

11/14/2006

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

---

RIGHT NUMBER: 75-4135

NAME AND ADDRESS: WESLEY M STALEY  
26565 FERN RIDGE RD  
SWEET HOME OR 97386

SANDRA STALEY  
26565 FERN RIDGE RD  
SWEET HOME OR 97386

SOURCE: BADGER BASIN CREEK

TRIBUTARY: IRON CREEK

QUANTITY: 0.100 CFS

PRIORITY DATE: 04/13/1928

POINT OF DIVERSION:

T18N R20E S1 NWSWSE 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          | 0.100 CFS       |

PLACE OF USE: IRRIGATION in LEMHI County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T18N R20E S01 | SWSE | 3.10 | T18N R20E S01 | SESE | 0.20 |
|---------------|------|------|---------------|------|------|

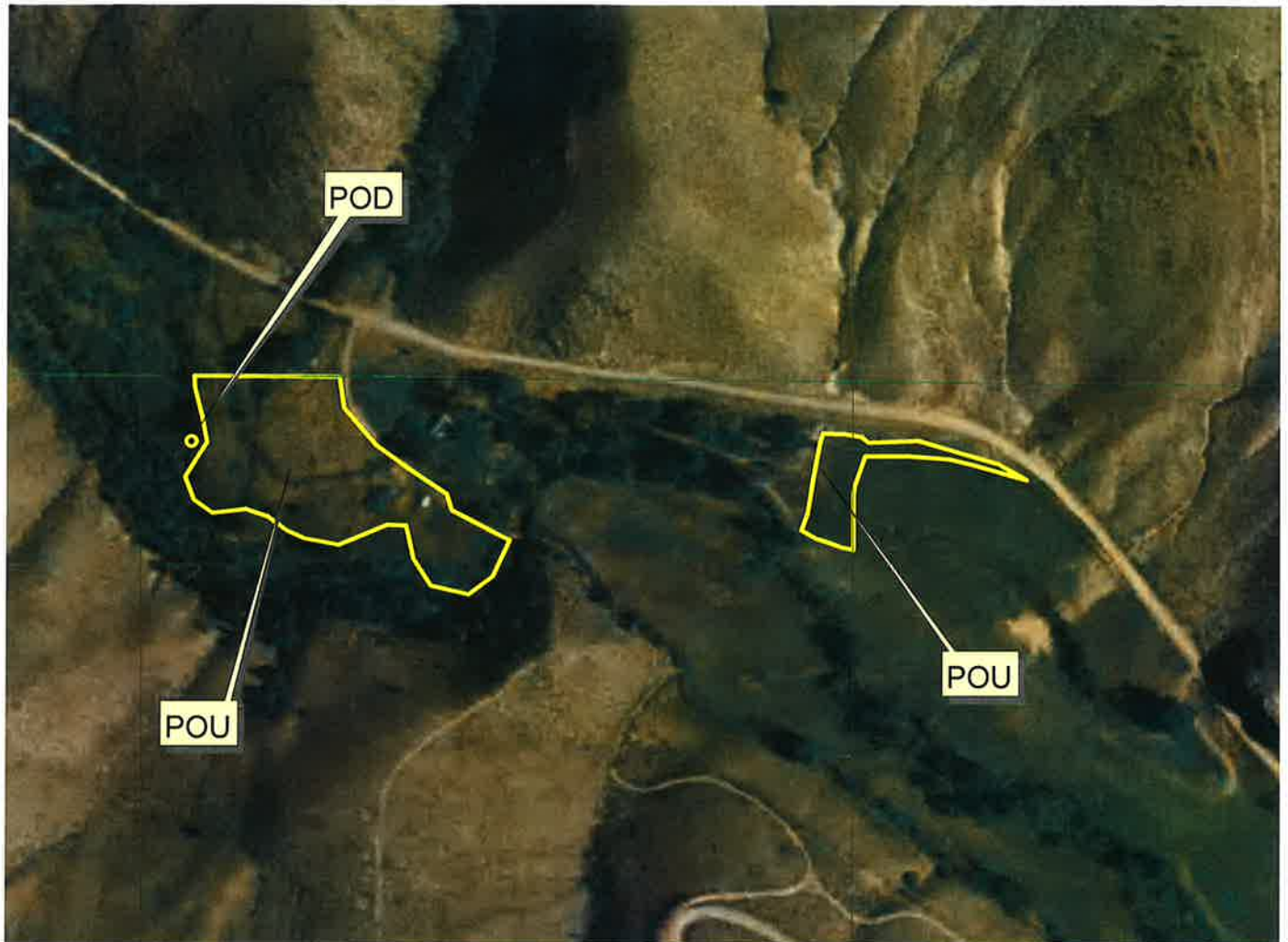
3.3 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

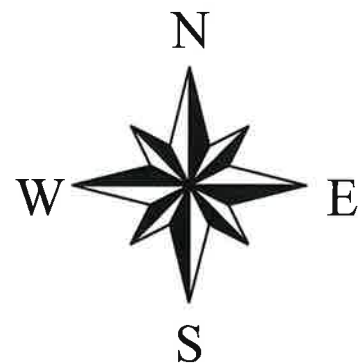
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

# 75-4135



-  Lemhi taxlots
-  GCDB18N21E GCDB
-  GCDB18N20E GCDB
-  Pou.shp
-  Pod.shp
-  Administrative BasinsAdminbas.shp



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

CLAIM NO(s). 75-4135

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.: A0015092/ file # 08170588P0D 81705 BBI

Township 18N Range 20E Section 1 1/4 NW 1/4 SW 1/4 SE  
Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_ 1/4 1/4 1/4

5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS  
☐ Incomplete description, list below:

Badger Basin Creek is intercepted by SIC-09, no water  
was flowing the creek at the time of exam

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: 8-17-05

FIELD EXAMINER:

Bob Foster  
Print Name

Bob Foster  
Signature

RECEIVED

SEP 14 2005

Department of Water Resources

To Whom It May Concern:

Water Rights Numbers: 75-14175

75-4136

75-4135

I moved here in 1934 at age 15 and all the water in these claims was being used for these purposes at that time. They have continued to be used since then. We moved into a cabin on Iron Creek and my wife and I still live here.

Signed

Leland Evans

Notary Public for State of Idaho

Ann C. Mulkey  
Commission expires June 23, 2010



SCANNED

SEP 15 2005

To Whom it may Concern:  
Water right Numbers: 75-14175  
75-4136  
75-4135

I have lived here since 1922 and they have been continuously used for these purposes since then. At that time Joseph Chod and Caroline Chod owned the place and were using the water. My family lived on Iron Creek then and my husband and I still live on Iron Creek.

Signed  
Aforanna Quarta

Notary Public for State of Idaho  
Ann C. Mulkey  
Commission Expires June 23, 2010



# The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at **Blackfoot, Idaho,**  
has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862,  
"To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of  
**Joseph Chod**  
has been established and duly consummated, in conformity to law, for the **northwest quarter of the northeast**  
**quarter of Section twelve and the south half of the southeast quarter and**  
**the southeast quarter of the southwest quarter of Section one in Township**  
**eighteen north of Range twenty east of the Boise Meridian, Idaho, contain-**  
**ing one hundred sixty acres,**

according to the Official Plat of the Survey of the said Land, on file in the GENERAL LAND OFFICE:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of land above described;  
TO HAVE AND TO HOLD the said tract of land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of  
the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and  
rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws,  
and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the  
authority of the United States.

IN TESTIMONY WHEREOF, I, **Harbert Hoover,**

President of the United States of America, have caused these letters to be made  
Patent; and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the **TWELFTH**  
day of **OCTOBER** In the year of our Lord one thousand  
nine hundred and **THIRTY-ONE** and of the Independence of the  
United States the one hundred and **FIFTY-SIXTH**

By the President:

By

*Herbert Hoover*  
*Leffie E. Dietz*, Secretary.  
*Emma L. Wanner*

RECORD OF PATENTS: Patent Number **1050438**

Recorder of the General Land Office.

U. S. GOVERNMENT PRINTING OFFICE 1917 9-5001

1891299

(SEAL.)

application of water thereon for irrigation thereof;

2. That Iron Creek is a perennial stream of water with source in the mountains of Lemhi County, the water of which flow easterly and discharges into the Salmon River at a point in Section 15, Township 18 North, Range 21 East of the Boise Meridian, in Lemhi County;

3. That the flow of the water in said stream varies in amount during two seasons of the year, known as high and low water seasons; the flow of the water of the stream during the low water season is much less and barely sufficient to meet the requirements of the parties hereto for proper irrigation of their lands.

4. That each of the parties, plaintiff, defendant, and cross-complainants take water from said stream by means of ditches or diverting works which were at the time of the construction thereof, and now are of sufficient size and capacity to carry and convey the quantity of water appropriated by said parties and their predecessors to and upon their several tracts of land for the irrigation thereof.

5. That one inch of water per acre measured under a four inch pressure, or its equivalent in cubic feet per second, is a sufficient amount of water for the irrigation of the loam land of each party hereto, and two inches per acre or its equivalent in cubic feet per second is a proper amount of water for the irrigation of gravelly parts of their land; the defendant, Joseph Moodie having nineteen acres of gravelly land on his ranch, hereinafter described, and the defendant Frank Hussey having thirty-four acres of gravelly land on his ranch, hereinafter described, all of which have been heretofore irrigated under their first appropriation of the waters of said stream.

6. That the plaintiff is the owner, in possession and entitled to the possession of the following described land, situated in the County of Lemhi, State of Idaho, to-wit:-

Lot 9 in Section 3 and Lots 2, 4 and 5 in Section 10, Township 18 North, Range 21 East of the Boise Meridian.

That said Lona D. Schultz is entitled to have and is hereby

RECORDED  
JUL 31 1936



**Accession/Serial #:** 1050438 **BLM Serial #:** IDBL 0040171**Names****Patentee:** JOSEPH CHOD**Survey****State:** IDAHO**Acres:** 160**Metes/Bounds:** No**Title Transfer****Issue Date:** 10/12/1931**Land Office:** Blackfoot**Cancelled:** No**U.S. Reservations:** Yes**Mineral Reservations:** No**Authority:** May 20, 1862: Homestead EntryOriginal (12 Stat. 392)**Document Numbers****Document Nr.:** 040171**Misc. Doc. Nr.:** 0**Accession/Serial Nr.:** 1050438**BLM Serial Nr.:** IDBL 0040171

| <b>Aliquot<br/>Parts</b> | <b>Sec./<br/>Block</b> | <b>Township</b> | <b>Range</b> | <b>Fract.<br/>Section</b> | <b>Meridian</b> | <b>State</b> | <b>Counties</b> | <b>Survey<br/>Nr.</b> |
|--------------------------|------------------------|-----------------|--------------|---------------------------|-----------------|--------------|-----------------|-----------------------|
| NWNE                     | 12/                    | 18-N            | 20-E         | No                        | Boise           | ID           | Lemhi           |                       |
| S½SE                     | 1/                     | 18-N            | 20-E         | No                        | Boise           | ID           | Lemhi           |                       |
| SESW                     | 1/                     | 18-N            | 20-E         | No                        | Boise           | ID           | Lemhi           |                       |

75-H

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR LEMHI  
COUNTY.

LONA D. SCHULTZ,

Plaintiff,

vs.

D E C R E E.

FRANK HUSSEY, JOSEPH MOODIE, )  
FRANK IBACH, JOSEPH CHOD, THE )  
ESTATE OF GEORGE L. SHOUP, LTD. )  
A CORPORATION, PERRY SHULL, D. )  
F. PORTER, and WILLIAM SCHMIDT, )  
Defendants. )

This action coming on for trial on the equity side of the Court at the October term of this Court, in the year 1926, on the 14th day of that month. John H. Padgham appearing as attorney for plaintiff; Whitcomb and Cowen appearing as attorneys for the defendants and cross-complainants, Frank Hussey and Perry Shull. E. H. Casterlin appearing as attorney for the defendants and cross-complainants--Joseph Moodie, Frank Ibach, Joseph Chod and The Estate of George L. Shoup, Ltd. The default of the defendants, D.F. Porter and William Schmidt for not appearing and answering plaintiffs amended complaint having been duly entered after personal service of summons and complaint upon them.

After hearing the proofs of the several parties, the evidence being closed the cause was submitted to the Court for consideration and decision. The cause was taken by the Court under advisement, and after due deliberation thereon and considering written briefs of the several parties, afterwards presented, and an agreement made in open court on the 4th day of May, 1927 between the plaintiff and defendant Frank Hussey, relative to the use of an irrigation ditch heretofore used by them jointly for the conveyance of water from Iron Creek to their several ranches, the Court delivered its findings and decision in writing which are filed herein and orders that decree be entered in accordance therewith:

Therefore, it is ORDERED, ADJUDGED, and DECREED:

1. That all the lands hereinafter described are arid in character, and will not raise agricultural crops without the

JUL 31 1926



State of Idaho

## DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

September 23, 2003

WESLEY & SANDRA STALEY  
26565 FERN RIDGE RD  
SWEET HOME OR 97386

RE: WATER RIGHT OWNERSHIP CHANGES 75-100, 75-2074, 75-2196, 75-4135, 75-4136, 75-7677, & 75-13240

Dear Mr. & Mrs. Staley:

Our office changed the following rights to show you as the current owner: 75-100, 75-2074, 75-4135, and 75-4136. Copies are enclosed for your files.

75-2196, 75-7677, and 75-13240 are all in the name of the Bureau of Land Management. If you believe you are entitled to ownership of these rights, please send proof of ownership and \$75.00 made payable to IDWR to: Kari Lynn Townsend, IDWR, 1301 N. Orchard, Boise, ID 83706.

If you have questions about this matter, please do not hesitate to call.

Sincerely,

Jennifer Crabtree  
Technical Records Specialist

Enclosure

# STATE OF IDAHO

## IDAHO DEPARTMENT OF WATER RESOURCES

### NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

OK JC 9/22/03  
**RECEIVED**  
**MAR 24 2003**  
Department of Water Resources  
Southern Region

1. Water Right No(s): 75-4135, 75-4136, 75-2074, 75-100, 75-7677, 75-13240, 75-2196 WR \$25  
Adjudication Claim No(s): WR \$25, WR \$25
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 claims(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 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 Dwight R. & Cynthia L. Karm  
13714 FM 1452 West - Norman, TX 77871
4. New Owner/Claimant(s) x Wesley M. & Sandra Staley  
New Mailing Address 26565 Fern Ridge Road  
City, State and ZIP Code Sweet Home, OR 97386  
New Telephone Number (541) 367 5823
5. Date you acquired the property 3-19-03

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)

Sandra Staley  
Sandra Staley

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.

# WARRANTY DEED

Order No.: 307031627L-D

FOR VALUE RECEIVED

Dwight R. Karm and Cynthia L. Karm, Husband and Wife

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

Wes Staley and Sandy Staley, Husband and Wife

whose current address is

26565 Fern Ridge Rd. Sweet Home, OR 97386

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

## PARCEL I

THE SOUTH HALF OF THE SOUTHEAST QUARTER (S1/2SE1/4) AND THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE1/4SW1/4) OF SECTION ONE (1) IN TOWNSHIP 18 NORTH, RANGE 20 EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

## PARCEL II:

THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER (NW1/4NE1/4) AND THE NORTH HALF OF THE NORTHWEST QUARTER (N1/2NW1/4) OF SECTION 12, IN TOWNSHIP 18 NORTH, RANGE 20 EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

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.

Date 3-13-03

Dwight R. Karm

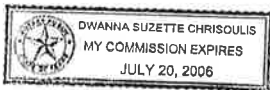
Cynthia L. Karm

State of Texas )  
County of Montgomery ) ss.

On this March 13, 2003, before me, a Notary Public in and for said state, personally appeared Dwight R. Karm and Cynthia L. Karm

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that he/she/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.



Dwanna Suzette Chrisoulis  
Notary Public for the State of Texas  
Residing at: 138 April Waters W. Montgomery  
Commission Expires 7/20/06 TX 77356

State of Idaho ) SS No. 253861  
County of Lemhi )  
This instrument was filed for record at the request  
of Althana Title  
at 9:56 o'clock a.m. 3/18 2003  
and duly filmed and indexed in the records of Lemhi  
County  
Terri J. Morton  
Ex-Officio Recorder  
By Sandra Anthony Deputy  
Fee 3.00  
Return to AT

**SELLER'S CLOSING STATEMENT**  
Estimated

ow Number: 307031627L-D  
ow Officer: Sheri L. Phillips

Title Order Number: 307031627L-D  
Date: 03/19/2003  
Closing Date: 03/19/2003

r/Borrower: Wes Staley and Sandy Staley  
r: Dwight R. Karm and Cynthia L. Karm  
erty: 456 Iron Creek Rd., Salmon, ID 83467

| DESCRIPTION                                                 | DEBITS     | CREDITS    |
|-------------------------------------------------------------|------------|------------|
| <b>AL CONSIDERATION</b>                                     |            |            |
| <b>PRORATIONS/ADJUSTMENTS:</b>                              |            | 495,000.00 |
| erty Tax @ 884.84 per 12 month(s) 12/31/2002 to 3/19/2003   |            |            |
| <b>COMMISSION(S):</b>                                       | 189.09     |            |
| g Broker: Way Out West Realty                               |            |            |
| <b>TITLE CHARGES</b>                                        | 19,800.00  |            |
| 's Premium for 495,000.00: Alliance Title & Escrow Corp.    |            |            |
| veyance Fee: Alliance Title & Escrow Corp.                  | 1,643.75   |            |
| veyance Fee: Alliance Title & Escrow Corp.                  | 40.00      |            |
| e Recording Fee: Alliance Title & Escrow Corp.              | 40.00      |            |
| e Recording Fee: Alliance Title & Escrow Corp.              | 3.00       |            |
| <b>ESCROW CHARGES TO: Alliance Title &amp; Escrow Corp.</b> | 3.00       |            |
| ' Fee                                                       |            |            |
| ger Fee                                                     | 300.00     |            |
| <b>LOAN PAYOFF: Alliance Title &amp; Escrow</b>             | 20.00      |            |
| ge of Mortgage                                              |            |            |
| oan Payoff                                                  | 100,126.05 |            |
| <b>LOAN PAYOFF: Alliance Title &amp; Escrow</b>             | 100,126.05 |            |
| ge of Mortgage                                              |            |            |
| oan Payoff                                                  | 90,749.96  |            |
| <b>TAXES:</b>                                               | 90,749.96  |            |
| ' Tax to: Lemhi County Treasurer #RP18N20E016600A           |            |            |
| <b>CE DUE YOU</b>                                           | 509.72     |            |
| <b>S</b>                                                    | 281,575.43 |            |
|                                                             | 495,000.00 | 495,000.00 |

† R. Karm

a L. Karm

*adjusted  
to payoff on  
the 18th instead  
of 19th*

3 DUE TO ESCROW MUST BE REMITTED BY WIRE OR CERTIFIED FUNDS ONLY.



State of Idaho

## DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

May 30, 2002

DWIGHT & CYNTHIA KARM  
13714 FM 1452 WEST  
NORMANGEE TX 77871

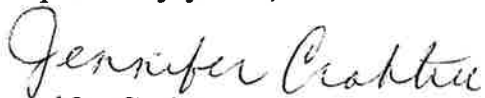
RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP  
NOTICE(S) OF CLAIM TO A WATER RIGHT 75-100, 75-2074, 75-4135

Dear Mr. & Mrs. Karm:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,

  
Jennifer Crabtree  
Technical Records Specialist

Enclosure

OK JC  
5/29/02

# 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<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 75-100                | 75-100                       | —     |                       |                              | —     |
| 75-2074               | 75-2074                      | —     |                       |                              | —     |
| 75-4135               | 75-4135                      | —     |                       |                              | —     |
| 75-10302V1            | 75-10302V1                   | —     |                       |                              | —     |
|                       | 2 p.d.                       | —     |                       |                              | —     |

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$25—
- 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) Richard L. Hussey
4. New Owner/Claimant(s) Star Rt. Box 113, Salmon, ID 83467
- Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address Dwight R. + Cynthia L. Karm
- City, State and ZIP Code 13714 FM 1452 West
- New Telephone Number Normangee, Texas 77871
5. Date you acquired the property (936-396-6056
- July 10, 1998

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<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

7. Signature of New Owner(s) or Claimant(s) \_\_\_\_\_  
(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 \_\_\_\_\_ AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

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 75-4135  
Date Received: 4/26/1990  
Receipt No: M006764  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WESLEY M STALEY Phone: (541) 367-5823  
26565 FERN RIDGE RD  
SWEET HOME OR USA 97386

SANDRA STALEY Phone:  
26565 FERN RIDGE RD  
SWEET HOME OR USA 97386

2. Date of Priority: 04/13/1928

3. Source: BADGER BASIN CREEK Trib. to: IRON CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 18N      | 20E   | 1       | NW SW SE              | LEMHI  |      |

5. Description of diverting works:

DIV. BY DITCH WITH FLOOD IRR. AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 4/01 | 11/01 | 0.2    |            |

7. Total Quantity Appropriated is:  
0.2 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 |
|----------|-------|---------|----------------|-----|-------|
|----------|-------|---------|----------------|-----|-------|

|     |     |   |    |    |               |   |
|-----|-----|---|----|----|---------------|---|
| 18N | 20E | 1 | SW | SE | IRRIGATION    | 3 |
|     |     |   | SE | SE | IRRIGATION    | 3 |
|     |     |   |    |    | Section Acres | 6 |
|     |     |   |    |    | Total Acres   | 6 |

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:

15. Basis of Claim: Statutory Claim

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 75-4135  
Date Received: 4/26/1990  
Receipt No: M006764  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DWIGHT R KARM Phone: (936) 396-6056  
13714 FM 1452 WEST  
NORMANGEE TX USA 77871

CYNTHIA L KARM Phone: (936) 396-6056  
13714 FM 1452 WEST  
NORMANGEE TX USA 77871

2. Date of Priority: 04/13/1928

3. Source: BADGER BASIN CREEK Trib. to: IRON CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 18N      | 20E   | 1       | NW SW SE              | LEMHI  |      |

5. Description of diverting works:

DIV. BY DITCH WITH FLOOD IRR. AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 4/01 | 11/01 | 0.2    |            |

7. Total Quantity Appropriated is:  
0.2 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 |
|----------|-------|---------|-----|--------|-----|---------------|-------|
| 18N      | 20E   | 1       | SW  | SE     |     | IRRIGATION    | 3     |
|          |       |         | SE  | SE     |     | IRRIGATION    | 3     |
|          |       |         |     |        |     | Section Acres | 6     |
|          |       |         |     |        |     | Total Acres   | 6     |

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:

15. Basis of Claim: Statutory Claim

SCANNED

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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: A75-04135  
Date Received: 4/26/1990  
Receipt No: 4006764  
Received By: JAC

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: RICHARD L. HUSSEY 208-894-0241  
Address: STAR RT. 113  
SALMON, ID 83467

AND/OR

Name: HELEN G. HUSSEY 208-894-0241  
Address: STAR RT. 113  
SALMON, ID 83467

2. Date of Priority: APR 13, 1928

3. Source: BADGER BASIN CREEK Trib. to: IRON CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 18N      | 20E   | 1       | NW     | SW     | SE     |     | LEMHI  |

5. Description of diverting works:  
DIV. BY DITCH WITH FLOOD IRR. AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.200  |      |        |

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

8. Total consumptive use is 15.0 Acre Feet Per Annum.

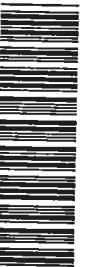
9. Non-irrigation uses:  
NONE

A75-04135

Page 1

Date: 04/26/90

A7504135



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DEC 15 1992

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot           | Use | Acres |
|----------|-------|---------|--------|-----|---------------|-----|-------|
| 18N      | 20E   | 1       | SW     | SE  |               | IRR | 3.0   |
|          |       |         | SE     | SE  |               | IRR | 3.0   |
|          |       |         |        |     | Section Acres |     | 6.0   |
|          |       |         |        |     | Total Acres   |     | 6.0   |

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:  
A7500100

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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): Richard L. Hursey Date: April 26 1990  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Lemhi ) SS.

Subscribed and sworn (or affirmed) before me this 26 day  
of April 19 90

John Paul Carter  
Notary Public

Seal

Residing at Boise, Id  
My Commission Expires 4/2/94

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