

09/28/2005

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

RIGHT NUMBER: 75-97

NAME AND ADDRESS: CLYDE L PHILLIPS
12 HUSSEY LN
SALMON ID 83467

SOURCE: IRON CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 2.000 CFS

PRIORITY DATE: 04/01/1902

POINT OF DIVERSION:

T18N R21E S7 NWNWNW Lot 1 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
2.000 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T18N R21E S07	SWNE	18.0	T18N R21E S07	SENE	0.8
T18N R21E S07	NENW	6.1	T18N R21E S07 Lot 1 NWNW		12.0
T18N R21E S07	SENE	15.0			

51.9 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

Void

12/16/2006

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

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NAME AND ADDRESS: CLYDE L PHILLIPS
12 HUSSEY LN
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PRIORITY DATE: 04/01/1902

POINT OF DIVERSION:

T18N R21E S7 NWNWNW Lot 1 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	2.000 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T18N R21E S07	SWNE	20.00	T18N R21E S07	SENE	1.30
T18N R21E S07	NENW	6.10	T18N R21E S07 Lot 1 NWNW		19.00
T18N R21E S07	SENE	16.60			

63 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

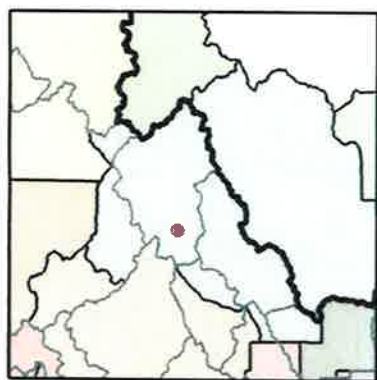
SRBA Recommendation:

75-97

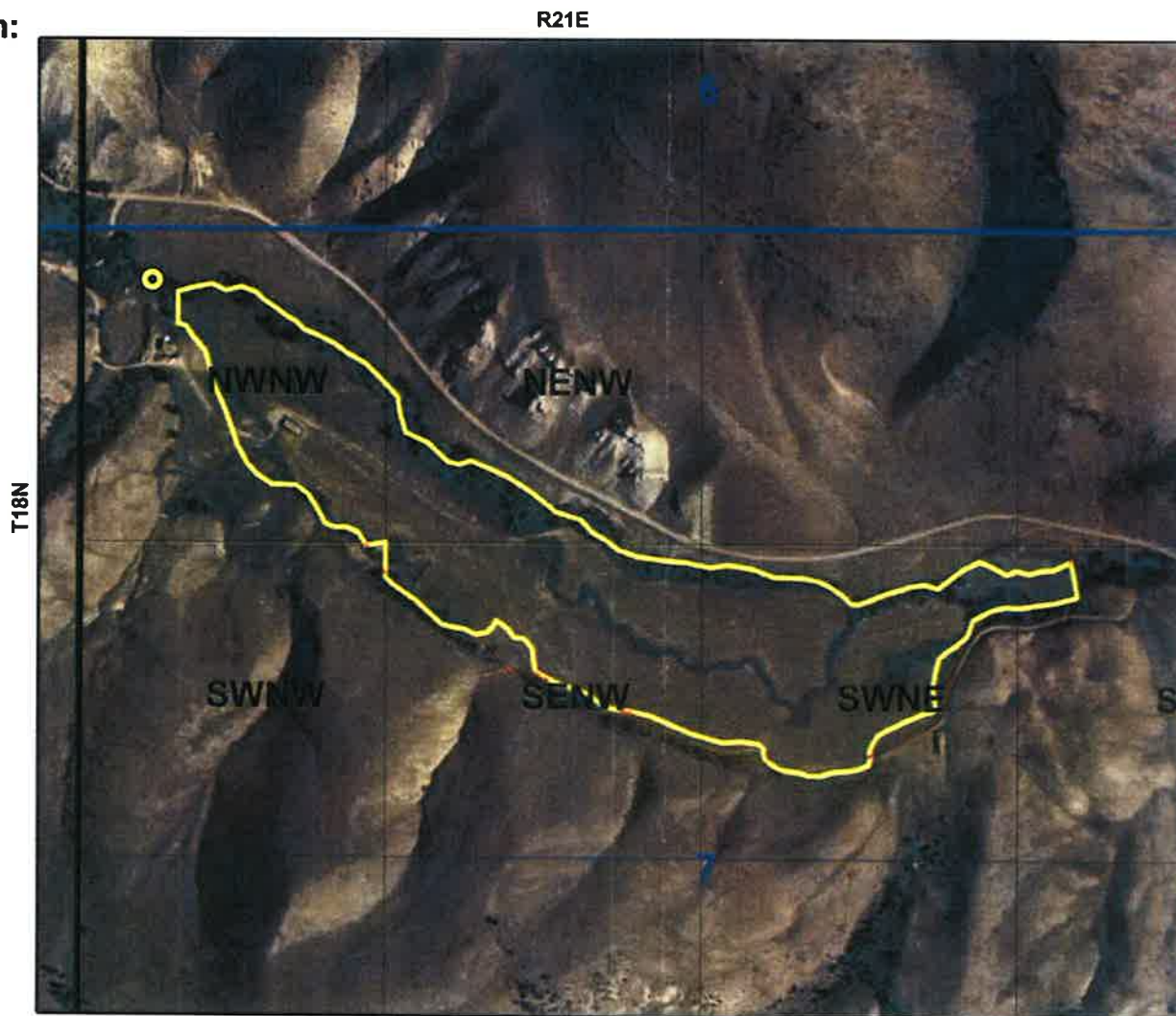
(Irrigation)

Legend

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



Lemhi County
IDWR Basin 75



0 0.3 0.6 Miles

Prepared by M. Ciscell
On Saturday, November 18, 2006
2004 Aerial Photography

SCANNED

OCT 21 2008

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: 75-97

CLYDE L PHILLIPS
12 HUSSEY LN
SALMON ID 83467

Telephone Number: (208) 894-2224

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

2. Describe the changes you wish to make in the proposed recommendation: This portion of ground has always been figured at 63 acres I have outlined in red portions that are actually irrigated but are not within your measurements.

3. Give a brief explanation as to why you disagree with these portions: you have under estimated the acres we irrigate.

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

DATE: 12-06-06 SIGNATURE: Clyde L. Phillips
Please print your name: Clyde L. Phillips

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

SCANNED
OCT 21 2008



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

December 16, 2006

Clyde L Phillips
12 Hussey Ln
Salmon, Idaho 83467

Re: Claim 75-97

Dear Mr. Phillips:

Enclosed is a new map and a preliminary recommendation reflecting the comments you made on the Notice of Error Reply. Please contact me if the changes are incorrect.

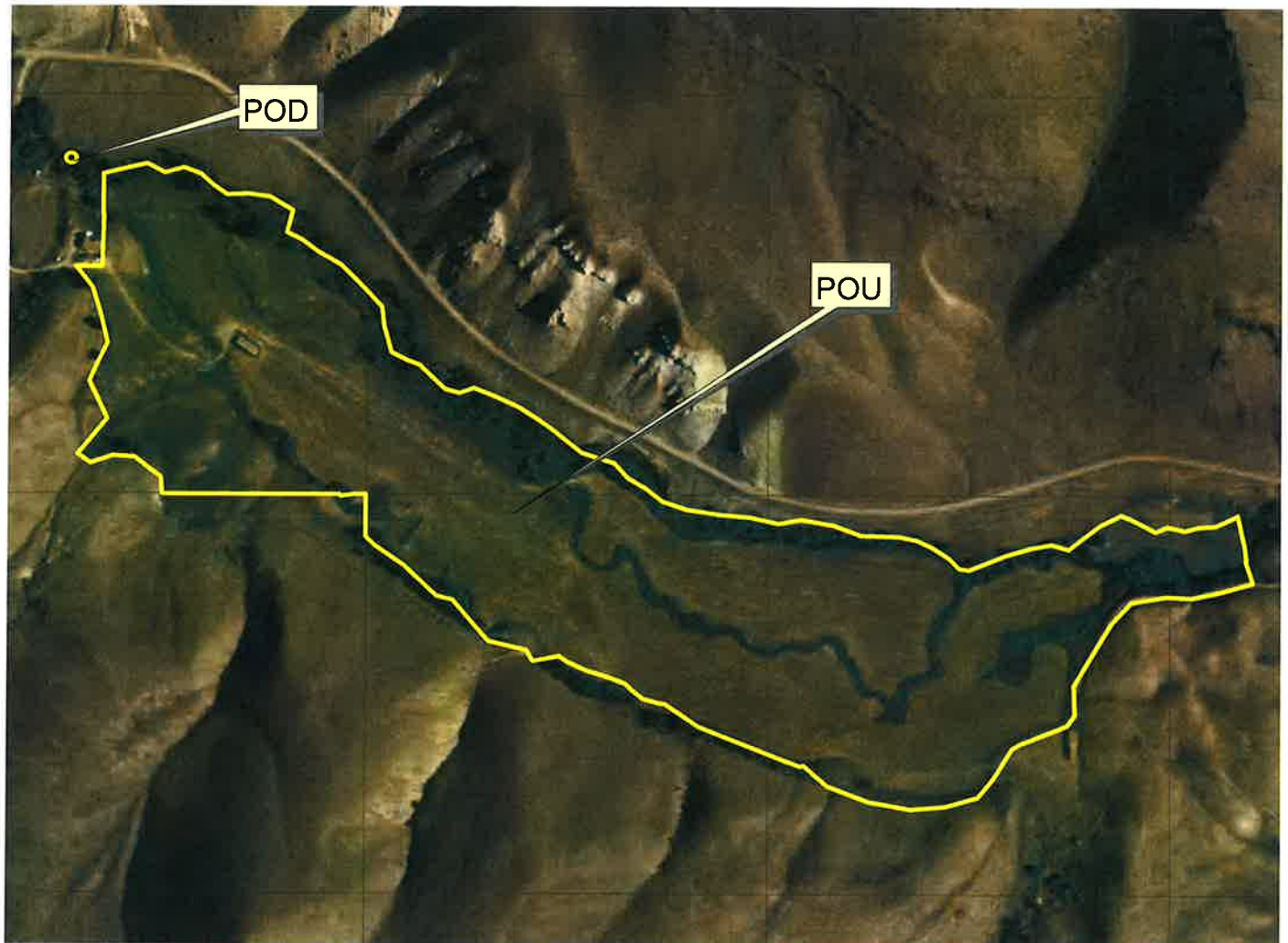
Sincerely,

Keith E. Franklin
Water Resources Agent

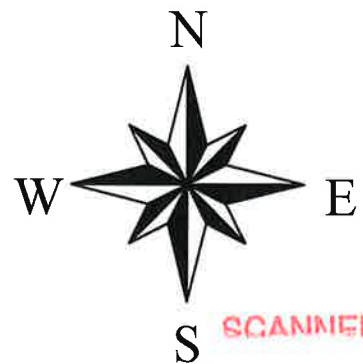
Encl/kf

SCANNED
OCT 21 2008

75-97



- Theme40.shp
- GCDB18N21E GCDB
- Pod.shp
- Administrative BasinsAdminbas.shp



SCANNED
OCT 21 2008



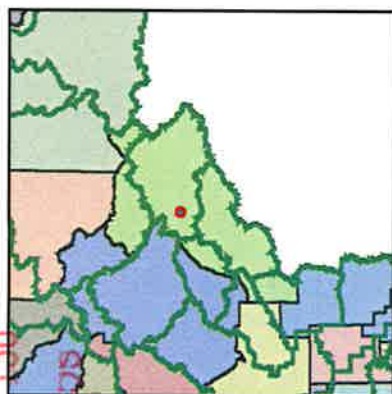
Idaho Department of Water Resources

Adjudication Claim Number: **75-97**

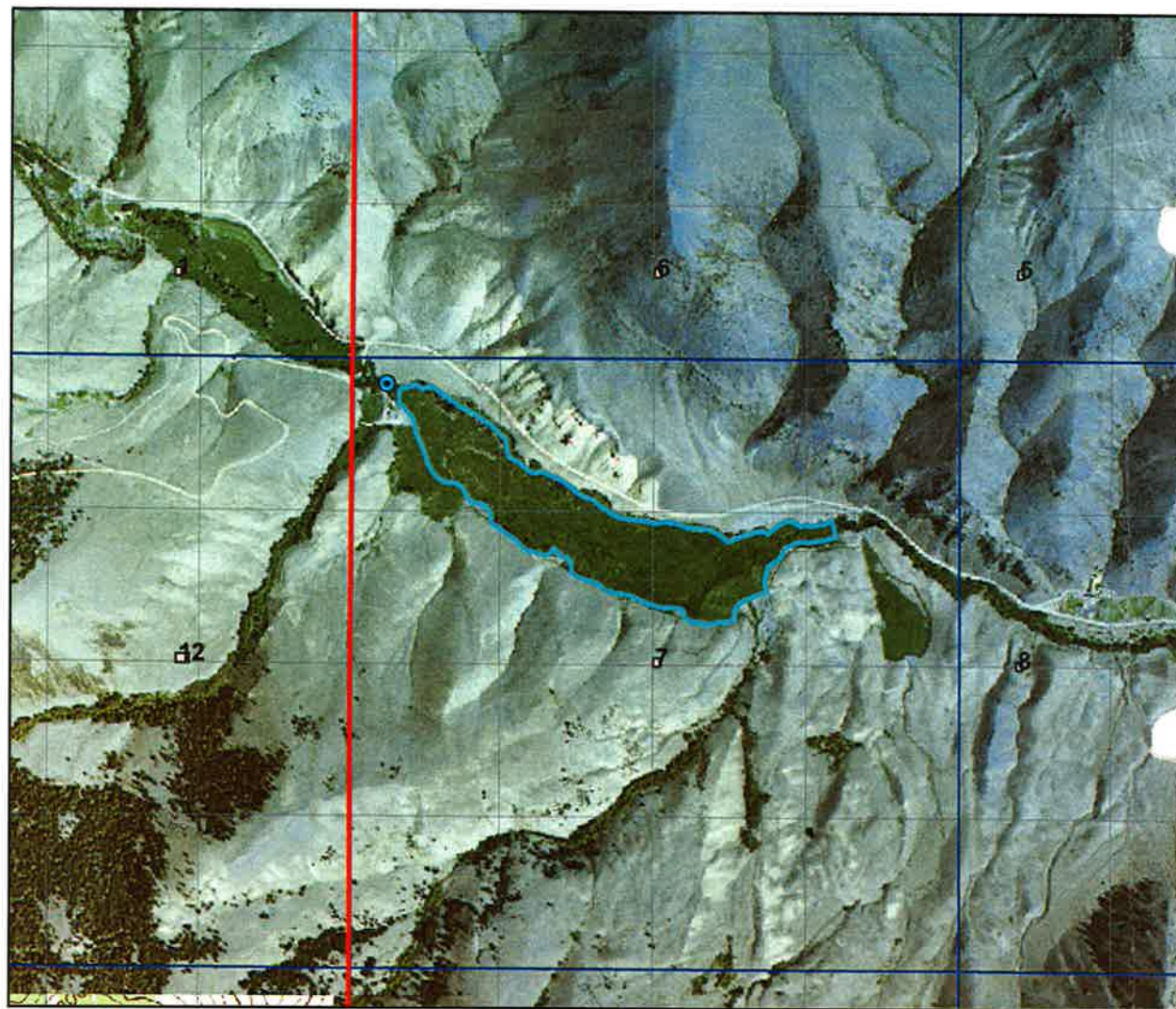
T18N R20E
T18N R21E

Legend

-  Point of Diversion
-  75-97
-  Township/Range
-  Sections
-  GCDB18N21E GCDB
-  GCDB18N20E GCDB



Lemhi County
IDWR Basin 75



0 0.5 1 Miles

Prepared by R. Brown
On Tuesday, September 27, 2005
1988 Aerial Photography

SCANNED
OCT 21 2008

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

CLAIM NO(s). 75-0097

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.: NO TAG POD is SIC-07 on map

Township 18N Range 21E Section 7 1/4 NW 1/4 NW 1/4 NW
Township _____ Range _____ Section _____ 1/4 1/4 1/4

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

two ditches to place of use no pod in S12 18N 21E
SESENE

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

two ditches at poD

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 8-17-05

FIELD EXAMINER:

Bob Foster
Print Name

Bob Foster
Signature

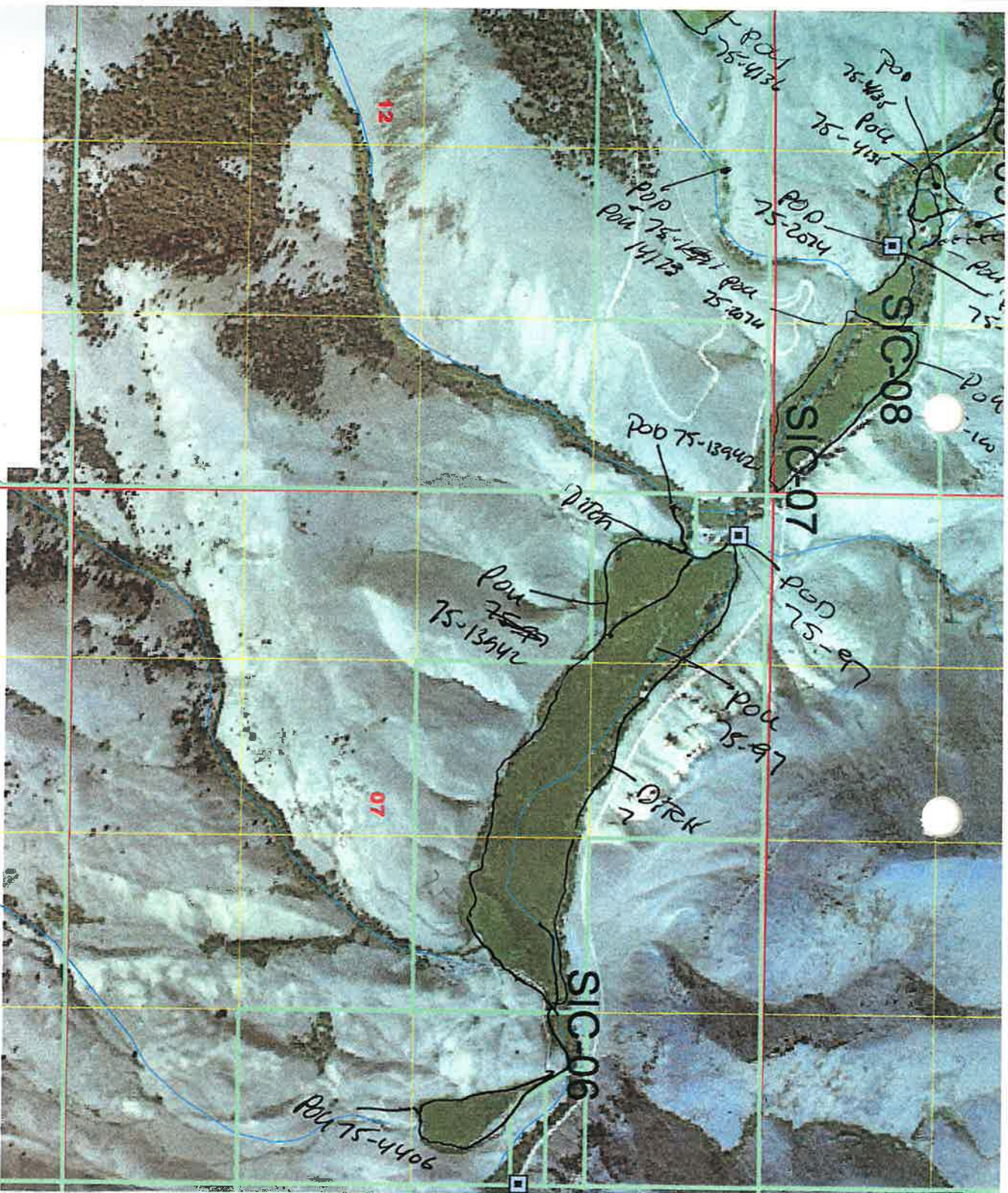
SCANNED

18

13

07

12



File IRON CREEK 7

Start Date and Time ----- 2004/06/02 12:26:02
 Sensor Type ----- FlowTracker Handheld ADV
 SerialNumber ----- P170
 Averaging Time ----- 20 sec
 Units system ----- ENGLISH
 Staff height ----- 0.00 ft
 Gauge height ----- 0.00 ft
 Rated discharge ----- 0.000 cfs
 Starting edge of water --- LEW
 Number of stations ----- 10
 Total width ----- 8.8 ft
 Total area ----- 11.32 ft^2
 Total discharge ----- 15.222 cfs
 Mean velocity ----- 1.351 ft/s
 Mean SNR ----- 32.8 dB
 Mean std. error of vel. --- 0.12 ft/s
 Mean boundary conditions -- 0 (BEST)
 Boundary condition (Bnd) -- 0: BEST

upper place

- 1: GOOD
- 2: FAIR
- 3: POOR

ST.	Loc.	Depth	IceD	MDep	Clock	Npts	Spike	Vel	SNR	Angle	Verr	Bnd	Temp	Corr	MeanV	Area	Flow
(ft)	(ft)	(ft)	(*D)		(ft/s)	(dB)	(deg)	(ft/s)	(degF)	Fact	(ft/s)	(ft^2)	(cfs)				
0	1.0	0.00	0.00	.0	00:00	0	0	0.00	0.0	0	0.0	0	0.00	1.00	-0.144	0.00	0.000
1	1.8	1.40	0.00	.6	12:26	20	1	-0.144	41.2	-21	0.04	0	46.36	1.00	-0.144	1.120	-0.161
2	2.6	1.35	0.00	.6	12:26	20	0	0.845	34.8	1	0.10	0	46.36	1.00	0.845	1.080	0.912
3	3.4	1.40	0.00	.6	12:27	20	0	1.790	32.2	-2	0.18	0	46.36	1.00	1.790	1.120	2.004
4	4.2	1.40	0.00	.6	12:28	20	1	2.082	31.8	2	0.16	0	46.38	1.00	2.082	1.120	2.331
5	5.0	1.40	0.00	.6	12:28	20	0	2.931	31.8	5	0.19	0	46.38	1.00	2.931	1.120	3.283
6	5.8	1.40	0.00	.6	12:29	20	1	2.673	30.0	7	0.19	0	46.40	1.00	2.673	1.120	2.993
7	6.6	1.40	0.00	.6	12:29	20	1	1.781	31.8	5	0.10	0	46.42	1.00	1.781	1.120	1.995
8	7.4	1.50	0.00	.6	12:30	20	1	1.221	30.5	5	0.14	0	46.45	1.00	1.221	1.200	1.465
9	8.2	1.50	0.00	.6	12:31	20	0	0.416	30.0	9	0.06	0	46.49	1.00	0.416	1.200	0.499
10	9.0	1.40	0.00	.6	12:31	20	0	-0.089	33.5	-7	0.04	0	46.49	1.00	-0.089	1.120	-0.100
11	9.8	0.00	0.00	.0	00:00	0	0	0.00	0.0	0	0.0	0	0.00	1.00	-0.089	0.00	0.000

SCANNED

11/20/2006

NOTICE OF ERROR
REPLY

RECEIVED
DEC 13 2006
DEPARTMENT OF
WATER RESOURCES

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: 75-97

CLYDE L PHILLIPS

12 HUSSEY LN

SALMON ID 83467

Telephone Number: (208) 894-2224

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

2. Describe the changes you wish to make in the proposed recommendation: This portion of ground has always been figured at 63 acres I have outlined in red portions that are actually irrigated but are not within your measurements.

3. Give a brief explanation as to why you disagree with these portions: you have under estimated the acres we irrigate.

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

DATE: 12-06-06

SIGNATURE: Clyde L. Phillips

Please print your name: Clyde L. Phillips

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

SCANNED ✓
DEC 13 2006



Idaho Department of Water Resources

SRBA Recommendation:

75-97

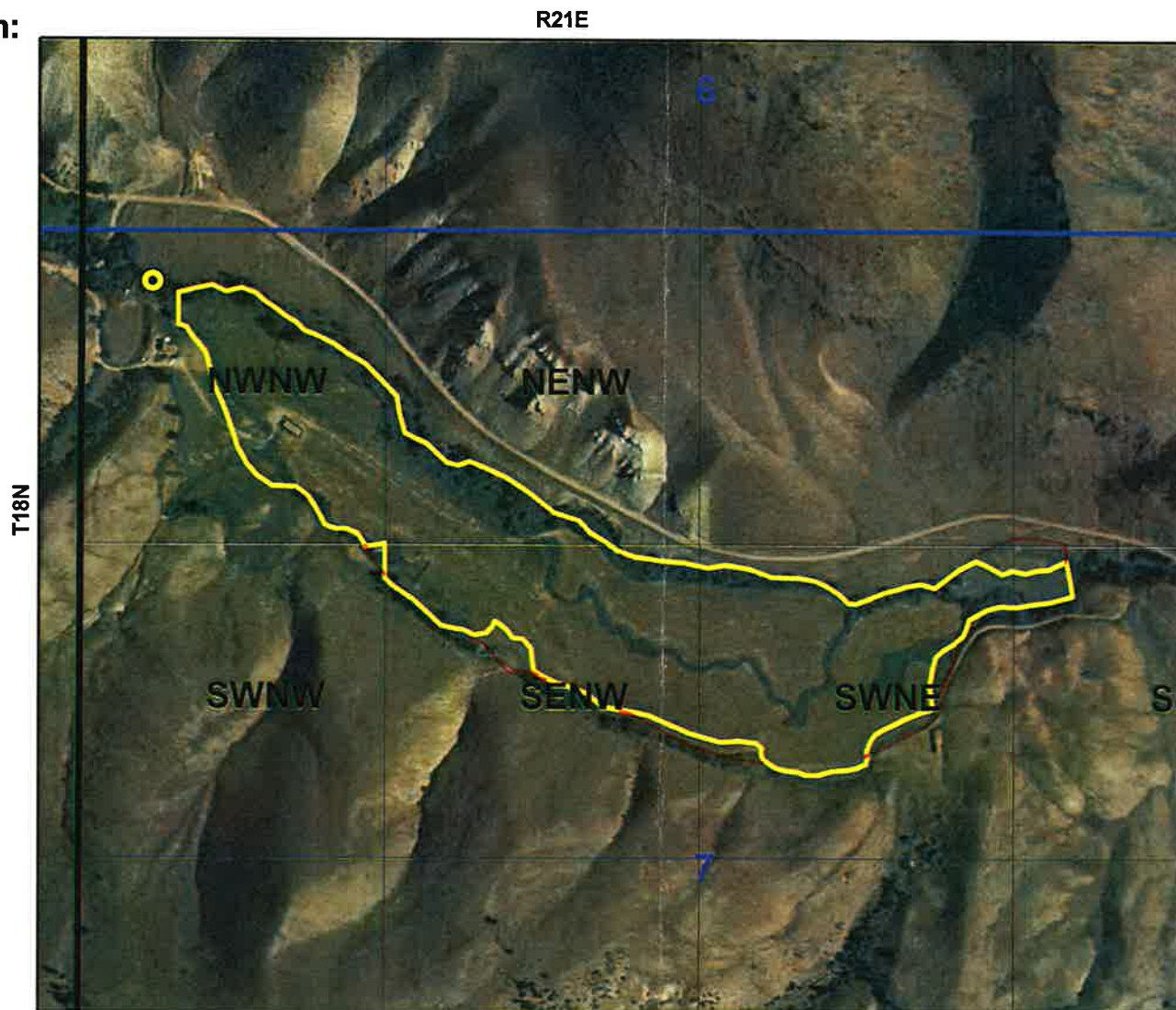
(Irrigation)

Legend

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



Lemhi County
IDWR Basin 75



0 0.3 0.6 Miles

Prepared by M. Ciscell
On Saturday, November 18, 2006
2004 Aerial Photography

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

RECEIVED**AUG 27 2004**

Department of Water Resources

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
75-97			75-4003		
75-99			75-4403		
75-101			75-4406		
75-102			75-7031		
75-2093					

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) EUGENE G. HUSSEY
220 HUSSEY LANE SALMON ID. 83467
4. New Owner/Claimant(s) CLYDE L. PHILLIPS
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 12 HUSSEY LANE
 City, State and ZIP Code SALMON, ID. 83467
 New Telephone Number 208 894-2224
5. Date you acquired the property 03-26-03

SCANNED**MAR - 3 2005**

O.K. to process
 R Brown 3/3/05

SCANNED**OCT 27 2004**

Roxanne Brown
 (208) 327-7725
 1301 N. Orchard
 Boise, ID 83706

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 _____		
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	_____	_____

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)
(include title if applicable)

Clyde L. Phillips

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 _____
 Receipted by ADHorn Date _____ Receipt No. _____
 Processed by ADHorn Date 3-3-15 WR _____ Date _____

SCANNED
MAR - 3 2005

SCANNED
OCT 22 2004

Warranty Deed

RECEIVED

AUG 27 2004

DEPARTMENT OF
WATER RESOURCES

For Value Received EUGENE G. HUSSEY aka EUGENE HUSSEY,
a single person,

the grantor, do hereby grant, bargain, sell and convey unto

CLYDE L. PHILLIPS AND JANELLE D. PHILLIPS,
husband and wife,

whose current address is 12 Hussey Lane, Salmon, ID 83467

the grantees, the following described premises, in Lemhi County Idaho, to wit:

SEE EXHIBIT "A" ATTACHED HERETO:

EXCEPTING THEREFROM the property described on Exhibit "B"
and "C".

The above conveyance is made free and clear of all other encumbrances except:
Rights of way and easements, reservation in Federal patents and state deeds, or
other restrictions imposed by law, building and use restrictions of records,
building and zoning regulations and ordinances of any governmental unit whether
of sight or of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee & their
heirs and assigns forever. And the said Grantor does hereby covenant to and with the said
Grantee s, that the y the owners in fee simple of said premises; that they are free from all incumbrances

and that the y will warrant and defend the same from all lawful claims whatsoever.

Dated: March 26 2003

Eugene G. Hussey
EUGENE G. HUSSEY

SCANNED

AUG 27 2004

EXHIBIT 'A'

254078

Hussey—Phillips

Township 18 North, Range 21 E., B.M., Lemhi County, Id

Section 7: Lot 1, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$

EXCEPTING THEREFROM THE FOLLOWING THREE PARCELS:

PARCEL I: T3067 (Evarts property)

A parcel of land located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 7, T. 18 N., R. 21 E., B.M., Lemhi County, Idaho, more particularly described as follows, to wit:

Commencing at the West Quarter Corner of said Section 7, a distance of 2102.25 feet on a bearing of N. 0°09' E. along the West Section line to the REAL POINT OF BEGINNING.

From this REAL POINT OF BEGINNING a distance of 406.02 feet on a bearing of N. 89°43'12" E.;

Thence N. 0°09' E.; 530.57 feet;

Thence S. 89°59' W.; 406.01 feet to the Northwest Section Corner of Section 7;

Thence S. 0°09' W.; 532.43 feet to the REAL POINT OF BEGINNING.

PARCEL II: T3405 (Hurst property)

A parcel of land located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7, T. 18 N., R. 21 E., B.M., Lemhi County, Idaho, more particularly described as follows, to wit:

Commencing at the East Quarter Corner of said Section 7, a distance of 1017.41 feet on a bearing of N. 0°03'14" W. along the East Section Line to the REAL POINT OF BEGINNING.

From this REAL POINT OF BEGINNING, a distance of 301.75 feet continuing on a bearing of N. 0°03'14" W.;

Thence N. 89°59'30" W.; 892.70 feet;

Thence S. 12°22'12" E.; 172.70 feet;

Thence S. 33°03'42" E.; 158.79 feet;

Thence S. 89°59'30" E.; 769.35 feet to the REAL POINT OF BEGINNING.

SCANNED

OCT 22 2004

PARCEL III: T4356 (Matz property)

A parcel of land located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7, T. 18 N., R 21. E., BM., Lemhi County, Idaho, more particularly described as follows to wit:
Commencing at the East Quarter Corner of said Section 7, a distance of 756.57 feet on a bearing of N. 0°03'14" W., along the East Section Line to the REAL POINT OF BEGINNING; From this Real Point of Beginning a distance of 260.84 feet continuing on a bearing of N. 0° 03'14" W;

Thence N. 89°59'30" W. 769.35 feet; Thence S. 33°03'42" E., 267.32 feet;

Thence S. 55°18'18"E., 64.68 feet; Thence S. 89°59'30" E., 570.59 feet to the REAL POINT OF BEGINNING,

SECTION 8: SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

SECTION 9: Lots 2 and 3, SW $\frac{1}{4}$ SW $\frac{1}{4}$

SECTION 10: Lot 10

SECTION 15: Lots, 2, 3, 4 and 8, W $\frac{1}{2}$ NW $\frac{1}{4}$

ALSO INCLUDING: T3758

A parcel of land located in Lot 9, Section 15, T. 18 N., R. 21 E., Boise Meridian Lemhi County, Idaho, more particularly described as follows: commencing at the SW corner of said Section 15 from which the NW corner of Section 15 bears N. 00°02'00" W. the Basis of Bearing of this description, run thence N. 00°02'00" W. along the Westerly boundary of said section a distance of 1316.81 feet to the NW corner of said Lot 9;

Thence N. 89°52'45" E. along the calculated G.L.O. northerly boundary of said Lot 9, a distance of 238.16 feet to the POINT OF BEGINNING;
Thence continuing along said boundary a distance of 608.00 feet to a point on the westerly bank of the Salmon River;

Thence the following courses and distances along said bank; S 41°47'44"W. 321.56 feet; S. 33°57'26" W. 245.25 feet; Thence N. 30°09'15" W. a distance of 511.02 feet to the point of beginning.

EXHIBIT "B"

254078

EXCEPTING THEREFROM:

A parcel of land located in Government Lot 8, Section 15, T. 18 N., R. 21 E., B.M., Lemhi County, Idaho, more particularly described as follows, to wit:

Commencing at the North West Section Corner of said Section 15, a distance of 2,576.41 feet on a bearing of S. $0^{\circ} 02'$ E.; thence S. $38^{\circ} 02'$ E.; 299.98 feet; thence S. $48^{\circ} 32'$ E.; 300.00 feet; thence S. $47^{\circ} 37'$ E.; 707.55 feet to the REAL POINT OF BEGINNING.

From this REAL POINT OF BEGINNING, a distance of 60.65 feet on a bearing of S. $1^{\circ} 43'$ W.;

Thence N. $89^{\circ} 34' 59''$ W.; 30.22 feet;

Thence N. $4^{\circ} 08' 30''$ E.; 61.39 feet;

Thence S. $88^{\circ} 17'$ E.; 27.62 feet to the REAL POINT OF BEGINNING, said parcel containing 0.04 acres.

(Brandli)

EXHIBIT "C"

ALSO
EXCEPTING THEREFROM:

DESCRIPTION OF PARCELS

PARCEL "A"

A PARCEL OF LAND LOCATED IN THE SE1/4 NW1/4, SECTION 8,
T. 18 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE
PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT THE NW CORNER OF SAID SE1/4 NW1/4 RUN THENCE
N 89° 59' 15" E, THE BASIS OF BEARING OF THIS DESCRIPTION, ALONG THE
NORTHERLY BOUNDARY OF SAID SE1/4 NW1/4 A DISTANCE OF 1318.57 FT. TO
THE NE CORNER OF SAID SE1/4 NW1/4;
THENCE S 00° 05' 01" W ALONG THE EASTERLY BOUNDARY OF SAID
SE1/4 NW1/4 A DISTANCE OF 1198.32 FT. TO A POINT ON THE CENTERLINE
OF IRON CREEK ROAD;
THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID CENTERLINE:
603.24 FT. ALONG A CURVE TO THE LEFT HAVING A CHORD OF
N 65° 54' 06" W 506.05 FT., A DELTA OF 30° 43' 06" AND A RADIUS
OF 1125.17 FT.; N 81° 15' 39" W 121.92 FT.;
227.58 FT. ALONG A CURVE TO THE LEFT HAVING A CHORD OF
S 89° 46' 41" W 226.65 FT., A DELTA OF 17° 55' 19" AND RADIUS OF
727.55 FT.; S 80° 49' 02" W 157.06 FT.;
S 83° 17' 41" W 79.41 FT.; 191.23 FT. ALONG A CURVE TO THE
RIGHT HAVING A CHORD OF S 89° 51' 08" W 190.81 FT., A DELTA OF
13° 06' 54" AND A RADIUS OF 835.43 FT. TO A POINT ON THE
WESTERLY BOUNDARY OF SAID SE1/4 NW1/4;
THENCE N 00° 03' 00" W ALONG SAID BOUNDARY A DISTANCE OF
971.85 FT. TO THE POINT OF BEGINNING.

PARCEL CONTAINS 29.97 ACRES

SCANNED

OCT 22 2004

OCT 03 2001

X

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: A75-00097
Date Received: 5/01/1990
Receipt No: 4006819
Received By: DBS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EUGENE HUSSEY
Address: HC 61 BOX 117
SALMON, ID

83647

2. Date of Priority: APR 01, 1902

3. Source: IRON CREEK

Trib. to: SALMON RIVER

4. Point of Diversion:

A7500097



Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
18N	20E	12	SE	SE	NE	40	LEMHI
	21E	7	NW	NW	NW		LEMHI

5. Description of diverting works:
TWO HEADGATES AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			2.000		

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

A.F.A.

8. Total consumptive use is 242.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
18N	21E	7	SW	NE		IRR	28.0
			NE	NW		IRR	5.0

A75-00097

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Date: 05/01/90

MICROFILMED

DEC 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
18N	21E	7	NW	NW	IRR	28.0
			SE	NW	IRR	8.0
Section Acres						69.0
Total Acres						69.0

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:
NONE

14. Remarks:

THERE WAS NOT IRRIGATION SEASON INDICATED IN THE DECREE AS THE
LANDS HAVE HISTORICALLY BEEN IRRIGATED AS EARLY AS MID-FEBRUARY
AND AS LATE AS THE FIRST WEEK OF DECEMBER

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

L. SCHULTZ

Decree Plaintiff

vs

F. HUSSEY

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: 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): Eugene D. Hussey Date: 5-1-90
 _____ Date: _____

State of Idaho)
County of Adair) SS.

Subscribed and sworn (or affirmed) before me this 1 day
of May 19 90 Bruce

Seal

Notary Public

Residing at

My Commission Expires

MICROFILMED

DEC 15 1992

POD's

File # 75-00097

UNRECORDED
DEC 15 1992

MAP OF THE
GEORGE L. SHOUPE ESTATE RANCH
SURVEYED JULY
BY FRED CRANDALL,
State Licensed Engineer.

Total area under ditches
Total area cultivated and irrigated

69 acres
69 acres

7

