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Department of Water Resources

DISTRICT COURT-CRIM.  
TWIN FALLS CO., IDAHO  
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

)  
)  
)  
)  
)

Subcase 72-16610

Case No. 39576

ORDER GRANTING MOTION TO FILE  
LATE NOTICE OF CLAIM

On October 29, 2001, Claimant Ted Challis Creek Ranch filed a *Motion to File Late Notice of Claim*. A hearing was held on the *Motion* April 16, 2002. This *Motion* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to this Late Notice of Claim.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for water right 72-16610 is **granted**.

The original Notice of Claim, as well as any filing fees submitted, and a copy of this *Order* will be forwarded to the Idaho Department of Water Resources for further action.

IT IS SO ORDERED.

Dated 4-17-02



ROGER S. BURDICK  
Presiding Judge  
Snake River Basin Adjudication

## CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM** was mailed on 4/18/02, with sufficient first-class postage to the following:

Travis Thompson  
PO Box 2139  
Boise, ID 83701-2139

IDWR Document Depository  
PO Box 83720  
Boise, ID 83720-0098

United States Department of Justice  
Environment & Nat'l Resources Div  
550 W Fort Street, MSC 033  
Boise, ID 83724

Chief, Natural Resources Division  
Office of Attorney General  
PO Box 44449  
Boise, ID 83711-4449

  
Deputy Clerk

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

Date Received

Receipt Number

72-16610

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

Please type or print clearly CHALLIS CREEK RANCH

1. Name of Claimant (s) J.R. CHALLIS &/OR PATRICIA W. CHALLIS Phone (208) 879-4617

Mailing Address PO BOX 1220 CHALLIS ID Zip 83226-1220

2. Date of Priority (Only one (1) per claim) 10/10/1911

3. Source of water supply (a) BEAR CREEK (a) CHALLIS CREEK  
which is tributary to (b) CHALLIS CREEK (b) SALMON RIVER

4. a. Location of existing point of diversion is: Township 14N Range 18E Section 03,  
NE 1/4 of SW 1/4 of NW 1/4, Govt. Lot, B.M., County of CUSTER

Additional points of diversion if any: SESENE, SWSSENW BOTH IN T14N R18E S04

b. If instream flow, beginning point of claimed instream flow is:

Township            Range            Section           ,            1/4 of            1/4 of            1/4,

Govt. Lot            B.M., County of           

ending point is: Township            Range            Section           ,            1/4 of            1/4 of

           1/4, Govt. Lot            B.M., County of           

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well.

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For IRRIGATION purposes from 04/01 to 10/31 amount 8.01 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 8.01 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is \_\_\_\_\_ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) \_\_\_\_\_

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       | Totals |
|-----|-----|-----|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|
|     |     |     | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |        |
| 14N | 18E | 03  |        |       | 19    | 23    |        |       |       | 25    | 13     |       |       |       |        | 11    |       |       | 91     |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 91

11. In which county (ies) are lands listed above as place of use located? CUSTER

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.  
72-7C; 72-10368 or None ( )

14. Remarks: HISTORICALLY AND TRADITIONALLY HIGH WATER HAS BEEN USED WITH 72-7C. IDWR REPRESENTATIVES DETERMINED HIGH WATER WAS HISTORICALLY AND TRADITIONALLY USED AND RECOMMENDED APPLICATION FOR HIGH WATER RIGHTS

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

**Scale: 2 inches equals 1 mile**

[illegible]

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number \_\_\_\_\_  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

16. Signature (s)  
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled  
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do \_\_\_\_\_ do not ☒  
wish to receive and pay a small annual fee for monthly copies of the docket sheet.  
Number of attachments \_\_\_\_\_

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true  
and correct.

Signature of Claimant (s) \_\_\_\_\_

Date 10/12/01

Date 10-12-01

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

Title

of \_\_\_\_\_, that I have signed the foregoing

Organization

document in the space below as \_\_\_\_\_ of \_\_\_\_\_

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_

Date \_\_\_\_\_

State of Idaho/or Idaho )  
County of Lincoln Falls ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_

day of October

19 2001



Notary Public Crystal Minney Vincent

Residing at Lincoln Falls ID

My Commission Expires 4/8/2004

Please Print Name

17. Notice of Appearance:

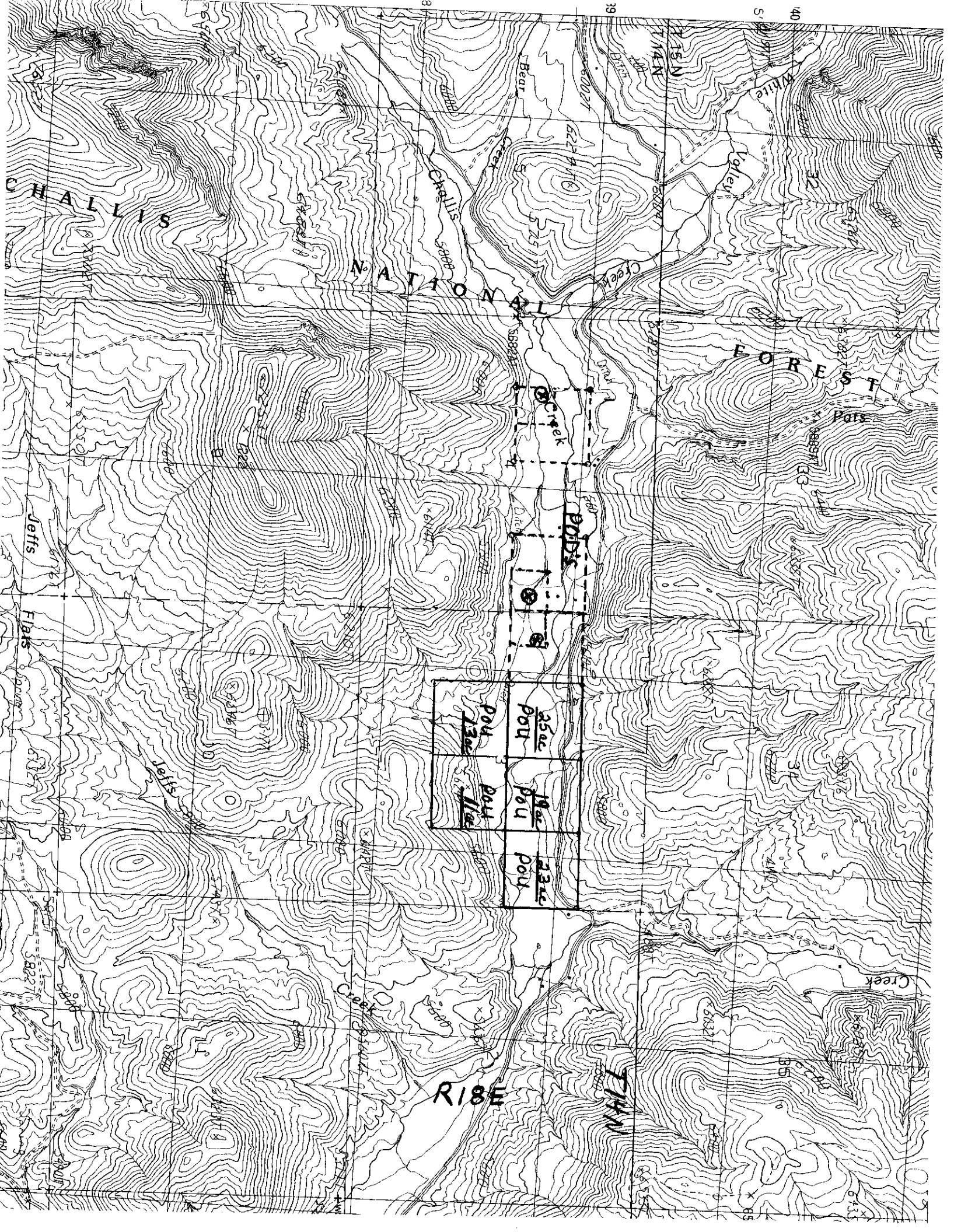
Notice is hereby given that I, \_\_\_\_\_ will be acting as attorney at law on behalf  
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above  
should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

Last Name \_\_\_\_\_ Ident. Number \_\_\_\_\_



# SRBA PARTIAL DECREE 72-00007C

Issued on 04-25-2000.

*This is not an official copy.*

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS:

J R CHALLIS  
PATRICIA W CHALLIS  
CHALLIS CREEK RANCH  
PO BOX 1220  
CHALLIS, ID 83226-1220

TRIBUTARY: SALMON RIVER  
CHALLIS CREEK

SOURCE:

BEAR CREEK  
1.88 CFS

QUANTITY:

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED  
DIVERSION RATE OF 2.68 CFS. COMBINED RIGHT NOS.: 72-00007C AND  
72-10368.

PRIORITY DATE:  
POINT OF DIVERSION:

05/01/1879  
T14N R18E S03  
S04

NESWNW  
SESENE  
SWSENW

Within Custer County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE  
Irrigation  
Irrigation  
T14N R18E S03

PERIOD OF USE  
04-01 TO 10-31

QUANTITY  
1.88 CFS  
Within Custer County

SWNE 19.0  
SENE 25.0  
NWSE 11.0

91.0 Acres Total

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION  
OF A COMBINED TOTAL OF 91.0 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 72-00007C AND 72-10368.

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. I.C. SECTION 42-1412(6).

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[Return to SRBA Home Page](#)

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BARKER, ROSHOLT & SIMPSON LLP

TWIN FALLS OFFICE

P O BOX 2139

BOISE, IDAHO 83701-2139

1007

82-372/1231 3636

Oct 29, 2001 Date

Pay to the Order of TWR

74/17 & 700

Dollars

\$ 50.00

usbank.

1-800-US BANKS  
usbank.com

PRIVATE FINANCIAL SERVICES

For Late Client's Check Challis

Youn A. Nasiriot

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