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RECEIVED
JAN 26 2007
Department of Water Resources
Eastern Region

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)	MOTION FOR AN ORDER
PERMIT NO. 74-15613 IN THE NAME OF)	TAKING OFFICIAL NOTICE OF
JAMES OR PAULA M. WHITTAKER)	THE RECOMMENDATIONS OF
)	THE DIRECTOR FOR WATER
)	RIGHTS IN THE BIG TIMBER
)	CREEK WATERSHED
_____)	

COMES NOW, the Idaho Department of Fish and Game, by and through the undersigned deputy attorney general, and moves the Idaho Department of Water Resources for an order taking official notice of the recommendations of the Director for water rights in the Big Timber Creek watershed in accordance with the provisions of Rule 602 of the Rules of Procedure of the Idaho Department of Water Resources. IDAPA 37.0101.602. The grounds for this motion are as follows:

1. Rule 602 of the Rules of Procedure states, in part, as follows:

Official notice may be taken of any facts that could be judicially notice in the courts of Idaho and of generally recognized technical or scientific facts within the agency's specialized knowledge. Parties shall be notified of the specific facts or material

noticed and the source of the material noticed, including any agency staff memoranda and data. Notice that official notice will be taken should be provided either before or during the hearing, and must be provided before the issuance of any order that is based in whole or in part on facts or material officially noticed.

2. The motion is timely because Rule 602 allows official notice to be taken before or during the hearing. This motion provides notice substantially before the hearing set on February 6-7, 2007, that the protestant Idaho Department of Fish and Game desires the hearing officer to take official notice of some of the records of the Idaho Department of Water Resources.

3. The State of Idaho, Department of Water Resources, (IDWR) filed its Director's Report for Basin 74 with the Snake River Basin Adjudication District Court (SRBA District Court) in January 2006. This report includes a description of water rights acquired under state law that the IDWR recommended to the SRBA District Court. Attached to this motion as Attachment I is a list of water rights that the Director recommended with a point of diversion from Big Timber Creek or a tributary of Big Timber Creek. Since these water rights are senior in time to application for permit no. 74-15613, the hearing officer needs this information in the hearing record in order to evaluate whether the proposed use will reduce the quantity of water under existing water rights.

4. Attachment II contains the following pages from the Director's Report for Basin 74: 25-58, 130, 382-383, 757, 824, 917, 1072, 1088, 1143, 1146, 1157, 1180, 1282-1283, 1397, 1411, 1439-1441, 1543, 1554, 1564-1565, 1746-1747, 1760, and 1880-1881. These pages describe the recommendations of the Director for the water right claims listed in Attachment I.

PRAYER FOR RELIEF

1. That the Idaho Department of Water Resources issue an order that takes official notice of the Director's Recommendations listed on Attachment I and contained in Attachment II.

2. That the Idaho Department of Water Resources set this matter for hearing by telephone conference call.

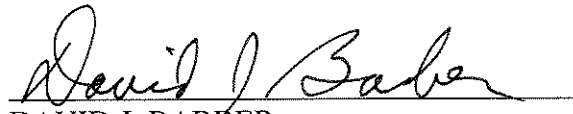
3. That all parties be given an opportunity for oral argument.

4. That the Idaho Department of Water Resources grants such other or further relief that it deems appropriate and proper.

RESPECTFULLY SUBMITTED this 25th day of January 2007.

LAWRENCE G. WASDEN
Attorney General

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division

A handwritten signature in black ink, reading "David J. Barber", is written over a horizontal line.

DAVID J. BARBER
Deputy Attorney General
Natural Resources Division

CERTIFICATE OF SERVICE

I certify that on the 25th day of January 2007, I caused to be served the original and/or copy of this MOTION FOR AN ORDER TAKING OFFICIAL NOTICE OF THE RECOMMENDATIONS OF THE DIRECTOR FOR WATER RIGHTS IN THE BIG TIMBER CREEK WATERSHED on each of the following persons by the indicated method.

1. Original to:

Idaho Department of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

- ☐ U.S. Mail, postage prepaid
☐ Hand Delivery
☒ Federal Express
☐ Facsimile: _____

2. Copies to

Bureau of Land Management
1206 S Challis St.
Salmon ID 83467

- ☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile: _____

Ellsworth Angus Ranch
Carl Ellsworth
PO Box 60
Leadore, ID 83464

- ☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile: _____

Lemhi Irrigation District
260 Withington Cr. Rd
Salmon, ID 83467

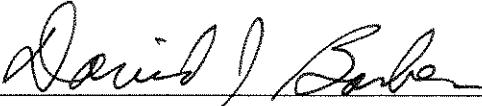
- ☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile: _____

Idaho Department of Fish and Game
PO Box 1336
Salmon, ID 83467

- ☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile: _____

Kent W. Foster, Esq.
Attorney for F. James or Paula J.
Whittaker
HOLDEN, KIDWELL, HAHN, &
CRAPO, P.L.L.C.
1000 Riverwalk Dr., Ste. 200
P.O. Box 50130
Idaho Falls, ID 83405

- ☐ U.S. Mail, postage prepaid
☐ Hand Delivery
☒ Federal Express
☐ Facsimile: _____



DAVID J. BARBER
Deputy Attorney General

WATER RIGHTS IN THE BIG TIMBER CREEK WATERSHED

Owner	WR #	suffix	Priority Date	Source	Amount
Beyeler Ranches LLC	74-0031		6/1/1884	Big Timber Creek	1.400
Guardian LTD Partnership No. 1	74-0032		6/1/1895	Big Timber Creek	3.240
Thomas H. & Evelyn R. Carlson	74-0033		7/1/1879	Little Timber Creek	1.200
Kurt W. & Janet E. Bird	74-0034		6/1/1898	Big Timber Creek	2.170
Kurt W. & Janet E. Bird	74-0035		10/28/1909	Big Timber Creek	6.610
Kent & Lisa Bird	74-0036	A	7/1/1898	Little Timber Creek	0.440
Kent & Lisa Bird	74-0036	B	7/1/1898	Little Timber Creek	3.400
Leadore Land Partners LTD Partnership	74-0037		9/1/1874	Big Timber Creek	3.350
Estate of Roger Kent Ogden & Penny J. Ogden-Edwards	74-0037	A	9/1/1874	Big Timber Creek	0.010
Leadore Land Partners LTD Partnership	74-0038		6/1/1892	Little Timber Creek	3.840
Leadore Land Partners LTD Partnership	74-0039	A	6/10/1901	Big Timber Creek	2.530
F. James Whittaker	74-0039	B	6/10/1901	Big Timber Creek	6.000
Estate of Roger Kent Ogden & Penny J. Ogden-Edwards	74-0039	C	6/10/1901	Big Timber Creek	0.010
Leadore Land Partners LTD Partnership	74-0040		6/1/1879	Big Timber Creek	4.200
				Little Timber Creek	
Leadore Land Partners LTD Partnership	74-0041		10/1/1903	Little Timber Creek	5.180
Ellsworth Angus Ranch	74-0042		11/1/1888	Big Timber Creek	4.800
Duane R. & Clara E. Ellis	74-0043	A	2/21/1910	Big Timber Creek	0.040
Marjorie E. McCrea	74-0043	B	2/21/1910	Big Timber Creek	0.020
James B. & La Vinna Stroud	74-0043	D	2/21/1910	Big Timber Creek	0.020
De Anna Stroud	74-0043	E	2/21/1910	Big Timber Creek	0.020
Thomas H. & Evelyn R. Carlson	74-0047		9/27/1909	Little Timber Creek	5.700
Thomas H. & Evelyn R. Carlson	74-0048		10/9/1909	Little Timber Creek	2.400
Calvin J. & Carol L. Whittaker	74-0049		8/21/1909	Little Timber Creek	2.900
Thomas H. & Evelyn R. Carlson	74-0050	A	11/6/1908	Little Timber Creek	2.750
F. James & Paula J. Whittaker	74-0050	B	11/6/1908	Little Timber Creek	2.750
Richard E. Foster	74-0051		6/7/1909	Big Timber Creek	5.780
Leadore Land Partners LTD Partnership	74-0054		11/12/1909	Big Timber Creek	3.200
F. James & Paula J. Whittaker	74-0055		8/19/1910	Little Timber Creek	6.200
F. James & Paula J. Whittaker	74-0056		5/1/1910	Big Timber Creek	2.000
				Unnamed stream	
Allan F. & Betty M. Purcell	74-0059	A	7/8/1911	Big Timber Creek	2.000
Dan P. & Ruth H. Smith	74-0059	B	7/8/1911	Big Timber Creek	0.280
Leadore Land Partners LTD Partnership	74-0061		2/6/1952	Big Timber Creek	3.720
F. James Whittaker	74-0063		7/18/1911	Big Timber Creek	0.960
Guardian LTD Partnership No. 1	74-0148		4/10/1909	Big Timber Creek	27.800
Allan F. & Betty M. Purcell	74-0398		9/12/1933	Big Timber Creek	5.760
Kerry W. Purcell	74-0399		12/7/1946	Big Timber Creek	0.480
Larry R. & Dawna R. Stout	74-0992		5/15/1940	Big Timber Creek	0.020
F. James & Paula J. Whittaker	74-1103		11/19/1922	Big Timber Creek	0.480
Thomas H. & Evelyn R. Carlson	74-1619		4/1/1922	Big Timber Creek	0.500
Guardian LTD Partnership No. 1	74-1801		4/1/1920	Big Timber Creek	0.160
Allan F. & Betty M. Purcell	74-1834		4/1/1951	Big Timber Creek	1.370
F. James Whittaker	74-2088		4/25/1910	Basin Creek	2.000
F. James Whittaker	74-2095		7/22/1910	Basin Creek	2.500
F. James Whittaker	74-2148		7/6/1912	Basin Creek	0.600
F. James & Paula J. Whittaker	74-2210		8/21/1925	Little Timber Creek	5.700
Kurt W. & Janet E. Bird	74-7165		10/6/1982	Big Timber Creek	6.550
Estate of Roger Kent Ogden & Penny J. Ogden-Edwards	74-7175		7/26/1990	Big Timber Creek	0.500
F. James & Paula J. Whittaker	74-14980		6/1/1982	Big Timber Creek	0.970
F. James & Paula J. Whittaker	74-15003		4/1/1947	Big Timber Creek	3.720
Calvin J. & Carol L. Whittaker	74-15051		3/15/1966	Little Timber Creek	1.200
Kerry W. Purcell	74-15052		3/15/1966	Big Timber Creek	2.990
Allan F. & Betty M. Purcell	74-15053		3/15/1966	Big Timber Creek	13.780
Ellsworth Angus Ranch	74-15183		3/15/1966	Big Timber Creek	5.840
F. James & Paula J. Whittaker	74-15199		1/1/1966	Big Timber Creek	1.000
Leadore Land Partners LTD Partnership	74-15212		3/15/1966	Little Timber Creek	16.400
Leadore Land Partners LTD Partnership	74-15213		3/15/1966	Big Timber Creek	21.000
Shirley R. Coleman & Harry L. Coleman Testamentary Trust	74-15427		3/15/1966	Little Timber Creek	1.200
Thomas H. & Evelyn R. Carlson	74-15428		3/15/1966	Little Timber Creek	4.800
Kent Bird	74-15452		3/15/1966	Little Timber Creek	6.010
Beva Lue Clark	74-15598		2/21/1910	Big Timber Creek	0.012
Denise M. Keller	74-15599		2/21/1910	Big Timber Creek	0.008

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-31

NAME AND ADDRESS: BEYELER RANCHES LLC
C/O MERRILL AND SHARAL BEYELER
PO BOX 62
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 1.400 CFS

PRIORITY DATE: 06/01/1884

POINT OF
DIVERSION: T16N R26E S28 SWNW Within LEMHI County
T16N R26E S28 SENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.400 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R26E S21	SWSW	17.70	T16N R26E S28	NENW	10.00
T16N R26E S28	NWNW	33.50	T16N R26E S28	SENW	27.00

88.2 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-32

NAME AND ADDRESS: GUARDIAN LTD PARTNERSHIP NO 1
OWNER ROGER BALL
737 S CAPITOL
IDAHO FALLS ID 83402

SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 3.240 CFS

PRIORITY DATE: 06/01/1895

POINT OF
DIVERSION: T15N R26E S17 SWSW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	3.240 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T15N R26E S03 SESW 25.10	T15N R26E S03 SWSE	31.50
	T15N R26E S10 NENE 40.00	T15N R26E S10 NWNE	40.00

136.6 ACRES TOTAL

Right Nos. 74-32 and 74-148 are limited to the irrigation of a combined total of 693.3 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-33
NAME AND ADDRESS: EVELYN R CARLSON
6220 ROAD 216
PINE BLUFF WY 82082

THOMAS H CARLSON
6220 ROAD 216
PINE BLUFF WY 82082

SOURCE: LITTLE TIMBER CREEK TRIBUTARY: BIG TIMBER CREEK
QUANTITY: 1.200 CFS
PRIORITY DATE: 07/01/1879
POINT OF
DIVERSION: T15N R25E S13 SESW Within LEMHI County
PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	1.200 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T15N R26E S07 SESE 11.00 T15N R26E S17 NWNW 7.00		
	T15N R26E S18 NENE 40.00 T15N R26E S18 NWNE 18.00		
	T15N R26E S18 SWNE 27.00 T15N R26E S18 SENE 13.00		
	T15N R26E S18 SENW 3.00		

119 ACRES TOTAL

This right authorizes the irrigation of 118.8 total acres.

USE OF THIS RIGHT WITH RIGHT NO. 74-48 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 208.6 ACRES IN A SINGLE IRRIGATION
SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 74-47 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 176.7 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-34

NAME AND ADDRESS: KURT W BIRD
56 LOWER TEXAS CREEK RD
LEADORE ID 83464

JANET E BIRD
56 LOWER TEXAS CREEK RD
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 2.170 CFS

PRIORITY DATE: 06/01/1898

POINT OF

DIVERSION: T15N R26E S20 NWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	2.170 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T15N R26E S14 NWSW 21.00	T15N R26E S15	NESE 19.00
	T15N R26E S15 SESE 36.00		

76 ACRES TOTAL

This right authorizes the irrigation of 76.4 total acres.

USE OF THIS RIGHT WITH RIGHT NO. 74-912 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 76.4 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-35

NAME AND ADDRESS: JANET E BIRD
56 LOWER TEXAS CREEK RD
LEADORE ID 83464

KURT W BIRD
56 LOWER TEXAS CREEK RD
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 6.610 CFS

PRIORITY DATE: 10/28/1909

POINT OF
DIVERSION: T15N R26E S20 NWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	6.610 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T15N R26E S15 SWNE 5.00	T15N R26E S15 NENW	33.00
	T15N R26E S15 NWNW 28.00	T15N R26E S15 SWNW	19.00
	T15N R26E S15 SENW 32.00	T15N R26E S15 NESW	28.00
	T15N R26E S15 NWSW 5.00	T15N R26E S15 SESW	1.00
	T15N R26E S15 NWSE 26.00	T15N R26E S15 SWSE	40.00
	T15N R26E S22 NWNE 15.00		

232 ACRES TOTAL

This right authorizes the irrigation of 232.1 total acres.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-36A

NAME AND ADDRESS: KENT BIRD
PO BOX 76
LEADORE ID 83464

LISA BIRD
PO BOX 76
LEADORE ID 83464

SOURCE: LITTLE TIMBER CREEK

TRIBUTARY: BIG TIMBER CREEK

QUANTITY: 0.440 CFS

PRIORITY DATE: 07/01/1898

POINT OF
DIVERSION: T15N R25E S24 SNNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.440 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R25E S23 NESE 21.00

21 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-36B
NAME AND ADDRESS: LISA BIRD
PO BOX 76
LEADORE ID 83464

KENT BIRD
PO BOX 76
LEADORE ID 83464

SOURCE: LITTLE TIMBER CREEK TRIBUTARY: BIG TIMBER CREEK
QUANTITY: 3.400 CFS
PRIORITY DATE: 07/01/1898
POINT OF
DIVERSION: T15N R25E S24 SWNW Within LEMHI County
PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	3.400 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T16N R25E S23 SESE	40.00	T16N R25E S24 NESW 36.00
	T16N R25E S24 NWSW	37.00	T16N R25E S24 SWSW 34.00
	T16N R25E S24 SESW	14.00	

161 ACRES TOTAL

This right authorizes the irrigation of 161.5 total acres.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-37

NAME AND ADDRESS: LEADORE LAND PARTNERS LTD PARTNERSHIP
C/O KARL TYLER
3663 N RESERVE
MISSOULA MT 59808

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 3.350 CFS

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

PRIORITY DATE: 09/01/1874

POINT OF

DIVERSION: T16N R26E S33 NWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>		<u>QUANTITY</u>
	IRRIGATION	3/15	11/15	3.350 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>			
	T16N R26E S20 NWSW	25.00	T16N R26E S20 SWSW	40.00
	T16N R26E S20 SESW	25.00	T16N R26E S20 SWSE	9.00
	T16N R26E S29 NENE	1.20	T16N R26E S29 NWNE	40.00
	T16N R26E S29 SWNE	36.80	T16N R26E S29 SENE	0.50
	T16N R26E S29 NENW	40.00	T16N R26E S29 NWNW	40.00
	T16N R26E S29 SWNW	30.00	T16N R26E S29 SENW	40.00
	T16N R26E S29 NESW	9.80	T16N R26E S29 NWSW	0.20
	T16N R26E S29 NWSE	3.30	T16N R26E S30 NENE	40.00
	T16N R26E S30 SWNE	40.00	T16N R26E S30 SENE	40.00
	T16N R26E S30 NENW	40.00	T16N R26E S30 SENW	40.00
	T16N R26E S30 NESW	10.00	T16N R26E S30 NESE	40.00
	T16N R26E S30 NWSE	36.00		

626.8 ACRES TOTAL

Rights 74-37, 74-38, 74-39A and 74-996 when combined shall not exceed the irrigation of 626.8 acres.

Rights 74-37 and 74-39A when combined shall not exceed the irrigation of 548 acres in a single irrigation season.

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

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74W.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-37A

NAME AND ADDRESS: ESTATE OF ROGER KENT OGDEN
2330 S 350 W
PERRY UT 84302

PENNY J OGDEN-EDWARDS
2330 S 350 W
PERRY UT 84302

SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 0.010 CFS
1.10 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 09/01/1874

POINT OF
DIVERSION: T16N R26E S33 NWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	3/15 11/15	0.010 CFS 1.10 AFY

PLACE OF USE: STOCKWATER Within LEMHI County

T16N R26E S28	NESW	T16N R26E S28	NWSW
T16N R26E S28	SWSW	T16N R26E S28	SESW

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-38

NAME AND ADDRESS: LEADORE LAND PARTNERS LTD PARTNERSHIP
C/O KARL TYLER
3663 N RESERVE
MISSOULA MT 59808

SOURCE: LITTLE TIMBER CREEK

TRIBUTARY: BIG TIMBER CREEK

QUANTITY: 3.840 CFS

PRIORITY DATE: 06/01/1892

POINT OF
DIVERSION: T15N R25E S24 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	3.840 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T16N R26E S20 NWSW	25.00	T16N R26E S20 SWSW 40.00
	T16N R26E S20 SESW	25.00	T16N R26E S20 SWSE 7.00
	T16N R26E S29 SWNW	10.00	T16N R26E S30 NENE 40.00
	T16N R26E S30 SWNE	40.00	T16N R26E S30 SENE 40.00
	T16N R26E S30 NENW	40.00	T16N R26E S30 SENW 40.00
	T16N R26E S30 NESW	10.00	T16N R26E S30 NESE 13.00
	T16N R26E S30 NWSE	36.00	

366 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 74-37, 74-996 AND 74-39A IS
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 626.8 ACRES IN A
SINGLE IRRIGATION SEASON.

This right authorizes the irrigation of 365.5 total acres.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-39A

NAME AND ADDRESS: LEADORE LAND PARTNERS LTD PARTNERSHIP
C/O KARL TYLER
3663 N RESERVE
MISSOULA MT 59808

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 2.530 CFS

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/10/1901

POINT OF
DIVERSION: T16N R26E S33 NWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	2.530 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T16N R26E S20 NWSW	25.00	T16N R26E S20 SWSW 40.00
	T16N R26E S20 SESW	25.00	T16N R26E S20 SWSE 9.00
	T16N R26E S29 NENE	1.20	T16N R26E S29 NWNE 40.00
	T16N R26E S29 SWNE	36.80	T16N R26E S29 SENE 0.50
	T16N R26E S29 NENW	40.00	T16N R26E S29 NWNW 40.00
	T16N R26E S29 SWNW	30.00	T16N R26E S29 SENW 40.00
	T16N R26E S29 NESW	9.80	T16N R26E S29 NWSW 0.20
	T16N R26E S29 NWSE	3.30	T16N R26E S30 NENE 40.00
	T16N R26E S30 SWNE	40.00	T16N R26E S30 SENE 40.00
	T16N R26E S30 NENW	40.00	T16N R26E S30 SENW 40.00
	T16N R26E S30 NESW	10.00	T16N R26E S30 NESE 40.00
	T16N R26E S30 NWSE	36.00	

626.8 ACRES TOTAL

Rights 74-37 and 74-39A when combined shall not exceed the irrigation of 548 acres in a single irrigation season.

Rights 74-37, 74-38, 74-39A and 74-996 when combined shall not exceed the irrigation of 626.8 acres.

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

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74W.

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

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-39B

NAME AND ADDRESS: F JAMES WHITTAKER
PO BOX 240
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 6.000 CFS
682.50 AFY

Rights 74-39B and 74-63 when combined shall not exceed a total diversion rate of 6.96 cfs and a total annual maximum diversion volume of 682.5 af at the field headgate.

Rights 74-39B, 74-63, 74-72 and 74-15005 when combined shall not exceed a total diversion rate of 12.36 cfs and a total annual maximum diversion volume of 1235.5 af at the field headgate.

PRIORITY DATE: 06/10/1901

POINT OF

DIVERSION: T15N R26E S19 NESE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	6.000 CFS 682.50 AFY

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R26E S21	NENE	38.00	T15N R26E S21	NWNE	35.00
T15N R26E S21	SWNE	35.00	T15N R26E S21	SENE	40.00
T15N R26E S21	NESE	6.00	T15N R26E S22	NWNE	0.40
T15N R26E S22	SWNE	3.00	T15N R26E S22	NENW	33.00
T15N R26E S22	NWNW	40.00	T15N R26E S22	SWNW	40.00
T15N R26E S22	SENW	40.00	T15N R26E S22	NESW	16.60
T15N R26E S22	NWSW	26.00			

353 ACRES TOTAL

Rights 74-39B and 74-63 when combined shall not exceed a total irrigation of 195 acres in the place of use described above in a single irrigation season.

Rights 74-39B, 74-63, 74-72 and 74-15005 when combined shall not exceed a total irrigation of 353.0 acres.

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

Use of water under this water right will be regulated by the watermaster of State Water District No. 74-W.

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.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-39C

NAME AND ADDRESS: ESTATE OF ROGER KENT OGDEN
2330 S 350 W
PERRY UT 84302

PENNY J OGDEN-EDWARDS
2330 S 350 W
PERRY UT 84302

SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 0.010 CFS
1.00 AFY

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 06/10/1901

POINT OF

DIVERSION: T16N R26E S33 NWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	3/15 11/15	0.010 CFS 1.00 AFY

PLACE OF USE: STOCKWATER Within LEMHI County

T16N R26E S28	NESW	T16N R26E S28	NWSW
T16N R26E S28	SWSW	T16N R26E S28	SESW

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

Use of water under this water right will be regulated by the watermaster of State Water District No. 4DISTRICT.

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-40
NAME AND ADDRESS: LEADORE LAND PARTNERS LTD PARTNERSHIP
C/O KARL TYLER
3663 N RESERVE
MISSOULA MT 59808
SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER
LITTLE TIMBER CREEK TRIBUTARY: BIG TIMBER CREEK
QUANTITY: 4.200 CFS
Creek Use of this right is limited to the diversion of 3.0 cfs from Little Timber
and 1.2 cfs from Big Timber Creek.

PRIORITY DATE: 06/01/1879
POINT OF
DIVERSION: T15N R25E S24 SWNW Within LEMHI County
T15N R26E S5 SENE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	3/15 11/15	4.200 CFS
PLACE OF USE:	IRRIGATION Within LEMHI County		
	T16N R25E S24 NENE 40.00	T16N R25E S24 NWNE	40.00
	T16N R25E S24 SWNE 40.00	T16N R25E S24 SENE	36.00
	T16N R25E S24 NESE 30.00	T16N R25E S24 NWSE	36.00
	T16N R25E S24 SWSE 36.00	T16N R25E S24 SESE	20.00
	T16N R26E S19 NESW 37.00	T16N R26E S19 Lot 3 NWSW	38.00
	T16N R26E S19 Lot 4 SWSW 36.00	T16N R26E S19 SESW	40.00

429 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 74-41 AND 74-61 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 612.7 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 74-41 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 429.6 ACRES IN A SINGLE IRRIGATION
SEASON.

This right authorizes the irrigation of 429.6 total acres.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-41

NAME AND ADDRESS: LEADORE LAND PARTNERS LTD PARTNERSHIP
C/O KARL TYLER
3663 N RESERVE
MISSOULA MT 59808

SOURCE: LITTLE TIMBER CREEK

TRIBUTARY: BIG TIMBER CREEK

QUANTITY: 5.180 CFS

PRIORITY DATE: 10/01/1903

POINT OF
DIVERSION: T15N R25E S24 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>		<u>PERIOD OF USE</u>		<u>QUANTITY</u>
	IRRIGATION		3/15 11/15		5.180 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>				
	T16N R25E S24	NENE	40.00	T16N R25E S24	NWNE 40.00
	T16N R25E S24	SWNE	40.00	T16N R25E S24	SENE 36.00
	T16N R25E S24	NESE	30.00	T16N R25E S24	NWSE 36.00
	T16N R25E S24	SWSE	36.00	T16N R25E S24	SESE 20.00
	T16N R26E S19 Lot 3		38.00	T16N R26E S19 Lot 4	36.00
	T16N R26E S19	NESW	37.00	T16N R26E S19	SESW 40.00

429 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 74-40 AND 74-61 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 612.7 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 74-40 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 429.6 ACRES IN A SINGLE IRRIGATION SEASON.

This right authorizes the irrigation of 429.6 total acres.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-42

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH
PO BOX 60
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 4.800 CFS

diversion Use of this right with right no. 74-66 is limited to a total combined
rate of 2.74 cfs.

diversion Use of this right with right no. 74-67 is limited to a total combined
rate of 3.89 cfs.

PRIORITY DATE: 11/01/1888

POINT OF
DIVERSION: T15N R26E S8 NWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	4.800 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R26E S01	SWNW	40.00	T15N R26E S01	NWSW	40.00
T15N R26E S01	SWSW	38.00	T15N R26E S02 Lot 1	NENE	40.00
T15N R26E S02 Lot 2	NWNE	40.00	T15N R26E S02	SWNE	40.00
T15N R26E S02	SENE	40.00	T15N R26E S02 Lot 3	NENW	29.00
T15N R26E S02 Lot 4	NWNW	1.00	T15N R26E S02	SENW	11.00
T15N R26E S02	NESE	40.00	T15N R26E S02	NWSE	22.00
T15N R26E S02	SWSE	2.00	T15N R26E S02	SESE	36.00
T16N R26E S34	SENE	39.00	T16N R26E S34	NESE	25.00
T16N R26E S35	SWNE	39.00	T16N R26E S35	SENE	28.00
T16N R26E S35	SWNW	22.00	T16N R26E S35	SENW	30.00
T16N R26E S35	NESW	40.00	T16N R26E S35	NWSW	40.00
T16N R26E S35	SWSW	26.00	T16N R26E S35	SESW	40.00
T16N R26E S35	NESE	40.00	T16N R26E S35	NWSE	40.00
T16N R26E S35	SWSE	40.00	T16N R26E S35	SESE	40.00

908 ACRES TOTAL

This right is limited to the irrigation of 209 acres within the place of use described above 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-43A
NAME AND ADDRESS: DUANE R ELLIS
PO BOX 146
LEADORE ID 83464

CLARA E ELLIS
PO BOX 146
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER
QUANTITY: 0.040 CFS
PRIORITY DATE: 02/21/1910

POINT OF
DIVERSION: T16N R26E S33 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.040 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R26E S33 SENE 0.30

0.3 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 - Decreed

PROPERTY IS ALSO KNOWN AS LOTS 5-8, BLK 18, CITY OF LEADORE.

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-43B

NAME AND ADDRESS: MARJORIE E MC REA
PO BOX 121
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.020 CFS

PRIORITY DATE: 02/21/1910

POINT OF

DIVERSION: T16N R26E S33 SWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

0.020 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R26E S33

NENE

0.30

0.3 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 - Decreed

PROPERTY IS ALSO KNOWN AS LOTS 15-18, BLK 2, CITY OF LEADORE.

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-43D
NAME AND ADDRESS: JAMES B STROUD
PO BOX 162
LEADORE ID 83464

LA VINNA STROUD
PO BOX 162
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER
QUANTITY: 0.020 CFS
PRIORITY DATE: 02/21/1910

POINT OF
DIVERSION: T16N R26E S33 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.020 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R26E S33 NENE 1.00

1 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

PROPERTY IS ALSO KNOWN AS LOTS 1-12, BLK 8, CITY OF LEADORE.

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-43E
NAME AND ADDRESS: DE ANNA STROUD
PO BOX 164
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 0.020 CFS

PRIORITY DATE: 02/21/1910

POINT OF
DIVERSION: T16N R26E S33 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.020 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R26E S33 NENE 0.50

0.5 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

PROPERTY IS ALSO KNOWN AS LOTS 6-10, BLK 7, CITY OF LEADORE.

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-47
NAME AND ADDRESS: THOMAS H CARLSON
6220 ROAD 216
PINE BLUFF WY 82082

EVELYN R CARLSON
6220 ROAD 216
PINE BLUFF WY 82082

SOURCE: LITTLE TIMBER CREEK TRIBUTARY: BIG TIMBER CREEK
QUANTITY: 5.700 CFS
PRIORITY DATE: 09/27/1909
POINT OF
DIVERSION: T15N R25E S13 SESW Within LEMHI County
PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	5.700 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T15N R26E S07 SWSE	1.00 T15N R26E S07 SESE	35.00
	T15N R26E S18 NENE	40.00 T15N R26E S18 NWNE	19.00
	T15N R26E S18 SWNE	39.00 T15N R26E S18 SENE	40.00
	T15N R26E S18 SENW	3.00	

177 ACRES TOTAL

This right authorizes the irrigation of 176.7 total acres.

USE OF THIS RIGHT WITH RIGHT NO. 74-33 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 176.7 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-48

NAME AND ADDRESS: THOMAS H CARLSON
6220 ROAD 216
PINE BLUFF WY 82082

EVELYN R CARLSON
6220 ROAD 216
PINE BLUFF WY 82082

SOURCE: LITTLE TIMBER CREEK TRIBUTARY: BIG TIMBER CREEK

QUANTITY: 2.400 CFS

PRIORITY DATE: 10/09/1909

POINT OF
DIVERSION: T15N R25E S13 SESW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	2.400 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T15N R26E S08 SWSW	25.00 T15N R26E S17	NWNW 36.00
	T15N R26E S17 SWNW	26.00 T15N R26E S17	NWSW 9.00

96 ACRES TOTAL

This right authorizes the irrigation of 96.8 total acres.

USE OF THIS RIGHT WITH RIGHT NO. 74-33 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 208.6 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-49

NAME AND ADDRESS: CAROL L WHITTAKER
PO BOX 10
LEADORE ID 83464

CALVIN J WHITTAKER
PO BOX 10
LEADORE ID 83464

SOURCE: LITTLE TIMBER CREEK

TRIBUTARY: BIG TIMBER CREEK

QUANTITY: 2.900 CFS

PRIORITY DATE: 08/21/1909

POINT OF
DIVERSION: T15N R25E S24 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	2.900 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R25E S11	SWSE	3.00	T15N R25E S14	NWNE	3.00
T15N R25E S14	NENW	40.00	T15N R25E S14	NWNW	26.00

72 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-50A
NAME AND ADDRESS: THOMAS H CARLSON
6220 ROAD 216
PINE BLUFF WY 82082

EVELYN R CARLSON
6220 ROAD 216
PINE BLUFF WY 82082

SOURCE: LITTLE TIMBER CREEK TRIBUTARY: BIG TIMBER CREEK
QUANTITY: 2.750 CFS
PRIORITY DATE: 11/06/1908

POINT OF
DIVERSION: T15N R25E S24 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	2.750 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T15N R25E S10 SESE	38.00 T15N R25E S11 NESW	40.00
	T15N R25E S11 SWSW	40.00 T15N R25E S11 SESW	40.00

158 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 74-380A AND 74-381A IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 158 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-50B

NAME AND ADDRESS: PAULA J WHITTAKER
PO BOX 240
LEADORE ID 83464

F JAMES WHITTAKER
PO BOX 240
LEADORE ID 83464

SOURCE: LITTLE TIMBER CREEK

TRIBUTARY: BIG TIMBER CREEK

QUANTITY: 2.750 CFS

PRIORITY DATE: 11/06/1908

POINT OF
DIVERSION: T15N R25E S24 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	2.750 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R25E S03	SWSE	40.00	T15N R25E S03	SESE	36.00
T15N R25E S10	NENE	29.00	T15N R25E S10	NWNE	31.00
T15N R25E S11	SWNW	17.00			

153 ACRES TOTAL

This right authorizes the irrigation of 152.7 total acres.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-51

NAME AND ADDRESS: RICHARD E FOSTER
PO BOX 55
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 5.780 CFS

PRIORITY DATE: 06/07/1909

POINT OF

DIVERSION: T15N R26E S5 SENE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

5.780 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R26E S33

NESE

40.00

T16N R26E S33

NWSE

38.00

T16N R26E S33

SESE

40.00

T16N R26E S34

SWSW

40.00

T16N R26E S34

SESW

37.00

195 ACRES TOTAL

This right authorizes the irrigation of 195.4 total acres.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-54

NAME AND ADDRESS: LEADORE LAND PARTNERS LTD PARTNERSHIP
C/O KARL TYLER
3663 N RESERVE
MISSOULA MT 59808

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 3.200 CFS

PRIORITY DATE: 11/12/1909

POINT OF
DIVERSION: T15N R26E S8 NWNE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	3.200 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R26E S03	SWNW	40.00	T15N R26E S03	NWSW	40.00
T15N R26E S04	SENE	40.00	T15N R26E S04	NESE	40.00

160 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-55

NAME AND ADDRESS: F JAMES WHITTAKER
PO BOX 240
LEADORE ID 83464

PAULA J WHITTAKER
PO BOX 240
LEADORE ID 83464

SOURCE: LITTLE TIMBER CREEK

TRIBUTARY: BIG TIMBER CREEK

QUANTITY: 6.200 CFS

Right Nos. 74-55 and 74-15661 are limited to a total combined diversion rate of 6.2 cfs.

PRIORITY DATE: 08/19/1910

POINT OF
DIVERSION: T15N R25E S26 NWNE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	6.200 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R25E S14	SWNE	19.00	T15N R25E S14	SWNW	8.20
T15N R25E S14	SENE	35.00	T15N R25E S14	NESW	22.00
T15N R25E S14	NWSW	12.00	T15N R25E S14	SWSW	16.00
T15N R25E S14	SESW	1.00	T15N R25E S14	NWSE	38.00
T15N R25E S14	SWSE	4.00	T15N R25E S15	SESE	6.00

161.2 ACRES TOTAL

This right is limited to the irrigation of 144.8 acres within the place of use described above 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

Right No. 74-15661 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-56

NAME AND ADDRESS: PAULA J WHITTAKER
PO BOX 240
LEADORE ID 83464

F JAMES WHITTAKER
PO BOX 240
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK
UNNAMED STREAM

TRIBUTARY: LEMHI RIVER
TRIBUTARY: BIG TIMBER CREEK

QUANTITY: 2.000 CFS

PRIORITY DATE: 05/01/1910

POINT OF
DIVERSION: T14N R26E S6 SWNE Within LEMHI County
T14N R26E S7 NESW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	2.000 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T14N R26E S05	NWSW	5.00	T14N R26E S06	SWNE	1.00
T14N R26E S06	NESE	34.00	T14N R26E S06	NWSE	9.00
T14N R26E S06	SWSE	7.00	T14N R26E S06	SESE	18.00

74 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

Place of use is also known as HES 236.

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-59A
NAME AND ADDRESS: ALLAN F PURCELL
PO BOX 15
LEADORE ID 83464

BETTY M PURCELL
PO BOX 15
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER
QUANTITY: 2.000 CFS
PRIORITY DATE: 07/08/1911
POINT OF
DIVERSION: T15N R26E S5 NENE Lot 1 Within LEMHI County
PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	2.000 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T16N R26E S33 NWNW 20.00	T16N R26E S33	SWNW 28.00
	T16N R26E S33 NWSW 21.00		

69 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-59B

NAME AND ADDRESS: RUTH H SMITH
24 LOVERS LN
SALMON ID 83467-5156

DAN P SMITH
PO BOX 22
LEADORE ID 83464-0022

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.280 CFS

PRIORITY DATE: 07/08/1911

POINT OF

DIVERSION: T15N R26E S5 SENE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

0.280 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R26E S33

SWSW

7.00

7 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-61

NAME AND ADDRESS: LEADORE LAND PARTNERS LTD PARTNERSHIP
C/O KARL TYLER
3663 N RESERVE
MISSOULA MT 59808

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 3.720 CFS

PRIORITY DATE: 02/06/1952

POINT OF

DIVERSION: T15N R26E S5 SENE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

3.720 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R26E S19	NESW	37.00	T16N R26E S19 Lot 3	NWSW	10.00
T16N R26E S19 Lot 4	SWSW	25.00	T16N R26E S19	SESW	40.00
T16N R26E S19	NESE	40.00	T16N R26E S19	NWSE	23.00
T16N R26E S19	SWSE	40.00	T16N R26E S19	SESE	40.00
T16N R26E S30	NWNE	40.00			

295 ACRES TOTAL

This right authorizes the irrigation of 295.4 total acres.

USE OF THIS RIGHT WITH RIGHT NO. 74-40 AND 74-41 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 612.7 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-63

NAME AND ADDRESS: F JAMES WHITTAKER
PO BOX 240
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.960 CFS
468.40 AFY

Rights 74-39B and 74-63 when combined shall not exceed a total diversion rate of 6.96 cfs and a total annual maximum diversion volume of 682.5 af at the field headgate.

Rights 74-39B, 74-63, 74-72 and 74-15005 when combined shall not exceed a total diversion rate of 12.36 cfs and a total annual maximum diversion volume of 1235.5 af at the field headgate.

PRIORITY DATE: 07/18/1911

POINT OF
DIVERSION: T15N R26E S19 NESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.960 CFS 468.40 AFY

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R26E S21	NENE	38.00	T15N R26E S21	NWNE	35.00
T15N R26E S21	SWNE	35.00	T15N R26E S21	SENE	40.00
T15N R26E S21	NESE	6.00	T15N R26E S22	NWNE	0.40
T15N R26E S22	SWNE	3.00	T15N R26E S22	NENW	33.00
T15N R26E S22	NWNW	40.00	T15N R26E S22	SWNW	40.00
T15N R26E S22	SENW	40.00	T15N R26E S22	NESW	16.60
T15N R26E S22	NWSW	26.00			

353 ACRES TOTAL

Rights 74-39B, 74-63, 74-72 and 74-15005 when combined shall not exceed a total irrigation of 353.0 acres.

Rights 74-39B and 74-63 when combined shall not exceed a total irrigation of 195 acres in the place of use described above in a single irrigation season.

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

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-148

NAME AND ADDRESS: GUARDIAN LTD PARTNERSHIP NO 1
OWNER ROGER BALL
737 S CAPITOL
IDAHO FALLS ID 83402

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 27.800 CFS

PRIORITY DATE: 04/10/1909

POINT OF
DIVERSION: T15N R26E S20 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	27.800 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T15N R26E S03 SESW	25.00	T15N R26E S03 SWSE 32.00
	T15N R26E S08 SESW	5.00	T15N R26E S08 NWSE 1.00
	T15N R26E S08 SWSE	25.00	T15N R26E S08 SESE 16.00
	T15N R26E S09 SWNE	4.00	T15N R26E S09 SENE 9.00
	T15N R26E S09 SESW	10.00	T15N R26E S09 NESE 40.00
	T15N R26E S09 NWSE	32.00	T15N R26E S09 SWSE 39.00
	T15N R26E S09 SESE	40.00	T15N R26E S10 NENE 40.00
	T15N R26E S10 NWNE	40.00	T15N R26E S10 NENW 40.00
	T15N R26E S10 NWNW	16.00	T15N R26E S10 SWNW 38.00
	T15N R26E S10 SENW	40.00	T15N R26E S10 NESW 18.00
	T15N R26E S10 NWSW	37.00	T15N R26E S17 NENE 40.00
	T15N R26E S17 NWNE	38.00	T15N R26E S17 SWNE 34.00
	T15N R26E S17 SENE	19.00	T15N R26E S17 NENW 5.00
	T15N R26E S17 SENW	12.00	

695 ACRES TOTAL

Right Nos. 74-32 and 74-148 are limited to the irrigation of a combined total of 693.3 acres in a single irrigation season.

This right authorizes the irrigation of 693.3 total acres.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-398
NAME AND ADDRESS: ALLAN F PURCELL
PO BOX 15
LEADORE ID 83464

BETTY M PURCELL
PO BOX 15
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER
QUANTITY: 5.760 CFS
PRIORITY DATE: 09/12/1933

POINT OF
DIVERSION: T15N R26E S8 NWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	5.760 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T16N R25E S25	NENE 26.00	T16N R25E S25 NWNE 40.00
	T16N R25E S25	SWNE 20.00	T16N R25E S25 NENW 40.00
	T16N R25E S25	NWNW 33.00	T16N R25E S25 SWNW 40.00
	T16N R25E S25	SENE 40.00	

239 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 74-399, 74-1834 AND 74-2335 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 316.0 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 74-399 AND 74-2335 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 293.0 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 74-399 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 259.0 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-399

NAME AND ADDRESS: KERRY W PURCELL
PO BOX 45
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.480 CFS

PRIORITY DATE: 12/07/1946

POINT OF

DIVERSION: T15N R26E S8 NWSE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

0.480 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R25E S25

SWNE 20.00

20 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 74-398, 74-1834 AND 74-2335 IS
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 316.0 ACRES IN A
SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 74-398 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 259.0 ACRES IN A SINGLE IRRIGATION
SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 74-398 AND 74-2335 IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 293.0 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-992

NAME AND ADDRESS: LARRY R STOUT
PO BOX 43
LEADORE ID 83464

DAWNA R STOUT
PO BOX 43
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.020 CFS

PRIORITY DATE: 05/15/1940

POINT OF
DIVERSION: T16N R26E S33 NWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.020 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R26E S33 NWNW 0.50

0.5 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-1103
NAME AND ADDRESS: F JAMES WHITTAKER
PO BOX 240
LEADORE ID 83464

PAULA J WHITTAKER
PO BOX 240
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER
QUANTITY: 0.480 CFS
PRIORITY DATE: 11/19/1922
POINT OF
DIVERSION: T14N R26E S5 SWNW Within LEMHI County
PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	0.480 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T14N R26E S05 Lot 4 NWNW	10.00	T14N R26E S05 SWNW 8.00
	T15N R26E S32 SWSW	6.00	

24 ACRES TOTAL

A PORTION OF THIS PROPERTY IS ALSO KNOWN AS HES 657.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-1619

NAME AND ADDRESS: EVELYN R CARLSON
6220 ROAD 216
PINE BLUFF WY 82082

THOMAS H CARLSON
6220 ROAD 216
PINE BLUFF WY 82082

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.500 CFS

PRIORITY DATE: 04/01/1922

POINT OF
DIVERSION: T15N R26E S19 SENE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.500 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R26E S17	NWSW	12.00	T15N R26E S17	SWSW	13.00
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25 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-1801

NAME AND ADDRESS: GUARDIAN LTD PARTNERSHIP NO 1
OWNER ROGER BALL
737 S CAPITOL
IDAHO FALLS ID 83402

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.160 CFS

PRIORITY DATE: 04/01/1920

POINT OF

DIVERSION: T15N R26E S8 NWSE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

0.160 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R26E S08 NWSE 8.00

8 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-1834
NAME AND ADDRESS: BETTY M PURCELL
PO BOX 15
LEADORE ID 83464

ALLAN F PURCELL
PO BOX 15
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER
QUANTITY: 1.370 CFS
PRIORITY DATE: 04/01/1951
POINT OF
DIVERSION: T15N R26E S8 NWSE Within LEMHI County
PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	1.370 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T16N R25E S25	SENE 23.00	T16N R25E S25 NWSW 34.00

57 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 74-398, 74-399 AND 74-2335 IS
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 316.0 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-2088

NAME AND ADDRESS: F JAMES WHITTAKER
PO BOX 240
LEADORE ID 83464

SOURCE: BASIN CREEK

TRIBUTARY: BIG TIMBER CREEK

QUANTITY: 2.000 CFS

PRIORITY DATE: 04/25/1910

POINT OF

DIVERSION: T14N R25E S2 NENW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

2.000 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T14N R25E S02

NWNE

32.00

T15N R25E S35

SESW

14.00

T15N R25E S35

SWSE

30.00

76 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-2095

NAME AND ADDRESS: F JAMES WHITTAKER
PO BOX 240
LEADORE ID 83464

SOURCE: BASIN CREEK

TRIBUTARY: BIG TIMBER CREEK

QUANTITY: 2.500 CFS

PRIORITY DATE: 07/22/1910

POINT OF

DIVERSION: T14N R25E S1 NWSW Within LEMHI County

T14N R25E S2 SENE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

2.500 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T14N R25E S01

NWNW

27.00

T14N R25E S01

SWNW

20.00

T14N R25E S02

NENE

32.00

T14N R25E S02

SENE

24.00

103 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-2148

NAME AND ADDRESS: F JAMES WHITTAKER
PO BOX 240
LEADORE ID 83464

SOURCE: BASIN CREEK

TRIBUTARY: BIG TIMBER CREEK

QUANTITY: 0.600 CFS

PRIORITY DATE: 07/06/1912

POINT OF

DIVERSION: T14N R25E S2 NWSE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

0.600 CFS

PLACE OF USE:

IRRIGATION Within LEMHI County

T14N R25E S02

SWNE

12.00

T14N R25E S02

NENW

7.00

19 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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-2210
NAME AND ADDRESS: PAULA J WHITTAKER
PO BOX 240
LEADORE ID 83464

F JAMES WHITTAKER
PO BOX 240
LEADORE ID 83464

SOURCE: LITTLE TIMBER CREEK TRIBUTARY: BIG TIMBER CREEK
QUANTITY: 5.700 CFS
PRIORITY DATE: 08/21/1925
POINT OF
DIVERSION: T15N R25E S24 SWNW Within LEMHI County
PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	5.700 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T15N R25E S02 Lot 4 NWNW	8.00	T15N R25E S03 Lot 1 NENE 37.00
	T15N R25E S03 Lot 2 NWNE	10.00	T15N R25E S03 SWNE 40.00
	T15N R25E S03 SENE	35.00	T15N R25E S03 NESE 29.00
	T15N R25E S03 NWSE	40.00	T15N R25E S11 SWNW 17.00
	T15N R25E S11 SENW	18.00	

234 ACRES TOTAL

This right authorizes the irrigation of 233.1 total acres.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-7165

NAME AND ADDRESS: JANET E BIRD
56 LOWER TEXAS CREEK RD
LEADORE ID 83464

KURT W BIRD
56 LOWER TEXAS CREEK RD
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 6.550 CFS
1,146.300 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 10/06/1982

POINT OF DIVERSION:

T15N R26E S20 NWNWNW Within LEMHI County

Rights 74-34 and 74-35 are also diverted through the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	6.550 CFS 1146.3 AF

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R26E S14	SWNW	36.00	T15N R26E S14	NWSW	23.00
T15N R26E S15	NENE	31.00	T15N R26E S15	NWNE	40.00
T15N R26E S15	SWNE	40.00	T15N R26E S15	SENE	31.00
T15N R26E S15	NENW	40.00	T15N R26E S15	NWNW	40.00
T15N R26E S15	SWNW	31.00	T15N R26E S15	SENW	40.00
T15N R26E S15	NESW	40.00	T15N R26E S15	NWSW	31.00
T15N R26E S15	SWSW	31.00	T15N R26E S15	SESW	40.00
T15N R26E S15	NESE	31.00	T15N R26E S15	NWSE	40.00
T15N R26E S15	SWSE	40.00	T15N R26E S15	SESE	31.00

636 ACRES TOTAL

This right is limited to the irrigation of 327.5 acres within the place of use described above in a single irrigation season.

Rights 74-7165, 74-34, 74-35 and 74-912 when combined shall not exceed the irrigation of 647 acres.

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.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide

the watermaster suitable control of the diversion.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-7175

NAME AND ADDRESS: ROGER K OGDEN ESTATE
1650 E 875 S #A
CLEARFIELD UT 84015

PENNY J OGDEN-EDWARDS
2330 S 350 W
PERRY UT 84302

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.500 CFS
87.500 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 07/26/1990

POINT OF DIVERSION:

T16N R26E S33 NENWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.500 CFS 87.50 AFY

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R26E S28	NESW	10.00	T16N R26E S28	SESW	15.00
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25 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.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74-W.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-14980

NAME AND ADDRESS: F JAMES WHITTAKER
PO BOX 240
LEADORE ID 83464

PAULA J WHITTAKER
PO BOX 240
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.970 CFS

USE OF THIS RIGHT WITH RIGHT NO. 74-15003 AND 74-15004 IS LIMITED TO
A TOTAL COMBINED DIVERSION RATE OF 6.4 CFS.

PRIORITY DATE: 06/01/1982

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT
DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO
CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS
PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY
RIGHT IS THE SUPERIOR RIGHT.

POINT OF
DIVERSION: T15N R26E S20 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.970 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R26E S21	SWSE	12.00	T15N R26E S21	SESE	13.00
T15N R26E S27	NWNW	3.80	T15N R26E S27	SWNW	9.30
T15N R26E S27	SENW	0.90	T15N R26E S28	NENE	3.70

42.7 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 74-15003 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 178.9 ACRES IN A SINGLE
IRRIGATION SEASON.

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO.
74-15003 AND 74-15004 PURSUANT TO SECTION 42-1426, IDAHO
CODE.

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

THIS RIGHT IS FOR AN ENLARGEMENT OF 42.7 ACRES WITHIN THE PLACE
OF USE DESCRIBED FOR THIS RIGHT.

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15003

NAME AND ADDRESS: PAULA J WHITTAKER
PO BOX 240
LEADORE ID 83464

F JAMES WHITTAKER
PO BOX 240
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 3.720 CFS

PRIORITY DATE: 04/01/1947

POINT OF
DIVERSION: T15N R26E S20 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 11/15	3.720 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T15N R26E S27 SWNE 40.00	T15N R26E S27	NENW 15.00
	T15N R26E S27 SENW 36.00	T15N R26E S27	NESW 8.00
	T15N R26E S27 NWSE 37.00		

136 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 74-133 AND 74-89 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 136.2 ACRES IN A SINGLE
IRRIGATION SEASON.

This right authorizes the irrigation of 136.2 total acres.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15051

NAME AND ADDRESS: CALVIN J WHITTAKER
PO BOX 10
LEADORE ID 83464

CAROL L WHITTAKER
PO BOX 10
LEADORE ID 83464

SOURCE: LITTLE TIMBER CREEK

TRIBUTARY: BIG TIMBER CREEK

QUANTITY: 1.200 CFS

PRIORITY DATE: 03/15/1966

This water right is subordinated to all water rights with a priority date earlier than October 3, 1974.

POINT OF
DIVERSION: T15N R25E S24 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.200 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R25E S11	SWSE	3.00	T15N R25E S14	NWNE	3.00
T15N R25E S14	NENW	26.00	T15N R25E S14	NENW	40.00

72 ACRES TOTAL

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

This right is supplemental to water right no. 74-49.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15052

NAME AND ADDRESS: KERRY W PURCELL
PO BOX 45
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 2.990 CFS

PRIORITY DATE: 03/15/1966

This water right is subordinated to all water rights with a priority date earlier than October 3, 1974.

POINT OF

DIVERSION: T15N R26E S5 Lot 1 Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

2.990 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R26E S33

NWNW

20.00

T16N R26E S33

SWNW

28.00

T16N R26E S33

NWSW

21.00

69 ACRES TOTAL

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

This right is supplemental to water right no. 74-59A.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15053
NAME AND ADDRESS: BETTY M PURCELL
PO BOX 15
LEADORE ID 83464

ALLAN F PURCELL
PO BOX 15
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK TRIBUTARY: LEMHI RIVER
QUANTITY: 13.780 CFS
PRIORITY DATE: 03/15/1966

This water right is subordinated to all water rights with a priority date earlier than October 3, 1974.

POINT OF
DIVERSION: T15N R26E S8 NWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	13.780 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R25E S25	NENE	26.00	T16N R25E S25	NWNE	40.00
T16N R25E S25	SWNE	40.00	T16N R25E S25	NENW	40.00
T16N R25E S25	NWNW	33.00	T16N R25E S25	SWNW	40.00
T16N R25E S25	SENW	40.00	T16N R25E S25	NWSW	34.00

293 ACRES TOTAL

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

This right is supplemental to water right nos. 74-398, 74-399, 74-1834.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15183

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH
PO BOX 60
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 5.840 CFS

PRIORITY DATE: 03/15/1966

This water right is subordinated to all water rights with a priority date earlier than October 3, 1974.

POINT OF

DIVERSION: T15N R26E S8 NWSE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	5.840 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R26E S01	SWNW	40.00	T15N R26E S01	NWSW	40.00
T15N R26E S01	SWSW	38.00	T15N R26E S02 Lot 1	NENE	40.00
T15N R26E S02 Lot 2	NWNE	40.00	T15N R26E S02	SWNE	40.00
T15N R26E S02	SENE	40.00	T15N R26E S02 Lot 3	NENW	29.00
T15N R26E S02 Lot 4	NWNW	1.00	T15N R26E S02	SENW	11.00
T15N R26E S02	NESE	40.00	T15N R26E S02	NWSE	22.00
T15N R26E S02	SWSE	2.00	T15N R26E S02	SESE	36.00
T16N R26E S34	SENE	39.00	T16N R26E S34	NESE	25.00
T16N R26E S35	SWNE	39.00	T16N R26E S35	SENE	28.00
T16N R26E S35	SWNW	22.00	T16N R26E S35	SENW	30.00
T16N R26E S35	NESW	40.00	T16N R26E S35	NWSW	40.00
T16N R26E S35	SWSW	26.00	T16N R26E S35	SESW	40.00
T16N R26E S35	NESE	40.00	T16N R26E S35	NWSE	40.00
T16N R26E S35	SWSE	40.00	T16N R26E S35	SESE	40.00

908 ACRES TOTAL

This right is limited to the irrigation of 209 acres within the place of use described above 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.

This right is supplemental to water right 74-42.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15199

NAME AND ADDRESS: F JAMES WHITTAKER
PO BOX 240
LEADORE ID 83464

PAULA J WHITTAKER
PO BOX 240
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 01/01/1966

POINT OF
DIVERSION: T14N R26E S7 NESW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.000 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T14N R26E S05	NWSW	5.00	T14N R26E S06	SWNE	1.00
T14N R26E S06	NESE	34.00	T14N R26E S06	NWSE	9.00
T14N R26E S06	SWSE	7.00	T14N R26E S06	SESE	18.00

74 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.

This right is supplemental to water right no. 74-56.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Place of use is also known as HES 236.

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15212

NAME AND ADDRESS: LEADORE LAND PARTNERS LTD PARTNERSHIP
C/O KARL TYLER
3663 N RESERVE
MISSOULA MT 59808

SOURCE: LITTLE TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 16.400 CFS

PRIORITY DATE: 03/15/1966

This water right is subordinated to all water rights with a priority date earlier than October 3, 1974.

POINT OF
DIVERSION: T15N R25E S24 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	16.400 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R25E S24	NENE	40.00	T16N R25E S24	NWNE	40.00
T16N R25E S24	SWNE	40.00	T16N R25E S24	SENE	36.00
T16N R25E S24	NESE	30.00	T16N R25E S24	NWSE	36.00
T16N R25E S24	SWSE	36.00	T16N R25E S24	SESE	20.00
T16N R26E S19	NESW	37.00	T16N R26E S19 Lot 3	NWSW	38.00
T16N R26E S19 Lot 4	SWSW	36.00	T16N R26E S19	SESW	40.00
T16N R26E S20	NWSW	25.00	T16N R26E S20	SWSW	40.00
T16N R26E S20	SESW	25.00	T16N R26E S20	SWSE	7.00
T16N R26E S29	SWNW	10.00	T16N R26E S30	NENE	40.00
T16N R26E S30	SWNE	40.00	T16N R26E S30	SENE	40.00
T16N R26E S30	NENW	40.00	T16N R26E S30	SENW	40.00
T16N R26E S30	NESW	10.00	T16N R26E S30	NESE	13.00
T16N R26E S30	NWSE	36.00			

795 ACRES TOTAL

This right authorizes the irrigation of 795.1 total acres.

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.

This right is supplemental to water right nos. 74-38, 74-40 and 74-41.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15213

NAME AND ADDRESS: LEADORE LAND PARTNERS LTD PARTNERSHIP
C/O KARL TYLER
3663 N RESERVE
MISSOULA MT 59808

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 21.000 CFS

PRIORITY DATE: 03/15/1966

This water right is subordinated to all water rights with a priority date earlier than October 3, 1974.

POINT OF
DIVERSION: T16N R26E S33 NWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>		<u>PERIOD OF USE</u>		<u>QUANTITY</u>
	IRRIGATION		03/15 11/15		21.000 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>				
	T16N R26E S20	NWSW	25.00	T16N R26E S20	SWSW 40.00
	T16N R26E S20	SESW	25.00	T16N R26E S20	SWSE 7.00
	T16N R26E S29	NWNE	37.00	T16N R26E S29	SWNE 26.00
	T16N R26E S29	SWNW	30.00	T16N R26E S29	SENW 30.00
	T16N R26E S29	NESW	13.00	T16N R26E S29	NWSE 29.00
	T16N R26E S30	NENE	40.00	T16N R26E S30	SWNE 40.00
	T16N R26E S30	SENE	40.00	T16N R26E S30	NENW 40.00
	T16N R26E S30	SENW	40.00	T16N R26E S30	NESW 10.00
	T16N R26E S30	NESE	40.00	T16N R26E S30	NWSE 36.00

548 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.

This right is supplemental to water right nos. 74-37 and 74-39A.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15427

NAME AND ADDRESS: SHIRLEY R COLEMAN & HARRY L COLEMAN TESTAMENTARY TRUST
PO BOX 70
LEADORE ID 83464

SOURCE: LITTLE TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 1.200 CFS

PRIORITY DATE: 03/15/1966

This water right is subordinated to all water rights with a priority date earlier than October 3, 1974.

POINT OF

DIVERSION: T15N R25E S24 SWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.200 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R25E S10

SESE

38.00

T15N R25E S11

NESW

40.00

T15N R25E S11

SWSW

40.00

T15N R25E S11

SESW

40.00

158 ACRES TOTAL

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

This right is supplemental to water right no. 74-50A.

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15428
NAME AND ADDRESS: EVELYN R CARLSON
6220 ROAD 216
PINE BLUFF WY 82082

THOMAS H CARLSON
6220 ROAD 216
PINE BLUFF WY 82082

SOURCE: LITTLE TIMBER CREEK TRIBUTARY: LEMHI RIVER
QUANTITY: 4.800 CFS
PRIORITY DATE: 03/15/1966

This water right is subordinated to all water rights with a priority date earlier than October 3, 1974.

POINT OF
DIVERSION: T15N R25E S13 SESW Within LEMHI County
PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 11/15	4.800 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMHI County</u>		
	T15N R26E S07 SWSE	0.70 T15N R26E S07 SESE	35.20
	T15N R26E S08 SWSW	25.00 T15N R26E S17 NENW	36.50
	T15N R26E S17 SWNW	26.30 T15N R26E S17 NWSW	9.00
	T15N R26E S18 NENE	40.00 T15N R26E S18 NWNE	18.80
	T15N R26E S18 SWNE	39.00 T15N R26E S18 SENE	40.00
	T15N R26E S18 SENW	3.00	

273.5 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.

This right is supplemental to water right nos. 74-33, 74-47 and 74-48.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15452
NAME AND ADDRESS: KENT BIRD
PO BOX 76
LEADORE ID 83464

SOURCE: LITTLE TIMBER CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 6.010 CFS

PRIORITY DATE: 03/15/1966

This water right is subordinated to all water rights with a priority date earlier than October 3, 1974.

POINT OF
DIVERSION: T15N R25E S24 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	6.010 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R25E S23	NESE	21.00	T16N R25E S23	SESE	40.00
T16N R25E S24	NESW	36.00	T16N R25E S24	NWSW	37.00
T16N R25E S24	SWSW	34.00	T16N R25E S24	SESW	14.00

182 ACRES TOTAL

This right authorizes the irrigation of 182.5 total acres.

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.

This right is supplemental to water right nos. 74-36A and 74-36B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15598

NAME AND ADDRESS: BEVA LUE CLARK
700 W TERN DR
KUNA ID 83634-2996

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.012 CFS

PRIORITY DATE: 02/21/1910

POINT OF

DIVERSION: T16N R26E S33 SWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.120 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R26E S33 NENE 0.30

0.3 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 - Decreed

PROPERTY IS ALSO KNOWN AS LOTS 728 AND 9, BLK 11, CITY OF LEADORE.

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15599

NAME AND ADDRESS: DENISE M KELLER
PO BOX 65
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.008 CFS

PRIORITY DATE: 02/21/1910

POINT OF

DIVERSION: T16N R26E S33 SWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.008 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T16N R26E S33 NENE 0.20

0.2 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

PROPERTY IS ALSO KNOWN AS LOTS 10, 11 AND 12, BLK 11, CITY OF LEADORE.

