

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: A72-00010A
Date Received: 12/ 4/1989
Receipt No: M005290
Received By: C/C FCB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES J JOHNSTON
Address: PO BOX 291
MC CALL ID

83638

2. Date of Priority: MAY 1, 1879

3. Source: CHALLIS CREEK

Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	19E	7	SE	NE	NE		CUSTER

5. Description of diverting works:
PUMP MOUNTED IN CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

7. Total Quantity Appropriated is:
0.400 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
14N	19E	7	NE	NE		IRR	24.8

Section Acres 24.8

10. Place of Use: Continued

Total Acres 24.8

11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE.

14. Remarks:

THIS RIGHT IS SPLIT INTO 72-00010 AND 72-00010A (DANNIE STRAND),
0.4 CFS.
OWNERSHIP CHANGE MADE 4-21-95 BY TLB. STRAND-FORMER OWNER,
JOHNSTON-NEW OWNER. BOTH SIGNATURE AND WARRANTY DEED INCLUDED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

STEPHENS, ET. AL.
Decree Plaintiff

SHAW, ET. AL.
vs Decree 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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

APRIL 21, 1995

JAMES J JOHNSTON
PO BOX 291
MC CALL, ID 83638

RE: SRBA CLAIM: A72-00010A & A72-10175
STRAND

DEAR CLAIMANT:

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIMS, WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW THESE RECORDS FOR ACCURACY.

YOU HAVE ANY MORE QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 4/14/1995

APR 17 1995

LEGAL DESCRIPTION OF PROPERTY: Township 14 Range 19 Department of Water Resources
Section 7, NE 1/4 of NE 1/4 of 1/4 Govt. Lot BM, Southern Region
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A72-00010A

☐ Name and Address of Former Owner/Claimant(s)(Seller): Dannie A. Strand and Sally L. Strand
P.O. Box 31 Challis, Idaho 83226

☐ New Owner/Claimant (Purchaser): James J. Johnston

☐ New Mailing Address: P.O. Box 291 McCall, Idaho 83638

☐ New Telephone Number: () -

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) James J. Johnston Date 4/12/95

☐ Signature of Former Owner/Claimant(s) Dannie A. Strand Date 4-13-95
Sally L. Strand Date 4-13-95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 4-21-95 By: HB

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 5/14/1995

LEGAL DESCRIPTION OF PROPERTY: Township 14 Range 19
Section 7, NE 1/4 of NE 1/4 of 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A72-00010A

☐ Name and Address of Former Owner/Claimant(s)(Seller):
Dannie A. Strand and Sally L. Strand
P.O. Box 31 Challis, Idaho 83226

☐ New Owner/Claimant (Purchaser):
James J. Johnston

☐ New Mailing Address: P.O. Box 291 McCall, Idaho 83638

☐ New Telephone Number: () -

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): James J. Johnston Date 4/12/95

☐ Signature of Former Owner/Claimant(s): Dannie A. Strand Date 4-13-95
Sally L. Strand Date 4-13-95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 4-14-95 By: TAB

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

RECEIVED

APR 17 1995

0208553

Department of Water Resources
Southern Region

WARRANTY DEED

For Value Received DANNIE A. STRAND and SALLY L. STRAND, husband and wife, the grantors, do hereby grant, bargain, sell and convey unto JAMES J. JOHNSTON, a married man dealing with his sole and separate property, the grantee, whose current address is P.O. Box 291, McCall, Idaho 83638, the following described premises, in Custer County, Idaho, to-wit:

A portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Beginning at the East 1/16 (NW corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$) corner of Section 7, Township 14 North, Range 19 East, Boise Meridian. Running thence East along the Section line, 1105.66 feet;

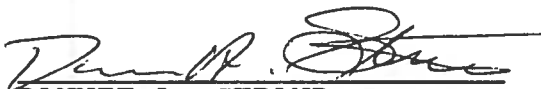
Thence S. 40°01'44" E., 331.76 feet to the East line of said Section 7,

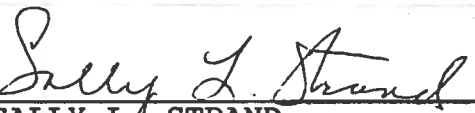
Thence S. 1°09'31" W., along the Section line 571.13 feet:

Thence N. 81°05'03" W., 254.23 feet;
Thence N. 58°56'25" W., 173.49 feet;
Thence S. 86°10'54" W., 107.03 feet;
Thence S. 41°43'49" W., 156.97 feet;
Thence S. 75°22'28" W., 73.98 feet;
Thence N. 73°46'33" W., 155.88 feet;
Thence S. 65°28'09" W., 137.69 feet;
Thence S. 55°33'30" W., 244.15 feet;
Thence S. 59°20'49" W., 198.54 feet to the North-South centerline of said NE $\frac{1}{4}$ of Section 7,
Thence N. 1°09'55" E. along said centerline of the NE $\frac{1}{4}$ of Section 7, 1092.24 feet to the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: This 13TH day of APRIL, 1995.

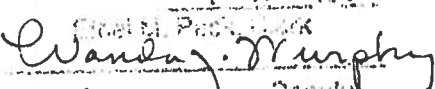

DANNIE A. STRAND


SALLY L. STRAND

208553
Custer County Reg. of.
Custer County Title

Time 1:15 P.M.

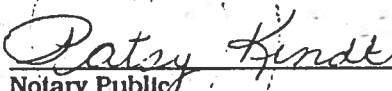
4-13 1995


Wanda J. Murphy
3rd

STATE OF IDAHO
COUNTY OF CUSTER

ss.

On this 13th day of APRIL in the year 1995, before me, a Notary Public, personally appeared DANNIE A. STRAND AND SALLY L. STRAND known or identified to me to be the person whose name subscribed to the within instrument, and acknowledged to me that he y executed the same.


Notary Public
Residing at Challis, Idaho
Commission Expires 3/12/98

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: A72-00010A
Date Received: 12/04/1989
Receipt No: M005290
Received By: R. J. [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DANNIE A. STRAND
Address: BOX 81
CHALLIS, ID 83226 208-879-4415⁵³⁰⁰
OR
Name: SALLY L. STRAND
Address: BOX 81
CHALLIS, ID 83226 208-879-4415
2. Date of Priority: MAY 01, 1879
3. Source: CHALLIS CREEK Trib. to: SALMON RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 14N | 19E | 7 | SE | NE | NE | | CUSTER |
5. Description of diverting works:
PUMP MOUNTED IN CREEK
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.400 | | |
7. Total Quantity Appropriated is:
0.400 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	19E	7	NE NE		IRR	24.8
Section Acres						24.8
Total Acres						24.8

11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE.

14. Remarks:

THIS RIGHT IS SPLIT INTO 72-00010 AND 72-00010A (DANNIE STRAND),
0.4 CFS.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

STEPHENS, ET. AL.

Decree Plaintiff

vs

SHAW, ET. AL.

Decree Defendant

MICROFILMED

MAR 17 1993

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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *[Signature]* Date: X 12/4/89
Date:

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 4th day
of December 1989

[Signature]
Notary Public

Seal

Residing at Twin Falls, Idaho
My Commission Expires January 16, 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

A 72-00010A -7
(See attached)

Permanent file

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 4, 1989

1-16-91
filed claims with
module on 12-4-89.
Danni Smith

Mr. Dan Strand
Box 81
Challis, Idaho 83226

Re: Snake River Basin Adjudication SRBA
Custer County

Dear Mr. Strand:

Per your telephone conversation with Celia Clemens, enclosed are the Notice of Claim forms you requested.

You may indicate a change in the point of diversion of an existing water right on this claim form by identifying the correct legal description of the point of diversion in Item #4, and indicating in Remarks (Item #14) that this is a change from what was previously on record.

Please return the documents to this office at my attention. Do not hesitate to contact this office if you have any questions or desire an appointment to obtain assistance in completing the form.

Sincerely,

for Carter Fritschel
Helen Harrington-Thornton
Water Rights Agent

HHT:mcc:state

Enclosures:

Long Form w/Instructions

Short Forms (3) w/Instructions

MICROFILMED

MAR 17 1993

RECEIVED

JAN 26 1989

IN THE SENATE

SENATE BILL NO. 1065

Department of Water Resources

BY RESOURCES AND ENVIRONMENT COMMITTEE

AN ACT

RELATING TO THE TRANSFER OF WATER RIGHTS; AMENDING CHAPTER 14, TITLE 42, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 42-1416A, IDAHO CODE, TO AUTHORIZE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES TO RECOMMEND AND THE DISTRICT COURT TO DECREE CHANGES IN A WATER RIGHT IF THE CHANGES ARE MADE PRIOR TO ENTRY OF THE ORDER COMMENCING THE GENERAL ADJUDICATION IN WHICH THE WATER RIGHT IS BEING ADJUDICATED.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Chapter 14, Title 42, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 42-1416A, Idaho Code, and to read as follows:

42-1416A. PRIOR CHANGE IN POINT OF DIVERSION, PLACE OF USE, PERIOD OF USE, OR NATURE OF USE OF WATER RIGHT CLAIMED IN A GENERAL ADJUDICATION. (1) If any person entitled to the use of water has made a change in point of diversion, place of use, period of use or nature of use of all or a part of the water, including a change as part of an exchange as defined by section 42-105, Idaho Code, prior to entry of an order commencing a general adjudication pursuant to section 42-1408, Idaho Code, and the person entitled to the use of water has not complied with the requirements of sections 42-108 and 42-222, Idaho Code, regarding such changes, the following shall apply:

(a) the water right may be claimed in the general adjudication as changed and an application for change of the water right is not required to be filed pursuant to section 42-222, Idaho Code; and

(b) the water right may be determined by the director in the director's report pursuant to section 42-1411, Idaho Code, and decreed by the district court pursuant to section 42-1412, Idaho Code, as changed, if the change meets the substantive criteria of section 42-222, Idaho Code, for approval of such changes, provided that the change may be approved subject to conditions necessary to satisfy the substantive criteria of section 42-222, Idaho Code, for approval of such changes.

(2) To the extent that the provisions of this section and section 42-1416, Idaho Code, are both applicable to the same water right, the two sections shall be applied conjunctively, if possible, but this section shall not be construed to limit the provisions of section 42-1416, Idaho Code.

MICROFILMED

MAR 17 1993

AJ0749NP
No. R72-00010A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/28/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES J JOHNSTON PO BOX 774 CHALLIS ID 83226 (208) 879-4986	05/01/1879	IRRIGATION	04-01 10-31	0.26 CFS	
					TOTAL DIVERSION:	0.26 CFS

Water Source: CHALLIS CREEK
Tributary to: SALMON RIVER
Stage: DECREED

Point(s) of Diversion: T14N R19E S07 SENENE CUSTER County

Place of use Legal Description for: IRRIGATION

	NE	NW	SE	SW	SUM
T R S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: SUM
14N 19E 7	: 13	:	:	:	: 13.0
					TOTAL ACRES : 13.0

POU County: CUSTER

Other Rights: NONE.

Conditions of Approval:

- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- C16 - PURSUANT TO SECTION 42-1425, IDAHO CODE.
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN BASIN 72:
 - WATER RIGHT NO. SOURCE
 - NONE
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN THE SNAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE
 - ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
 - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
 - CONJUNCTIVELY.

Dates: Exam Made Date: Verified Date: 12/28/1998 Objection Filed Date:

Misc: Water District Number: 72C Field Inspection Flag: C
Presumption Flag:

Comments:

Date: 10/29/1992 User-ID: WORSTELL Subject: COPIED FROM REMARKS
THIS RIGHT IS SPLIT FROM 72-00010 WITH 72-00010A (DANNIE STRAND),
0.4 CFS. 72-00010 FOR 2.32 CFS IS CLAIMED AS PART OF A72-10272.

Date: 01/19/1994 User-ID: WORSTELL Subject: CHANGE IN POINT OF DIVERSION
THE PRESENT POINT OF DIVERSION IS FROM CHALLIS CREEK CHANNEL
WITH A PORTABLE PUMP. PROPERTY WAS NOT IRRIGATED DURING 1993
DUE TO LEVELING AND PROPERTY DEVELOPMENT WORK.

Date: 11/16/1998 User-ID: KCHRISTE Subject: COPIED FROM REMARKS
OWNERSHIP CHANGE MADE 4-21-95 BY TLB. STRAND-FORMER OWNER,
JOHNSTON-NEW OWNER. BOTH SIGNATURES AND WARRANTY DEED INCLUDED.

Date: 11/21/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 12/28/1998 User-ID: JROBERTS Subject: NOE - ADDRESS CHANGE
ADDRESS CHANGED AS PER NOE.

Audit: 12/28/98 JROBERTS

November 20, 1998

**NOTICE OF ERROR
REPLY**

RECEIVED
DEC 16 1998
Department of Water Resources
Southern Region

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 72-00010A

JAMES J JOHNSTON
PO BOX 291
MC CALL ID 83638

change to:

P.O. Box 774

Challis, ID 83226

Daytime Telephone Number: *(208) 879-4986*
Evening Telephone Number: *(208) 879-4986*

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation; no changes need to be made. *except address!!*

DATE: *12/10/98* SIGNATURE: *James J. Johnston*
Please print your name: James J. Johnston

Water Right Number - R72-00010A

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
JOHNSTON

JAMES J

1 - PO BOX 291
2 -
3 -
City- MC CALL
Phone - 208-000-0000

State- ID Zip- 83638

*** O - ORIGINAL OWNER ***
STRAND

DANNIE A

1 - BOX 81
2 -
3 -
City- CHALLIS
Phone - 208-879-4415
1 - BOX 81
2 -
3 -
City- CHALLIS
Phone - 208-879-4415

State- ID Zip- 83226

STRAND

SALLY L

Priority Date - +
05/01/1879

Region - +
17 SOUTHERN

Stage - +
D - DECREED

Status - +

Source - +
CHALLIS CREEK

Tributary - +
SALMON RIVER

Point of Diversion - +
Twn Rng Sec Tract Lot RFlg County
14N 19E 7 SE NE NE (37) CUSTER

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01	IRRIGATION	04/01	10/31		0.260	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.260 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
14N	19E	7	NE NE		13.0	01	IRRIGATION	(37) CUSTER

Total Acres: 13.0

+ - - Diversion Means - PORTABLE PUMP MOUNTED IN CREEK

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE.

VERIFIED BY KKC
11-16-98

Water right number - R72-00010A

Prefix Translation: RESEARCH

+ - - - - - Remarks - - - - -
No Remarks found.

+ - - - - - Old Water Right Numbers - - - - -
7200010

+ - - - - - Conditions of Approval - - - - -
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.

+ - - - - - Decree Plaintiff - - - + - - - - - Decree Defendant - - - + - - - - - Decree Date - - +
STEPHENS, ET. AL. SHAW, ET. AL. 00/00/0000

+ - - - - - Comments - - - - -
Date: 10/29/1992 User Id: WORSTELL Subject: COPIED FROM REMARKS
THIS RIGHT IS SPLIT FROM 72-00010 WITH 72-00010A (DANNIE STRAND), 0.4 CFS. 72-00010 FOR 2.32 CFS IS CLAIMED AS PART OF A72-10272.
Date: 01/19/1994 User Id: WORSTELL Subject: CHANGE IN POINT OF DIVERSION WITH A PORTABLE PUMP. PROPERTY WAS NOT IRRIGATED DURING 1993
THE PRESENT POINT OF DIVERSION IS FROM CHALLIS CREEK CHANNEL
DUE TO LEVELING AND PROPERTY DEVELOPMENT WORK.
Date: 11/16/1998 User Id: KCHRISTE Subject: COPIED FROM REMARKS
OWNERSHIP CHANGE MADE 4-21-95 BY TLB. STRAND-FORMER OWNER, JOHNSTON-NEW OWNER. BOTH SIGNATURES AND WARRANTY DEED INCLUDED.

+ - - - - - Audit Fields - - +
11/16/98 KCHRISTE

+ - - - - - Adjudication Rights Dates and Flags Area - - - - -
Court Report Filing - 00/00/0000 Field Inspection Made - 00/00/0000 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - 00/00/0000 Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Claim Received Date - 12/04/1989 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number M005290 Water District - 72C
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - OR Presumption Flag - C
Notice of Error Flag -

CLAIM NUMBER
72-00010A

DATE
10/15/98

TRANSFER NUMBER

AGENT
R

CLAIMED ACRE TOTAL
24.8

GIS ACRE TOTAL
13

				NE				NW				SW				SE			
	TWP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	14N	19E	07	24.8															24.8
GIS	14N	19E	07	13															13
RECOM	14N	19E	07	13															13
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B72-DBPOU.SHP

SHAPE NOS.
228

Good data not available at this time.
Based upon a sprinkler system at .02 CFS/A
the recommendation is: 13 X .02 = 1.26 CFS

B72-DBPOD.SHP

NOS.
DESCRIPTION
116 14N, 19E, 07 SE NENE

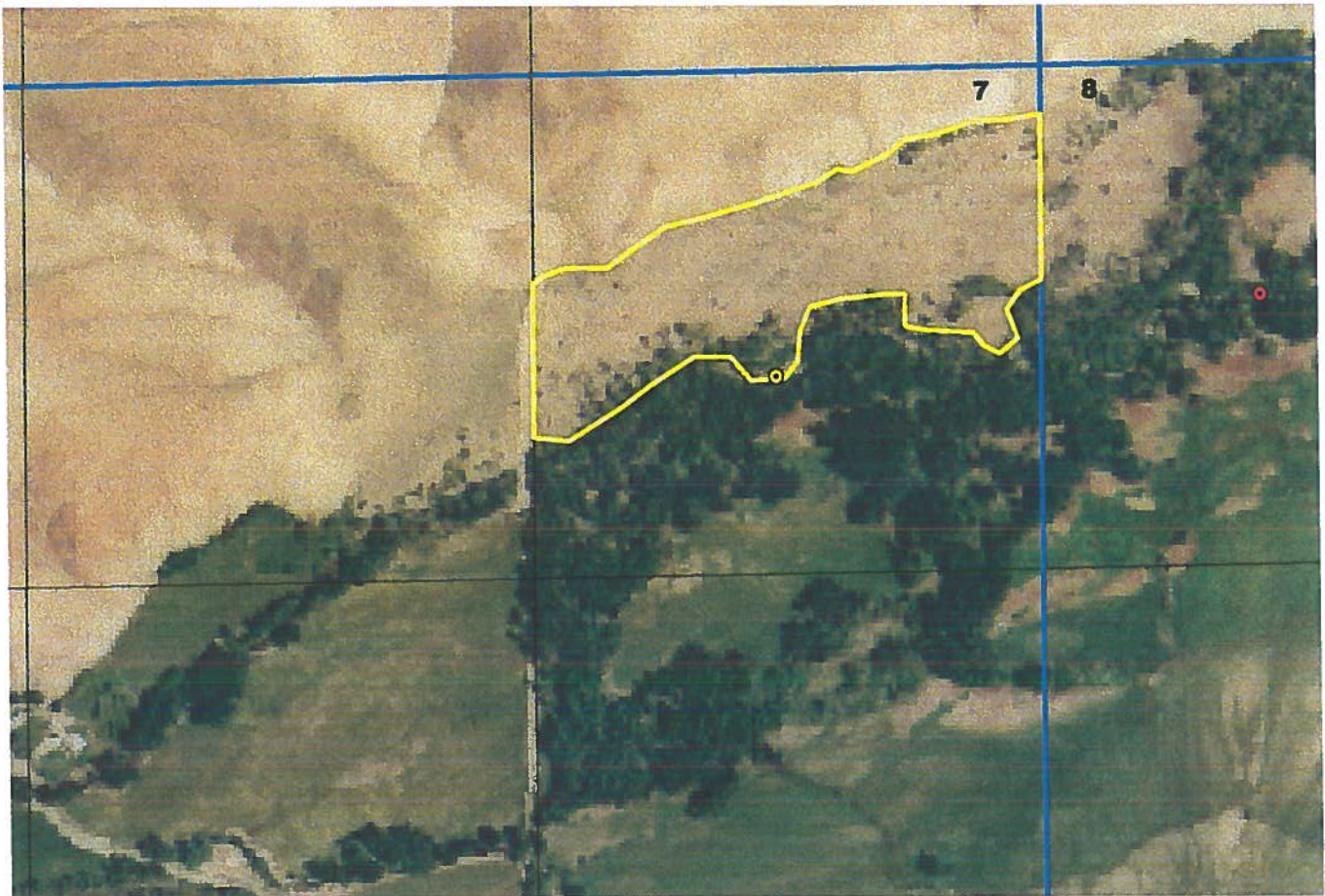
DBF TABLES UPDATED

B72-DBPOU.DBF
✓

B72-DBPOD.DBF
✓

IDAHO DEPARTMENT OF WATER RESOURCES

72-00010A
JAMES JOHNSTON



RECOMMENDED PLACE OF USE
DATA ENTRY ON OCT. 15, 1998
TWP 14N, 19E, SEC . 7



- RECOMMENDED PLACE OF USE
- RECOMMENDED POINT OF DIVERSION
- SECTION LINES
- QUARTER QUARTER LINES

GIS PLACE OF USE PRESENTATION
USFS 1992 AERIAL PHOTOGRAPHY
DATA ENTRY BY JEANIE ROBERTSON

~~12.99~~ Ac.
12.97 Ac.

72-00010 A 12.99 Ac.

INTER-DEPARTMENT MEMO

FROM: Jeanie
Doug

SUBJECT: Attached
 DATE: 3/22

Johnston will be calling early in the week of the 25th. He is looking for ~~what~~ whether he can resume use ^{of} what he needs to do, ^{and} whether he needs to file a transfer or Ext.

① He can resume - at least through orig. ditch
 ② If he is going to ~~go~~ ^{work} with the pump he should check with watermaster so he can be regulated.

③ If 4 M (Bud?) backs ~~up~~ ^{up} him can't prove delivery to old pump (old WM?) the transfer & Ext. needed

() For your information If he can't get system operating

() Response required this year the 1st signature la

3/25 -
 1 + 1 - 1 him to talk to

MEMORANDUM

TO: File A72-00010A
FROM: Douglas Jones
DATE: March 22, 1996
RE: Phone conversation with Jim Johnston

Jim Johnston called and said that he may be getting water back to use on the property this year. He also said that his pump and other things were stolen and he would need to get things rigged in again. He wanted to let us know and wondered what else he might need to do to be able to start use.

I him told that if he thinks it has been about five years and he might not get the water to use soon that he should consider filing an extension of time to avoid forfeiture. I told him that he would need to decide this and to get in touch with us and we'd send him the application form or he could come to the office.

During our conversation I became cautious when he said that there was a new pump which hadn't been used - and was stolen. I told that if the point of diversion was changed after 1987 that a transfer would need to be field. I couldn't get the file during the conversation and told that I would look into the matter and that he should call back.

I have reviewed that file and found an affidavit which said that in 1989 and 1990 the person used a pump to deliver water and that he took over from his father-in-law. I could not decide whether the change dated back to before 1987 with the affidavits submitted. The map submitted with the claim shows the p/d near the easterly boundary of the tract (downstream end), but not at the east boundary. I am uncertain how the water went from the pump and into ditches which delivered by flood/border to the land.

With the new pump there will need to be a measurement method provided. IDWR should also track what water application method is in place and make our recommendation accordingly. Worstell had completed a Hubble analysis based on flood irrigation, using graded border method. He recommended 0.40 cfs for use on 11 ac. If sprinkled now then the rate likely should be lower.

At this point we should talk to the watermaster and see if he is aware of this diversion and whether he thinks it is legitimate (under the old gas-powered portable pump). He may need to research old delivery records, etc for Dan Strand.

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent JEANIE M ROBERTSON

DATE

September 9, 1996 4:15pm **JIM JOHNSTON**

CUSTOMER

A72-00010A

SUBJECT: QUESTIONS ON HIS WATER MEASUREMENT??

phone call (X) walk-in (.)

Said the Watermaster, Bud Hamilton, had been around last week to get some figures on his use for this season. Mr. Johnston had a new system put in this year along with a new pump (which had been stolen last winter). A flow-meter was installed (Grainland Type) but has never worked. He just found out that the 6" pipe and flow-meter were way too big for the amount of water he's been pumping (about 150-165 gpm, this meter won't even register under 200 gpm.) Said he has 29 rainbirds (seven - 5/32's on one line and seven - 9/64's on another, and fourteen - 9/64's on a wheel-line). He operates at 45 psi., and thought he was allowed to pump about 180 gpm and irrigates 8 or 9 acres. Told him we would defer to Bud's decision on taking this information in lieu of a meter measurement and that if Bud needed anything from us on how to calculate the amount based on these figures, he could call us and we would send it. Also told him that we usually recommend about 1" per acre for sprinkled acres. His claim is for .4 cfs on 24.8 acres (.016 cfs per acre), which does amount to about 180 gpm. But if he only irrigates 8 or 9 acres, at 1" per acre, that amount would be reduced to about 81 gpm or .18 cfs...

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent JEANIE M ROBERTSON

DATE

CUSTOMER

May 26, 1995 2:43pm **JAMES JOHNSTON** **A72-00010A, A72-10175**

SUBJECT: ?? HAS O/C BEEN COMPLETED ??

phone call (X) walk-in (.)

He wanted to make sure the ownership change had been completed on these two claims. Looked them up and Tara did them about a month ago. He also wondered what the status of the irrigation was and when he had to have his system operating. I pulled the file and Bob's field exam notes mentioned that the 11 acres weren't being irrigated in 1993 when he was there, but they were doing some leveling work. Mr. Johnston said his new pump is in now but he's having trouble getting the sprinkler system going and wondered how long he had? I told him water rights could be lost if not used for a period of 5 years or more, so as long as he started irrigating again within that time, he should be okay. Said he hoped to have it up and running by next year...

R PROOF



CVR



MAPS



PHOTOS



MISC



CLAIM NO. 72-00010A
DATE DOCUMENT UPDATED

AGENT RVW

MICROFILMED

MAR 17 1993

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A72-00010A

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Jeanie Robertson Date 6/16/94

Contact Person(s) Dannie Strand of Challis

Nature of Contact He wanted to know if we had received the affidavits Bob Worstell had requested and if P/D had been changed on his claim, anything else he needed to do?

Substance of Communication Checked the claim and called Bob at home. Everything seemed to be in file and P/D had been recommended at new place. Told him there was really nothing else he needed to do right now. Only possible problem might be with the ruling by the judge on 42-1416A and the status of accomplished transfers.

MICROFILMED
OCT 31 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

22-Sep-1993

MR. DANNIE A. STRAND
P O BOX 81
CHALLIS ID 83226

RE: CLAIM A72-00010A

Dear Mr. Strand;

My field examination in July and September, 1993 of your property covered by the above referenced claim showed that it has not been irrigated during the 1993 season. The weedy vegetative growth, the absence of the pump station, and the dry, weed-filled condition of the old delivery ditch indicate that these fields have not been cultivated or irrigated from this source for several years.

Section 42-222 of the Idaho Code (page 52) states that a water right is forfeited if it is not used for five consecutive years. This claim will be disallowed based on the non-use of the water right as described by the claim. You may provide evidence to IDWR which shows this water was used within the 5 year period prior to November 19, 1987 for irrigation of this property. If no further evidence is presented or if the evidence is not supportive this claim will be recommended to be disallowed.

Respectfully

Robert V. Worstell
SR. WATER RIGHT AGENT

MICROFILMED
OCT 31 1994

Dan A. Strand
Box 81
Challis, ID 83226

Department of Water Resources
222 Shoshone St. E.
Twin Falls, ID 83301

9/30/93

Attn: Robert V. Worstell

Subject: Water Adjudication # A72-00010A

Dear Bob,

Here is the information you requested concerning our water right on Challis Creek.

These depositions are from some of the neighbors, the County Assessor, some people that I let use the place for their horses and wood getting, and two of the people who leased the property.

We use to divert our water near the canal diversion, as is evidenced by the old ditch that you indicated you found. I think the water was delivered through that ditch for 30 or 40 years. According to the County Assessor.

We always had a problem getting our water through the neighbors field and consequently used a gas pump to assist in getting the amount of water needed to irrigate the place.

At the time you did the original adjudication 1989 (copy inclosed) I told you about this and indicated that as soon as I got all the paper work completed that we were going to install an electric pump and sprinkler system. And per your advise we indicated a point of diversion on the property where the pump was instead of up the creek, above the neighbors property.

If I need to change this please inform.

I had Salmon River Electric bring power to the property in the fall of 1991, since that time I have removed a lot of trees from the property, built a road to the property, tilled the ground and now have it ready for production.

I do not use the old diversion headgate and have placed the electric pump station next to the creek about 200 or so feet from where we had the old gas pump.

MICROFILMED
OCT 31 1994

I have also inclosed a copy of the original filing that you helped me complete.

If you have any further questions please let me know.

Sincerely,



Dan Strand

MICROFILMED

OCT 31 1994

I live on Darling Creek Road and have lived there since 1980. I drive by the approximately 25 acres of property owned by Dan & Sally Strand on a daily basis. I have seen this property irrigated and in production prior to 1987.

Carol Maxwell
Carol Maxwell

Subscribed and sworn to before me this 1st day of
October 1993.

Joan Ritter
(notary public)

Residing at Challis

My commission expires 8-1-94^{g.R.}

MICROFILMED
OCT 31 1994

TO WHOM IT MAY CONCERN

This is to certify that during the summer of 1983, I pastured my horses on land owned by Dan and Sally Strand. This land is located on Darlington Creek Road off of Challis Creek Road. It was formerly known as the Dobbs place. During the time that my horses were on this pasture, it was irrigated from a ditch which crossed the pasture. This was the only source of water for my horses, so I made certain that there was water in the ditch. The irrigation was being done by Mike Peterson for the Strands.

Kathryn M. Swindell
Kathryn M. Swindell

Dated October 1, 1993

Notary Public

State of Idaho

County of Custer

Residing at Challis

Commission Expires 8-1-94

Joan Ritter

MICROFILMED
OCT 31 1994

TO WHOM IT MAY CONCERN

During the summer of 1989, Dan Strand gave me permission to cut up some trees that were down on his property on Darlington Creek Road (formerly the Dobbs ranch). This property is on the right side of the road after the bridge. Since the ground was being irrigated, we had to be very careful where we crossed the ditch. Since the dams were periodically being moved, the crossing was not always in the same place. On one particular load, we did not hit the ditch at the right spot and got the truck stuck in the mud. It took quite a bit of doing, but we finally pulled the truck out without having to unload the wood from the bed.

Garry L. Swindell
Garry L. Swindell

Dated October 1, 1993

Notary Public
state of Idaho
County of Custer
Residing at Challis
Commission Expires 8-1-94
Joan Ritter

MICROFILMED
OCT 31 1994

I remember the property on Challis Creek owned by Dan Strand and formerly owned by Grant Dobbs, being irrigated prior to 1987. I also remember the property being irrigated after 1987.

Robert Bob Savage
Bob Savage / Custer County Assessor

Subscribed and sworn to before me this 1 day of
October 1993.

Janet Braun
(notary public)

Residing at Challis

My commission expires 6-8-98

MICROFILMED
OCT 31 1994

IN THE MATTER OF:

AFFIDAVIT

State of Idaho

County of _____

Tom Jarvis

being first duly sworn

deposes and says:

I Rented 25 Acres of Land from
DAN A STRAND for Horse PASTURE in 1989:19

This Land is Located out on
Challis Creek, Then Turn Right on Darling
Creek Approximately 3/4 of a mile. (Legal Description
is Attached). I pumped water from Challis
Creek to Irrigate this Property.

Prior to 1989 my father in law
took care of this ground. He was getting
sick at this time so I took care of
the field at this time.

Tom Jarvis
(signature)

Subscribed and sworn to before me this 28th day of September 19 91

Joan Pitter
(notary public) **MICROFILMED**
SEP 31 1994

Residing at Challis, Idaho

My commission expires 8-1-94

I went with my husband Mike several times when he irrigated the property owned by Dan & Sally Strand.

This property is located on Darling Creek road and borders Challis Creek. It is commonly referred to as part of the old Dobbs ranch. It contains about 25 acres. We used the ground for horse pasture.

The water came by way of a little ditch that passed through the Manley Rustin ranch.

We used and irrigated the property for several years prior to 1987.

My husband past away in 1989.

Marjorie Peterson
Marjorie Peterson

Subscribed and sworn to before me this 1st day of
October 1993.

Jean Ritter
(notary public)

Residing at Challis

My commission expires 8-1-94

MICROFILMED
OCT 31 1994

WARRANTY DEED

For Value Received

GRANT V. DOBBS and LOIS L. DOBBS, husband and wife,

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

DANNIE A. STRAND and SALLY L. STRAND, husband and wife,

whose current address is

P. O. Box 81
Challis, Idaho 83226

the grantees, the following described premises, in CUSTER County Idaho, to wit:

A portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7, Township 14 N.,
Range 19 E., Boise Meridian, Custer County, Idaho, more
particularly described as follows:Beginning at the East 1/16 (NW corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$)
corner of Section 7, T. 14 N., R. 19 E., Boise Meridian.
Running thence East along the Section line, 1105.66 feet;
Thence S. 40° 01' 44" E., 331.76 feet to the East
line of said Section 7;Thence S. 1° 09' 31" W., along the Section line
571.13 feet;

Thence N. 81° 05' 03" W., 254.23 feet;

Thence N. 58° 56' 25" W., 173.49 feet;

Thence S. 86° 10' 54" W., 107.03 feet;

Thence S. 41° 43' 49" W., 156.97 feet;

Thence S. 75° 22' 28" W., 73.98 feet;

Thence N. 73° 46' 33" W., 155.88 feet;

Thence S. 65° 28' 09" W., 137.69 feet;

Thence S. 55° 33' 30" W., 244.15 feet;

Thence S. 59° 20' 49" W., 198.54 feet to the North-

South centerline of said NE $\frac{1}{4}$ of Section 7;Thence N. 1° 09' 55" E. along said centerline of the
NE $\frac{1}{4}$ of Section 7, 1092.24 feet to the POINT OF BEGINNING. . .

SEE ATTACHED EXHIBIT "A"

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

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

Dated: April 29, 1981*Grant V. Dobbs*
Grant V. Dobbs*Lois L. Dobbs*
Lois L. DobbsSTATE OF IDAHO, COUNTY OF CUSTER
On this 29th day of May, 1981.
before me, a notary public in and for said State, personally
appearedGrant V. Dobbs and Lois L. Dobbs,
husband and wifeknown to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they have executed the same.

MICROFILMED

OCT 20 1981

STATE OF IDAHO
COUNTY OF CUSTERThis instrument was filed for record
at the request of Grant V. Dobbs and Lois L. Dobbs
by Lois L. Dobbs at 5:15 PM
on May 29, 1981 and indexed to the Records of Custer Co.HOWARD A. BARTER
Notary Public

Water Right Number - R72-00010A

Prefix Translation:

RESEARCH

Old (D) Number

*** C - CURRENT OWNER ***
STRAND
Last Name - + First Name - + Address - +
SALLY L.
1 - BOX 81
2 -
3 -
City- CHALLIS
Phone - 208-879-4415
1 - BOX 81
2 -
3 -
City- CHALLIS
Phone - 208-879-4415
State- ID Zip- 83226

STRAND
DANNIE A.
State- ID Zip- 83226

Priority Date - + 17 SOUTHERN
05/01/1879
D - DECREED
Status - +

Source - +
CHALLIS CREEK
Tributary - +
SALMON RIVER

Point of Diversion - +
Twn Rng Sec Tract Lot RFlg County
14N 19E 7 SE NE NE (37) CUSTER

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 04/15 10/15 0.400

Total Div. Rate - + Total Div. Volume - +
0.400
+ Total Consumptive Use - + KW Usage - +
27.5

Place of Use - +
Twn Rng Sec Tract Lot Acres Code Description County
14N 19E 7 NE NE 11.0 01 IRRIGATION (37) CUSTER

Total Acres: 11.0

- - - Diversion Means - PORTABLE PUMP MOUNTED IN CREEK

- - - Non-Irrigation Use - NONE.

- - - Other Rights for Same Use - NONE.

Remarks
No Remarks found.

MICROFILMED
OCT 31 1994

Water right number - R72-00010A

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - -
+ - - - - Old Water Right Numbers - - - - -
7200010

+ - - - - Conditions of Approval - - - - -
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO IDAHO CODE 42-1416A.

+ - - - - Decree Plaintiff - - - - - Decree Defendant - - - - - Decree Date - -
STEPHENS, ET. AL. SHAW, ET. AL. 00/00/0000

+ - - - - Comments - - - - -
Date: 10/29/1992 User Id: WORSTELL Subject: COPIED FROM REMARKS
THIS RIGHT IS SPLIT FROM 72-00010 WITH 72-00010A (DANNIE STRAND), 0.4 CFS. 72-00010 FOR 2.32 CFS IS CLAIMED AS PART OF A72-10272.
Date: 01/19/1994 User Id: WORSTELL Subject: CHANGE IN POINT OF DIVERSION
THE PRESENT POINT OF DIVERSION IS FROM CHALLIS CREEK CHANNEL WITH A PORTABLE PUMP. PROPERTY WAS NOT IRRIGATED DURING 1993
DUE TO LEVELLING AND PROPERTY DEVELOPMENT WORK.

+ - - - - Audit Fields - - - - -
01/19/94 WORSTELL

+ - - - - Adjudication Rights Dates and Flags Area - - - - -
Court Report Filing - 00/00/0000 Field Inspection Made - 00/00/0000 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - 01/19/1994 Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Claim Received Date - 12/04/1989 Last Amended Date - M005290 Temporary Right - P
Receipt Number - M005290 Water District - 72C
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - OR Presumption Flag - D
Notice of Error Flag -

MICROFILMED
OCT 31 1994

MR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y		B.L.M. 9/15/93	N	5,6	B.L.M. 12/8/93	B.L.M. 12/8/93	
SOURCE				N				
PLACE OF USE	Y			N	1,4			
DIV. AMOUNT CFS/VOLUME	Y			Y	6			
CONSUMPTIVE USE	-			Y	6			
PURPOSES				N				
PERIOD OF USE	Y			Y	6			
BASIS OF CLAIM	Y			N				
REMARKS	Y			Y				

VERIFIED BY CODES

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
AERIAL PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

24 ID-88AC 5-8C-15 7/1/1988

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

MICROFILMED
0C1 31 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:46:59
05/30/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-00010A

LAST: STRAND FIRST: DANNIE A.
ADDRESS: BOX 81
CITY: CHALLIS STATE: ID ZIP: 83226
PHONE NUMBER: 208-879-4415
OWNER CODE: C

LAST: STRAND FIRST: SALLY L.
ADDRESS: BOX 81
CITY: CHALLIS STATE: ID ZIP: 83226
PHONE NUMBER: 208-879-4415

OWNER CODE: C
FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: THIS RIGHT IS SPLIT INTO 72-00010 AND 72-00010A (DANNIE STRAND),
0.4 CFS.

MICROFILMED
OCT 31 1994

2
FIELD EXAMINATION INFORMATION

CLAIM NUMBER: A72-00010A

CONTACT PERSON: Don Strand

PHONE NUMBER: () -

DATE OF FIELD EXAM: 9/15/93

APPOINTMENT MADE: Y(☒) N()

TIME: : A() P()

ACCOMPANIED BY: 1

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

Strand Purchased this property in 1981
Gravity flood irrigation for horse pasture thru 1989 when it
was used by Strand's brother in law
New pumps from Challis creek - gasoline pump. Power transformer
has been installed and electric pump will be used eventually.

MICROFILMED
OCT 31 1994

3
PRIORITY DATE REVIEW PAGE

CLAIM NUMBER: A72-00010A

A. AJ CLAIM: # A72-00010A PRIORITY DATE: 05-01-1879 STAGE: D

B. WR RECORD: # 72-00010 PRIORITY DATE: 05-01-1879 STAGE: D

C. FIELD EXAM REQUIRED? DATABASE N FIELD EXAMINER ~~N~~

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)

MICROFILMED
JUL 31 1994

IF YES EXPLAIN.

AKKS:

OK. From Deice

RECOMMENDED PRIORITY DATE:

05-01-1879

FILED BY

P.V. St

DATE

10/29/92

MICROFILMED

OCT 31 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY	CUSTER
A72-00010A	14N	19E	7		SE	NE	NE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A72-10175 NONE 72-00019B

SOURCE: CHALLIS CREEK

*Well diversion
Domestic
house use*

TRIB: SALMON RIVER

R. WR POINT OF DIVERSION AND SOURCE:

200010 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: CHALLIS CREEK

TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

DOE TO POD DISCREPANCY?	(Y/N)	DATEBASE	FIELD EXAMINER
DOE TO SOURCE DISCREPANCY?	(Y/N)	Y	N

REMARKS:

This point of diversion is the place where a gasoline driven pump is placed when pumping from Challis Creek. An electric powered pump will eventually be installed. The water was originally diverted near the high line canal diversion structure - in Nully SW 1/4 Nully lot 2 of Sec 7, T14N, R19E. A small ditch carried it about 0.7 mile in an easterly and north easterly direction to the place of use. There were high losses in this conveyance system, so water is now pumped from Challis Creek at the south edge of the irrigated area. The electric pump had not been installed in 1993 and there was no irrigation. The land area was being cleared and leveled for future use.

MICROFILMED

OCT 31 1994

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: TWP. RGE. SEC.	1/4	1/4	LOT	COUNTY
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----
SOURCE: CHALLIS CREEK		TRIB: SALMON RIVER		
REVIEWED BY: <i>A.V. 2K</i>		DATE: <i>10/29/92</i>		

✓ 12/8/93

MICROFILMED

OCT 31 1994

A. ROOT WATER RIGHT NUMBERS: A72-00010A
A72-10138

A72-10483

B. FOU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
14N	19E	7	NE	NE		STRAND, DANNIE A.	A72-00010A 724.8	-	-	11	24.8
			NE	NE		FARM CREDIT SERVICES	A72-10272 / 5.0	-	-		11.0
			NE	NE		STRAND, DANNIE A.	A72-10175 /	-	-		
			NE	NE		FARM CREDIT SERVICES	A72-10276 / 5.0	-	-		
			NE	NE		FUNKHOUSER, JULIA	72-00010 /	-	-		
TOTAL ACRES							A72-00010A 24.80			31.00	24.8 11.0

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED? DATABASE FIELD EXAMINER POU COUNTY: CUSTER

DUE TO FOU DISCREPANCY? (Y/N) Y N

PRESUMPTION FLAG:

REMARKS:

The total ownership shown on the Custer Co. Assessor's Ownership Plot is 24.8 acres. This covers 9 acres of barren, steep and unirrigated dry pasture along the north edge of the property and 5 acres of brushy creek side unirrigated land along the south edge of the property. This leaves 11 acres of irrigated land.

RECOMMENDATIONS:

TOTAL ACRES: 24.8

REVIEWED BY: A.D. 24

DATE: 10/29/92

MICROFILMED

OCT 31 1994

A. AJ CLAIMED USES:

PURPOSES
A72-00010A IRRIGATION

MONTH/DAY
FROM ~~04/01~~ ^{4/15} TO ~~11/01~~ ^{10/15}
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
400 CFS
400 CFS

B. WR RECORDED USES:

PURPOSES
72-00010 IRRIGATION

MONTH/DAY
FROM TO
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
2.720 CFS
2.720 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATABASE EXAMINER
N ~~Y~~ ^Y
Y ~~N~~ ^Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

REMARKS:

New standard period of use

Y() N(☒)
Y(☒) N() Explain in remarks, below.

MICROFILMED

OCT 31 1994

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 0.400 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.720 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y ☒ FIELD DATABASE EXAMINER

B.

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(Y) N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE.

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-00010A	CHALLIS CREEK	STRAND, DANNIE A.	0.400	0.016		
A72-10272	CHALLIS CREEK	FARM CREDIT SERVICES	5.610	0.028		
A72-10276	CHALLIS CREEK	FARM CREDIT SERVICES	3.880	0.020		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-10175	DOMESTIC	STRAND, DANNIE A.	FROM 01-01 TO 12-31	0.40 CFS	
A72-10175	STOCKWATER	STRAND, DANNIE A.	FROM 01-01 TO 12-31	0.20 CFS	

MICROFILMED
OCT 31 1994

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

13. IRRIGATION RATE
ACRES ~~24.8~~ ^{0.22} ~~0.446~~ CFS

(Taken from p/u review) ^{11.0}

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(☒) N(☒)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☐) N(☒) ***

*See Hubble Analysis
0.00 cfs need to Irrigate by Flood Irrigation*

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AE/A

ACRES ~~24.8~~ ¹¹ X CONSUMPTIVE VOL. AE/A FOR AREA ~~2.5~~ =

TOTAL CONSUMPTIVE USE ~~27.5~~ AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

ACRES ~~24.8~~ ¹¹ X DIVERSION VOL. AE/A FOR AREA ~~3.5~~ = ^{N/A}

TOTAL DIVERSION VOLUME ~~87~~ AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☐)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

MICROFILMED
OCT 31 1994

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

IRRIGATION

TOTAL FOR THIS RIGHT

~~04/01~~ ~~11/01~~
4/15 10/15

DATABASE
0.400

EXAMINER
~~0.40~~ 0.40

DATABASE
~~0.0~~ 0.0

EXAMINER
~~27.5~~ 27.5

27.5

REVIEWED BY:

[Signature]

DATE:

10/29/92

4 12/8/93

as claimed

MICROFILMED

OCT 31 1994

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FORFEIT/ABANDON
ADDITIONAL DIV. AMOUNTACCEPTED
AS CLAIMED
()
()
()
NEEDS
REVIEW
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00010

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

DATABASE
~~10.720~~EXAMINER
~~2.72~~

CFS

OLD RIGHT
NUMBERSCURRENT
CLAIM NUMBERSDIVERSION
RATECURRENT "R"
CLAIM NUM."R" DIV.
RATEWR RIGHT
NUMBERSDIVERSION
RATEA72-00002B
A72-00011D
A72-00002A
A72-00011B
A72-00011CA72-00010A
A72-10138
A72-10138
A72-10483
A72-104830.400
1.380
1.380
6.620
6.620

-

72-00002B
72-00011D
72-00002A
72-00011B
72-00011C
72-000100.740
0.640
3.260
0.680
2.680
2.720

TOTAL CFS

23.020

10.720

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)DATABASE
NFIELD
EXAMINER
X

REMARKS:

*See attached sheet review
by ALB 3/24/1992*

MICROFILMED

OCT 31 1994

AUTHENTICATION:

SIGNATURE:

R. V. Monstall

DATE:

10/29/92

NAME OF FIELD EXAMINER:

Robert Monstall

TITLE:

Sr. U.R. Agent (Adjudication)

MICROFILMED

OCT 31 1994

05/20/97

Stage: RECREATION

CUSTER County

2.2	2.2
4.4	4.4
2.2	2.2
2.2	2.2

MICROFILMED
OCT 31 1994

SD-62
MODIFY CLAIM

Idaho Department of Water Resources
Adjudication Remarks Screen

Date: 10/29/92
Time: 08:25:43

Water Right Number: A72-00010

FIRST PAGE

13. Remarks: THIS RIGHT IS SPLIT AND THIS CLAIM IS FOR REFERENCE ONLY. _____

|
A72-00010A FOR 0.40 CFS DANNIE STRAND

A72-10272 FOR 2.32 CFS COMBINED WITH ALL OF 72-00009A AND

ALL OF 72-00022A BY FARM CREDIT/DELBERT HUGHES, TOTAL CLAIMED
IS 5.61 CFS ON 194 AC. _____

|
THIS RIGHT HAS BEEN CLAIMED IN FULL. ALB 3-24-92 _____

(GOLD2=Update) (GOLD4=Prev Screen) (GOLD6=End of Data) (Enter=Exit)
(GOLD3=Add Std Rmk) (GOLD5=Next Screen) (GOLD7=Copy to Comments) (GOLD8=Cancel)

MICROFILMED
OCT 31 1994

GRADED BORDER EVALUATION

Job name: 72-00010A
By: RVW

Location: BB1 SOIL 11 ACRES
Date:

Roughness coefficient (n)= 0.150 Intake family (If)=1.50
Slope (S)= 0.0250 ft/ft Border width (W)= 44 ft
Net application (Fn)= 1.80 inches Border length (L)= 361 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.55	Gross depth is less than required	gross application depth				
0.56	Gross depth is less than required	gross application depth				
0.57	Gross depth is less than required	gross application depth				
0.58	Gross depth is less than required	gross application depth				
0.59	Gross depth is less than required	gross application depth				
0.60	0.014	13.05	11.12	0.14	13.8	(4)
0.61	0.014	13.27	11.12	0.35	13.6	(4)
0.62	0.014	13.49	11.12	0.57	13.3	(4)
0.63	0.014	13.71	11.12	0.79	13.1	(4)
0.64	0.015	13.92	11.12	1.01	12.9	(4)

(4) Less than minimum recommended depth of flow.

HUBBLE ANALYSIS

MICROFILMED
OCT 21 1994

CLAIM NO. --- A72-00010A Lotus Program:
 AGENT ----- RVW IRR-PRAC.WK3
 DATE ----- 01/19/94 Date form revised:
 4/21/93 by KKC

 SOIL CHARACTERISTICS

Soil Type = BB1; TOHOBIT...SILT LOAM FINE SANDY LOAM
 Source of Soils Data = Printout From SCS State Office

soil depth (inches)		AWC (in/in)		PH		organic (%)		soil depth (ft)	AWC (inches)	intake family	
lower	upper	lower	upper	lower	upper	lower	upper			flood	furrow
0	9	0.16	0.2	7.4	8.4	1	2	1	2.12	1.5	0.5
9	19	0.14	0.19	7.4	8.4			1	2.28		
19	49	0.01	0.03	7.4	8.4			3	3.61		
49	55	0.03	0.05	7.4	8.4			4	3.85	alternate	
55	60	0.08	0.14	7.4	8.4			5	4.66	method	
										NA	NA

Management Allowed Deficit (MAD)

crop				FIELD NOTES AND CALCULATIONS					
		root depth (ft)	stress point (INCHES)	MAD	FIELD 1	FIELD 2	FIELD 3	FIELD 4	
alfalfa (hay or seed)		5	0.5	2.33	FIELD WIDTH	1326			
corn (field or silage)		4	0.5	1.92	IRRIGATION DAYS	10			
grain (winter or spring)		4	0.5	1.92	DRY DAYS	0			
pasture (or grass hay)		3	0.5	1.80	SET TIME(hours)	8			
other (enter below)					CALCULATED RUN (run = acres*43560/width)				
					RUN =	361			
					CALCULATED BORDER WIDTH (ditch length/irr days * cha				
					WIDTH =	44			
					THEORETICAL ROTATION (mad/net irr req in inches per				
					SELECTED MAD =	1.8			
					ROTATION =	7.8 DAYS			

PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD

Weather Station = CHALLIS
 Figure No = 10-15

crop			recomm. eff.	Net Irrigation Requirement (mm/day)						
		acres system	mar	apr	may	jun	jul	aug	sep	oct
PASTURE	11	FLOOD		1.47	3.84	4.87	5.86	4.56	3.23	2.07
ALFALFA		FLOOD	14.3	1.28	4.51	5.65	6.25	4.45	2.52	0.7

Summary 11 1.47 3.84 4.87 5.86 4.56 3.23 2.07

Peak Net Irrigation Requirement (mm/day) = 5.86

HUBBLE ANALYSIS

Program Operation based upon "GUIDELINES FOR THE EVALUATION OF IRRIGATION DIVERSION RATES"
 HUBBLE ENGINEERING INC. OCTOBER 1991
 Soil Characteristics based upon SOIL CONSERVATION SERVICE STUDIES
 Peak Irrigation Diversion based upon ALLEN & BROCKWAY WEATHER INFORMATION 1983

POOR ORIGINAL

PHJ
72-00010A



Darling Crk Rd.

Challis Crk Rd

Approx Scale
1" = 1180'

T14N
R19E

Base Map - Enlarged Copy of
BLM Aerial Photo 24 ID-88AC
5-BC-15
7/1/1988

MICROFILMED
OCT 31 1994

3985

Small 6

6

6

3975

7

Relay - East
1605.14

3965



POOF ORIGINAL

Approx
Scale
1" = 660'

1105.66

Dan Strand
158073
T-81-111
24.8 ac
0010

T-81-112

1401

1201
Arthur
Betty Lusher Trust
Eleanor Barker
144208
162204
162753
195130
198490

1201
Betty Lusher
144208

T-1470162204

162753

4-236200

3983

3

7

Copied from Custer County
MICROFILMED
Plots of Ownerships
OCT 31 1994

Sept. 1993
R.V.W.

72-000/DA



POOR ORIGINAL

R19-00

9/14/93

Old Delivery Point to property at South West Corner
View Looking West. Culvert under Darling Creek Road can
deliver Challis Creek Water by gravity flow



MICROFILMED
OCT 31 1994

R19-000

9/14/93

Strand Property- View from SW Corner (1993)
Cleared & prepared for further development

72-00010A

POOR ORIGINAL



R18-12+
9/14/93

Point at Southwest corner of property where water from Challis Creek ^{was} ~~is~~ delivered to this property by gravity flow.

MICROFILMED
OCT 31 1994

Water Right Number - 72-00010

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - + + - - - - First Name - + - - - - Address - + - - - -
 *** C - CURRENT OWNER ***
 FUNKHOUSER JULIA
 1 -
 2 -
 3 -
 City-
 Phone - 208-000-0000
 1 -
 2 -
 3 -
 City-
 Phone - 208-000-0000
 State- ID Zip-
 State- ID Zip-

FUNKHOUSER

EST. OF CHARLES

+ - - - - Stage - + - - - -
 D - DECREED
 + - - - - Tributary -
 SALMON RIVER

State- ID Zip-

+ - - - - Priority Date - + - - - - Region - + - - - -
 D5/01/1879 17 SOUTHERN
 + - - - - Source - + - - - -
 CHALLIS CREEK

+ - - - - Twn Rng Sec Tract Lot RFlg County Point of Diversion - + - - - -
 + - - - -

+ - - - - Code Description Period from Period to Water Use - + - - - -
 01 - IRRIGATION
 2.720
 2.720
 Diversion Rate Diversion Volume

+ - - - - Total Div. Rate - + - - - - Total Div. Volume - + - - - -
 2.720
 + - - - - Total Div. Capacity - +

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
14N	19E	7	NE NE		30	01	IRRIGATION		37 CUSTER
14N	19E	7	SE NE		32	01	IRRIGATION		37 CUSTER
14N	19E	8	SW NW		34	01	IRRIGATION		37 CUSTER
14N	19E	8	SE NW		39	01	IRRIGATION		37 CUSTER

Total Acres: 135

+ - - - - Diversion Means -

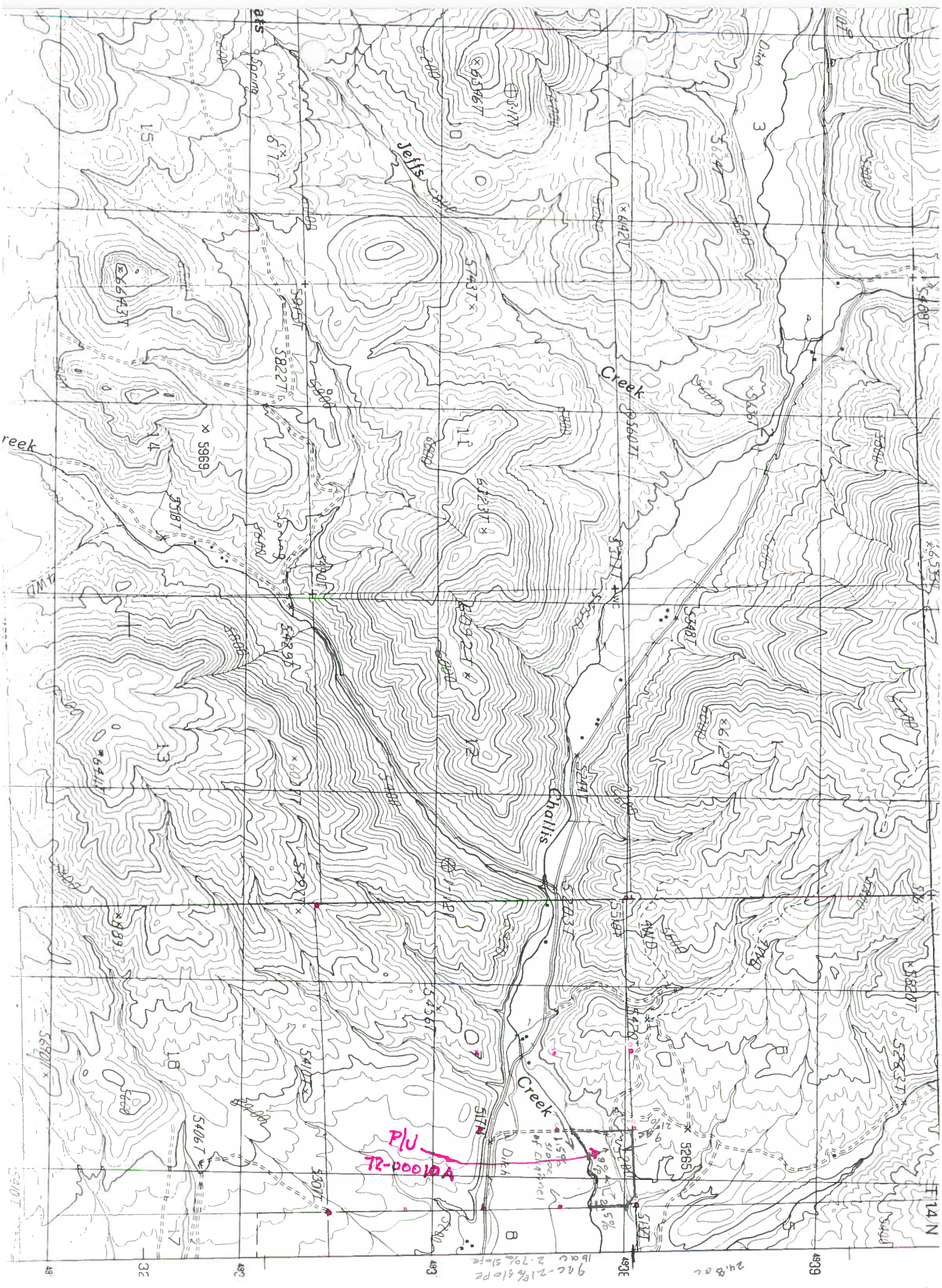
+ - - - - Non-Irrigation Use -

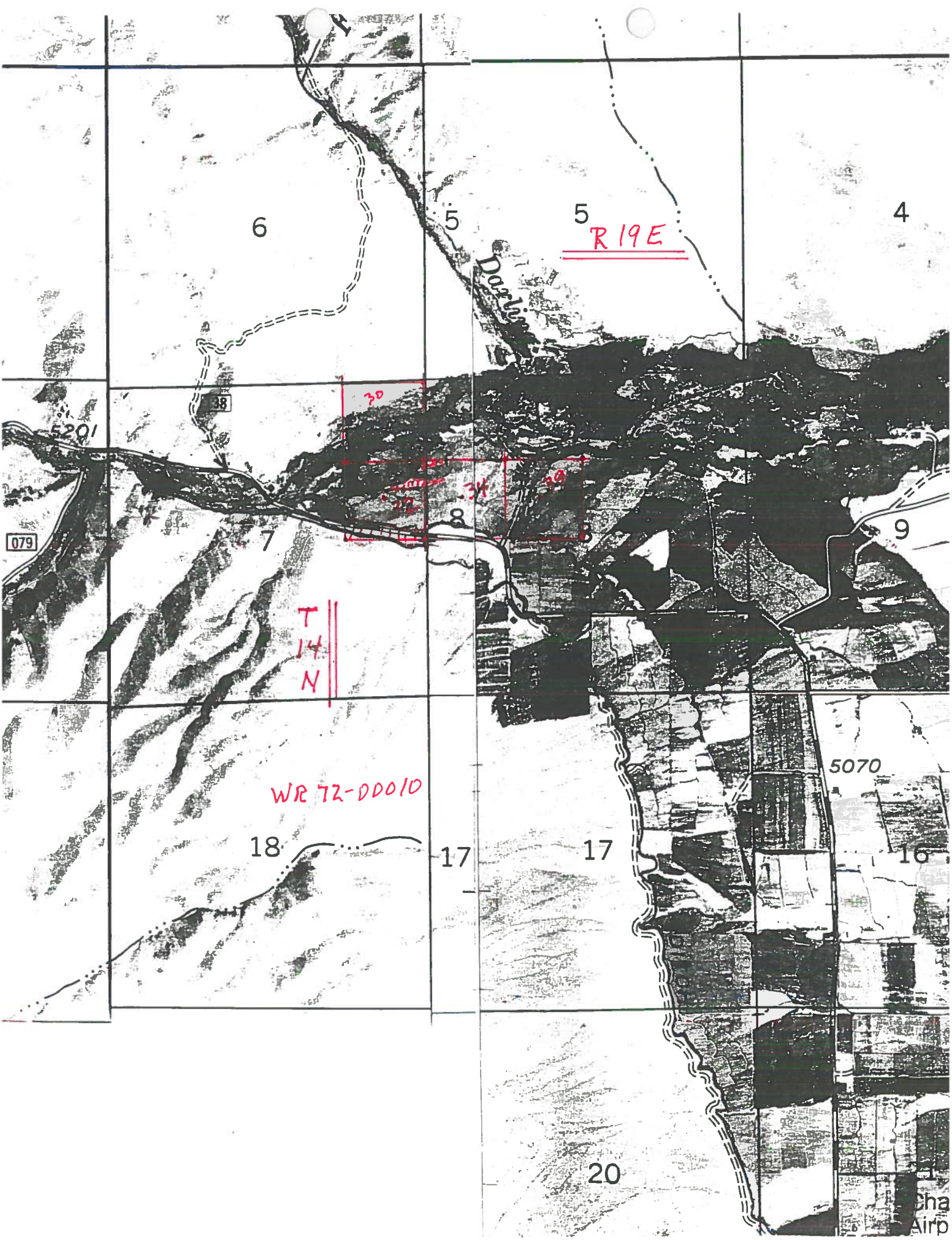
+ - - - - Other Rights for Same Use -

+ - - - - Remarks - + - - - -
 No Remarks found.

$$\frac{2.72 \text{ cfs}}{135 \text{ ac}} = 0.02 \text{ cfs/ac.}$$

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	- P
Exam to S.O. Date	-	00/00/0000	Verified Date	-	02/11/1985	DLE/Carney Act	-
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	- 72C
Licensed Date	-	00/00/0000	Appl Received	-	00/00/0000	Transfer/Amended	-
Decree Date	-	10/09/1911					





6

5

5

4

R 19 E

Darling

38

5201

079

7

8

9

T
14
N

WR 72-00010

18

17

17

5070

16

20

Cha
Airp

Dennie Strand

9/15/93

~~204.87~~
45

Purchased Property in 1981 —

Ditch used in 1989 — Surface Irr.

Pasture — Horses

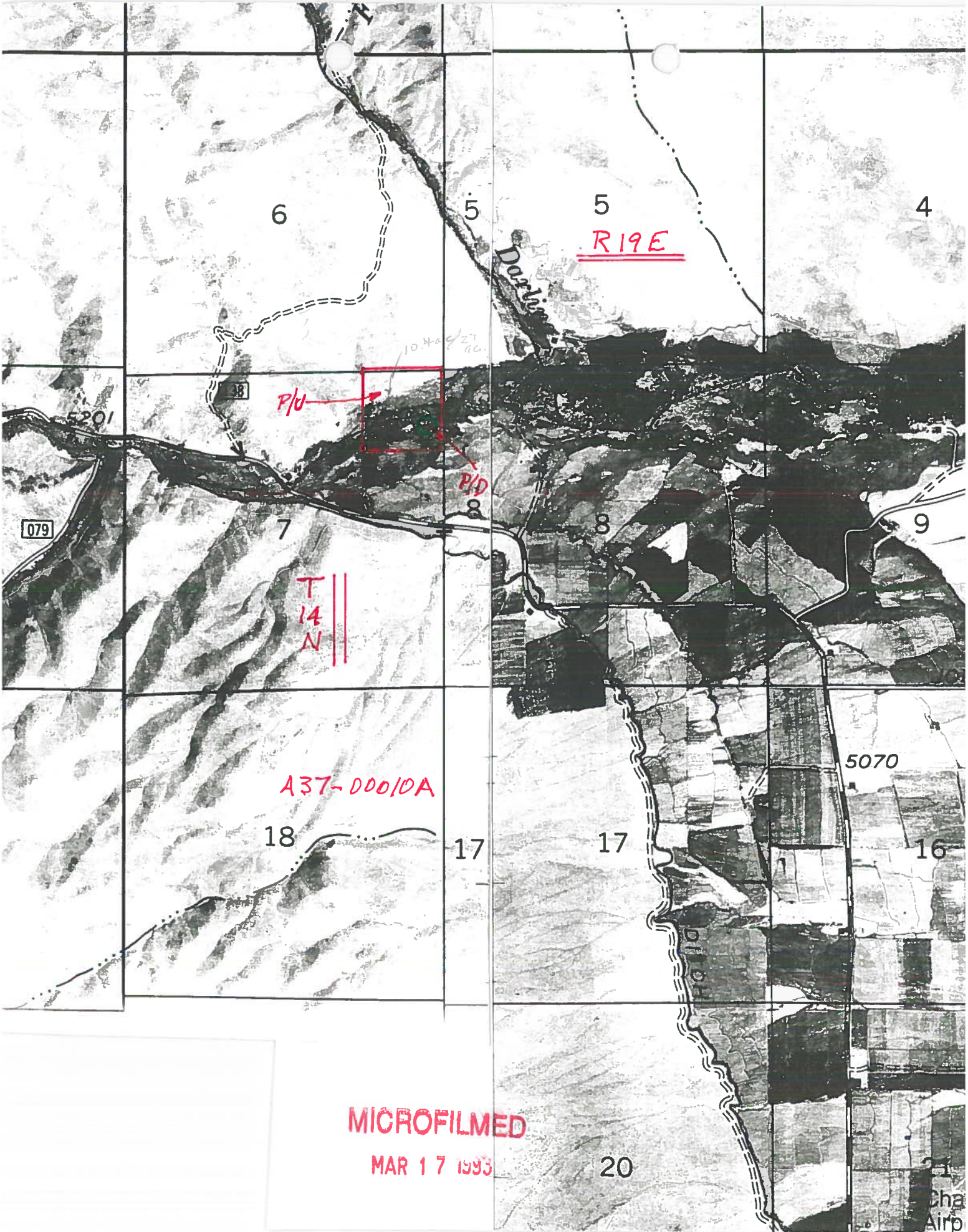
Irrigated by Brother in Law

Grant Dobbs — Original Owner

Will send in affidavits on
water use

Ditch crosses under Darling Creek Rd just
north of Challis Creek Bridge 9/16 RVW.

Crosses under Challis Creek Rd just west
of trailer home on Rustin / Peterson prop.



MICROFILMED

MAR 17 1993