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5/04/83

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ABSTRACT

PAGE 402

INDICATES TOTAL			SOURCE: TEXAS CREEK			TRIBUTARY TO LEWIS RIVER		
RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT AND ACREAGE	BASIS FOR RIGHT		
4-0139	MAHAFFEY LIVESTOCK INC. C/O STEPHEN MAHAFFEY P.O. BOX 4 TENDON ID 83468	05-14-1920	IRRIGATION 03-15 11-15	1.25 CFS	SESE S11 SEVE(20) NESE(12) DECREE T14N R26E SESE(01) NEVE(34) S11 T14N R26E S4SW(02) S12 T14N R26E			
	REMARKS: AC. IRR.=69.2.				* 69 ACRES*			
14-0141	CLARK, LLOYD CLARK, HEVA LUE LEADORE ID 83464	05-14-1920	IRRIGATION 03-15 11-15	3.80 CFS	NESW S35 S4SW(37) SEWM(40) DECREE T15N R26E NESW(38) NWSW(34) NWNW S35 S4SW(38) SESE(39) T15N R26E N4SE(34) S4SE(33) S26 T15N R26E			
	REMARKS: AC. IRR.=47.2.				* 47 ACRES*			
14-0147	SLAVIN, MILTON E. SLAVIN, HELEN G. P.O. BOX 331 SALMON ID 83467	05-14-1920	IRRIGATION 03-15 11-15	.28 CFS	NESE S11 S4SE(11) SESE(36) DECREE T14N R26E S02 T14N R26E			
74-1517	WHITTAKER, FLOYD J. P.O. BOX 177 LEADORE ID 83464	05-14-1920	IRRIGATION 03-15 11-15	3.20 CFS	NWSW S26 NEWM(40) NWNW(38) DECREE T15N R26E S26 T15N R26E S4SW(40) SESE(40) S23 T15N R26E			
	REMARKS: AC. IRR.=158.1.				* 158 ACRES*			
74-2313	SLAVIN, MILTON E. SLAVIN, HELEN G. P.O. BOX 331 SALMON ID 83467	02-04-1954	IRRIGATION 03-15 11-15	1.68 CFS	NESW S35 NEVE(08) SWNE(09) DECREE T15N R26E SESE(02) S26 T15N R26E SEVE(01) NESE(27) SESE(26) S23 T15N R26E			
	REMARKS: AC. IRR.=72.8.				* 73 ACRES*			
74-2317A	SLAVIN, MILTON E. SLAVIN, HELEN G. P.O. BOX 331 SALMON ID 83467	02-10-1956	IRRIGATION 03-15 11-15	1.15 CFS	SWSW S26 N4NE(11) SWNE(37) DECREE T15N R26E S23 T15N R26E			
74-2407B	SLAVIN, MILTON E.	02-10-1956	IRRIGATION 03-15 11-15		NESE S11 SEVE(20) NWSE(20) DECREE			

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JUN 21 2001

ID 83467

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COPY

APR 9 1985

Department of Water Resources
Western Regional Office

Filed in District Court Lemhi County

Idaho, Jan 4 1982

at 10 minutes past 8 o'clock A.M.

By *Robert L. Hildner* Clerk

By *Debra L. Hildner* Deputy

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF LEMHI

IN THE MATTER OF THE GENERAL
DETERMINATION OF THE RIGHT TO
THE USE OF SURFACE WATERS AND
TRIBUTARIES FROM WHATEVER
SOURCE OF THE LEMHI RIVER
DRAINAGE BASIN.

CIVIL NO. 4948

PARTIAL DECREE PURSUANT
TO RULE 54(b), I.R.C.P.

The report of the Idaho Department of Water Resources ("Water Resources" herein) entitled PROPOSED FINDING OF WATER RIGHTS IN THE LEMHI RIVER BASIN was filed with this court on July 9, 1974. The report contains FINDINGS OF FACT, CONCLUSIONS OF LAW, and a LISTING OF WATER RIGHTS.

As a result of objections filed to the PROPOSED FINDINGS, changes were made to the Findings of Fact, Conclusions of Law, and the Listing of Water Rights. These amendments, additions, and deletions to the PROPOSED FINDINGS are set forth in two documents already on file with the court: (1) the "Special Master's Report on Specific Objections," filed April 7, 1982 and adopted by order on September 16, 1982; and (2) the "Stipulation Resolving General Objections" filed February 12, 1982. A third document, "Order Correcting Clerical Oversights in Proposed Finding of Water Rights," filed November 16, 1982, corrects typographical errors in the PROPOSED FINDINGS. Finally, permits listed in the PROPOSED FINDINGS which have become licensed on or before the date of this partial decree will be decreed in their licensed form.

This partial decree does not include any of the rights on Geertson Creek and its tributaries because they were already the subject of a partial decree which is on appeal to the Idaho Supreme Court. The rights of the United States Department of Agriculture, Forest Service, are also not included because they

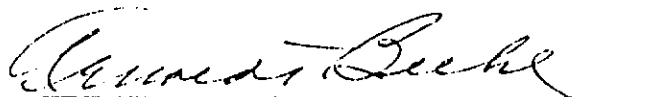
have yet to be resubmitted following the decision of U.S. v. New Mexico.

IT IS HEREBY ORDERED, ADJUDGED and DECREED that the water rights of the Lemhi River Basin with the exceptions noted above are as described in the PROPOSED FINDING OF WATER RIGHTS IN THE LEMHI RIVER BASIN, as amended by:

1. Special Master's Report on Specific Objections;
2. Stipulation Resolving General Objections;
3. Order Correcting Clerical Oversights in Proposed Finding of Water Rights; and
4. Licenses issued on or before the date of this partial decree for permits listed in the PROPOSED FINDINGS;

all of which are incorporated herein by reference.

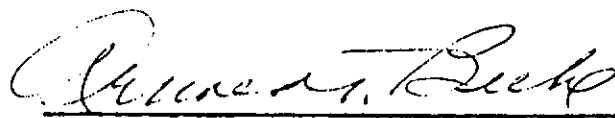
DATED this 30th day of December, 1982.


ARNOLD T. BEEBE
District Judge

Rule 54(b) Certificate

With respect to the issues determined by the above judgment it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final decree and that the court has and does hereby direct that the above partial decree shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

DATED this 30th day of December, 1982.

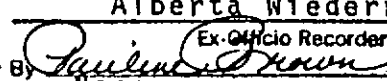

ARNOLD T. BEEBE
District Judge

STATE OF IDAHO NO. 175352
COUNTY OF LEMHI

This instrument was filed for record at the request of
Dept. of Water Resources
on 11:10 A.M. April 3, 1985
and duly filed and indexed in the file of
JUDGMENTS Records of Lemhi County,
Idaho.

Alberta Wiederrick

Ex-Officio Recorder

 JUL 3 0 1986
None

PARTIAL DECREE, Page 2

Return to: Josephine Beeman,
Deputy Attorney General
Dept. of Water Resources
Statehouse
Boise, Idaho 83720

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JUN 20 2006

MEMORANDUM

TO: FILE 74-00139

FROM: PAM SKAGGS

RE: TRANSFER # 5559/66979

DATE: 10-22-99

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 74-00039.

WITHDRAWN

5-7-01

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JUN 20 2001