

12/20/2006

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

RIGHT NUMBER: 75-14086
NAME AND ADDRESS: MIKE CARR
PO BOX 154
CARMEN ID 83462

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.034 CFS

PRIORITY DATE: 05/01/1882

POINT OF DIVERSION:

T22N R22E S9 SWNW 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	0.034 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T22N R22E S08 NWSW 9.50

9.5 ACRES TOTAL

Right Nos. 75-14080 and 75-14086 are limited to the irrigation of a combined total of 9.5 acres in a single irrigation season.

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

11/16/2006

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

RIGHT NUMBER: 75-14086
NAME AND ADDRESS: MIKE CARR
PO BOX 154
CARMEN ID 83462

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.024 CFS
PRIORITY DATE: 05/01/1882
POINT OF DIVERSION:

T22N R22E S9 SWNWSW 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	0.024 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T22N R22E S08 NWSW 9.50

9.5 ACRES TOTAL

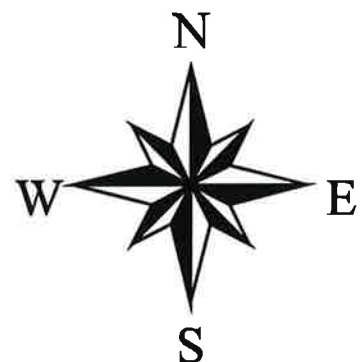
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EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Splits of 75-10750 & 75-10751



11/20/2006

NOTICE OF ERROR
REPLY

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: 75-14086

MIKE CARR
PO BOX 154
CARMEN ID 83462
Telephone Number: (208)756-3754

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

I disagree with the water quantity in the preliminary recommendation.

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

This water right in combination with # 75-14080 should be a minimum of 0.02 cfs/acre, or 0.19 cfs total for 9.5 acres.

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

This water right was based on a right decreed in a prior adjudication and should not be reduced below the normal water duty. These decreed rights have been used and delivered
I AGREE with this proposed recommendation: no changes need to be made. *in these quantities for over 100 years.*

DATE: 12-10-06

SIGNATURE: Mike Carr

Please print your name: MIKE CARR

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

SCANNED
DEC 13 2006

11/20/2006

NOTICE OF ERROR
REPLY

DEC 13 2006

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: 75-14086

MIKE CARR
PO BOX 154
CARMEN ID 83462
Telephone Number: (208)756-3754

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☐ I AGREE with this proposed recommendation: no changes need to be made. IN THESE QUANTITIES FOR OVER 100 years.

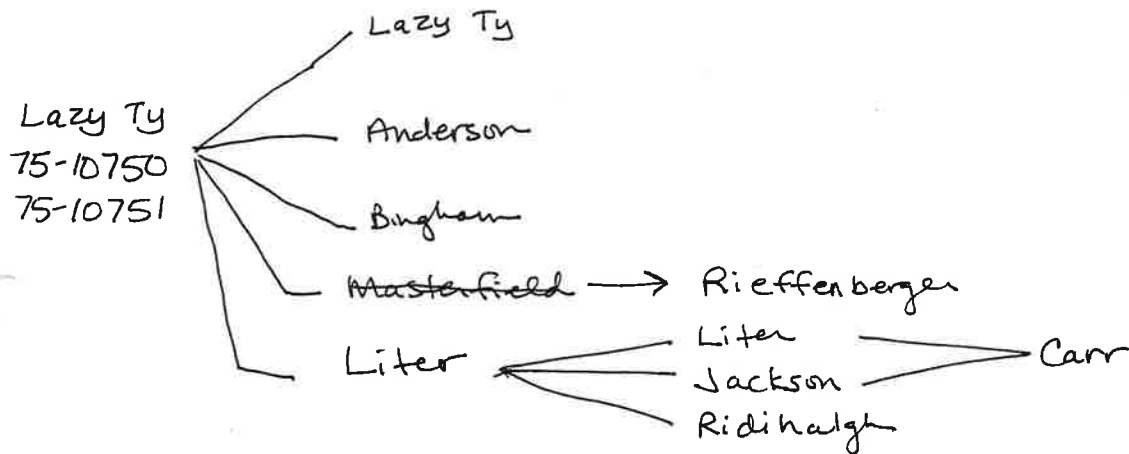
DATE: 12-10-06

SIGNATURE: Mike Carr

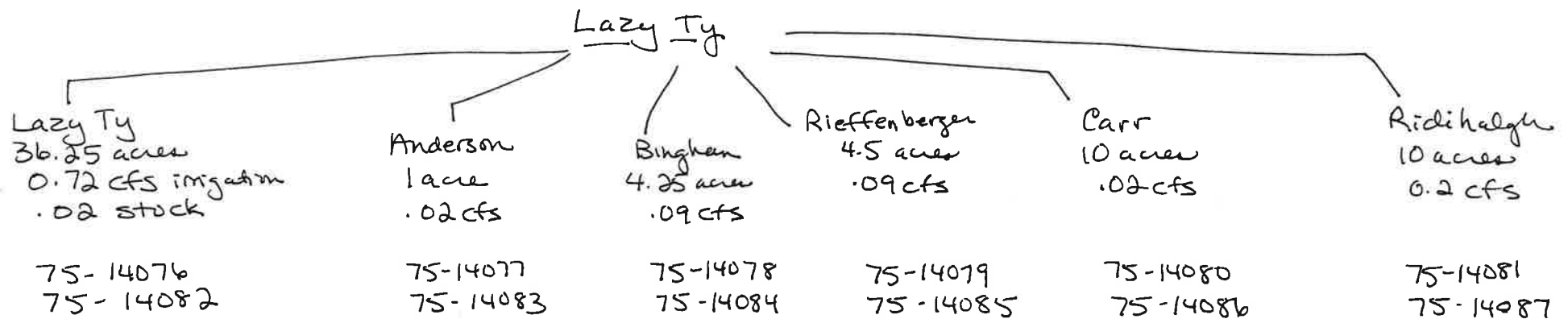
Please print your name: MIKE CARR

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

7/10/02 by Jennifer Crabtree



End Result





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

July 9, 2002

LAZY TY LIVESTOCK INC
C/O CLAIR WILEY
PO BOX 185
SALMON ID 83467

RE: CHANGE IN WATER RIGHT OWNERSHIP FOR 75-10750 & 75-10751

Dear Ms. Wiley:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

75-10750 split into:

75-10751 split into:

75-14076, Lazy Ty, 36.25 acres, 0.72 cfs
75-14077, Anderson, 1 acre, .02 cfs
75-14078, Bingham, 4.25 acres, .09 cfs
75-14079, Rieffenberger, 4.5 acres, .09 cfs
75-14080, Carr, 10 acres, 0.2 cfs
75-14081, Ridihalgh, 10 acres, 0.2 cfs

75-14082, Lazy Ty, 36.25 acres, 0.72 cfs
75-14083, Anderson, 1 acre, .02 cfs
75-14084, Bingham, 4.25 acres, .09 cfs
75-14085, Rieffenberger, 4.5 acres, .09 cfs
75-14086, Carr, 10 acres, 0.2 cfs
75-14087, Ridihalgh, 10 acres, 0.2 cfs

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Crabtree
Technical Records Specialist

cc: M. Gary & Geneal F. Anderson
James W. & Celeste M. Bingham
John & Elizabeth Rieffenberger
Mike Carr
Barbara J. Ridihalgh

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

DELOG AP 8/4/89

RECEIVED

Please print or type. Attach pages with additional information. Instructions are on the back of this page. 29 1999
Incomplete forms will be returned.

Department of Water Resources
Eastern Region

1. Water Right or Adjudication Claim No(s): A75-10750 A75-10751

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** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

MARK LITER For Mary M. Liter

PO Box 271 Salmon ID 83467

4. New Owner/Claimant(s)

Doug Jackson

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

PO Box 933

City, State and ZIP Code

Salmon ID 83467

New Telephone Number

(208) 756-6597

5. Date you acquired the property

6-8-98

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate 9.5 5.0 BY DEED (ATTACHED) Number and type of stock _____

Diversion rate in CFS .19 cfs Number of homes _____ Other uses _____

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.

7. Signature of New Owner or Claimant(s)

Douglas William Jackson

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

For Value Received, MARK LITER AND MARY M. LITER,
husband and wife,

RECEIVED

JUL 29 1999

Department of Water Resources
Eastern Region

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

DOUG JACKSON, A SINGLE MAN,

whose current address is PO Box 933, Salmon, Id 83467

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

SEE EXHIBIT "A" ATTACHED HERETO

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

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

Dated: JUNE 8 1998

Mark Liter
MARK LITER

Mary M. Liter by Mark Liter
MARY M. LITER by MARK LITER
Attorney In Fact

STATE OF IDAHO, COUNTY OF Lemhi--ss
On this 8th day of June, 1998
before me, a notary public in and for said State, personally appeared

NOTARY MARK LITER

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

Residing at Salmon
Comm. Expires 2-15-2003

Notary Public
Idaho

STATE OF IDAHO
County of Lemhi--ss
On this 8th day of June 1998 before
me the undersigned a notary public personally
appeared Mark Liter known to me to be the
Attorney in Fact for Mary M. Liter and
acknowledged to me that he subscribed
the name of Mary M. Liter thereto as
principal and his own name as attorney
in fact.

Mark Liter
Notary Public
Residing at Salmon, Idaho
My commission expires 2-15-2003

RECEIVED

JUL 29 1999

EXHIBIT "A"

Department of Water Resources
Eastern Region

A fraction of Lot 1, Antelope Hills Subdivision, located in the W 1/2 SW 1/4, Section 8, T. 22 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the NW Corner of said Lot 1 run thence S 00°11'23" E along the westerly boundary of said lot a distance of 320.72 ft. to the POINT OF BEGINNING;

Thence East a distance of 686.75 ft.;

Thence S 00°10'11" E a distance of 317.17 ft.;

Thence West a distance of 686.64 ft. to a point on the westerly boundary of said lot;

Thence N 00°11'23" W along said boundary a distance of 317.18 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 5.00 ACRES

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.

State of Idaho)
County of Lemhi)

SS No. **236911**

This instrument was filed for record at the request of Bill Allen Esq.

at 4:31 o'clock p.m. 6-8 1998

and duly filed and indexed in the records of Lemhi County

Alberta Wiederrick
Ex-Officio Recorder

By Larry J. Morton Deputy

Per 60

Witness

RECEIVED

AUG 21 2001

Department of Water Resources
Eastern Region

Form 42-248/42-1409(6) July, 2000

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

DE LOG AR
8/21/01

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
	75-10750	✓			
	75-10751	✓			

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)

Douglas W. Jackson
1376 WINDRIDGE DR. CARSON CITY, NV, 89706

4. New Owner/Claimant(s)

Mike Chen

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

PO Box 154

City, State and ZIP Code

CARMEN ID 83462

New Telephone Number

(208) 756-3754

5. Date you acquired the property

8-3-02

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	<u>.20 cfs</u>	<u>10 Ac</u>
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	<u>.20 cfs</u>	<u>10 Ac</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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 _____

WARRANTY DEED

Order No.:307010810L-C

FOR VALUE RECEIVED

Douglas A. Jackson, also known of record as Doug Jackson, a single person

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

Mike Carr, an unmarried person

whose current address is

PO BOX 154

CARMEN ID 83462

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

PARCEL A:

A FRACTION OF LOT 1, ANTELOPE HILLS SUBDIVISION, LOCATED IN THE W1/2SW1/4, SECTION 8, T. 22 N, R. 22 E, BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NW CORNER OF SAID LOT 1 RUN THENCE S. 89° 27' 51" E. ALONG THE NORTHERLY BOUNDARY OF SAID LOT A DISTANCE OF 532.78 FT.;

THENCE CONTINUING ALONG SAID BOUNDARY S. 89° 52' 20" E. A DISTANCE OF 154.12 FT.;

THENCE S. 00° 10' 11" E. A DISTANCE OF 632.57 FT.;

THENCE WEST A DISTANCE OF 686.75 FT. TO A POINT ON THE WESTERLY BOUNDARY OF SAID LOT;

THENCE N. 00° 11' 23" W. ALONG SAID BOUNDARY A DISTANCE OF 637.90 FT. TO THE POINT OF BEGINNING.

PARCEL B:

A 50 FOOT WIDE EASEMENT, APPURTENANT TO PARCEL A FOR INGRESS AND EGRESS AND UTILITY PURPOSES RUNNING ALONG THE WESTERLY BOUNDARY AND THE SOUTHERLY BOUNDARY OF LOT 1 OF ANTELOPE HILLS SUBDIVISION.

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.

247830

Dated: 7/26/2001

Douglas A. Jackson
Douglas A. Jackson

State of Idaho) SS No. _____
County of Lemhi)

This instrument was filed for record at the request of alliance

at 3:17 o'clock p.m. 3 Aug 2001

and duly filed and indexed in the records of Lemhi County

Terri J. Morton
Ex-Officio Recorder

State of Idaho

County of Lemhi

By K. Baument Deputy

Fee 3.00

Return to Land delivered

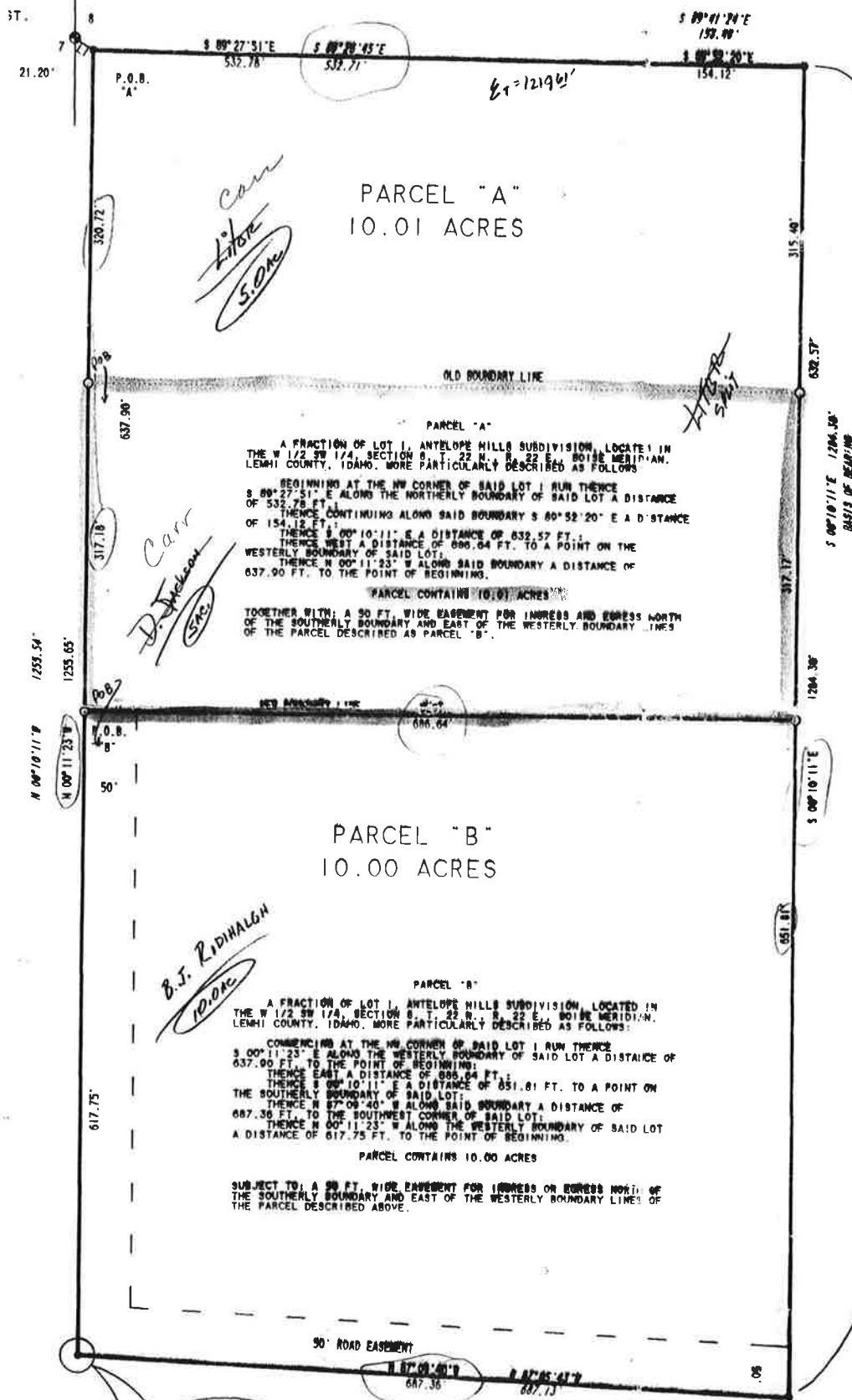
On this Aug 3, 2001, before me, a Notary Public in and for said state, personally appeared Douglas A. Jackson

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.



Jawid M. Sente
Notary Public for the State of Idaho
Residing at: Salmon
Comm. Exp. 6-19-2007



5 09:28
5 09:27

SUR
THIS MAP
Y DIRECT
N CONFO
ND 19
SURVEYED

Black Lion

TIME: 10
BOOK: 4
RECORDED
BY: [Signature]

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 75-14086
Date Received: 7/2/2002
Receipt No:
Received By:

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

1. Name of Claimant(s)

MIKE CARR Phone: (208)756-3754
PO BOX 154
CARMEN ID USA 83462

2. Date of Priority: 05/01/1882

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

4. Point of Diversion:

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

5. Description of diverting works:

HEADGATE TO DITCH TO PLACE OF USE FOR IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	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
22N	22E	8	NW SW	IRRIGATION	10
Section Acres					10

7514086



Total Acres 10

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:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 75-10751

15. Basis of Claim: Decreed