the more annoyed he became with me. I left the conversation with the feeling that no action was needed.

6. In 1998, we contacted Mr. Foster about permit no. 74-7274 and its interference with our water rights from Lee Creek during the irrigation season. Permit no. 74-7274 is for stockwatering from Lee Creek. Attached hereto as **Exhibit B** is a true and correct copy of the 1998 letter sent to Mr. Foster. Again in 2000, we contacted Mr. Foster about the same problem with permit no. 74-7274. In 1998 and 2000, IDWR took action against the stockwater permit and ensured that we were able to divert our senior water rights from Lee Creek.

7. Beginning with the 1994 irrigation season, and for every year since, Bruce has been the chairman of Water District 74-Z.

8. On April 17, 2014, at approximately 10:00 a.m., we received a phone call from Rob Whitney. Mr. Whitney is employed by IDWR. Mr. Whitney stated from review of aerial

photos we were irrigating land that did not have water rights for. Mr. Whitney stated he would contact Tom Udy, watermaster for Lee Creek, not to deliver water to us. This was the first time we were ever told that we did not have water rights from Lee Creek, and that our water rights would be lost if they were not claimed.

9. Until April 17, 2014, we received no information that our water rights from Lee Creek were invalid. On April 17, 2014, we contacted our attorney to represent us.

10. We hold no other water rights for use on our property. If we are not allowed to irrigate our property with water right nos. 74-361, -362, -363, -364, -365, -367, and -368, our property will go dry.

11. If we had been notified of the adjudication, we would have filed claims on our property.

12. Attached hereto as Exhibit C is a letter prepared by Calvin Whittaker, former watermaster, regarding our use of water from Lee Creek.

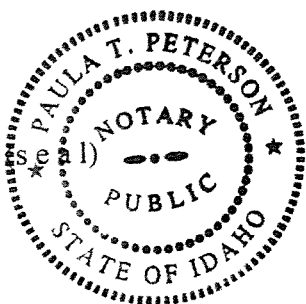
13. Attached hereto as Exhibit D are copies of documents I received from the Lemhi County Courthouse showing that water rights are in our name.

Further your Affiant sayeth naught.

DATED this 23 day of April, 2014.

Glenda McConnell
GLENDA MCCONNELL

SUBSCRIBED AND SWORN TO BEFORE ME this 23rd day of April, 2014.



Paula T. Peterson
NOTARY PUBLIC for Idaho
Residing at: Leadore, Idaho
My Commission Expires: 1-24-2018

EXHIBIT A

WARRANTY DEED

THIS INDENTURE, made this _____ day of April, 1993
between Jack E. Horton A Single Man

of Idaho Falls, County of Bonneville, State of Idaho
the party of the first part and Bruce L. McConnell and Glenda L. McConnell,
Husband and Wife
of _____, County of Lincoln, State of Montana
the party of the second part.

WITNESSETH, that said party of the first part, for and in consideration of the sum of _____
Ten and 00/100 * * * * * Dollars

lawful money of the United States of America _____ paid
to party of the first part in hand paid by the party of the second part, the receipt whereof is hereby acknowledged
has granted, bargained, sold, and by these presents, does grant, bargain, sell and convey and confirm unto the said
party of the second part, and to party of the second part's heirs and assigns, forever, all of the following describe
real estate situated in _____, County of Lemhi
State of Idaho, to-wit.

See "Legal Description" Attached Hereto.

Exhibit "A"

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto belonging
or in anywise appertaining, and the reversions, remainder and remainders, and rents, issues and profits thereof;
and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the
first part.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises together with the
appurtenances unto the party of the second part, and to party of the second part's heirs and assigns forever. And the
said party of the first part, and said party of the first part's heirs shall and will warrant and by these presents
forever defend the said premises in the quiet and peaceable possession of the said party of the second part, and party
of the second part's heirs and assigns, against the said party of the first part, and party of the first part's heirs, and
against all and every person and persons whomsoever, lawfully claiming or to claim the same.

In construing this deed and where the context so requires, the singular includes the plural.
IN WITNESS WHEREOF, the said party of the first part hereunto has set his hand.

Jack E. Horton
Jack E. Horton

STATE OF IDAHO,

SS.

County of Lemhi

On this 2nd

day of April

in the year 1993, before me

Erin C. Robie
a Notary Public in and for the State of Idaho

LEGAL DESCRIPTION

EXHIBIT "A"

The South Half of the Southeast Quarter ($S\frac{1}{2}SE\frac{1}{4}$), Northeast Quarter of the Northeast Quarter of the Southeast Quarter ($NE\frac{1}{4}NE\frac{1}{4}SE\frac{1}{4}$), South Half of the Northeast Quarter of the Southeast Quarter ($S\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}$), Southeast Quarter of the Southeast Quarter of the Southeast Quarter of the Southwest Quarter ($SE\frac{1}{4}SE\frac{1}{4}SE\frac{1}{4}SW\frac{1}{4}$) of Section Eight (8), The West half of the Southwest Quarter ($W\frac{1}{2}SW\frac{1}{4}$), The West half of the Northeast Quarter ($W\frac{1}{2}NE\frac{1}{4}$), The Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4}NW\frac{1}{4}$), The West half of the Southeast Quarter ($W\frac{1}{2}SE\frac{1}{4}$) and the East half of the Southwest Quarter ($E\frac{1}{2}SW\frac{1}{4}$) of Section Nine (9), The Northeast Quarter ($NE\frac{1}{4}$), The East half of the Northwest Quarter ($E\frac{1}{2}NW\frac{1}{4}$), The Southeast Quarter ($SE\frac{1}{4}$), The East half of the Southwest Quarter ($E\frac{1}{2}SW\frac{1}{4}$), and the Southwest Quarter of the Southwest Quarter ($SW\frac{1}{4}SW\frac{1}{4}$) of Section Seventeen (17), The Southeast Quarter of the Southeast Quarter ($SE\frac{1}{4}SE\frac{1}{4}$) of Section Eighteen (18), The Northeast Quarter of the Northeast Quarter ($NE\frac{1}{4}NE\frac{1}{4}$), The East half Southeast Quarter of the Northeast Quarter ($E\frac{1}{2}SE\frac{1}{4}NE$) of Section Nineteen (19), The West half of the Northwest Quarter ($W\frac{1}{2}NW\frac{1}{4}$), The Northwest Quarter of the Southwest Quarter ($NW\frac{1}{4}SW\frac{1}{4}$) of Section Twenty (20), all in Township Sixteen (16) North, Range 25 East, Boise Meridian, County of Lemhi, State of Idaho.

State of Idaho)
County of Lemhi)

2182

ss No. _____

This instrument was filed for record
the request of Lemhi Title
at 3:13 o'clock p.m. 4-5 1911
and duly filmed and indexed in the
records of Lemhi County

Alberta Wiedernick

Ex-Officio Recorder

By Terry J. Morton D

Fees: 6.00

EXHIBIT B



Idaho
Department of Water Resources

206 Van Dreff, Suite B, Salmon, ID 83467

ROBERT E. FOSTER
SR. WATER RESOURCE AGENT
WATER DISTRIBUTION
(208) 756-6

May 14, 1998

Robert E. Foster
Sr Water Resource Agent
206 Van Dreff
Salmon, Id 83467

I am writing concerning the
water right on Lee Creek for winter use.

Right 74-07274

As of May 9, 1998 the water had
not been put back into the creek.

This right according to IDWR records
is valid only from November 16th to March 14th.

This diversion was still open on May 9, 1998
and is affecting my irrigation rights.

Sincerely

Bruce M. Cornell

Bruce M. Cornell

HC 68 Box 18

Lewiston, Idaho

83464

EXHIBIT C

FROM THE DESK OF



Mr. Calvin Whittaker
PO Box 10
Leadore, ID 83464



APRIL 22, 2014

TO WHOM IT MAY CONCERN:

I AM CALVIN WHITTAKER, 155 GRADY RD., LEADORE, IDAHO

FOR THE PAST 40 YEARS OR SO, I HAVE BEEN RESPONSIBLE FOR THE IRRIGATION WATER OF LEE CREEK IN LEMHI COUNTY.

EACH YEARLY IRRIGATION SEASON CONSISTS OF RISING WATER FLOW IN THE SPRING AND THEN AS THE WINTER SNOW PACK IS GRADUALLY MELT THROUGHOUT THE SUMMER AND FALL THE CREEK WATER FALLS, CREATING THE NECESSITY OF MEASURING AND ADJUSTING THE WATER FOR DELIVERY TO THE STATE OF IDAHO DECREED WATER RIGHTS ACCORDING TO THE AMOUNTS AND DATES OF THE RIGHTS.

FOR THE PAST SEVERAL YEARS WE HAVE BEEN IN AN EXTENDED DROUGHT AND THERE HAS NOT BEEN ANY WATER FOR SOME OF THE LATER RIGHTS.

I WOULD LIKE TO STATE THAT IT IS ONLY THROUGH THE UNSELFISH GOODNESS OF BRUCE McCONNELL GIVING WATER FROM SOME OF HIS OLDER WATER RIGHTS TO DAVID TOMCHAK AND SHANNA SMITH THAT THEY WERE ABLE TO KEEP THEIR FIELDS FROM BEING TOTALLY DESTROYED.

PLEASE CONTACT ME IF YOU NEED MORE INFORMATION.

Cal Whittaker

CALVIN WHITTAKER
PHONE 208-768-2485

EXHIBIT D

PROPOSED FINDING OF WATER RIGHTS - LEMHI RIVER DRAINAGE

SOURCE: Lee Creek and Tribu

NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	MAXIMUM RATE OF DIVERSION (cfs)	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS
ARAVE, Parley A. and/or HEMING, Robert T. Box-1 Lemhi, Idaho	5 -12-1883	Irrigation	4/1 11/1	1.2	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S.30 T16N, R25E	Sec. 8 SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17 NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, T16N, R25E	Decr Lee (
31 ADAVE, Parley A. and/or HEMING, Robert T. Box-1 Lemhi, Idaho	5 -12-1883	Irrigation	4/1 11/1	1.0	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S.30 T16N, R25E	Sec. 9 SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, T16N, R25E	Dec: Lee
me ARAVE, Parley A. and/or HEMING, Robert T. Box-1 Lemhi, Idaho	5 -12-1883	Irrigation	4/1 11/1	1.2	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S.30 T16N, R25E	Sec. 9 SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, T16N, R25E	Dec Lee
McConnell, Bruce HC 68, Box 18 Leadore, ID 83444							

NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	MAXIMUM RATE OF DIVERSION (cfs)	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	
ARAVE, Parley A. and/or HEMING, Robert T. Box 1 Tremi, Idaho McConnell, Bruce HC 68, Box 18 Leadore, ID 83464	5-12-1883	Irrigation	4/1 11/1	0.6	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S.30 T16N, R25E	Sec. 17 NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18 SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19 NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20 NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, T16N, R25E	8.8 40.0 28.2 5.7 13.8 38.4 26.3 40.0 39.1 28.5 268.8
9 Whittaker, F. James Box 340 Leadore, ID 83464 WHITTAKER, Floyd J. Box 177 Leadore, Idaho	5-12-1883	Irrigation	4/1 11/1	2.4	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S.31 T16N, R25E	Sec. 29 SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32 NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, T16N, R25E	40.0 33.4 38.8 40.0 13.3 40.0 36.9 33.0 275.4

This right and right 74-0370 shall not be obliged to pro-rate with any other parties on Lee Creek, whose appropriation is of equal priority therewith, in case the flow of the waters of the Left Fk. of Lee Creek shall be an insufficient quantity to supply all rights under date of priority of May 12, 1883.

When the flow in the Left Fk. of Lee Creek shall fall below the amounts decreed in rights 74-0369 and 74-0370, the two rights shall be pro-rated according to the respective amounts of water decreed.

This right and right 74-0370 shall not be obliged to pro-rate with any other parties on Lee Creek, whose appropriation is of equal priority therewith, in case the flow of the waters of the left Fk. of Lee Creek shall be an insufficient quantity to supply all rights under date of priority of May 12, 1883.

When the flow in the left Fk. of Lee Creek shall fall below the amounts decreed in rights 74-0369 and 74-0370, the two rights shall be pro-rated according to the respective amounts of water decreed.

THE UNIVERSITY OF CHICAGO

NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE	MAXIMUM RATE OF DIVERSION (cfs)	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED
WHITTAKER, Calvin J. and/or Carol L. Box 26 10 Leadore, Idaho 83444	5 -12-1883	Irrigation	4/1 11/1	4.00	Lot 4, S. 6 T15N, R25E	Sec. 31 SE $\frac{1}{4}$ NE $\frac{1}{4}$, 10.9 NE $\frac{1}{4}$ SE $\frac{1}{4}$, 38.3 NW $\frac{1}{4}$ SE $\frac{1}{4}$, 18.1 SW $\frac{1}{4}$ SE $\frac{1}{4}$, 31.4 SE $\frac{1}{4}$ SE $\frac{1}{4}$, 39.2 Sec. 32 SW $\frac{1}{4}$ NW $\frac{1}{4}$, 4.9 NW $\frac{1}{4}$ SW $\frac{1}{4}$, 23.9 SW $\frac{1}{4}$ SW $\frac{1}{4}$, 20.0 T16N, R25E 186.7
This right and right 74-0369 shall not be obliged to pro-rate with any other parties on Lee Creek, whose appropriation is of equal priority therewith, in case the flow of the waters of the left Fk. Lee Creek shall be an insufficient quantity to supply all rights under date of priority May 12, 1883. When the flow in the left Fk. Lee Creek shall fall below the amounts in rights 74-0369 and 74-0370, the two rights shall be pro-rated according to the respective amounts of water decreed.						
McConnell, Bruce ARABE, Parley A. and/or HEMING, Robert F. Box 1 Lemhi, Idaho	6 -1-1900	Irrigation	4/1 11/1	1.30	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S. 30 T16N, R25E	Sec. 9 SW $\frac{1}{4}$ NW $\frac{1}{4}$, 3.1 NW $\frac{1}{4}$ SW $\frac{1}{4}$, 34.7 SW $\frac{1}{4}$ SW $\frac{1}{4}$, 8.3 T16N, R25E 46.1
Thomas, Kelly, HLB, Box 19, Leadore, ID 83444 MARTIN, Taylor and/or Jessie B. Box 36 Lemhi, Idaho	12-22-1903	Irrigation	4/1 11/1	0.54	SW $\frac{1}{4}$ SE $\frac{1}{4}$, S. 4 T16N, R25E	Sec. 4 SW $\frac{1}{4}$ NE $\frac{1}{4}$, 1.5 NE $\frac{1}{4}$ SW $\frac{1}{4}$, 2.9 NW $\frac{1}{4}$ SE $\frac{1}{4}$, 22.6 T16N, R25E 27.0
McConnell, Bruce ARABE, Parley A. and/or HEMING, Robert F. Box 1 Lemhi, Idaho	5 -1-1906	Irrigation	4/1 11/1	4.10	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S. 30 T16N, R25E	Sec. 8 SW $\frac{1}{4}$ SE $\frac{1}{4}$, 34.0 SE $\frac{1}{4}$ SE $\frac{1}{4}$, 35.3 Sec. 17 NE $\frac{1}{4}$ NE $\frac{1}{4}$, 9.4 NW $\frac{1}{4}$ NE $\frac{1}{4}$, 39.8 SW $\frac{1}{4}$ NE $\frac{1}{4}$, 26.9 NE $\frac{1}{4}$ NW $\frac{1}{4}$, 40.0 SE $\frac{1}{4}$ NW $\frac{1}{4}$, 27.2 T16N, R25E

PROPOSED FINDING OF WATER RIGHTS - LEMHI RIVER DRAINAGE

SOURCE: Lee Creek at

IT.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	MAXIMUM RATE OF DIVERSION (cfs)	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED
368	<i>McConnell, Bruce</i> ARRAVE, Parley A. and/or HEMMING, Robert T. Box 1 Lemhi, Idaho	11-5 -1909	Irrigation	4/1 11/1	5.80	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S.30 T16N, R25E	Sec. 17 NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18 SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19 NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20 NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, T16N, R25E
							8.8 40.0 28.2 5.7 13.8 38.4 26.3 40.0 39.1 28.5 <u>268.8</u>
1136	<i>Whittaker, F. James</i> Box 240 Lcadore, ID 83464 WHITTAKER, Floyd J. Box 77 Leadore, Idaho	6 -28-1912	Irrigation	6/1 7/10	2.00	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S.31 T16N, R25E	Sec. 29 NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32 NW $\frac{1}{4}$ NW $\frac{1}{4}$, T16N, R25E
	This right is used during flood water flows.						13.3 16.3 40.0 33.0 <u>102.6</u>
1855	WHITTAKER, Calvin J. and/or Carol L. Box 10 Leadore, Idaho 83464	6 -28-1912	Irrigation	6/1 7/10	2.00	Lot 4, S.6 T15N, R25E	Sec. 31 SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32 SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, T16N, R25E
	This right is used during flood water flows.						10.9 38.3 18.1 31.4 39.2 4.9 23.9 20.0 <u>186.7</u>

PROPOSED FINDING OF WATER RIGHTS - LEMHI RIVER DRAINAGE

SOURCE: Lee Creek and Tril

NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	MAXIMUM RATE OF DIVERSION (cfs)	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS
NEF, Darrell J. and/or Verna M. Star Route Leadore, Idaho 83444	6-28-1912	Irrigation	4/1 11/1	0.24	NE $\frac{1}{2}$ SE $\frac{1}{4}$, S. 30 T16N, R25E	Sec. 30 NE $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{2}$ NE $\frac{1}{4}$, T16N, R25E	Ben Lee 2.4 9.6 12.0
Tomchak, David and/or Lois, ANDERSON, Bobbie H. and/or Doris Box 53 305 Barlow Dr. Leadore, Idaho Idaho Falls, ID 83401	12-11-1915	Irrigation	4/1 11/1	2.80	SE $\frac{1}{2}$ NE $\frac{1}{4}$, S. 1 T15N, R24E	Sec. 6 Lot 3, Lot 5, SE $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{2}$ SW $\frac{1}{4}$, T15N, R25E	Lic Eve 1.2 24.3 39.5 18.0 5.3 88.3
NEF, Darrell J. and/or Verna M. Star Route Leadore, Idaho 83444	12-5-1918	Irrigation	4/1 11/1	0.02	NE $\frac{1}{2}$ SW $\frac{1}{4}$, S. 20 T16N, R25E	Sec. 20 NE $\frac{1}{2}$ SW $\frac{1}{4}$, T16N, R25E	Ben Lee 1.0 1.0
Smith, Grady ANDERSON, Albert Leadore, Idaho 83444	4-1-1919	Irrigation	4/1 11/1	2.45	SE $\frac{1}{2}$ NE $\frac{1}{4}$, S. 1 T15N, R24E	Sec. 6 Lot 1, Lot 2, Lot 6, Lot 7, SW $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{2}$ SE $\frac{1}{4}$, T15N, R25E	Ben Eve 23.0 6.7 14.0 10.0 37.3 31.4 122.4
Tomchak, David and/or Lois ANDERSON, Bobbie H. and/or Doris Box 53 305 Barlow Dr. Leadore, Idaho Idaho Falls, ID 83481	12-21-1941	Irrigation	4/1 11/1	2.00	SE $\frac{1}{2}$ NE $\frac{1}{4}$, S. 1 T15N, R24E	Sec. 6 Lot 3, Lot 5, SE $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{2}$ SW $\frac{1}{4}$, T15N, R24E	Lic Sto Gla Res 1.2 24.3 39.5 18.0 5.3

The amount of storage under this right is 48.0 AF.

PROPOSED FINDING OF WATER RIGHTS - LEMHI RIVER DRAINAGE

SOURCE: Lee Creek and Trib

NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USU From To	MAXIMUM RATE OF DIVERSION (cfs)	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASI R
<i>Tomchak, David and/or Lois</i>							
ANDERSON, Bobbie E. and/or Doris Box 55 305 Barlow Dr., Idaho Falls, ID 83401	4 -1 -1957	Domestic	1/1 12/31	0.02	Lot 4, S. 6 T15N, R25E	Sec. 6 Lot 4, T15N, R25E	Bene Strc
Leadore, Idaho SMITH, Grady PETERSON, Albert Leadore, Idaho 83404	1 -9 -1963	Irrigation	4/1 11/1	0.55	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S. 1 T15N, R24E	Sec. 5 SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6 Lot 1, Lot 6, T15N, R25E	Lic Eve
						5.2 13.7 3.6 4.8 <u>27.3</u>	

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 28th day of April 2014, I caused the foregoing document to be filed with the Court and true and correct copies served by the methods indicated:

1. Original to:

CLERK OF THE DISTRICT COURT SNAKE RIVER BASIN ADJUDICATION 253 THIRD AVENUE NORTH PO BOX 2707 TWIN FALLS, ID 83303-2707	☒ U.S. Mail, postage prepaid
---	--

2. Paper copies to:

IDWR DOCUMENT DEPOSITORY P.O. BOX 83720 BOISE, ID 83720-0098	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery
CHIEF NATURAL RESOURCES DIV. OFFICE OF THE ATTORNEY GENERAL STATE OF IDAHO P.O. BOX 44449 BOISE, ID 83711-0449	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery
UNITED STATES DEPT. OF JUSTICE ENVIRONMENT & NATURAL RESOURCE 550 WEST FORT STREET, MSC 033 BOISE, ID 83724-0101	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery

3. Paper copies to water users on Lee Creek:

AL RUGGLES JAMIN K. RUGGLES 1019 LEE CREEK RD. LEADORE, ID 83464	☒ U.S. Mail, Postage Prepaid
BOBBIE ANDERSON DORIS ANDERSON P.O. BOX 53 LEADORE, ID 83464	☒ U.S. Mail, Postage Prepaid
EDDIE R. PETERSON P.O. BOX 85 LEADORE, ID 83464	☒ U.S. Mail, Postage Prepaid
HARVEY E. PETERSON JANETTE S. PETERSON KENNETH J. PETERSON P.O. BOX 58 LEADORE, ID 83464	☒ U.S. Mail, Postage Prepaid

4. Transmittal letter with an attached DVD containing all documents filed in this matter to the SRBA Expedited Service List:

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