

03/29/2006

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

RIGHT NUMBER: 74-15671

NAME AND ADDRESS: ANN STEPHENSON
33 RED ROCK STAGE RD
SALMON ID 83467

THOMAS R STEPHENSON
33 RED ROCK STAGE RD
SALMON ID 83467

SOURCE: WITHINGTON CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.060 CFS

PRIORITY DATE: 04/15/1885

POINT OF DIVERSION:

T20N R23E S4 SESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.060 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T20N R23E S03

NWSW

2.90

T20N R23E S04

NESE

3.30

6.2 ACRES TOTAL

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



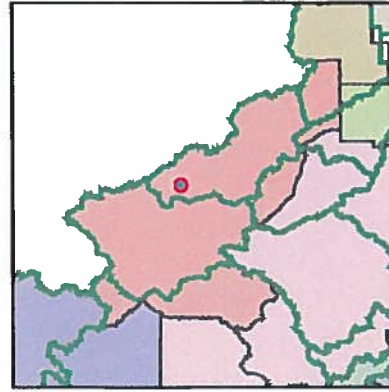
Idaho Department of Water Resources

Adjudication Claim:

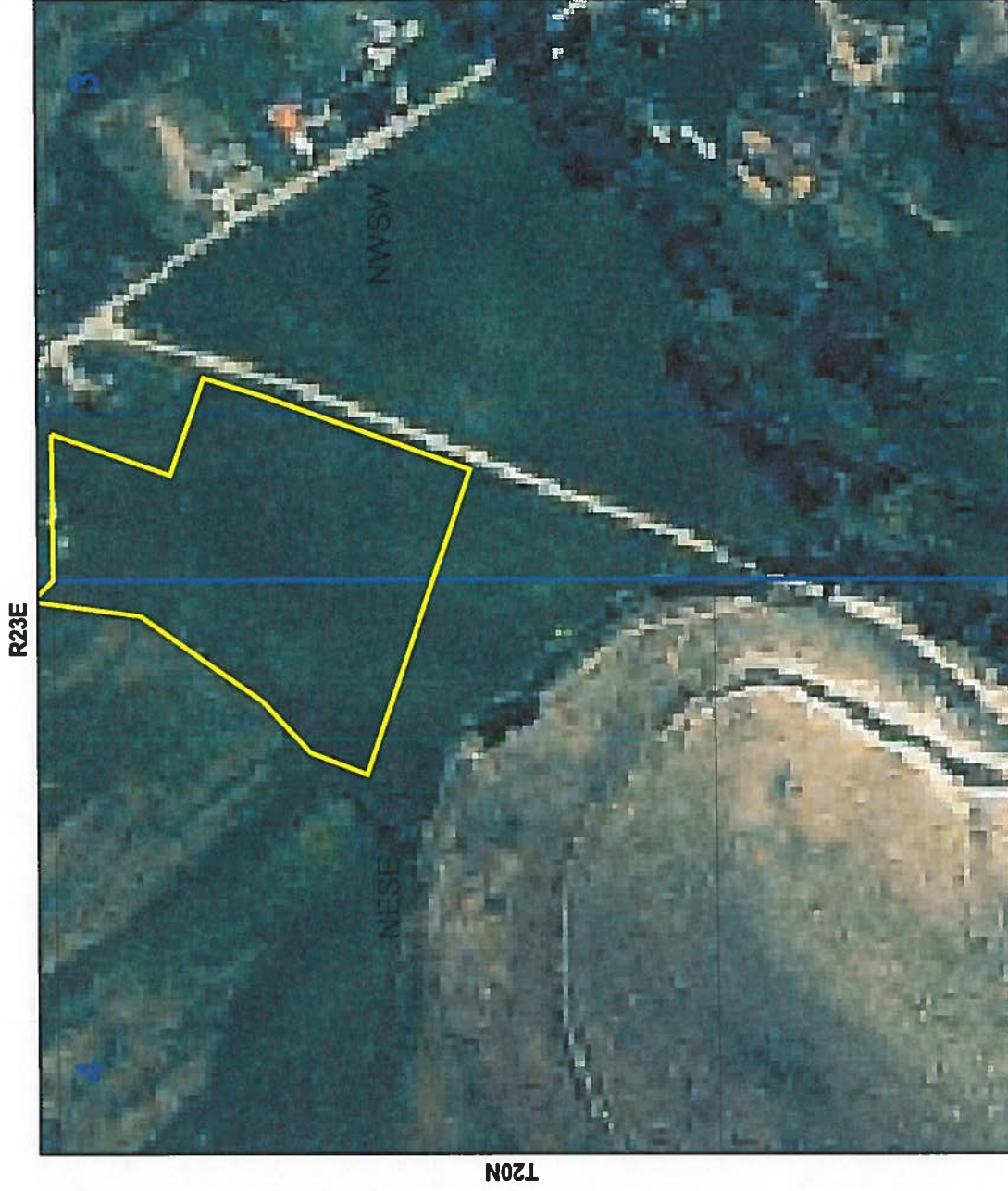
74-15671

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Lemhi County
IDWR Basin 74



Prepared by R. Brown
On Wednesday, March 29, 2006
1987/88 Aerial Photography

Water Right Number: 74-15586

Diversion Rate: 0.85 CFS

Reviewer Name: R. Brown

Date: 3/29/2006

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP



Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	74-15586	☒			
	74-15584				

DEPARTMENT OF
WATER RESOURCES

FEB 07 2006

RECEIVED

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Mary, Ceral, John & Gordon Stephenson
Salmon ID 83467
4. New Owner/Claimant(s) John Thomas R. & Ann Stephenson
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 33 Red Rock Stage Road
 City, State and ZIP Code Salmon, Idaho 83467
 New Telephone Number 208 756-4755
5. Date you acquired the property 9-8-2005

SCANNED

FEB 07 2006

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>74-15586</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.125 cfs</u>	<u>11.64 ac</u>
Stock		
Domestic		
Other		
Total	<u>.125 cfs</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) Thomas R. Steg
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by <u>REBROWN</u>	Date <u>3/29/06</u>	WR _____ Date _____

SCANNED

FEB 07 2006

265501

Taylor Mountain Surveying
903 Waller Street
Salmon, Idaho 83467
(208) 756-8321

PARCEL "B"
REPLACES RP20M23E047201

A parcel of land located in the W ½, Section 3 and the E ½, Section 4, T. 20 N., R. 23 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the W ¼ Corner of said Section 3, from which the SW Corner of Section 3 bears S 00°20'25" W, 2610.22 ft., the Basis Of Bearing of this description, run thence N 63°04'56" E a distance of 275.44 ft. to a point on the southerly right-of-way of Red Rock Stage Road, said point being the POINT OF BEGINNING;

Thence along an existing fence the following courses:

S 18°51'55" W, 351.54 ft.; S 70°56'26" E, 205.73 ft. to a point on the westerly right-of-way of Withington Creek Road;

Thence S 19°20'24" W along said road a distance of 569.04 ft.;

Thence N 70°39'36" W leaving said right-of-way a distance of 565.29 ft. to a point in an existing fence;

Thence along said fence the following courses:

N 18°10'05" E, 104.45 ft.; N 23°19'27" E, 135.04;

N 31°30'35" E, 292.45 ft.; N 08°08'27" E, 218.40 ft.;

N 04°57'27" W, 85.36 ft.; N 40°51'45" W, 162.39 ft.;

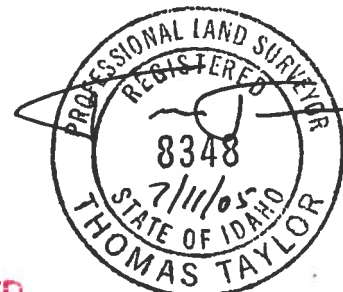
N 63°37'06" W, 114.03 ft.; N 20°24'21" E, 165.94 ft. to a point on said southerly right-of-way of Red Rock Stage Road;

Thence along said southerly right-of-way the following courses:

S 69°35'39" E, 147.29 ft.; 328.01 ft. along a curve to the right having a radius of 742.55 ft., a central angle of 25°18'35" and a chord bearing S 57°17'08" E for 325.35 ft.;

S 44°39'38" E, 89.26 ft.; S 41°07'16" E, 83.08 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 11.65 ACRES
THREE (3) SPLITS REMAIN



SCANNED

FEB 07 2006

Taylor Mountain Surveying
301 Waller Street
Salmon, Idaho 83467
(208) 756-8321

PARCEL "C"

A parcel of land located in the W ½, Section 3 and the E ½, Section 4, T. 20 N., R. 23 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the W ¼ Corner of said Section 3 from which the SW Corner of Section 3 bears S 00°20'25" W, 2610.22 ft. the Basis Of Bearing of this description, run thence N 63°04'56" W a distance of 275.44 ft. to a point on the southerly right-of-way of Red Rock Stage Road said point being the POINT OF BEGINNING;

Thence S 18°51'55" W a distance of 285.37 ft.;

Thence N 71°08'05" W a distance of 311.23 ft. to a point in an existing fence line;

Thence along said fence line the following courses:

N 08°08'27" E, 109.73 ft.; N 04°57'27" W, 85.36 ft.;

N 40°51'45" W, 162.39 ft.; N 63°37'06" W, 114.03 ft.;

N 20°24'21" E, 165.94 ft. to a point on said southerly right-of-way;

Thence along said right-of-way the following courses:

S 69°35'39" E, 147.29 ft.; 328.01 ft. along a curve to the right having a radius of 742.55 ft., a central angle of 25°18'35" and a chord bearing S 57°17'08" E for 325.35 ft.;

S 44°39'38" E, 89.26 ft.; S 41°07'16" E, 83.08 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 4.13 ACRES



SCANNED

FEB 07 2006

Taylor Mountain Surveying
301 Waller Street
Salmon, Idaho 83467
(208) 756-8321

PARCEL "D"

A parcel of land located in the W ½, Section 3 and the E ½, Section 4, T. 20 N., R. 23 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the W ¼ Corner of said Section 3 from which the SW Corner of Section 3 bears S 00°20'25" W, 2610.22 ft. the Basis Of Bearing of this description, run thence N 63°04'56" W a distance of 275.44 ft. to a point on the southerly right-of-way of Red Rock Stage Road;

Thence S 18°51'55" W along an existing fence a distance of 285.37 ft. to the POINT OF BEGINNING;

Continue thence S 18°51'55" W a distance of 66.16 ft.;

Thence S 70°56'26" E a distance of 205.73 ft. to a point on the westerly right-of-way of Withington Creek Road;

Thence S 19°20'24" W along said right-of-way a distance of 176.12 ft.;

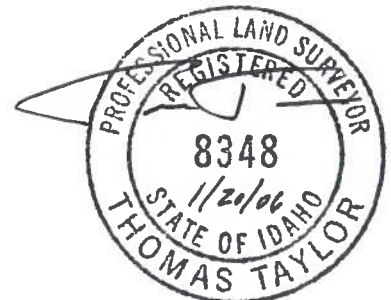
Thence N 70°39'36" W leaving said right-of-way a distance of 524.88 ft. to a point in an existing fence line;

Thence along said fence line the following courses:

N 31°30'35" E, 135.13 ft.; N 08°08'27" E, 108.67 ft.;

Thence S 71°08'05" E leaving said fence line a distance of 311.23 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 2.50 ACRES



SCANNED

FEB 07 2006

Taylor Mountain Surveying
301 Waller Street
Salmon, Idaho 83467
(208) 756-8321

PARCEL "E"

A parcel of land located in the W ½, Section 3 and the E ½, Section 4, T. 20 N., R. 23 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the W ¼ Corner of said Section 3 from which the SW Corner of Section 3 bears S 00°20'25" W, 2610.22 ft. the Basis Of Bearing of this description, run thence N 63°04'56" W a distance of 275.44 ft. to a point on the southerly right-of-way of Red Rock Stage Road;

Thence S 18°51'55" W along an existing fence a distance of 351.53 ft.;

Thence S 70°56'26" E a distance of 205.73 ft. to a point on the westerly right-of-way of Withington Creek Road;

Thence S 19°20'24" W along said right-of-way a distance of 176.12 ft. to the POINT OF BEGINNING;

Continue thence S 19°20'24" W along said right-of-way a distance of 199.58 ft.;

Thence N 70°39'36" W leaving said right-of-way a distance of 561.23 ft. to a point in an existing fence line;

Thence along said fence line the following courses:

N 23°19'27" E, 45.91 ft.; N 31°30'35" E, 157.32 ft.;

Thence S 70°39'36" E leaving said fence line a distance of 524.88 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 2.50 ACRES



SCANNED

FEB 07 2006

Taylor Mountain Surveying
301 Waller Street
Salmon, Idaho 83467
(208) 756-8321

PARCEL "F"

A parcel of land located in the W ½, Section 3 and the E ½, Section 4, T. 20 N., R. 23 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the W ¼ Corner of said Section 3 from which the SW Corner of Section 3 bears S 00°20'25" W, 2610.22 ft. the Basis Of Bearing of this description, run thence N 63°04'56" W a distance of 275.44 ft. to a point on the southerly right-of-way of Red Rock Stage Road;

Thence S 18°51'55" W along an existing fence a distance of 351.53 ft.;

Thence S 70°56'26" E a distance of 205.73 ft. to a point on the westerly right-of-way of Withington Creek Road;

Thence S 19°20'24" W along said right-of-way a distance of 357.70 ft. to the POINT OF BEGINNING;

Continue thence S 19°20'24" W along said right-of-way a distance of 193.33 ft.;

Thence N 70°39'36" W leaving said right-of-way a distance of 565.29 ft. to a point in an existing fence line;

Thence along said fence line the following courses:

N 18°10'05" E, 104.45 ft.; N 23°19'28" E, 89.12 ft.;

Thence S 70°39'36" E leaving said fence line a distance of 561.23 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 2.51 ACRES



SCANNED

FEB 07 2006

WARRANTY DEED

Order No.:307052972L-D

FOR VALUE RECEIVED

Thomas R. Stephenson and Ann Stephenson, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Thomas R. Stephenson and Ann Stephenson, husband and wife

whose current address is

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated:

Sept. 8, 2005

Thomas R. Stephenson
Thomas R. Stephenson

Ann Stephenson
Ann Stephenson

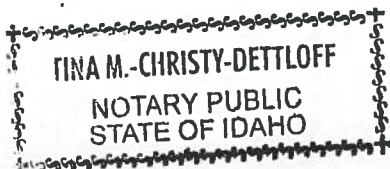
State of Idaho

County of Lemhi

} ss.

On this 8th day of September, in the year 2005 before me, a Notary Public in and for said state, personally appeared Thomas R. Stephenson and Ann Stephenson known or identified to me to be the person whose name are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.



Tina M. Christy-Dettloff
Notary Public for the State of Idaho
Residing at: Salmon, ID
Commission Expires: 2/23/2010

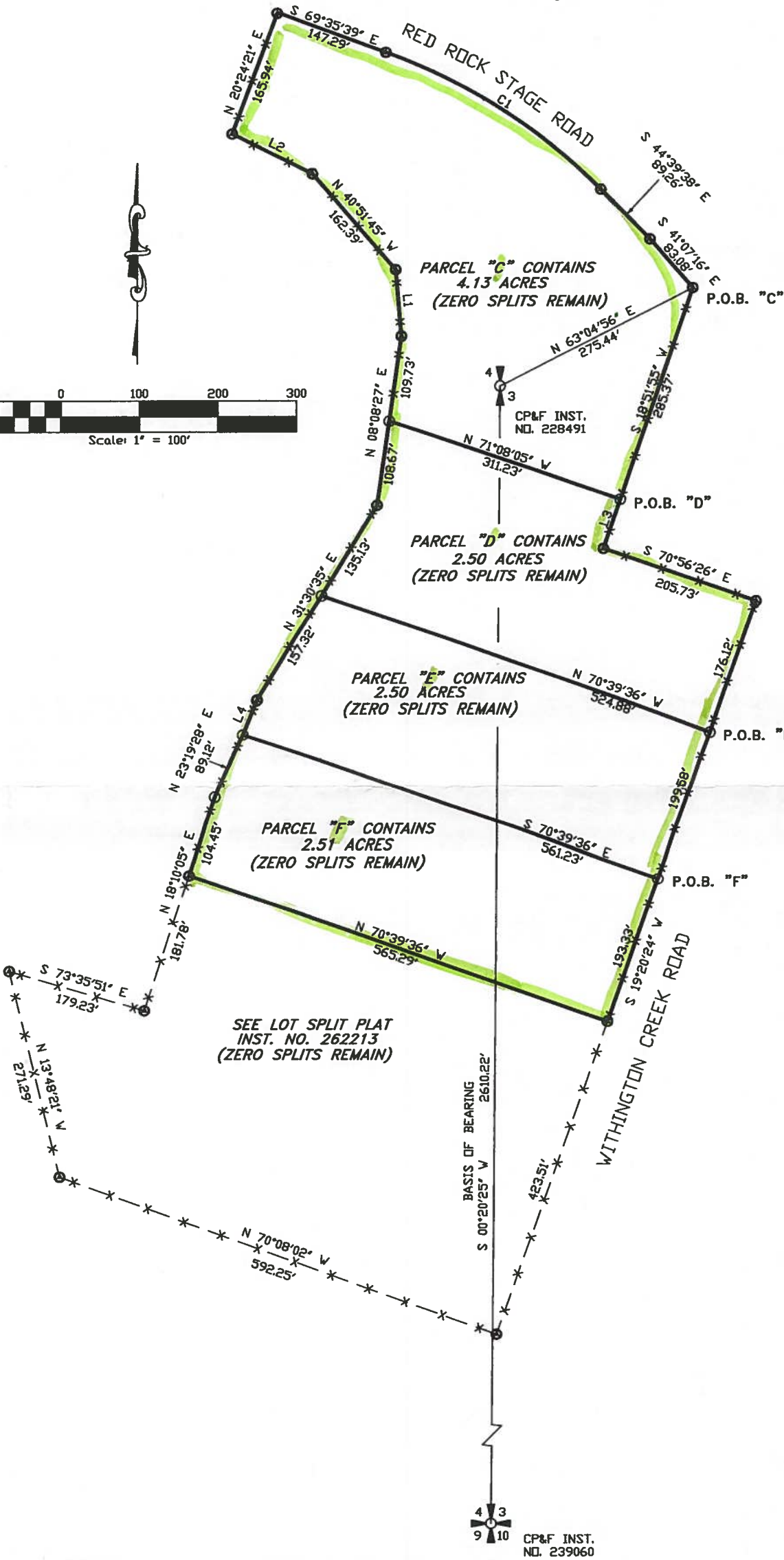
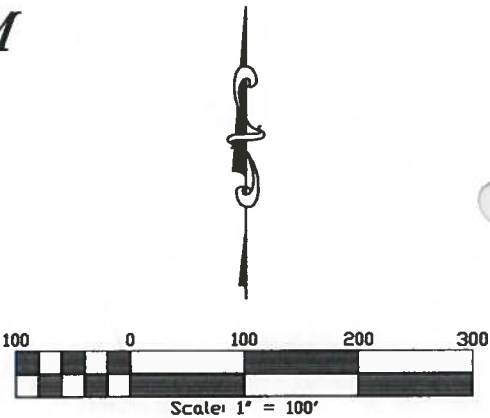
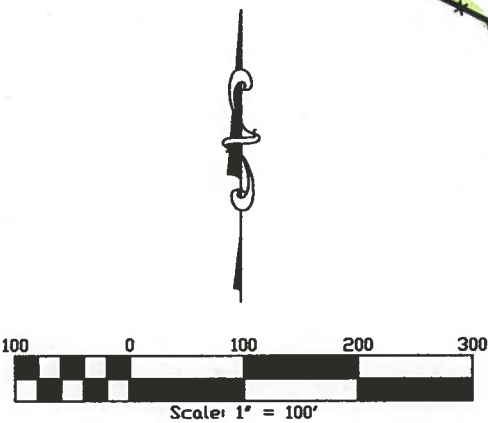
SCANNED

FEB 07 2006

265501

State of Idaho)
County of Lemhi) 26 No. _____
This instrument was filed for record at the request
of Alliance Title
at 2:21 o'clock p.m. 12-20 2005
and duly filed and indexed in the records of Lemhi
County
Terri J. Morton
Ex-Officio Recorder
By Brenda Clutson Deputy
Fee 6.00
Return to AT

Part of Section 3 and
Section 4, T 20 N, R 23 E, BM
Lemhi County, Idaho.



NUMBER	DIRECTION	DISTANCE
L1	N 04°57'27" W	85.36'
L2	N 63°37'06" W	114.03'
L3	S 18°51'55" W	66.16'
L4	N 23°19'27" E	45.91'

COUNTY RECORDER'S CERTIFICATE

Time: _____ Date: _____ Month: _____, 2005.
Book: _____ Page: _____ Instrument No. _____
Recorder: _____
By: _____

SURVEYORS CERTIFICATE

I, Thomas Taylor, a Registered Professional Land Surveyor in the State of Idaho do hereby certify that this plat is an accurate representation of the survey completed under my supervision.

Thomas Taylor License No. 8348 Date _____
STATE OF IDAHO
THOMAS TAYLOR

LEGEND

- Section corner control
- Placed 1/2" X 24" Rebar with a plastic cap marked "TMS LS 8348"
- Existing Fence Line
- P.O.B. POINT OF BEGINNING
- Set previous survey see lot split plat recorded as INST. NO. 262213

LOT SPLIT PLAT

TOM STEPHENSON

Sec. 3&4, T. 20 N., R. 23 E., B.M.

TAYLOR MOUNTAIN SURVEYING
PROFESSIONAL LAND SURVEYING
803 HULLER STREET
Salmon, Idaho 83407
(208) 758-8321

JOB NO.:	0510114	SHEET	3
DATE:	11-11-05		
DRAWN BY:	T.M.		
CHECKED BY:	TT	OF	3
DATE:	01/11/06		

NUMBER	DELTA ANGLE	CHORD DIRECTION	TANGENT	RADIUS	ARC LENGTH	CHORD LENGTH
C1	25°18'35"	S 57°17'08" E	166.73	742.55	328.01	325.35



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 5, 2006

THOMAS AND ANN STEPHENSON
33 RED ROCK STAGE RD
SALMON ID 83467

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #74-15671 and 74-15673

Dear Claimants:

As a result of obtaining a portion of the property and water rights from John, Coral, Mary and Gordon Stephenson, the identification numbers to your water rights have been changed as follows:

<u>From</u>	<u>To</u>
74-15586	74-15671
74-15584	74-15673

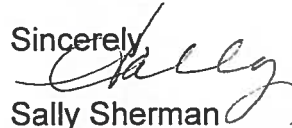
Please use the new numbers in future inquiries or correspondence you may have with our Department.

Enclosed are copies of your water right claims. Please retain these copies for your file.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claims.

Thank you for your patience and cooperation. We have had several water right changes to process. Please call me at 1/800-451-4129 if you have any questions or concerns.

Sincerely,


Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosures:

Copies of Notices of Claim Referenced Above

SCANNED

APR - 6 2006