

11/11/2006

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

RIGHT NUMBER: 75-74A
NAME AND ADDRESS: DERROLD SLAVIN
PO BOX41
CARMEN ID 83462

MADGE SLAVIN
PO BOX 41
CARMEN ID 83462

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.250 CFS
PRIORITY DATE: 05/01/1896
POINT OF DIVERSION:
T22N R22E S9 NWSW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.250 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T22N R22E S05 Lot 1 NENE	9.90	T22N R22E S05 Lot 2 NWNE	8.00
T22N R22E S05 SWNE	6.90	T22N R22E S05 SENE	6.80

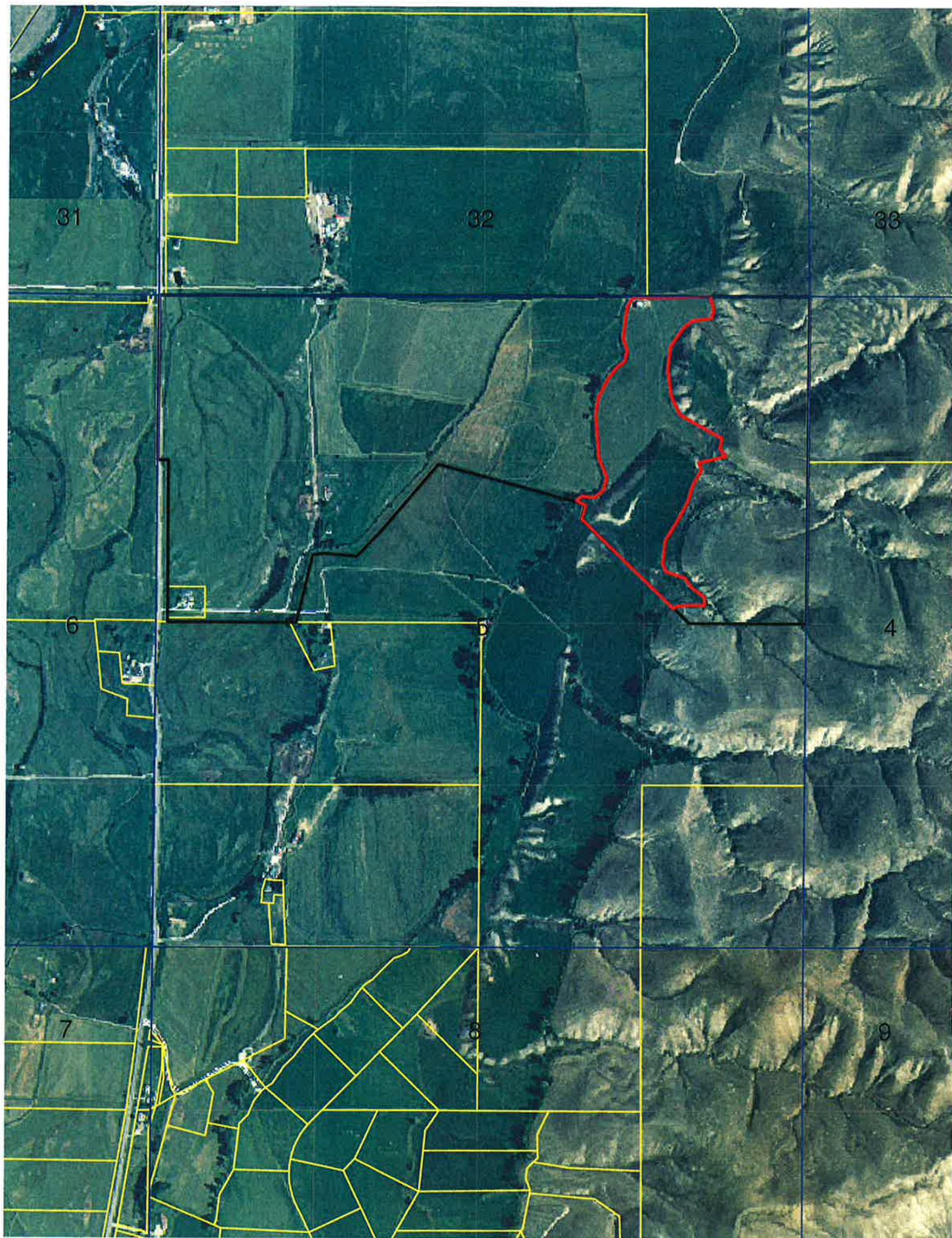
31.6 ACRES TOTAL

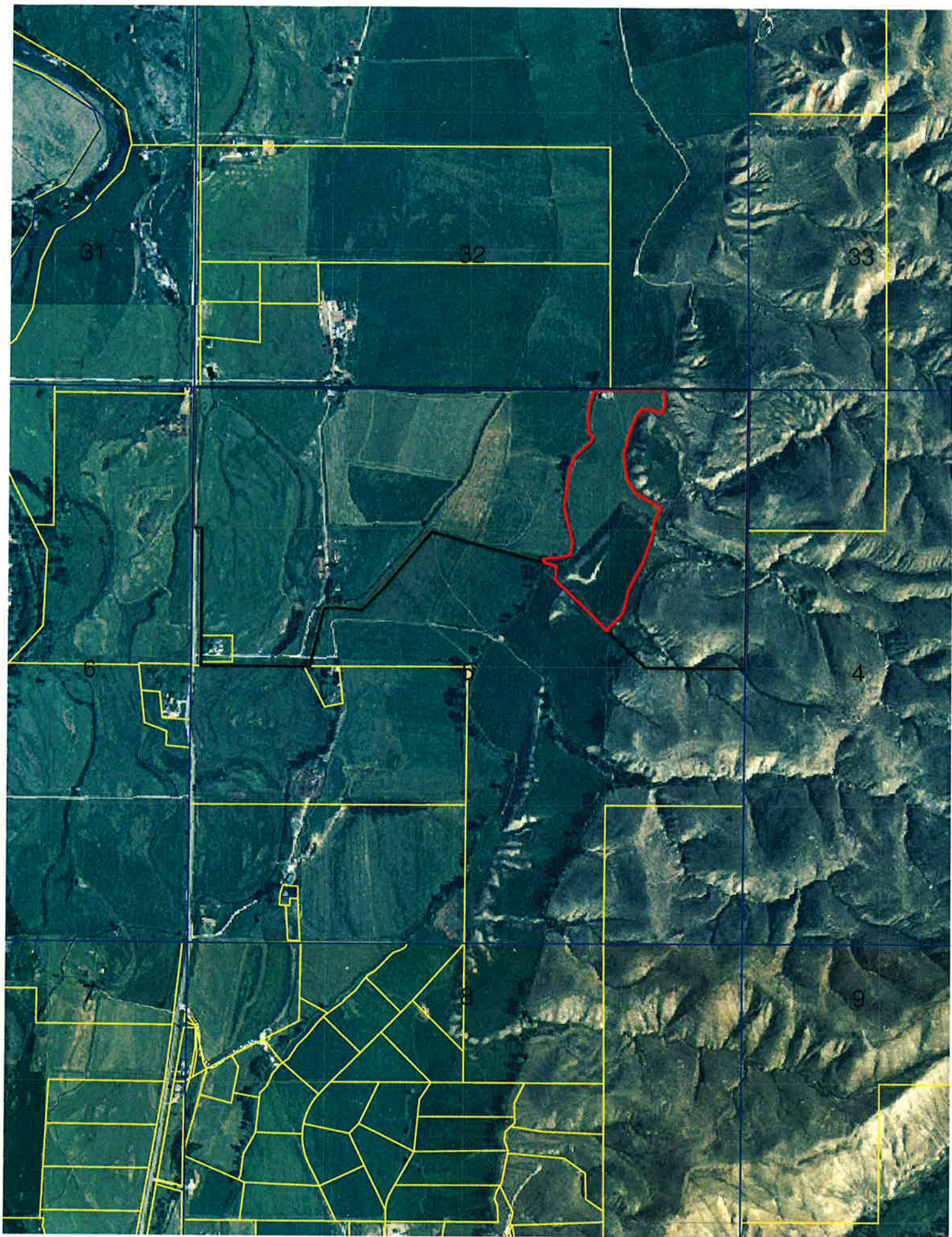
The rights listed below are limited to the irrigation of a combined total of 31.6 acres in a single irrigation season. Combined Right Nos.: 75-74, 75-10061G, 75-10178 and 75-4340A.

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





SCANNED

OCT 03 2001

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A75-00074A
Date Received: 4-19-90
Receipt No: 7006684
Received By: B

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DERROLD SLAVIN
Address: P.O. BOX 41
CARMEN, ID 208-756-3442
AND/OR
Name: MADGE SLAVIN
Address: P.O. BOX 41
CARMEN, ID 208-756-3442
83462

2. Date of Priority: MAY 01, 1896

3. Source: CARMEN CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
22N	22E	9	SE NW SW		LEMHI

5. Description of diverting works:
HEADGATE, DITCH TO FLOOD, ROW & SPRINKLE IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.250		

7. Total Quantity Appropriated is:
0.250 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 81.2 Acre Feet Per Annum.

9. Non-irrigation uses:

A75-00074A

Page 1

Date: 04/19/90

A7500074A



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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
22N	22E	5	NE	NE		IRR	8.5
			NW	NE		IRR	11.5
			SW	NE		IRR	7.5
			SE	NE		IRR	5.0
					Section Acres		32.5
					Total Acres		32.5

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A75-10061G, A75-10178, A75-04340A

14. Remarks:

THIS CLAIM IS BASED UPON A DEED DATED MARCH 6TH, 1969 FOR
12.5 INCHES OF WATER FROM CARMEN CREEK WITH A PRIORITY DATE OF
MAY 1, 1896. SEE ATTACHED COPY OF SAID DEED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

DAVID MCNUTT, ET AL.
Decree Plaintiff

vs

THOMAS PALMER, ET AL.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Derroll Slavin Date: 4-19-90

Date: _____

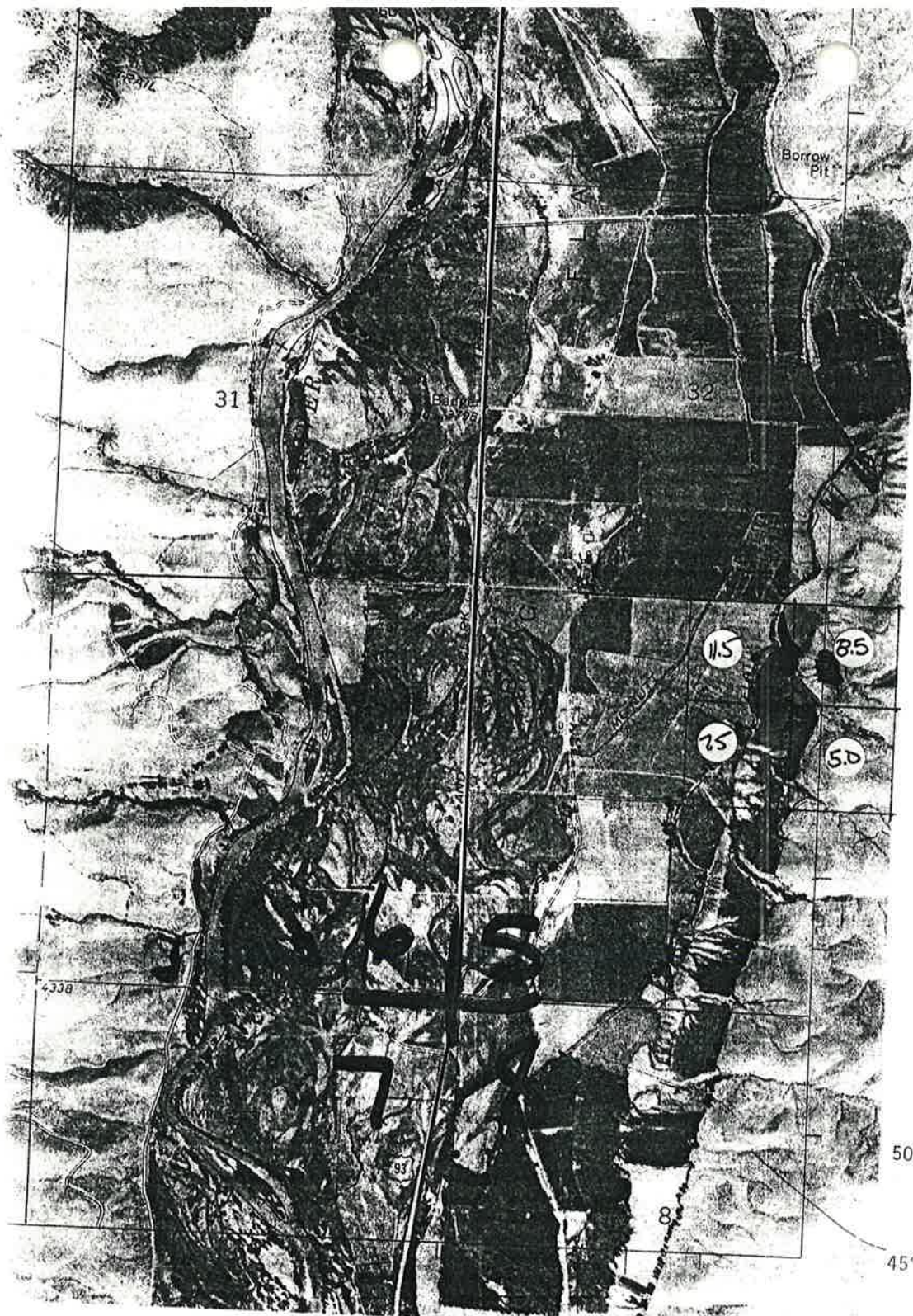
State of Idaho)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of April 1990

Anna Baumhoff
Notary Public

Seal

Residing at Anna Baumhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires December 7, 1994



T23N
T22N

22E

BIRD CREEK, IDAHO
N4515-W11352.5/7.5
1974

ADVANCE PRINT

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DEC 15 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

UNITED STATES
DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION

(3323 1)
(BIRD CREEK)

113° 52' 30"

43° 15'

50°

POD

22N

22E

4529

29

28

27

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WARRANTY DEED

REVENUE STAMPS

For Value Received, namely, \$1.00 and clearance of title,
MILTON C. SLAVIN and JANICE SLAVIN, husband and wife,
the grantors, do hereby grant, bargain, sell and convey unto
THEODORE C. SLAVIN and LEITHA I. SLAVIN, husband and wife,
the grantees, the following described premises, to-wit: in Lemhi County, Idaho,
to wit:

Lots 1, 2, 3 and 4 of Section 5, Township 22 North, Range 22
East, Boise Meridian.

ALSO, a fraction of the S $\frac{1}{4}$ of Section 5, Township 22 North,
Range 22 East, Boise Meridian, more particularly described as
follows, to wit:

Commencing at the West quarter corner of said Section 5, run
thence S. 89°57' E. along the Southerly boundary of the S $\frac{1}{4}$ of
Section 5 a distance of 89.0 feet to a point on the Easterly Right-
of-Way line of U.S. Highway No. 93 and the point of beginning of the
tract of land herein described; continuing thence S. 89°57' East
1036.0 feet; thence N. 13°26' E. 564.0 feet; thence N. 84°19' E.
100.0 feet; thence S. 84°36' E. 254.9 feet; thence N. 44°22' E. 280.0
feet; thence N. 40°21' E. 715.0 feet; thence S. 74°54' E. 1228.0 feet;
thence S. 15°06' W. 125.0 feet; thence S. 42°39' E. 1245.1 feet to a
point on the Southerly boundary of the S $\frac{1}{4}$ of Section 5; thence
S. 89°57' E. 949.6 feet to the Southeasterly corner of the S $\frac{1}{4}$ of
Section 5; thence N. 0°05' E. along the Easterly boundary of Section
5 a distance of 1320.5 feet to the Northeasterly corner of the
SE $\frac{1}{4}$ of Section 5; thence N. 89°51' W. along the Northerly boundary
of the S $\frac{1}{4}$ of Section 5 a distance of 5208.6 feet to a point on
the Easterly Right-of-Way line of U.S. Highway No. 93; thence
Southerly along said Right-of-Way line 1320.0 feet, more or less,
to the point of beginning, containing 99.204 acres.

Together with all water and water rights, ditch and ditch rights,
range and range rights used in connection therewith,
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantees, that they are the owners in fee simple of said premises; that said
premises are free from all incumbrances

Said above described water shall include 12 $\frac{1}{2}$ inches of the
decreed waters of Carmen Creek with a priority date of May 1, 1896.
and that they will warrant and defend the same from all lawful claims whatsoever.
Dated: January 14, 1969.

Milton C. Slavin
Janice I. Slavin

STATE OF IDAHO, COUNTY OF LEMHI
On this 14th day of January, 1969,
before me, a Notary Public in and for said State, personally
appeared Milton C. Slavin and Janice
Slavin, husband and wife,

STATE OF IDAHO, COUNTY OF Lemhi
I hereby certify that this instrument was filed for record at
the request of Fred H. Snook
on 12 minutes past 11 o'clock A.M.
this 6th day of March 1969, in my office, and duly recorded in Book File
of Deeds 2202X

in the persons whose names are
in within instrument, and acknowledged to
they executed the same

Eleanor Aldous
Ex-Officio Recorder

INSTRUMENT No. 1165

MICRO
DEC 11 1969