

11/13/2006

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

RIGHT NUMBER: 75-7392

NAME AND ADDRESS: TAMARA L BAILEY
31 AIRPORT RD
SALMON ID 83467

DAVID L BAILEY
31 AIRPORT RD
SALMON ID 83467

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.130 CFS
28.200 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.

PRIORITY DATE: 08/09/1983

POINT OF DIVERSION:

T21N R22E S32 NENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY
IRRIGATION	04/01 11/01	0.090 CFS 27.00 AFY

PLACE OF USE: IRRIGATION in LEMHI County

T21N R22E S32 NENW 3.00

DOMESTIC in LEMHI County

T21N R22E S32 NENW

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 - License



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

November 13, 2006

Tamara L & David L Bailey
31 Airport Rd
Salmon ID 83467

RE: 75-7392

Dear Mr. & Mrs. Bailey:

Enclosed is your receipt for the filing fee for the Notice of Claim to a Water Right. We have assigned it an identification number of 75-7392. A copy of the preliminary recommendation is enclosed. The recommendation will be sent to the Court in the near future.

Sincerely,

Carolyn Monitz
Records Clerk

CM: Encl.

RECEIVED
NOV 13 2006
IDWR/North

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 75-7392
Date Received: 11/8/2006
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

TAMARA L BAILEY Phone: (208)756-2918
31 AIRPORT RD
SALMON ID USA 83467

DAVID L BAILEY Phone: (208)756-2918
31 AIRPORT RD
SALMON ID USA 83467

SCANNED
NOV 13 2006

2. Date of Priority: 08/09/1983

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County	Type
21N	22E	32	NE NW	LEMHI		

5. Description of diverting works: well & pipeline

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A	
IRRIGATION		04/01	11/01	0.09	27
DOMESTIC		01/01	12/31	0.04	1.2

7. Total Quantity Appropriated is:

0.13 C.F.S. and/or 28.2 A.F.A.

11/9/2006

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section 1/4 of 1/4	Lot	Use	Acres
21N	22E	32	NE NW NE NW	DOMESTIC IRRIGATION	3
Section Acres					3
Total Acres					3

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: Based on 75-7391 & 75-7392

15. Basis of Claim: License

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): David L Bailey Date: 11-9-06

Lemara L Bailey Date: 11-9-06

State of Idaho)

11/9/2006

County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 9th

of November 2006

Stefani Bennett

Notary Public

Residing at U.S. Bank

My commission Expires 3/15/2012



3
75-7392

11/08/2006

11/9/2006

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

11/07/2006

WATER RIGHT NO. 75-7391

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DENIS L MORGAN
Current Owner	DOROTHY L MORGAN
	PO BOX 276
	SALMON, ID 83467



Priority Date: 07/05/1983

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	1/01	12/31	0.04 CFS	4.8 AFA
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NENW|Sec. 32|Township 21N|Range 22E|LEMHI County

Licensed Diversion Capacity: 0.04

Place(s) of use:

Place of Use Legal Description: COMMERCIAL LEMHI County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
21N	22E	32		NENW										

Conditions of Approval:

- Commercial use is for an RV park.

Dates:

Licensed Date: 04/24/1990

Decreed Date:

Permit Proof Due Date: 11/1/1984

Permit Proof Made Date: 12/9/1983

Permit Approved Date: 10/13/1983

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 07/05/1983

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

[Close](#)

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

11/07/2006

WATER RIGHT NO. 75-7392

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DENIS L MORGAN
Current Owner	DOROTHY L MORGAN PO BOX 276 SALMON, ID 83467

Priority Date: 08/09/1983
Basis: License
Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	0.18 CFS	27 AFA
Total Diversion			0.18 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NENW|Sec. 32|Township 21N|Range 22E|LEMHI County

Licensed Diversion Capacity: 0.85

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

*1.09 Domestic
3.09 Irrigation**TD**Ed Bailey**@ Centurytel.
net*

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
21N	22E	32		NENW	9									

Total Acres: 9

Conditions of Approval:

1. R29 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.

Dates:

Licensed Date: 04/02/1992

Decreed Date:

Permit Proof Due Date: 11/1/1984

Permit Proof Made Date: 12/9/1983

Permit Approved Date: 10/13/1983

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 08/09/1983

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

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.

RECEIVED

AUG 03 2006

DEPARTMENT OF
WATER RESOURCES

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
75-7391					
75-7392					

RECEIVED
AUG 28 2006
IDWR/NorthRECEIVED
SEP 08 2006
IDWR/North

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)

Dennis + Dorothy Morgan
Salmon ID 83467

4. New Owner/Claimant(s)

Dave + Tammy Bailey
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

31 airport Rd

City, State and ZIP Code

Salmon ID 83467

New Telephone Number

208 756-4815 or 2918

5. Date you acquired the property

07-2000

SCANNED

AUG 31 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 _____		
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)

Tommy Bailey
Paul Bailey

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 _____

SCANNED
AUG 31 2006

Marriage Bond

For Value Received

DORATHY L. MOSCRIP, a married person dealing with her sole and separate property, who acquired title as DORATHY L. MORGAN

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

PHILLIP HANSON AND JERI HANSON, husband and wife

whose current address is

R. R. 1, BOX 400
AIRPORT ROAD
SALMON, ID 83467

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

LOTS 1, 2, 3, 4, 5, 6 and 7, NEUPORT COVE
SUBDIVISION ACCORDING TO THE PLAT THEREOF
FILED IN THE OFFICIAL RECORDS OF LEMHI
COUNTY, IDAHO (BEING PART OF THE NE 1/4 OF THE
NW 1/4 SECTION 32, T. 21 N., R. 22 E., B.M.,
LEMHI COUNTY, IDAHO.)

State of Idaho)
County of Lemhi) to No. **224730**

This instrument was filed for record at
the request of American Land Title
at 4:31 o'clock P.M. 11-21 1994
and duly filed and indexed in the
records of Lemhi County

Alberta Wiederick

Ex-Officio Recorder

By Jerry J. Norton Deputy

Filed: 3⁰⁰

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

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

Dated: NOVEMBER 17, 1994

BY: Dorothy L. Moscrip
DORATHY L. MOSCRIP

STATE OF IDAHO, COUNTY OF Ada
On this 17 day of NOVEMBER, 1994,
before me, a notary public in and for said State, personally appeared

DORATHY L. MOSCRIP

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me that
she executed the same.

Notary Public
Idaho

Residing at Boise
Comm. Expires 3/28/97



Warranty Deed

For Value Received PHILLIP HANSON
a single man,

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

DAVID L. BAILEY AND TAMARA L. KLAMT,
both single persons,
whose current address is
Box 448, Salmon, ID 83467

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

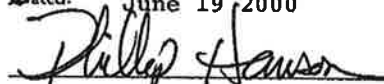
Lots 1, 2 and 7 of Newport Cove Amended Subdivision
Plat according to the official plat thereof filed for record
in Book 5 of Plats at Page 40 and further amended in
Book 6 of Plats at Page 40, records of Lemhi County, ID.

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 s
their heirs and assigns forever. And the said Grantor do hereby covenant to and with the said
Grantee s, that he is the owner in fee simple of said premises; that they are free from all incumbrances

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

Dated: June 19, 2000


PHILLIP HANSON

STATE OF IDAHO, COUNTY OF Lemhi--ss
On this 19th day of June 2000, ~~xxx~~
before me, a Notary Public in and for said State, personally appeared
PHILLIP HANSON
NOTARY
known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me that
executed the same.

Residing at SALMON Notary Public
Comm. Expires 2-19-2003 , Idaho

State of Idaho) 244576
County of Lemhi) SS No.
This instrument was filed for record at the request
of Chadman Title
at 6/21/2000
and duly filed and indexed in the records of Lemhi
County Terri A. Hinton
County Clerk
By Shonda Luning Deputy
For 300
Return to AT

CO

TIME: _____
BOOK: _____
RECORDER: _____
BY: _____



THIS SU
AND NO

CURVE	DELTA ANGLE	RADIUS
C 1	90° 11' 04"	50.00'

AUG 31 2006