

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant LEADORE LAND PARTNERS LTD PARTNERSHIP Phone (406) 721-2438Mailing address C/O KARL TYLER, 3663 N RESERVE ST, MISSOULA, MT 59808Email ktyler@karltylerchevrolet.com

A. PURPOSE OF TRANSFER

1. Change point of diversion Add diversion point(s) Change place of use X
Change nature of use Change period of use Other

2. Describe the reason for the proposed changes:

This change is proposed to amend the existing common POU for these water rights after removing the irrigated acreage involved in the two pivots involved in another transfer. The irrigated acreage totals exactly the same.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number Priority Amount (cfs/ac-ft) Nature of Use Period of Use

~~74-39A~~	~~6/10/1901~~	~~1.40~~	~~Irrigation~~	~~3/15~~	~~to~~	~~11/15~~	<i>not needed</i>
74-38	6/1/1892	3.84	Irrigation	3/15	to	11/15	
74-996	9/10/1918	8.32	Irrigation	3/15	to	11/15	

2. Total amount of water being transferred:

13.56 cfs and/or 1175 acre-feet per annum.3. Source of water: Little Timber Cr tributary to Big Timber Cr
Big Timber Cr tributary to Lemhi River
Lemhi River tributary to Salmon River

4. Point(s) of Diversion:

Twp 16N Rge 26E Sec 33	NWNW	Lemhi County	Big Timber - 2
Twp 16N Rge 25E Sec 24	SWNW	Lemhi County	Little Timber - 5
Twp 16N Rge 26E Sec 28	SESE	Lemhi County	L-63

5. Lands irrigated or place of use:

				NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
WR	Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>PROPOSED COMMON POU</u>																				
74-38	16N	26E	20											25.0	40.0	19.7				84.7
74-39A	16N	26E	29					31.8	2.3											34.1
74-996	16N	26E	30	40.0		40.0	31.1	40.0			25.5	0.7				4.3	35.2			216.8
																				335.6

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Eastern Region

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PART 1

6. General Information:

a. Description of diversion system:

The irrigation system is open ditches from the three PODs that all connect to a common ditch system on the ranch. Most of the described POU can be irrigated from any of these sources.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

There is now less land flood irrigated from open ditches and more land under pivots than in the current common POU. The total irrigated acreage is exactly the same as currently.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 ____.

For the Director

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED 39A

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 1.4 for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
~~16N~~	~~NW~~	~~NW~~	~~NW~~	<u>33</u>	<u>16N</u>	<u>26E</u>	<u>Lemhi</u>	<u>Big Timber 2</u>

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>16N</u>	<u>26E</u>	<u>20</u>										<u>25</u>	<u>40</u>	<u>19.7</u>					<u>84.7</u>
<u>16N</u>	<u>26E</u>	<u>29</u>						<u>31.8</u>	<u>2.3</u>										<u>34.1</u>
<u>16N</u>	<u>26E</u>	<u>30</u>	<u>40</u>		<u>40</u>	<u>31.1</u>	<u>40</u>			<u>25.5</u>	<u>0.7</u>				<u>4.3</u>	<u>352</u>			<u>216.8</u>

Total Acres 335.6

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 1.14 for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	<u>NW</u>	<u>SE</u>		<u>20</u>	<u>16N</u>	<u>26E</u>	<u>Lemhi</u>	<u>L-61 B (New POD)</u>

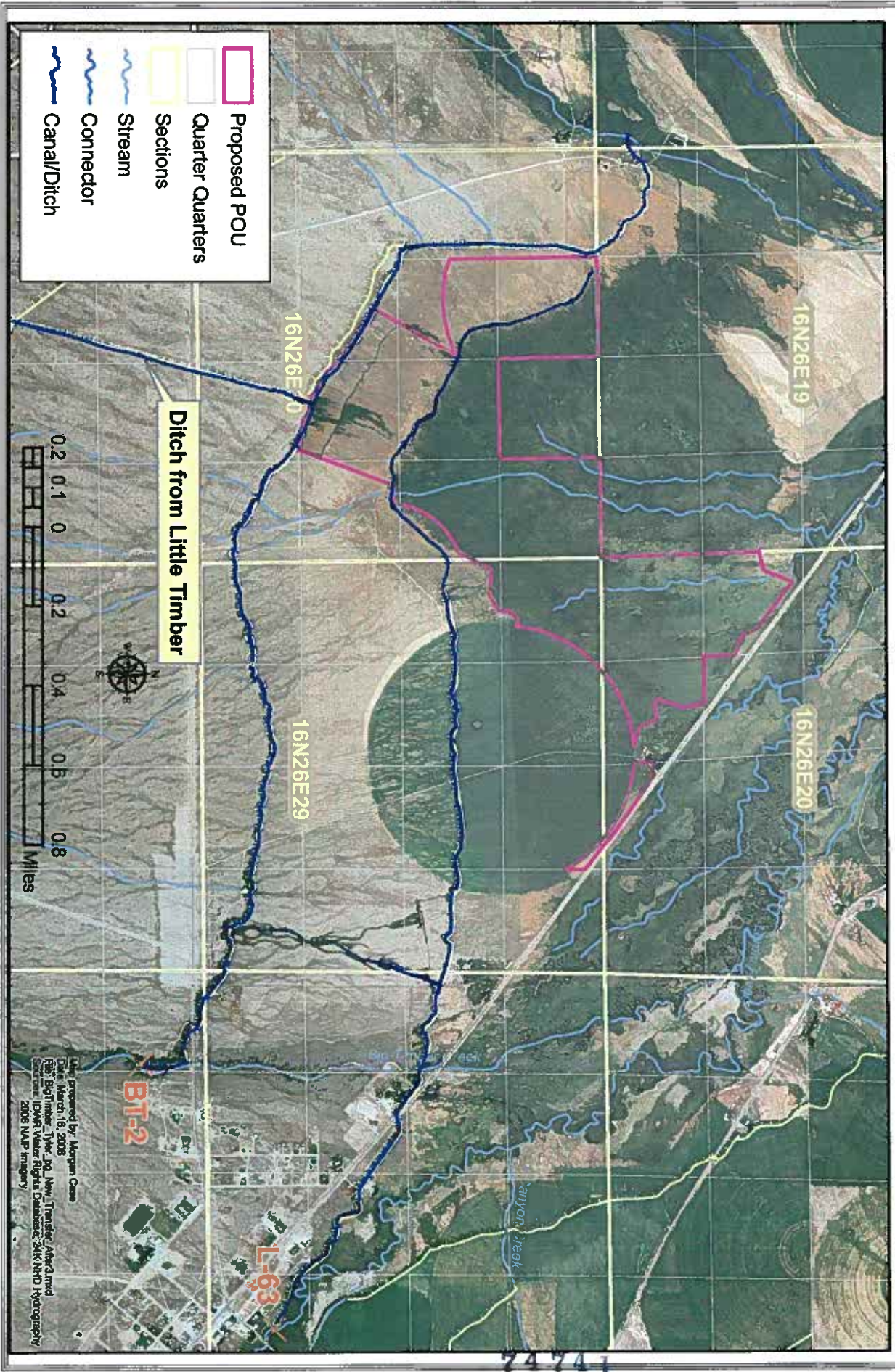
3. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>16N</u>	<u>26E</u>	<u>20</u>								<u>8.2</u>			<u>5.8</u>						<u>14.0</u>
<u>16N</u>	<u>26E</u>	<u>29</u>	<u>2.6</u>	<u>39.8</u>	<u>39.8</u>	<u>2.8</u>	<u>40</u>	<u>9.3</u>	<u>29.5</u>	<u>40</u>	<u>8.1</u>	<u>33</u>			<u>5.7</u>				<u>250.6</u>
<u>16N</u>	<u>26E</u>	<u>30</u>				<u>9.5</u>					<u>17.1</u>								<u>26.6</u>
																			<u>291.2</u>

Change made under transfer 74724

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Leadore Land Partners - Proposed Place of Use (74-38, 74-39A and 74-996)



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PART 3

B. CHANGES IN NATURE OF USE

1. New Nature of Use Amount(cfs/af-ft) Hours/days/year Period of Use
_____ to _____
_____ to _____
2. Quantity and quality of return flows and location of discharge: _____

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Karl Tyler
(Signature of Applicant)

Karl Tyler
Print Name (and title, if applicable)

Subscribed and sworn to before me this 21st day of March, 20 08

T. W. S.
(Notary Public)

My commission expires 8-27-09

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and 2 attachments
Received by _____ Date _____ Protest filed by _____
Prelim. Check by _____ Fee _____
Receipted by _____ Date 2033943
Published in Recorder Herald Copies of protest forwarded by _____
Pub. Dates _____ Hearing held by _____ Date _____
Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial
_____ received _____ by _____
Copy of transfer sent to lien holder _____

To: IDWR & WD-74W

Re: Exchange of water rights 74-31 (Big Timber Cr) and 74-996 (Lemhi River)

The parties involved, Leadore Land Partners LLP and Beyeler Ranches (Merrill Beyeler) would like to dissolve the exchange that exists between them. These two water rights will revert to their decreed status.

Beyeler Ranches

Merrill Beyeler

Merrill Beyeler

Date 21 Mar 2008

Leadore Land Partners LLP

Karl Tyler

Karl Tyler

Date 21 March - 2008

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Timber Cr POU

LEADORE LAND PARTNERS - TIMBER CR BASIN																				
				NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
WR	Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
PROPOSED COMMON POU																				
74-38	16N	26E	20										25.0	40.0	19.7					84.7
74-39A	16N	26E	29						31.8	2.3										34.1
74-996	16N	26E	30	40.0		40.0	31.1	40.0			25.5	0.7				4.3	35.2			216.8
																				335.6
PIVOTS																				
				NE 1/4				NW 1/4				SW 1/4				SE 1/4				
	Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
74-37	16N	26E	20												8.2			5.8		14.0
74-39A	16N	26E	29	2.6	39.8	39.8	2.8	40.0	9.3	29.5	40.0	8.1	33.0				5.7			250.6
	16N	26E	30				9.5									17.1				26.6
																				291.2
ORIGINAL COMMON POU																				
74-37	16N	26E	20										25.0	40.0	25.0			9.0		99.0
74-38	16N	26E	29	1.2	40.0	36.8	0.5	40.0	40.0	30.0	40.0	9.8	0.2				3.3			241.8
74-39A	16N	26E	30	40.0		40.0	40.0	40.0			40.0	10.0				40.0	36.0			286.0
74-996																				626.8

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No. L 4368	Due no later than Apr 30, 2008 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. LEADORE LAND PARTNERS, LIMITED PARTNERSHIP KARL L TYLER 3663 N RESERVE STREET MISSOULA MT 59808		CARL LUFKIN RR #1 LEADORE ID 83464			
			3. New Registered Agent Signature:*			
4. Limited Partnerships: Enter Names and Addresses of Partners.						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
GENERAL PARTNER	KARL L TYLER	10115 MULLAN ROAD	MISSOULA	MT	USA	59808
GENERAL PARTNER	DONNA F TYLER	10115 MULLAN ROAD	MISSOULA	MT	USA	59808
5. Organized Under the Laws of: MT L 4368		6. Annual Report must be signed.* Signature: Karl L Tyler Name (type or print): Karl L Tyler Date: 02/22/2008 Title: General Partner				
Processed 02/22/2008		*Electronically provided signatures are accepted as original signatures.				