

12/11/2006

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

RIGHT NUMBER: 75-91
NAME AND ADDRESS: DENNIS DEAN PARDE
PO BOX 612
SALMON ID 83467

JANOA T PARDE
PO BOX 612
SALMON ID 83467

SOURCE: SPRING CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.400 CFS
PRIORITY DATE: 07/01/1887
POINT OF DIVERSION:

T21N R21E S27 SWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 07/01	0.400 CFS0.240
	07/02 10/31	CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R21E S36	NWNE	0.10	T21N R21E S36	SWNE	0.30
T21N R21E S36	NENW	40.00	T21N R21E S36	NWNW	40.00
T21N R21E S36	SWNW	28.00	T21N R21E S36	SENE	38.00

146.4 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.

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
CHANGED OWNERSHIP PER REQUEST/CV/09-26-00

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



Idaho Department of Water Resources

SRBA Claim:

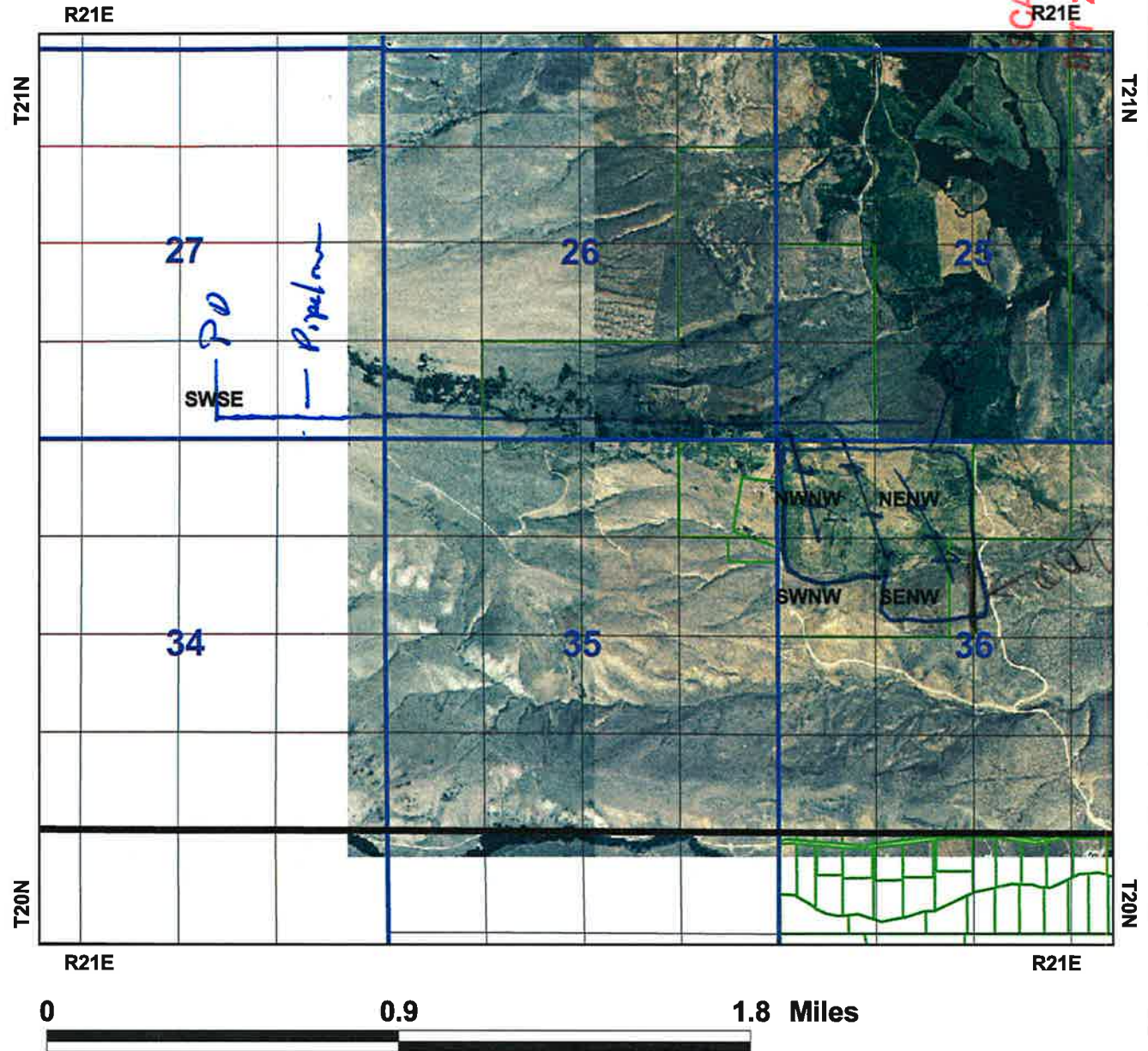
75-91

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels



Lemhi County
IDWR Basin 75



Prepared by R. Brown
On Tuesday, May 16, 2006
1987/88 Aerial Photography

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)**

CLAIM NO(s). 75-91

1. ☒ No Change NAME IS SAME

☐ NEW OWNER: _____

☒ No Change ADDRESS

☐ NEW ADDRESS: _____

2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted

☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____

(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE

☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION

☐ Point of diversion is different than the claim and/or new P/D's:

GPS Site Tag No.: A0017450

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

dam in creek buried pipe to gravity sprinkler
system

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 7-10-06

FIELD EXAMINER: Bob Foster
Print Name

Bob Foster
Signature

11/20/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 75-91

DENNIS DEAN PARDE
PO BOX 612
SALMON ID 83467
Telephone Number: (208)756-2177

JANOA T PARDE
PO BOX 612
SALMON ID 83467
Telephone Number: (208)756-2177

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

POINT OF DIVERSION

2. Describe the changes you wish to make in the proposed recommendation:

ACREAGE LINE ADJUSTMENT

3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12-6-06

SIGNATURE: Dennis Dean Parde

Please print your name: DENNIS DEAN PARDE

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

SCANNED

OCT 21 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

SCANNED

OCT 03 2001

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 26, 2000

JANOA T & DENNIS DEAN PARDE
PO BOX 612
SALMON ID 83467

RE: CHANGE IN OWNERSHIP FOR A75-00091, A75-00092 and
A75-10472

Dear Claimant:

The request for Change in Ownership concerning the
Notice(s) of Claim in the above reference has been
processed and the Notice(s) modified to reflect you as
the new owner(s).

Water right number A75-10481 is being processed and
will be sent to you in another mailing.

Enclosed is a copy of the Notice(s) of Claim, with your
name shown as the current owner. Review the forms and
if there are other corrections or questions, feel free
to contact this office.

**If there are no questions or corrections, please keep
this Notice for your records.**

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

DELOG JC
6/14/00

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

RECEIVED
JUN 13 2000

Please print or type. Attach pages with additional information. Instructions are on the back of this page. Department of Water Resources
 Incomplete forms will be returned. Eastern Region

1. Water Right No(s): A75-10481
 Adjudication Claim No(s): A75-16451, A75-10472, A75-00091, A75-00092
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND**
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
 - OR**
 - C. If your water right or adjudication claim 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 Edward S. Tolman and Joy C. Tolman
393 N. Main, Monticello, Utah 84624
4. New Owner/Claimant(s) Janae T. +/or Dennis Dean Parde
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address P.O. Box 612
 City, State and ZIP Code Salmon ID 83467
 New Telephone Number (208) 756-2177
5. Date you acquired the property 5-16-2000
6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____	Number and type of stock _____
Diversion rate in CFS _____	Number of homes you acquired _____
Other uses _____	

7. Signature of New Owner(s) or Claimant(s) Janae T. Parde

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

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

3070002514

WARRANTY DEED

For Value Received, EDWARD S. TOLMAN and JOY C. TOLMAN, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto the Grantees, JANOA T. PARDE and DENNIS DEAN PARDE, wife and husband, whose current mailing address is P.O. Box 612, Salmon, Idaho, 83467, the following described premises, in Lemhi County, Idaho, to-wit:

LEGAL DESCRIPTION - See attached Exhibit A.

SUBJECT to easements and rights of way of record.

Grantors reserve to their children, individually or as a group, for a period of thirty (30) years, the right to purchase the above property from the Grantees should the Grantees receive a bona fide offer to sell the same, which offer the Grantees have agreed to accept. The children of Grantors shall have a period of 15 days, after written notice, to meet such an offer on the same conditions and terms as the offer the Grantees have agreed to accept.

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 Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 12 day of May, 2000.

Edward S. Tolman
EDWARD S. TOLMAN

Joy C. Tolman
JOY C. TOLMAN

I certify this
to be a true and
correct copy.

Sharon R. Little
Manager Allman Title
Edmon Corp..
Salmon Branch

WARRANTY DEED -- 1

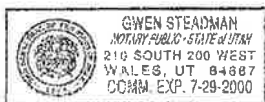
State of Idaho)
County of Lemhi) SS No. 244245
This instrument was filed for record at the request
of Allman Title
at 12:25 clock P.M. 5-16-2000
and duly filmed and indexed in the records of Lemhi
County
Tami J. Morton
Ex. Office Recorder
By Sharon R. Little Deputy
Fee 9.00
Return to _____

244245

STATE OF Utah)
County of Sanpete) ss.

On this 12th day of May, 2000, before me, a Notary Public in and for said County and State, personally appeared EDWARD S. TOLMAN and JOY C. TOLMAN, husband and wife, known to me to be the persons whose names 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 in this certificate first above written.



Gwen Steadman
NOTARY PUBLIC
Residing at Wales, UT 84667
Comm. Expires on 7-29-2000

244245

LEGAL DESCRIPTION
EXHIBIT 'A'

TOWNSHIP 21 NORTH, RANGE 21 EAST, BOISE MERIDIAN, LEMHI
COUNTY, IDAHO.

SECTION 26: S1/2SE1/4, SE1/4SW1/4, SE1/4NE1/4, NE1/4SE1/4
SECTION 35: NE1/4NE1/4, N1/2NE1/4SE1/4NE1/4
SECTION 36: NW1/4

EXCEPTING THEREFROM THE FOLLOWING TWO PARCELS OF LAND:

PARCEL I:

THE EASTERLY 10 ACRES OF THE SE1/4NW1/4 SECTION 36, T. 21 N., R.
21 E., B.M., LEMHI COUNTY, IDAHO.

PARCEL II:

A PARCEL OF LAND LOCATED IN THE NE1/4 SECTION 35, AND THE
NW1/4 SECTION 36, T. 21 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY,
IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 35, FROM
WHICH THE S1/4 CORNER OF SAID SECTION 36 BEARS S. 89° 17' 30" E. A
DISTANCE OF 2637.37 FT., THE BASIS OF BEARING OF THIS
DESCRIPTION, RUN THENCE N. 00° 17' 33" E. A DISTANCE OF 3833.92 FT.
TO THE POINT OF BEGINNING.

THENCE N. 68° 22' 51" W. A DISTANCE OF 633.74 FT.;

THENCE N. 09° 47' 05" E. A DISTANCE OF 733.91 FT.;

THENCE S. 82° 29' 45" E. A DISTANCE OF 512.71 FT.;

THENCE S. 02° 49' 25" W. A DISTANCE OF 890.85 FT. TO THE POINT OF
BEGINNING.

per county
already
owned
by
Pardue

per county
already
owned
by
Pardue
JC
9/26/00

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 75-91
Date Received: 5/3/90
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

DENNIS DEAN PARDE Phone: (208) 756-2177

PO BOX 612
SALMON ID USA 83467

JANOA T PARDE Phone: (208) 756-2177

PO BOX 612
SALMON ID USA 83467

2. Date of Priority: 06/01/1887

3. Source: SPRING CREEK Trib. to: Salmon River

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
21N	21E	27	SW SE	LEMHI

5. Description of diverting works:

GRAVITY FLOW IN DITCHES TO PIPES AND SPRINKLERS OR FLOOD

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	7/01	0.4	

7. Total Quantity Appropriated is:
0.4 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
21N	21E	36	NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	35
			SE	NW	IRRIGATION	35
					Section Acres	150
					Total Acres	150

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:

14. Remarks:

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

CHANGED OWNERSHIP PER REQUEST/CV/09-26-00

15. Basis of Claim: Decreed

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: A75-00091

Date Received: 5/03/1990

Receipt No: 0006875

Received By: RMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EDWARD S. TOLMAN
Address: P.O. BOX 227-D4
SALMON, ID

208-756-3804

83467

2. Date of Priority: JUN 01, 1887

3. Source: SPRING CREEK

Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
21N	21E	27	SW	SE			LEMHI

5. Description of diverting works:

GRAVITY FLOW IN DITCHES TO PIPES AND SPRINKLERS OR FLOOD

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	07/01	0.400		
IRRIGATION	07/02	11/01	0.240		

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

A.F.A.

8. Total consumptive use is 375.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
21N	21E	36	NE	NW		IRR	40.0
			NW	NW		IRR	40.0

A75-00091

Page 1

Date: 05/03/90

A7500091



MICROFILMED

DEC 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	21E	36	SW	NW		IRR	35.0
			SE	NW		IRR	35.0

Section Acres 150.0

Total Acres 150.0

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:
75-00092

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

VAN STRATT

Decree Plaintiff

vs

G. HUDLOW

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Edward S. Johnson Date: May 3, 1990

Date: _____

State of Idaho)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 3 day
of May 19 90

[Signature]
Notary Public

Seal

Residing at Idaho Falls, ID.

My Commission Expires 22 Aug 1994



POD 6000
00002

MOUNTAIN

34

MICROFILMED
DEC 15 1992