

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: **A72-00007C**
Date Received: 1/ 4/1990
Receipt No: S010823
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN R. CHALLIS 208-879-4617
Address: P.O. BOX 1220
CHALLIS, ID 83226-1220

AND/OR

Name: PATRICIA W. CHALLIS 208-879-4617
Address: P.O. BOX 1220
CHALLIS, ID 83226-1220

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	18E	3	NE	SW	NW		CUSTER
			SW	SW	NW		CUSTER

5. Description of diverting works:
THREE HEADGATES TO OPEN DITCHES FOR FLOOD IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.880		

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

8. Total consumptive use is 240.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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MAR 17 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	18E	3	SW	NE		IRR	23.0
			SE	NE		IRR	27.0
			SE	NW		IRR	27.0
			NE	SW		IRR	10.0
			NW	SE		IRR	9.0

Section Acres 96.0

Total Acres	96.0
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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:

A72-10368

14. Remarks:

THIS RIGHT IS SPLIT FROM THE EDDY RIGHT. ALTHOUGH 72-00008A WITH THE SAME PRIORITY COVERS A PORTION OF THE LAND IT SEEMS MOST LIKELY THE 94" CLAIMED COMES FROM THE EDDY RIGHT. ALSO CLAIM 72-04002 BY SANDERSON RECORDS 1879 WATER ON A PORTION OF MY LAND BUT THE DEED SEEMS TO INDICATE DECREED WATER SO THE EDDY RIGHT IS BEING CLAIMED.

THERE ARE TWO P/D IN THE SWSWNW S.3 T14N, R18E.

OWNERSHIP CHANGE 6/20/91 BY JG.

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:

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MAR 17 1993

CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[] Water Right Number(s): A72-00007C + A72-10368

[] Name and Address of Former Claimant(s): ROBERT G. STEVENS AND/OR CAROL F. STEVENS

P.O. Box 308

KETCHUM, IDAHO 83340

[] New Claimant(s): JOHN T. CHALLIS AND/OR

PATRICIA W. CHALLIS

[] New Mailing Address: CHALLIS CREEK RANCH

P.O. Box 1220

CHALLIS, IDAHO 83226-1220

New Telephone Number: (208) 879-4617

[] Does the change in ownership result in a splitting of the water right claimed? yes X no
If yes, then describe the portion of the water right that is now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached: COPY OF 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 claimant.)

[] Signature of New Claimant(s):

J. T. Challis

Patricia W. Challis

Date:

4/9/91

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APR 10 1991

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MAR 17 1993

Department of Water Resources
Southern Region Office

CHANGE IN OWNERSHIP

Page 2

[] Signature of Former Claimant(s): _____

Date: _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 6/25/91

By: JG

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date: 6/20/91

By: JG

Claim Numbers of Split, if any:

After form has been completed, please return to the nearest IDWR office below:

WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705
(208) 334-2190

EASTERN REGIONAL OFFICE
150 SHOUP SUITE #15
IDAHO FALLS, IDAHO 83402
(208) 525-7161

STATE OFFICE
1301 N. ORCHARD ST.
STATEHOUSE MAIL
BOISE, IDAHO 83720
(208) 327-7906

SOUTHERN REGIONAL OFFICE
222 SHOSHONE STREET EAST
TWIN FALLS, ID 83301
(208) 734-3578

NORTHERN REGIONAL OFFICE
1910 NORTHWEST BLVD. SUITE 210
COEUR D'ALENE, IDAHO 83814
(208) 765-4639

MICROFILMED

MAY 1993

WARRANTY DEED

For Value Received ROBERT G. STEVENS AND CAROL STEVENS, the grantors, do hereby grant, bargain, sell and convey unto JOHN R. CHALLIS AND PATRICIA W. ELTON, Joint Tenants with right of survivorship, the grantees, whose current address is P.O. Box 15737, Phoenix, Arizona 85060-5737, the following described premises, in Custer County, Idaho, to-wit:

TOWNSHIP 14 NORTH, RANGE 18 EAST, BOISE
MERIDIAN, CUSTER COUNTY, IDAHO.

Section 3: S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and
NW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPTING COUNTY ROAD RIGHT OF WAY.

COPY

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 June, 1990.

Robert G. Stevens
ROBERT G. STEVENS
Carol Stevens
CAROL STEVENS

STATE OF IDAHO)
 : ss
County of Blaine)
On this 13th day of
June, 1990, before
me, a Notary Public, per-
sonally appeared Robert
and Carol Stevens

known or identified to me
to be the person(s) whose
name(s) are subscribed to
the within instrument, and
acknowledged to me that
he executed the same.

Becky K. Assen
Notary Public
Residing at Ketchum, Idaho
Commission Expires 9/1/95

STATE OF IDAHO, COUNTY OF CUSTER
I hereby certify that this instru-
ment was filed for record at the
request of _____
at _____ minutes past _____
o'clock _____ M., this _____ day of
_____, 19____, in my office,
and duly recorded in Book _____
of Deeds at page _____.

Ex-Officio Recorder

BY _____ Deputy

Fee: \$
Mail to:

MICROFILMED
MAR 17 1993

196175

CUSTER COUNTY

WARRANTY DEED

For Value Received ROBERT G. STEVENS AND CAROL STEVENS, the grantors, do hereby grant, bargain, sell and convey unto JOHN R. CHALLIS AND PATRICIA W. ELTON, Joint Tenants with right of survivorship, the grantees, whose current address is P.O. Box 15737, Phoenix, Arizona 85060-5737, the following described premises, in Custer County, Idaho, to-wit:

TOWNSHIP 14 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

Section 3: S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPTING COUNTY ROAD RIGHT OF WAY.

COPY

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 JUNE, 1990.

Robert G. Stevens
ROBERT G. STEVENS
Carol Stevens
CAROL STEVENS

STATE OF IDAHO)
County of Blaine) : ss
On this 13th day of JUNE, 1990, before me, a Notary Public, personally appeared Robert and Carol Stevens

known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that he executed the same.

Becky K. Larsen
Notary Public
Residing at Ketchikan, IDAHO
Commission Expires 9/1/95

STATE OF IDAHO, COUNTY OF CUSTER
I hereby certify that this instrument was filed for record at the request of _____ at _____ minutes past _____ o'clock _____ M., this _____ day of _____, 19____, in my office, and duly recorded in Book _____ of Deeds at page _____.

Ex-Officio Recorder

BY _____

Deputy

Fee: \$
Mail to:

196175

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: A72-00007C
Date Received: 1/4/90
Receipt No: 5010823
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT G. STEVENS 208-726-7700
Address: P.O. BOX 308
KETCHUM, ID 83340

AND/OR

Name: CAROL F. STEVENS 208-726-7700
Address: P.O. BOX 308
KETCHUM, ID 83340

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	18E	3	NE	SW	NW		CUSTER
			SW	SW	NW		CUSTER

5. Description of diverting works:
THREE HEADGATES TO OPEN DITCHES FOR FLOOD IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.880		

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

8. Total consumptive use is 240.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A72-00007C

Page 1

Date: 01/04/90

COPY

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MAR 17 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	18E	3	SW	NE		IRR	23.0
			SE	NE		IRR	27.0
			SE	NW		IRR	27.0
			NE	SW		IRR	10.0
			NW	SE		IRR	9.0
						Section Acres	96.0
						Total Acres	96.0

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:
A72-10368

14. Remarks:

THIS RIGHT IS SPLIT FROM THE EDDY RIGHT. ALTHOUGH 72-00008A WITH THE SAME PRIORITY COVERS A PORTION OF THE LAND IT SEEMS MOST LIKELY THE 94" CLAIMED COMES FROM THE EDDY RIGHT. ALSO CLAIM 72-04002 BY SANDERSON RECORDS 1879 WATER ON A PORTION OF MY LAND BUT THE DEED SEEMS TO INDICATE DECREED WATER SO THE EDDY RIGHT IS BEING CLAIMED.

THERE ARE TWO P/D IN THE SWSWNW S.3 T14N, R18E.

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: 1 Map 1 deed & deed of 2dj. owner.

For Individuals:

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

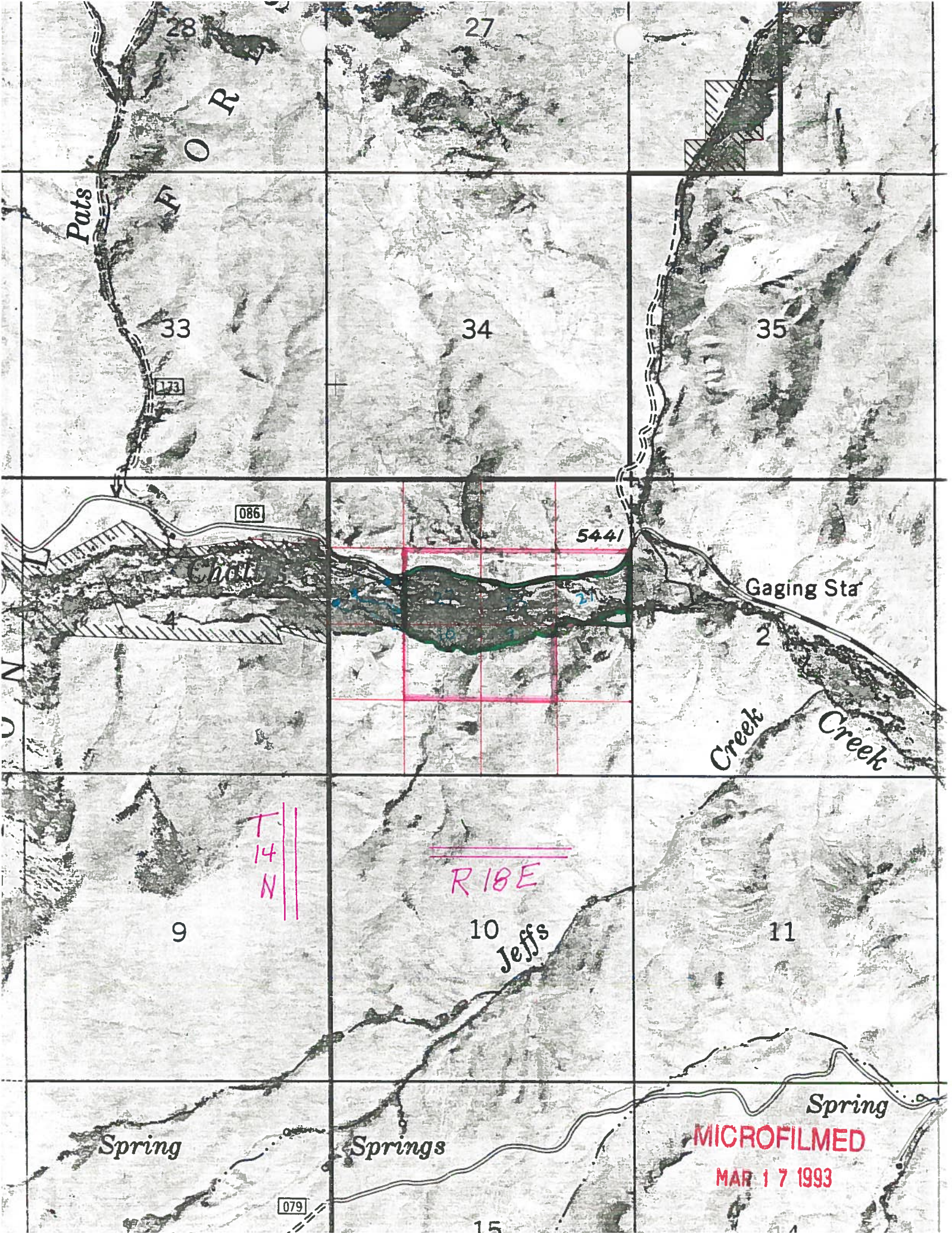
Signature of Claimant(s): *Robert G. Stevens* Date: 1/4/90
Date:

State of Idaho)
County of Twin Falls) SS. .

Subscribed and sworn (or affirmed) before me this 4th day
of Jan. 19 90
[Signature]
Notary Public

Seal

Residing at Kibberville, Id.
My Commission Expires 6/30/97



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MICROFILMED

MAR 17 1993

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WARRANTY DEED

For Value Received GEORGE GENTNER and JOAN GENTNER,
husband and wife,

74.5
94.0
101.5

the grantor s, do hereby grant, bargain, sell and convey unto

LARRY G. SIDLO and JUDY A. SIDLO, husband and wife,
the grantees , whose current address is 27228 SE 175 Place, Issaquah, WA. 98027

the following described premises, in Custer County Idaho, to-wit:

E1/2 SW1/4 NW1/4 , Section 2, T. 14 N., R. 18 E., B.M.,
Custer County, Idaho.

TOGETHER WITH all ditch and ditch rights, and water and water
rights including 7.5 miners inches of water pursuant to a decree
of 1879 and 5.0 miners inches of water pursuant to a decree of
1909 and all rights in Challis Creek Irrigation District represented
thereby, and

SUBJECT TO the following restrictive covenants and conditions which
shall run with the premises hereinabove described:

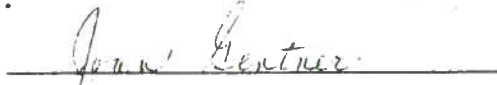
1. That the above premises, and each part thereof, shall be used
for residential and/or agricultural purposes exclusively. All
commercial uses other than agricultural, including trailer or
mobile home parts, are specifically prohibited.
2. That no more than two (2) residential dwellings shall be erected
or allowed upon the entire described premises, and that said
dwellings shall only be single-family, with a minimum total ground
floor area of not less than one thousand (1000) square feet.

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 t hey are the owner s in fee simple of said premises; that they are free
from all incumbrances

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

Dated: This, day of March, 1977.


George Gentner


Joan Gentner

STATE OF Nevada COUNTY OF

On this 16th day of March , 19 77,
before me, a notary public in and for the said State, per-
sonally appeared

George Gentner and Joan
Gentner

known to me to be the person S whose name S are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Residing at
Comm. Expires



Notary Public
GAIL L. THURMAN
Notary Public - State of Nevada
Churchill County

My Commission Expires Nov. 8, 1980

STATE OF IDAHO, COUNTY OF

I heroby certify that this instrument was filed for record at
the request of

at minutes past o'clock M.,
this day of
19 , in my office, and duly recorded in Book
of Deeds at Page

Ex-Officio Recorder

By

Fees \$
Mail to:

MICROFILMED

MAR 17 1993

INSTRUMENT NO.



RECEIPT AND AGREEMENT TO PURCHASE

RECEIVED FROM Larry G. and Judy A. Sidlo (husband and wife) (hereinafter referred to as Purchaser)
the sum of Ten thousand dollars (\$10,000) Dollars as a deposit and earnest money in
part payment of the purchase price of the following described real property situated in Challis Area County of Clatsop
State of Idaho: to wit: Lot 5, Sub 4 N 1/4 Sec 2, T 14 N, R. 18 E, B. 1
Together with 7.5 miners rights of 18 29 acres and 5.0 miners rights
of 1909 acres, Challis Creek irrigation Co., water.

The following items are to be left upon the premises as part of the property purchased: All irrigation fixtures and equipment, plumbing and heating fixtures and equipment
(including stoker and oil tanks but excluding fire place fixtures and equipment), water heaters, electric light fixtures, light bulbs and fluorescent lamps, bathroom fixtures, venetian
blinds, window and door screens, storm doors and windows, attached linoleum, attached television antenna, all shrubs and trees and all fixtures except:

The following personal property is also included as a part of the property to be offered for sale for said price: None

It is hereby agreed that the total purchase price is the sum of Forty Two Thousand Five Hundred Dollars (\$42,500) Dollars payable as follows: The sum of Ten thousand dollars (\$10,000) Dollars hereinabove received for and the balance of the purchase price in the sum of thirty two thousand five
hundred dollars (\$32,500) Dollars to be paid as follows: (If on contract, state terms generally, and if escrow, also
name of escrow holder) \$2,325 due Sept 16, 1977. Interest of 8.5% to be paid on principal from
to first payment. Interest payment due 3 Jan 1978. First payment due 1 Feb 1978.
Payments to be \$261.92, including int. at 8.5%, for 240 payments to complete 30,175.
Buyer may prepay up to 25% of total purchase price in any one year to be without
and note of restrictive covenants of all covenants prop or dwellings under loan.

It is further agreed: 1. Seller shall at his expense furnish Purchaser an Abstract of Title continued to a date subsequent hereto showing merchantable title to the above
described property vested in Seller, or in lieu thereof, at Seller's option, a title insurance policy insuring title thereto vested in Seller, free and clear of all liens and encumbrances
except: None WITH NO INTEREST ON PREPAYMENTS

It is further agreed that the broker assumes no responsibility in regard to the title and broker recommends that Purchaser have the Abstract of Title or title insurance policy
examined by an attorney.

2. The real property is to be conveyed by Warranty Deed - Limit of 2 dwellings on the 30 Acres
and the personal property by Bill of Sale, free and clear of all encumbrances except building and zoning ordinances and regulations, building and use restrictions, rights of way
and easements, reservations in Federal patents and State deeds and those enumerated in Section 1 above.

3. Sellers shall pay all of the taxes and assessments to date of close approx 15 mar - 77 and Purchaser shall pay all taxes and assessments
thereafter. Rents, insurance and interest on mortgage or contract indebtedness shall be pro-rated to date of close.
Encumbrances to be discharged by Seller may at his option be paid out of the purchase money at the date of closing.

4. If Seller does not approve this sale within 10 days hereafter, or if Seller's title is not merchantable or insurable and cannot be made so within a reasonable time
after written notice containing statement of defects is delivered to Seller, then said earnest money herein receipted for shall be returned to the Purchaser on demand and all rights a
Purchaser terminated unless Purchaser waives said defects and elects to purchase; but if said sale is approved by the Seller and Seller's said title is merchantable or insurable and
Purchaser neglects or refuses to complete the purchase or shall fail to pay the balance of the purchase price as hereinabove provided, then said earnest money shall be forfeited
to the Seller as liquidated damages and not as a penalty and this Agreement thereupon shall be of no further force or effect or the Seller may demand the enforcement of the specific
provisions of this Agreement.

5. In the event the improvements on said property should be destroyed or materially damaged between the date hereof and consummation or settlement of this purchase, this
Agreement shall, at the option of the Purchaser, immediately become null and void, and said earnest money deposit shall be returned to said Purchaser on demand.

6. Possession shall be delivered Purchaser on or before the Closing date day of approx 15 mar, 1977.

7. Purchaser enters into this Agreement in full reliance upon his independent investigation and judgment and there are no verbal or other agreements which modify or affect
this Agreement.

8. Time is of the essence of this Agreement. Purchaser's rights herein are not assignable without the written consent of the Seller.

Salmon River Realty Broker, By L.T. Stevenson Agents for Sellor

I hereby agree to purchase the above described property and pay the price of Forty Two Thousand Five Hundred Dollars (\$42,500) Dollars as set forth above and grant to said agent ten (10)
my said offer shall not be subject to revocation.
Address 148 West Drive - Las Vegas, NV 89110
Phone 702-643-7466 Larry A. Sidlo Purchase

For valuable consideration I/we agree to sell and convey to the Purchaser the above described property on the terms and conditions hereinabove stated and agree to pay to
the above named agent a commission of 6% of sale price (\$2,550) (\$2,550) Dollars for services rendered in this transaction. I/we acknowledge receipt of a copy of the earnest money receipt bearing my/our signature and that of the Purchaser named above.
In case the Purchaser fails to comply with any of the conditions of this Agreement, then one-half of the earnest money receipted for shall be retained by the broker, provided the
amount to the broker does not exceed the agreed upon commission due and the balance shall be paid to the undersigned.
Dated this 16th day of Feb, 1977 George Gentner
Joan Gentner

STATE OF Nevada } ss.
County of Churchill }
before me George Gentner and Joan Gentner, a Notary Public in and for said State, personally appeared

known to me to be the person(s) whose name(s) is (are) subscribed to the within instrument, and acknowledged to me that he, she, it executed the same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written:
NOTE: IF ANY BLANK SPACES ARE INSUFFICIENT, USE S-N No. 810
"HANDY PAD", TO BE SEPARATELY SIGNED BY BUYER AND
SELLER.
Notary Public for the State of Nevada, residing at Las Vegas, Nevada

WARRANTY DEED

For Value Received GEORGE GENTNER and JOAN GENTNER, Husband and Wife, the Grantors, do hereby grant, bargain, sell and convey unto ROBERT G. STEVENS and CAROL STEVENS, Husband and Wife, or P.O. Box 1147, Aspen, Colorado, 81611, the Grantees, the following described premises, in Custer County, Idaho, to wit:

TOWNSHIP 14 NORTH, RANGE 18 EAST, BOISE MERIDIAN:
Section 3: S1/2NE1/4, SE1/4NW1/4, NE1/4SW1/4 and NW1/4SE1/4, INCLUDING all range and range rights and 94" of the 1879 water and 40" of the 1909 water, both from Challis Creek partially referred to in that certain Decree entitled "JOHN STEVENS, et al vs. C. C. SHAW, et al," dated 10-9 1911.

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: July 9, 1975.

George Gentner
Joan Gentner

STATE OF NEVADA)

COUNTY OF WASHOE)

On this 10 day of July, 1975, before me, a Notary Public in and for said State, personally appeared GEORGE GENTNER and JOAN GENTNER, Husband and Wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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MICROFILMED

MAR 17 1993

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Residing at
Comm. Expires

MARCIA L. SPICER
NOTARY PUBLIC
Weber County
My Commission Expires Mar. 22, 1979

STATE OF IDAHO) 194017
COUNTY OF CUSTER)
This instrument was filed for record
at the request of Mr. Robert Stevens
at 2:06 o'clock P. M. Jan 3 1990
and duly filmed and indexed in the Records of Custer
County.
By Ethel M. Peck **ETHEL M. PECK** Deputy
Ex-Officio Recorder
Fees 6.00

MICROFILMED
MAR 17 1993

J. R. CHALLIS
PATRICIA W. CHALLIS

CHALLIS CREEK RANCH
P. O. BOX 1220
CHALLIS, IDAHO 83226-1220
208-879-4617

RECEIVED

APR 10 1991

Department of Water Resources
Southern Region Office

April 9, 1991

Idaho Department of Water Resources
Southern Regional Office
222 Shoshone Street East
Twin Falls, Idaho 83301

Ladies and/or Gentlemen:

Enclosed is a completed Change In Ownership Form covering the property described on the copy of the Warranty Deed also enclosed as your required proof of this change in ownership. Should anything else be required, please let us know.

Thank you in advance for your early attention to this matter and confirmation of this change.

Very truly yours,

Patricia W. Challis
Patricia W. Challis

MICROFILMED
MAR 17 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

20-Jun-1991 15:41

John. R. Challis &/or
Patricia W. Challis
P.O. Box 1220
Challis, ID 83226-1220

Re: Adjudication Claim(s) No.A72-00007C & A72-10368 -
Robert G. &/or Carol F. Stevens

Dear Mr. & Mrs. Challis:

Pursuant to the notification that you presently own the property in which the above referenced adjudication claim(s) is appurtenant, the Department has changed the record(s) of the current owner as you requested. Please find enclosed copy(s) of the computer record of the claim(s) noting the change in claimant.

Please review the record(s) and if you have any corrections, please contact this office.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED

MAR 17 1993

RECEIVED

DEC 6 1999

Department of Water Resources

DISTRICT COURT SRBA
JUDICIAL DISTRICT
COUNTY OF TWIN FALLS, STATE OF IDAHO

NOV 30 1999

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 No. 72-00007C
)
) Standard Form 5
 Case No. 39576)
) STIPULATED ELEMENTS
) OF A WATER RIGHT
)

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine the facts, date, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

[Signature] 11/30/99
Challis Creek Ranch Date

[Signature] 11/30/99
J. R. Challis Date

[Signature] 11-30-99
Patricia W. Challis Date

IDWR CONCURRENCE:

[Signature] 11/29/99
St. Water Res. Agent Date

OBJECTOR:

United States on behalf of the
Bureau of Land Management

[Signature] 11/30/99
Larry A. Brown Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:
APPROVED AS TO FORM

[Signature] 11-29-99
DEPUTY ATTORNEY GEN'L Date

Standard Form 5

Subcase No. 72-00007C

PAGE 1

data entry
complete per SF5
1-18-00

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

RIGHTS FROM : SOURCE: BEAR CREEK TRIBUTARY: CHALLIS CREEK

RIGHT NUMBER : 72-00007C

NAME & ADDRESS : J R CHALLIS
PATRICIA W CHALLIS
CHALLIS CREEK RANCH
PO BOX 1220
CHALLIS ID 83226-1220

SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER
BEAR CREEK CHALLIS CREEK

QUANTITY: 1.88 CFS

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 : 05/01/1879

POINT OF
DIVERSION : T14N R18E S03 NESWNW Within CUSTER County
S04 SESENE
SWSENW

PURPOSE AND
PERIOD OF USE : PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION 04-01 10-31 1.88 CFS

PLACE OF USE : IRRIGATION Within CUSTER County
T14N R18E S03 SWNE 19 SENE 23
SENE 25 NESW 13
~~NENE 2.6~~ NWSE 11
93.6 91.0 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF ~~93.6~~ 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:

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	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	NONE

ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED
SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE
ADMINISTERED CONJUNCTIVELY.

EXPLANATORY MATERIAL : BASIS OF CLAIM - DECREE

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04 SESENE. 72-00007C
AND 72-10368.

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 03 NESWNW. 72-00007C
72-10368 AND 72-00007A.

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04 SWSNW.
72-00007C, 72-00029A, 72-00032D, 72-10044, 72-10168 AND
72-10368.

NMS Fwp
13 I.R.C. NBS
E R

CERTIFICATE OF MAILING

I certify that on 11/30, 1999, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copy to:

Idaho Department of Water Resources
Adjudication Bureau
1301 North Orchard Street
Boise, Idaho 83706

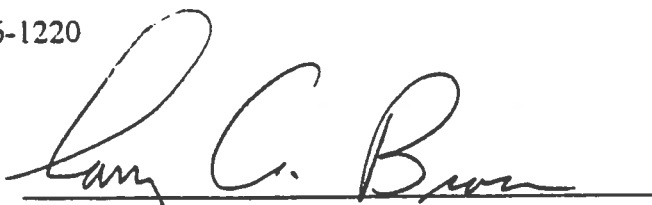
IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

Norman M. Semanko
P.O. Box 1906
Twin Falls, ID 83303

Challis Creek Ranch
J. R. Challis
Patricia W. Challis
P. O. Box 1220
Challis, Idaho 83226-1220


Signature of person or attorney mailing the form



RECEIVED

JUN 28 1999

Department of Water Resources

RECEIVED

JUL 15 1999

Department of Water Resources

QPR

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

Case No. 39576

A.

Subcase

72-00007C

(Insert water right number
From the Objection Form)

STANDARD FORM 2

RESPONSE TO OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name:

J.R. & PATRICIA W. CHALLIS

Address:

P.O. Box 1220

CHALLIS, ID 83226-1220

Daytime Phone: (208) 879-4617

Name & Address of Attorney, if any:

C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO WHICH
YOU ARE RESPONDING

Name:

UNITED STATES OF AMERICA ACTING THROUGH THE DEPT. OF INTERIOR,
BUREAU OF LAND MANAGEMENT, STATE OF IDAHO OFFICE

Address:

1387 So. VINNELL WAY

BOISE ID 83709-1657

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.



CERTIFICATE OF MAILING

I certify that on JUNE 24, 1999, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: J.R. & PATRICIA W. CHALLIS
Address: P.O. Box 1220
CHALLIS, ID 83226-1220

3. One copy to the party who filed the objection at the following address:

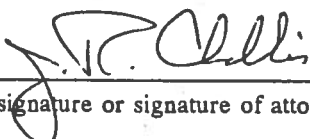
Name: UNITED STATES OF AMERICA ACTING THROUGH THE DEPT. OF INTERIOR,
BUREAU OF LAND MANAGEMENT, STATE OF IDAHO OFFICE
Address: 1387 SO. VINNELL WAY
BOISE, ID 83709-1657

4. Copies to:

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

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

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


Your signature or signature of attorney mailing on your behalf



**CHALLIS
CREEK
RANCH**

June 24, 1999

TO WHOM IT MAY CONCERN:

REFERENCE: WATER RIGHT NO. 72-00007C

Please be advised that T14N R18E S03 NESE is owned by the United States Bureau of Land Management and that the 2.6 acres within that section shown on our subject water right as being within our Point Of Use is in error and T14N R18E S03 NESE should be deleted from the water right.

It should also be noted that no significant part of this area is nor ever was part of the actual Point Of Use irrigated with this water right. The 2.6 acres so designated as part of this Point Of Use actually are contained within T14N R18E S03 S½ NE ¼, NW¼ SE¼, NE¼ SW¼, SE¼ NW¼ and part of the approximately 95 irrigated acres contained therein, this total area being Challis Creek Ranch.

Robertson, Jean

From: Music, Vicky
Sent: Friday, November 12, 1999 2:08 PM
To: Robertson, Jean
Subject: JD Challis claims 72-0007C, 72-10368

Good afternoon! I noticed that after you changed the R records of the above claims & took out the 2.6 acres , it reduced the total acres from 93.6 to 91. Just talked to JD Challis re: whether that is what he intended and he said no. So, he will have his attorney Semanko call you next week. Will you let me or Sara know what happens, when the R record is changed to reflect his total acres? I will be out the rest of the afternoon and will be back Monday. Thanks.

JR

RECEIVED
JUN 29 1999
Department of Water Resources
Southern Region

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

Case No. 39576

A. Subcase 72-00007C

(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown 208 387-0835; R. Lee Leininger, 202 305-0242; Paul F. Holleman, 202 305-0494
United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: J R & Patricia W Challis

Address: PO Box 1220 Challis, ID 83226-1220

Name:

Address:

Name:

Address:

Name:

Address:

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See attached _____

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):**

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POU. Claimant's water right should not include this POU.

F.

VERIFICATION (Must be Completed)

State of Idaho)

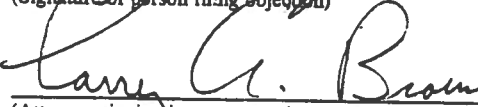
) ss.

County of Ada)

Gary A. Madenford, Water Rights Team Leader, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)


(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 1, 1999



John W. Thornburgh

Notary Public for Idaho

Residing at: Boise

My Commission Expires: 05-16-2003

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on June 2nd, 1999, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: J R & Patricia W Challis
Address: PO Box 1220 Challis, ID 83226-1220
Name:
Address:
Name:
Address:
Name:
Address:

3. Copies to:

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

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


Signature of Objector or attorney mailing on Objector's behalf

AJ5856NP

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

DATE: JAN-26-13
PAGE: A-23

RIGHTS FROM :

SOURCE: BEAR CREEK

TRIBUTARY: CHALLIS CREEK

RIGHT NUMBER :

72-00007C

NAME & ADDRESS :

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

- *POU ON BLM*
Unauthorized Use

SOURCE:

CHALLIS CREEK
BEAR CREEK

TRIBUTARY: SALMON RIVER
CHALLIS CREEK

QUANTITY:

1.88 CFS

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 :

05/01/1879

POINT OF DIVERSION :

T14N R18E S03
S04

NESWNW ✓
SESENE ✓
SWSENW ✓

Within CUSTER County

PURPOSE AND
PERIOD OF USE :

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04-01 10-31

QUANTITY
1.88 CFS

PLACE OF USE :

IRRIGATION
T14N R18E S03

Within CUSTER County

93.6 ACRES TOTAL

SWNE 19 ✓
NESE 2.6 *BLM*

SENE 23 ✓
NWSE 11 ✓

SENE 25 ✓

NESW 13 ✓

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 93.6 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:

RIGHTS FROM : SOURCE: BEAR CREEK TRIBUTARY: CHALLIS CREEK

RIGHT NUMBER : 72-00007C (CONT)

OTHER PROVISIONS: (CONT)

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	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	NONE

ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

EXPLANATORY MATERIAL : BASIS OF CLAIM - DECREE

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04 SESENE. 72-00007C
AND 72-10368.

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 03 NESWNW. 72-00007C
72-10368 AND 72-00007A.

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04 SWSNW. 72-00007C,
72-00029A, 72-00032D, 72-10044, 72-10168 AND 72-10368.

Robertson, Jean

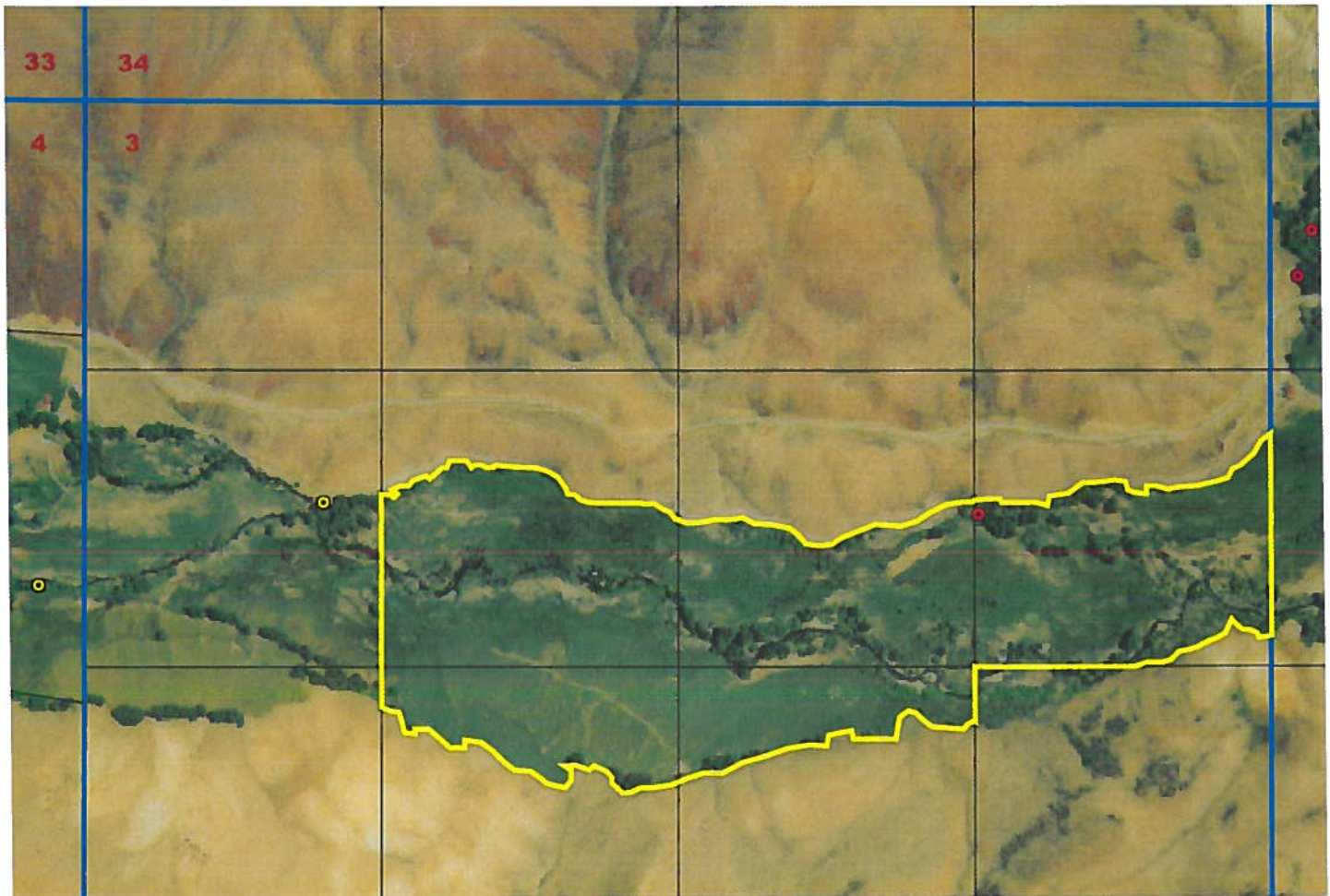
From: Robertson, Jean
Sent: Tuesday, November 09, 1999 4:28 PM
To: Music, Vicky
Subject: 72-00007C and 72-10368 (Challis)

Hey Vicky,

I've made the changes in new "R" records for these rights, removing the 2.6 acres in the NESE that BLM objected to. (Diversion rate did not need to be reduced.) They will update tonight so tomorrow you can do with them what you wish! Let me know if I need to do anything else with them...Jeanie

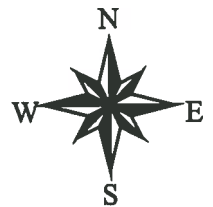
IDAHO DEPARTMENT OF WATER RESOURCES

72-00007C and 72-10368



0 660 1320 1980 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON NOV. 9, 1999
TWP 14N, R18E, SEC. 3



-  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

TOTAL DIVERSION: 1.880 CFS

**Tributary to: SALMON RIVER
CHALLIS CREEK**

T14N R18E	S03
	S04

NE-
NA

79 23

C16

- CONJUNCTIVELY.

72-10368.

COMBINED RIGHT NOS.: 72-00007C AND 72-10368.

DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04 SESENE. 72-00007C

Remarks:

AND 72-10368.
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, R18E, SEC 03 NESMW. 72-00007C
72-10368 AND 72-00007A.
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, R18E, SEC 04 SWSNW, 72-00007C,
72-00029A, 72-00032D, 72-10044, 72-10168 AND 72-10368.

Dates: Exam Made Date: 07/28/1993 Verified Date: Objection Filed Date: 06/02/1999

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

Comments:

Date: 01/15/1993 User-ID: WORSTELL Subject: COPIED FROM REMARKS
THIS RIGHT IS SPLIT FROM THE EDDY RIGHT. ALTHOUGH 72-00008A WITH
THE SAME PRIORITY COVERS A PORTION OF THE LAND IT SEEMS MOST
LIKELY THE 94" CLAIMED COMES FROM THE EDDY RIGHT. ALSO CLAIM
72-04002 BY SANDERSON RECORDS 1879 WATER ON A PORTION OF MY LAND
BUT THE DEED SEEMS TO INDICATE DECREEED WATER SO THE EDDY RIGHT
IS BEING CLAIMED.
THERE ARE TWO P/D IN THE SMSNMW S.3 T14N, R18E.

OWNERSHIP CHANGE 6/20/91 BY JG.

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: 12/02/1998 User-ID: JROBERTS Subject: CHANGED DIVERSION RATE RECOMMENDATION
CHANGED DIVERSION RATE RECOMMENDATION PER WARRANTY DEED, SEE MEMO
IN FILE. jr

Date: 12/03/1998 User-ID: JROBERTS Subject: ADDED POINT OF DIVERSION
PER NOE PHONE CALL FROM CLAIMANT, ADDED POINT OF DIVERSION IN
T14N, R18E, SWSNW SECTION 4. jr

Date: 11/09/1999 User-ID: JROBERTS Subject: REDUCED PLACE OF USE
REMOVED 2.6 ACRES IN THE NESE PER BLM OBJECTION. (SOIL ANALYSIS
INDICATED DIVERSION RATE COULD REMAIN UNCHANGED.)

Audit: 11/09/99 JROBERTS

LAIM NUMBER

72-00007C

72-10368

DATE

10/23/98

AGENT

R

TRANSFER NUMBER

CLAIMED ACRE TOTAL

96

GIS ACRE TOTAL

93.6

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
LAIM	14N	18E	3			23	27				27	10					9			96
GIS	14N	18E	3			19.21	23				24.54	12.72				2.55	10.53			92.5
ECOM	14N	18E	3			19	23				25	13				2.6	11			93.
																				91
LAIM																				
GIS																				
ECOM																				
LAIM																				
GIS																				
ECOM																				

372-DBPOU.SHP

WD reads

SHAPE NOS.

329

72-00007A -

0.15 CFS

Right was desired for

72-00007B -

0.22 CFS

109" on 2.18 CFS

0.37 CFS

- .37

for 72-00007C 1.81 CFS

372-DBPOD.SHP

POS. DESCRIPTION

196 14N, 18E, 04 SE SENE (Challis Creek)

197 14N, 18E, 03 NESWNW (Bear Creek)

191 14N, 18E, 04 SWSENW

007A ic
10368

WD rate

RECOM

72-00007C

1.81

1.81

72-10368

.80

0.80

DBF TABLES UPDATED

2.61

Total

2.61

372-DBPOU.DBF

✓

sys appears capable

372-DBPOD.DBF

✓

of delivering 6+ CFS

91 Ac. Total after removing 2.6 Ac. in NESE per
BLM Objection (Master updated 11/9/99)

REVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

72-00007C

DATE: 11-13, 1998

72-10368

REVIEWED BY KAC

CHALLIS AREA SOIL REVIEW

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
ATC	.15	.13			6.49	7.62
BB1	.09	.09			6.09	6.17
BC1	.16	.17			5.82	5.46
BK1	.07	.06			10.62	11.86
BT1	.18	.16			3.99	4.19
BT2	.41	.32			2.34	2.87
CB1	.06	.06			11.55	13.47
CHA	.21	.21			4.52	4.76
<u>CPI</u>	<u>.36</u>	<u>.36</u>			2.61	2.78
DAF	.18	.15			5.33	7.27
DB1	.13	.11			5.66	6.65
<u>DBB</u>	<u>.13</u>	<u>.11</u>			5.71	6.69
DBC	.13	.11			5.71	6.69
DMF	.18	.21			5.12	4.72
DRF	.18	.19			9.08	9.68
DT2	.05	.04			12.46	16.50
DWA	.14	.14			4.79	5.01
GO1	.10	.12			12.47	10.51
KEG	.08	.07			8.73	10.06
MBF	.15	.12			7.65	5.81
MUG	.15	.14			4.54	4.98
NDL	.13	.12			5.30	6.06

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
PD2	.11	.12			5.15	4.74
Q	.26	.21			13.2	10.4
RE2	.29	.21			3.15	4.74
RP1	.19	.21			4.89	4.57
SH1	.06	.05			9.37	12.10
SOC	.08	.07			7.38	8.08
SSA	.15	.14			4.79	5.01
SXF	.12	.11			6.14	6.80
TC1	.06	.06			9.82	9.55
TD1	.04	.03			12.46	16.50
TS1	.08	.08			9.82	9.55
WB2	.13	.13			5.37	5.43
WAA	.19	.16			3.81	4.23
WBB	.17	.14			3.36	3.84
WC1	.07	.06			11.24	13.45
WPT	.19	.15			3.16	3.69
WV1	.07	.06			11.24	13.45
XHS						
YN1	.18	.14			5.38	6.92

The rate per acre calculations are based upon a 300 foot run at a 2% slope. An 8 hour set time was also used. Individual graded border evaluations, soil characteristics work sheets, and peak irrigation diversion requirement work sheets have been created and archived separately for each soil type.

Where actual rotation is shorter than the optimal rotation, optimal rotation is the criteria to be used for the recommendation analysis and, therefore, the rotation percentage adjustment is not necessary. The rate becomes the acres per soil type times the rate per acre from the above chart.

SOIL TYPE	OPTIMAL ROTATION / (chart)	ACTUAL ROTATION / (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
<u>CPI</u>	<u>2.61</u>	<u>5</u>	<u>68.5</u>	<u>.36</u>	<u>23.72</u>
					<u>12.87</u> CFS
<u>DBB</u>	<u>5.71</u>	<u>5</u>	<u>24.5</u>	<u>.13</u>	<u>3.18</u> CFS
					<u>16.05</u> CFS

TOTAL ACRES 91

DECREED RATE =

CLAIMED DIVERSION RATE =

MEASURED DIVERSION RATE =

72-00007C = 1.88 cfs

72-10368 = .8 cfs

2.68

T = 26.9 cfs allowed

rec'd as claimed

\$ after removing 2.6 Ac. in NESE per BLM objection
11-9-99

Water Right Number - R72-00007C

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
CHALLIS

J R

1 - CHALLIS CREEK RANCH
2 - PO BOX 1220
3 -

State- ID Zip- 832261220

CHALLIS

PATRICIA W

City- CHALLIS
Phone - 208-879-4617
1 - CHALLIS CREEK RANCH
2 - PO BOX 1220
3 -

State- ID Zip- 832261220

*** O - ORIGINAL OWNER ***
STEVENS

CAROL F

1 - P O BOX 308
2 -
3 -
City- KETCHUM
Phone - 208-726-7700
1 - P O BOX 308
2 -
3 -

State- ID Zip- 83340

STEVENS

ROBERT G

City- KETCHUM
Phone - 208-726-7700

State- ID Zip- 83340

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

+ - - - - Source - - - - - + - - - - - Tributary - - - - - +
CHALLIS CREEK SALMON RIVER
BEAR CREEK CHALLIS CREEK

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion
14N	18E	3	NE SW NW	(37)	CUSTER		
		4	SE SE NE	(37)	CUSTER		
			SW SE NW	(37)	CUSTER		

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31		1.880	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.880 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
14N	18E	3	SW NE		19.0	01	IRRIGATION	(37) CUSTER
14N	18E	3	SE NE		23.0	01	IRRIGATION	(37) CUSTER
14N	18E	3	SE NW		25.0	01	IRRIGATION	(37) CUSTER
14N	18E	3	NE SW		13.0	01	IRRIGATION	(37) CUSTER

- ALL WATER RIGHTS WITHIN BASIN 12 ARE FROM CONNECTED SUGAR
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED

Water right number - R72-00007C

Prefix Translation: RESEARCH

+ - - - - Decree Plaintiff - - - +
STEPHENS, ET. AL.

+ - - - - Decree Defendant - - - +
SHAW, ET. AL.

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - -
Date: 01/15/1993 User Id: WORSTELL Subject: COPIED FROM REMARKS
THIS RIGHT IS SPLIT FROM THE EDDY RIGHT. ALTHOUGH 72-000008A WITH
LIKELY THE 94" CLAIMED COMES FROM THE EDDY RIGHT. ALSO CLAIM
BUT THE DEED SEEMS TO INDICATE DECREEED WATER SO THE EDDY RIGHT
THERE ARE TWO P/D IN THE SWSNW S.3 T14N, R18E.

THE SAME PRIORITY COVERS A PORTION OF THE LAND IT SEEMS MOST
72-04002 BY SANDERSON RECORDS 1879 WATER ON A PORTION OF MY LAND
IS BEING CLAIMED.

OWNERSHIP CHANGE 6/20/91 BY JG.
Date: 11/21/1998 User Id: AJU10-DS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART
Date: 12/02/1998 User Id: JROBERTS Subject: CHANGED DIVERSION RATE RECOMMENDATION
CHANGED DIVERSION RATE RECOMMENDATION PER WARRANTY DEED, SEE MEMO IN FILE. jr
Date: 12/03/1998 User Id: JROBERTS Subject: ADDED POINT OF DIVERSION
PER NOE PHONE CALL FROM CLAIMANT, ADDED POINT OF DIVERSION IN T14N, R18E, SWSNW SECTION 4. jr
Date: 11/09/1999 User Id: JROBERTS Subject: REDUCED PLACE OF USE
REMOVED 2.6 ACRES IN THE NESE PER BLW OBJECTION. (SOIL ANALYSIS INDICATED DIVERSION RATE COULD REMAIN UNCHANGED.)

+ - - Audit Fields - - +
11/09/99 JROBERTS

+ - - - - Adjudication Rights Dates and Flags Area - - - - -
Court Report Filing - 01/29/1999 Field Inspection Made - 07/28/1993 Civil Case Number - 39576
Objection Filed Date - 06/02/1999 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 - 01/04/1990 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - S010823 Water District - 72C
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - AND/OR Presumption Flag -
Notice of Error Flag -

J.R. CHALLIS
CHALLIS CREEK RANCH
P.O. BOX 1220
CHALLIS, ID 83226

JR



**Ms. Jeanie Robertson
Senior Water Resource Agent
Idaho Department of Water Resources
1341 Fillmore - Suite 200
Twin Falls, ID 83301-3380**



**CHALLIS
CREEK
RANCH**

RECEIVED
JUL 13 1999
Department of Water Resources
Salem Region

July 11, 1999

Gary Thor and Robin Wegner
HC 63 Box 1576
Challis, ID 83226

Dear Gary and Robin:

In our letter of June 25, 1999, we made what we feel was a most fair and equitable offer to provide a means for you to irrigate the Lewis's property. I stopped at the house and saw Robin yesterday and, in addition to Watermaster matters, asked her about this issue. She advised the two of you had discussed it but made no decision. I told her then that we must ask for your decision or be forced to make other arrangements ourselves.

Please be advised that if we have not heard from you in this regard on or before Thursday, July 15th, we will be left with no alternative but to retract the offer outlined in our aforementioned letter and proceed with other alternatives for our own operation. These will result in expenses that will abrogate any advantage(s) our subject offer would have provided. Therefore, your alternatives will be those with which you were faced prior to our offer and will have to remain so as this offer will then become null and void with no chance for future consideration.

We do hope you reconsider and accept this offer before the deadline stipulated herein as we still feel it to be a most fair and equitable solution.

Sincerely,
Challis Creek Ranch

J. R. Challis

cc: Allen Merritt - IDWR, Twin Falls
Robert E. Foster - IDWR, Salmon
Tim Luke - IDWR, Boise
Ray Cullinane, Advisory Board
Jim Johnston, Advisory Board
Thomas H. & Afton M. Lewis

Robertson, Jean

From: Robertson, Jean
Sent: Friday, July 09, 1999 9:53 AM
To: 'Jack Challis'
Subject: RE: Maps!

Sorry for the delay, I've been gone...will mail you two copies of the "map" today. Let me know if that's not enough...Jeanie

-----Original Message-----

From: Jack Challis [mailto:ccrgo@cyberhighway.net]
Sent: Thursday, July 01, 1999 11:05 PM
To: Jeanie Robertson
Subject: Maps!

Jeanie, last fall IDWR sent out maps to each water right owner that showed their property, that part that was irrigated, their diversion locations, other diversions on their property, etc. Can I get another copy of the map that was sent to us at that time? It would help in these filings I am doing and, frankly, I cannot find the ones you sent out last fall. Can you help?

Jack

Robertson, Jean

From: Merritt, Allen
Sent: Thursday, June 24, 1999 8:58 AM
To: Luke, Tim; Stanton, Jim
Cc: Robertson, Jean; Foster, Bob; Merritt, Allen
Subject: Meeting regarding delivery of water on Challis Creek

Yesterday (6/23) I met with Gary Thor & Robin Wegner regarding their complaint of water delivery. Also at the meeting was Jack Challis, watermaster on Challis Creek and two of his advisory board members (Ray Cullinane & Jim Johnson). Jeanie and Bob were also present.

The dispute involved the delivery of water through the Challis property to the Lewis property. (I understand that Thor/Wegner currently live on the Lewis property and are in the process of buying it.) The dispute has been for sometime and it has its roots in sharing construction costs at the headgate and other types of neighbor Vs neighbor issues.

I told them that since letters had been written regarding the watermaster's delivery of water and since it involved the watermaster's property the department was concerned.

We viewed the Thor/Wegner place from the road and it was described how a portion of it was watered from Eddy Creek and the other portion from Bear Creek and springs that run into the delivery ditch. We visited the springs and the delivery ditch. Presently the Thor/Wegner place has recommendations for Eddy Creek water (both old decree & high-water), one spring approx. 1/4 mile into Challis property and old decree on Bear Creek. A late claim has been filed for another spring near the property boundary. Challis has Bear Creek (both old decree & high-water) but no spring filings.

From our review it was obvious that Challis gains some benefit from the one spring for a pasture area near the property boundary. It was observed that Challis Creek was high and Challis indicated that nobody was being regulated - he was delivering all that has been recommended in the SRBA. I told him that it was my understanding that delivery should be based on the old decree and practice and could only be delivered pursuant to recommendations after the SRBA Judge issues an order which I do not believe had occurred. He indicated that Tim Luke directed him to deliver it as recommended. As a practical matter the recommendations are the best record but in this situation it appeared that Thor/Wegner were being restricted to 7.5 inches of Bear Creek and no high water which appears to have been used by all in the past.

Another issue was the number of ditches going through the Challis property. It was observed that there were at least 3 old ditches through the Challis property that have served the Thor/Wegner property. Challis did not like the idea of so many ditches through his property and wanted to restrict use to the center ditch for delivery of the Bear Creek water. Thor/Wegner wanted use of the one closest to Challis Creek.

After much discussion it was agreed to:

1. Thor/Wegner would use only one ditch through the Challis property. (I believe it was going to be the one closest to Challis Creek)
2. The use of the spring benefiting both would be rotated 50 -50. They would come up with a time based on this split.
3. Thor/Wegner and Challis would discuss further the maintenance of the Bear Creek delivery ditch and would get it in shape to carry flows above the 7.5 inches. The idea was to keep flows within banks so as not to flood over bank. I was noted that the ditch may cause sub in portions of Challis pasture. Once the condition of the ditch was assessed then the watermaster (Challis) would direct high flow into the ditch for delivery to Thor/Wegner. The issue of cost of maintenance was brought up but was not totally resolved.
4. Both parties were encouraged to file or amend claims for spring use and high water use.
5. The spring at the border would continue to flow to Thor/Wegner.

It was generally understood that once high-water was not available the 7.5 inches to Thor/Wegner may not make it through the ditch and the spring generally drops off later in the season and may not make it to the Thor/Wegner property.

Robertson, Jean

To: Jack Challis

Subject: RE: Forms

I will mail the forms this afternoon...results of search on other filings are edited in below:

-----Original Message-----

From: Jack Challis [mailto:ccrgo@cyberhighway.net]

Sent: Thursday, June 24, 1999 11:01 AM

To: Jeanie Robertson

Subject: Forms

Jeanie, I do not have Adobe so I need you to mail the materials, please.

I need to file on five (5) springs on our own property and one (1) that is flows onto our property from BLM land.

The legal description you requested is:

T14N R18E S03 S1/2 NE1/4 (only Lewis claim 72-10032), NW1/4 SE1/4 (none), NE1/4 SW1/4 (none),
SE1/4 NW1/4 (only your domestic and stockwater right 72-11736)

Again, I also need whatever form(s) is necessary to file an objection to any such filing on the above.

Thanks!

Jack

6/24/99

Robertson, Jean

To: Jack Challis

Subject: RE: Forms

I will mail the forms this afternoon...results of search on other filings are edited in below:

-----Original Message-----

From: Jack Challis [mailto:ccrgo@cyberhighway.net]

Sent: Thursday, June 24, 1999 11:01 AM

To: Jeanie Robertson

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SE1/4 NW1/4 (only your domestic and stockwater right 72-11736)

Again, I also need whatever form(s) is necessary to file an objection to any such filing on the above.

Thanks!

Jack

6/24/99

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

J R CHALLIS and PATRICIA W CHALLIS, CHALLIS CREEK RANCH (208) 879-4617
Name of Claimant Phone Number

PO BOX 1220 CHALLIS ID 83226
Mailing Address City State Zip

CUSTER 1/12/90
County(s) where place of use is located Date claim originally due

????????
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

Claimants wish to file additional claims on springs in hopes of resolving water
delivery disputes with neighbor. Recommend Extension be granted and waiver of
Late Fees. (They are petitioning court to file late claims.)

Claimant requests an extension to July 15, 1999

Jeanie Robertson June 24, 1999
Signature Date of request

Sr. Water Resource Agent
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☐ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to _____, 19____

Signed this _____ day of _____, 19____

Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

NOTICE

move This Stub And Fill Out Each Form Separately

Form No. 42-1409 (2) a 1/88

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

Please type or print clear

1. Name of Claimant (s)

Mailing Address

2. Date of Priority (Only one)

3. Source of water supply (which is tributary to (b))

4. a. Location of existing point

1/4 of 1/4

Additional points of diversion

b. If instream flow, beginning

Township _____ Range _____

Govt. Lot _____ B.M., Containing _____

ending point is: Township _____

1/4, Govt. Lot _____

5. Description of existing diversions, 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.

I believe the filing fees will be \$50.00 per claim.

I have filed some paperwork to have the late fees waived. (You will probably receive a copy.) Please have all your filings in by July 15, 1999.

Jeanie

P.S. I will need to assign a number to each claim, which you will then submit to the court along with a check made out to ISWR.

Zip

Location

1/4 of 1/4,

1/4 of 1/4 of

Robertson, Jean

From: Robertson, Jean
Sent: Monday, June 07, 1999 11:35 AM
To: 'Jack Challis'
Subject: RE: 72-00007C & 72-10368

Jack, I have copies of Standard Form 2 (Response to Objection) which you can file within 60 days of the Objection. I will mail you a couple (or let me know if you'd rather I faxed them). If you basically agree with them that you don't own the property in the NESE of Section 3 and don't irrigate it, then you guys come to an agreement and all three of us will sign off. The Department will change it's recommendation accordingly. (I will merely drop those acres from the recommendation and change the map showing the place of use.) Jeanie

-----Original Message-----

From: Jack Challis [mailto:ccrgo@cyberhighway.net]
Sent: Sunday, June 06, 1999 4:27 PM
To: Jeanie Robertson
Subject: 72-00007C & 72-10368

Jeanie, the subject water rights are our own.

A number of years ago, I wrote BLM and told them that a very small portion of their property had been fenced within our pasture for as far back as I could find any records and/or photographs of the area. We offered to lease, buy or even trade for this property. For years we could not even get an answer to our inquiries. A year or so ago we did finally receive a reply to a follow-up letter and we have been since discussing possible alternatives with one of BLM's representatives in Salmon.

Yesterday (Saturday) we received copies of BLM's Objection Filing on our subject water rights. DAMN nice of them wasn't it after we told them about it?! In any case, the two (2) water rights actually indicate that 2.6 acres of that area is within our "Place Of Use". We have since found the survey stakes and there is not even an acre within the area in question that could EVER have been flooded (due to nothing more than the terrain). Be that as it may, T14N R18E S03 NESE is BLM's and thus those 2.6 acres do not belong within our "Place Of Use" description (even if we were to obtain that property eventually in whatever manner). Now what? Do we need to file some sort of reply or do you handle this? (I have contested all along that more than 42 acres of the S1/2 of the NE 1/4 were irrigated. You may have to come and look at the survey stakes now so you can see for yourself how at least the vast majority of those 2.6 acres you indicate as irrigated is not nor never was part of the BLM portion.)

Jack

Robertson, Jean

From: Jack Challis [ccrgo@cyberhighway.net]
Sent: Sunday, June 06, 1999 4:27 PM
To: Jeanie Robertson
Subject: 72-00007C & 72-10368

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Jack

Post-it® Fax Note	7671	Date	6.14.99	# of pages	4
To	Jeani R	From	Bob Foster		
Co./Dept	TRWR	Co.	TRWR		
Phone #	736 3033	Phone #	752 6644		
Fax #	736 3032	Fax #	752 6644		

HC 63 BOX 1576
Challis, Idaho 83226

Bob Foster
Department of Water Resources
206 Van Dress Street
Salmon, Idaho 83467

5 June 1999

Dear Mr. Foster ;

In discussion with yourself and various other Department of Water Resources personnel, it was pointed out that the authority of the Department of Water Resources and the Watermaster ends at the Diversion Headgate and Weir - unless called upon to enforce the Idaho Statutes governing water resources according to the Watermaster Handbook.

After water is delivered to the water right, it becomes the responsibility of the user. It is not within the scope of the Watermaster, nor the right of any individual other than the user to monitor the flow of water after a water right has been satisfied.

By now, the Department of Water Resources, including yourself, should be aware that for some unknown reason a dispute has been created by Jack Challis, the owner of the property on which we have the right of way for our water rights.

During your visit to varify the location of the spring diversion for 72-10032, which rises into the ditch that delivers our water right # 72-00007A, a piece of Dam material was evidenced as we walked the irrigation ditch. This material has again been placed in our ditch as it was last year obstructing our water flow. This obstruction, which entirely stops our water, has been observed by numerous persons.

While you instructed Mr. Challis last year that he could not obstruct our water flow, the fact that he did is shown in his enclosed letter and this can also be varified by the 1998 Watermaster Rick Philips.

As you are aware, Statute 18-4306 listed in the Watermaster Handbook prohibits obstructing water flow. While an average water user might be unaware and inadvertently obstruct water flow, the Watermaster is held to a higher standard - especially after being instructed by yourself that he cannot obstruct the flow of water.

Should Mr. Challis wish to communally use the ditch on which we have the rights, he would, of course be required to share any ditch loss and to recover his water without obstructing our right.

Further, in the second enclosed letter from Jack Challis, he is under the mistaken assumption that he has a water right at the spring diversion for 72-10032.

In an attempt to circumvent our Water Right to the spring diversion for 72-10032 Mr. Challis has perviously verbally informed us that we have no water right.

While acting as the Water District secretary, he somehow failed to inform us of the water right 72-10032 when we requested a listing of the water rights connected to the property which we are purchasing - we had previously obtained copies of the water rights from the Department of Water Resources and also varified the 72-10032 water right with you.

Also, during the adjudication process meetings, he deliberately attempted to mislead Jeannie Robertson as to the location of the spring diversion for 72-10032 and this is the reason that Water Resources varified the actual location as indicated in the written description and you made a photo recording of the spring.

According to Jeannie Robertson, the Water Resources representative connected with the Water Right Adjudication, we maintain the sole recorded and/or only recommended water right for the spring water at the diversion for 72-10032.

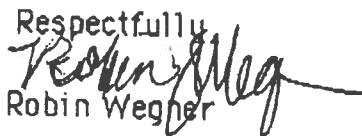
Enclosed please find a copy of the original Water Right # 72-10032, a copy of the Watermaster Report from 1992 demonstrating all water rights at the spring - including only 72-10032, and the recommended Water Right submitted by Jeannie Robertson, which had to be obtained from Jeannie Robertson as the Water District secretary again seemed to overlook this water right as the recommendations were mailed to the water right holders by the District.

The letter from Mr. Challis acknowledges that the water from the spring, without the addition of any other source of water, does in fact flow through our irrigation ditch - to the point at which he obstructed the water flow in our ditch.

During your visit to varify the location of the spring you observed and commented that the flow from the spring approximates our water right.

On the original Water right, the general remarks acknowledge that the flow of the spring might fluxuate, but as the sole water right to the spring diversion for 72-10032 which entire contents rise in the ditch that delivers our water right, no other individual has a claim and/or right to use any amount of water from this spring diversion.

Normally, the Watermaster could be called when an individual is obstructing a water right or is attempting to take water without having a right to said water but in this instance the individual is the Watermaster. Therefore, it becomes the obligation of the Department of Water Resources to insure that any incident which might be improper is rectified and is monitored so as not to occur again.

Respectfully

Robin Wegner

cc: Jim Stanton
Allen Merritt
Jeannie Robertson

Certified # P 251 823 433

C
S
RCHALLIS
CREEK
RANCH

May 10, 1999

Mr. Gary Thor & Ms. Robin Wegner
HC 63 Box 1576
Challis, ID 83226

Dear Gary & Robin:

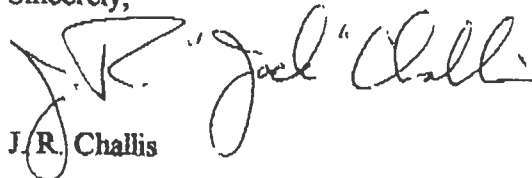
I was able to "steel" some time Saturday (now that the Highline Canal is running) and finish installing a control gate and measuring device ("V" Notch Weir) in the lower ditch just inside my west property line. I also cleaned out the diversion area and began to release some water through this headgate, though not totally ready myself for release of all my own flows, enough to direct your .15 cfs (7½ Miners Inches) into that ditch.

At this writing, I have not cut a ditch around my spring to allow measuring your .04 cfs (2 Miners Inches) into the ditch. Rather at this point all the water out of the spring is running into this common ditch (though none of my water is in it prior to the present entry of my vast majority of this spring water). I will divert around the spring as soon as time allows so that we can then control and measure your .04 cfs into the ditch.

You can, of course, come onto our property to clean and maintain this ditch. We would ask that you close any gates that are closed when you go through them and you not drive on any field that is or just was irrigated as a vehicle understandably leaves ruts. A Four Wheeler is not a problem as it has far better flotation should you purchase one of these in the future (which you may do when you walk around these fields for awhile).

My opinion is unchanged that any significant amount of these two (2) rights will ever make it to your property to thus be of any benefit. However, perhaps it is best that this now be proven, one way or another, so, assuming I am right, we can discuss any possible alternatives, if there are any, for you to receive some irrigation water from across our property. Just remember, the next month or so is your "best case scenario". After that the weather gets hotter and everything gets considerably drier.

Sincerely,



J.R. Challis

**C
S
R** **CHALLIS
CREEK
RANCH**

February 5, 1999

Thomas H. & Afton M. Lewis
475 North 500 West
Malad, ID 83252

Dear Tom & Afton:

This past summer I made it a point to stop over and see Gary and Robin and tell them that we would very much prefer working out some way to resolve our differences concerning a means for them/you to irrigate your property. They expressed concern about paying what they felt was "more than their fair share". Though I still feel their/your obligation should be half of all expenses incurred (it would be 100% if we changed our point of diversion and you then had to maintain your own diversion), I agreed to 33% as an acceptable division just to try and settle the matter. They then expressed concern that we were doing repairs without any consultation with them. While I again do not feel any obligation to have prior discussion of the obvious, in an attempt to resolve the matter I agreed to advise them of any intention(s) we had to do something that would affect them/you monetarily. Despite this attempt to resolve the matter, there has been no subsequent attempt on their part (or yours) to get any monies paid for the work done in the spring of 1997 or this past season. That is just not fair, right nor acceptable! Thus they/you went another year without water other than that which occurs as natural runoff from our east pasture.

Tom, we really have no desire for you not to have a means of irrigating your property. I say "you" because until (and if) the Thor's actually purchase your property, the problem is your's, not their's. Therefore, let US see if there is a way to resolve this matter.

First, let me preface my comments with some facts. Because of what I outlined in the first paragraph, I did some investigation this past season regarding your water rights. As I am sure you know by now, the Idaho Department of Water Resources (IDWR) reduced your Water Right No. 72-00007A to 7½ miners inches due to an error in the water right calculations back when you bought your property. This right has a Point of Diversion on the west side of our property line actually on Bud and Charlene Anderson's property.

In addition, you claim what most call a "high water right", 72-10033, which I understand indicates Eddie Creek as your Point of Diversion and thus not relevant to this discussion. Lastly you claim a 2 inch right, 72-10032, on a spring in the middle of our property located over sixty (60) acres from our mutual property line.

Tom, with reference to rights 72-00007A and 72-100032 you cannot (short of installing a pipeline which would seem extremely cost prohibitive) move 7½ inches over the entire length (almost a mile) of our property nor 2 inches across over 60 acres. It's just not possible! I have consulted with the local representative of the Soil Conservation Service (Mr. Mark Olson) on this and he agrees. At this writing (as a result of Mr. Olsons's suggestion), the Idaho Department of Water Resources (Ms. Jeanie Robertson) has agreed to tentatively scheduled and conduct a test measurement this spring, as soon as weather permits, to conclusively prove these facts. Once this is done, both departments would have no choice but to testify that both of these claims and our subsequent Filed Objections (which we will be filing if we cannot get this worked out in the next 30 days or so) are moot as what you are claiming is, in fact, impossible to deliver. Again, this is NOT our desired way to proceed. Rather, let's look at some options.

You could consider moving the Point of Diversion for right 72-00007A to Eddie Creek which would, of course, alleviate the total ditch loss going the other way. However, based upon what Sidlo's realize in ditch loss, this too might produce minimal flow when reaching your property and, to get flow to the south side of your house, would most likely require some means of transport (small PVC pipeline buried across your yard area, for example).

You might also consider moving your Point of Diversion to somewhere in Challis Creek on your own property. This too would seem cost prohibitive as you would likely need some means of pumping the water up onto your property.

Lastly, you could leave the Point of Diversion where it is and realize we will let water flow to you as we have in the past, usually as often as requested, more often than not in far greater quantity than your right(s) dictates, as quantity flows allow, as is the neighborly thing to do. However, we need your assurance that you will, in fact, pay your part, both what is presently due for the last 2 year's work as well as the future; you realize flows to you will be stopped once we are reduced to our limit by the Watermaster and our own needs equal or surpass our own flows; and you drop your claim on the spring. As is obvious in light of the foregoing, the latter is a meaningless claim anyway.

Think this is unfair? Fine! You tell us what IS fair. We intend to make every **REASONABLE** effort to solve this before we make a literal court case out of 9½ inches of water. **However, we will if you leave us no choice!** The outcome does not concern us as the facts are undisputable; only the time, resulting expense and general nuisance factor does! Let's avoid that, OK?

Sincerely,

J. R. Challis

cc: Mr. Mark Olson, Soil Conservationist, National Resource Conservation Service
Ms. Jeanie Robertson, Idaho Department of Water Resources, Twin Falls
Mr. Robert E. Foster, Idaho Department of Water Resources, Salmon

**C
S
R** **CHALLIS
CREEK
RANCH**

RECEIVED

FEB 08 1999

Department of Water Resources
Southern Region

February 5, 1999

Thomas H. & Afton M. Lewis
475 North 500 West
Malad, ID 83252

Dear Tom & Afton:

This past summer I made it a point to stop over and see Gary and Robin and tell them that we would very much prefer working out some way to resolve our differences concerning a means for them/you to irrigate your property. They expressed concern about paying what they felt was "more than their fair share". Though I still feel their/your obligation should be half of all expenses incurred (it would be 100% if we changed our point of diversion and you then had to maintain your own diversion), I agreed to 33% as an acceptable division just to try and settle the matter. They then expressed concern that we were doing repairs without any consultation with them. While I again do not feel any obligation to have prior discussion of the obvious, in an attempt to resolve the matter I agreed to advise them of any intention(s) we had to do something that would affect them/you monetarily. Despite this attempt to resolve the matter, there has been no subsequent attempt on their part (or yours) to get any monies paid for the work done in the spring of 1997 or this past season. That is just not fair, right nor acceptable! Thus they/you went another year without water other than that which occurs as natural runoff from our east pasture.

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Sincerely,

J. R. Challis

cc: Mr. Mark Olson, Soil Conservationist, National Resource Conservation Service
Ms. Jeanie Robertson, Idaho Department of Water Resources, Twin Falls
Mr. Robert E. Foster, Idaho Department of Water Resources, Salmon

Robertson, Jean

From: Robertson, Jean
Sent: Friday, January 08, 1999 12:03 PM
To: 'Jack Challis'
Subject: RE: HELP!

Hello Jack,
Sorry it's taken me so long to reply...all I can say is that it's been pretty busy around here and with the holidays...

Anyway, I show our records have been changed on the rights you mentioned:
A72-00020A from Hancock to Deen
A72-10059 from James to Peters
A72-00032N from Udy to Enzenauer
A72-00024E and A72-04231E from Wunsch to Zollinger

Michael Ciscell is the one who can get you a CD-Rom for the Preliminary Director's Report. (I guess the courthouse will only get the real Director's Report (which should be coming out toward the middle of this month, hopefully.) He is out of the State Office in Boise and can be reached at 327-5430. I believe his e-mail address is "mciscell@idwr.state.id.us".

As far as the Lewis's Spring issue in A72-10032, I haven't heard from Bob Foster of our Salmon Office either. I had hoped he would be able to make it out and visit the sight, but evidently he hasn't had time to fit it in his schedule. In light of the time frame we are dealing with, I feel the only solution at this point is for me to recommend the right to Lewis and encourage you to file an Objection with the SRBA court when the Director's Report is issued. The Objection process will be explained when you receive your final recommendation of your water right.

I know you had hoped to resolve this before then, but this is probably not a Notice of Error problem and can be better resolved through the Objection process, where both sides can present their case.

Sincerely,
Jeanie

1/8/99

**C
S
R** **CHALLIS
CREEK
RANCH**

RECEIVED

DEC 31 1998

Department of Water Resources
Southern Region

December 29, 1998

Ms. Jeanie Robertson
Senior Water Resources Agent
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, ID 83301-3380

Reference: Adjudication Claim Profile No. A72-10032

Dear Jeanie:

Having heard nothing further from you or from Mr. Robert E. Foster in Salmon about the subject claim, we did want to reiterate our objection and again request that the sight be visited and the situation reviewed before any recommendation to the court is made regarding this claim. In light of our not being visited as first you said you would do while here in Challis and, unable to do so, subsequently saying Bob would do (and he too unable to do so, to date either), we sought the input of Mr. Mark Olson, Soil Conservation Service, regarding this matter.

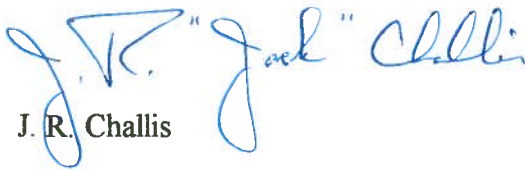
Mr. Olson has, in fact, been on the property and is most familiar with our soil conditions. Acutely aware of the distance the subject spring claim must travel, Mr. Olson agrees that short of a pipeline, an option that would seem extremely cost prohibitive, it would be virtually impossible to convey this amount of water in an open ditch across our property to the Lewis property without total loss of this 0.04 CFS far short of the Lewis property line. Further, it would be equally impossible, again short of a pipeline, that the 0.15 CFS right covered in the Adjudication Claim Profile No. A72-00007A be conveyed the total length of our property (almost a mile) without it too being totally lost far short of the Lewis property line. He has made what I feel is an excellent suggestion to resolve this matter; that being to actually control and measure release of these flows from their respective location/diversion and see if they, in fact, flow to the Lewis property. We would be most willing to work with you in this manner to conclusively determine the validity of our objection.

In your FAX of December 4, 1998, you supplied what you suggest is support of the Lewis's claim. First let us look at the Lewis's letter of December 9, 1992. Reference is made to confirmation of said use by Mr. Elmer Stephens. As your records will indicate, we supplied a signed affidavit from Mr. Stephens. They say, "he said"! Where is their affidavit specifically stating the facts?

In the case of the Hammond Affidavit as well as the alleged statements by Mr. Elmer Stephens and Mrs. Vera Sanderson, we question if the "spring" to which these people make reference is, in fact, the spring in the Lewis's claim. We suggest that they think it is the spring closer to the Lewis residence that, back when these people were here, appeared (because of the fence location then) to be on the Lewis property and, when running, they (the Lewis's) may have had some use. Be that as it may, given all the facts of the conditions now regarding the distances necessary to convey these flows today, I have little doubt they too would agree that such a claim would now be impossible (again short of a pipeline) to supply!

We are sure you will agree the aforementioned controlled flow measurement would seem the easiest and most logical means to establish the actual facts and bring this matter to a conclusion.

Sincerely,
Challis Creek Ranch


J. R. Challis

cc: Mr. Robert E. Foster, Senior Water Resource Agent
Idaho Department of Water Resources
206 Van Dreff, Suite B
Salmon, ID 83467

cc: Mr Mark Olson, Soil Conservationist
National Resource Conservation Service
P. O. Box 305
Challis, ID 83226

Robertson, Jean

From: Jack Challis [ccrgo@cyberhighway.net]
Sent: Wednesday, December 30, 1998 8:27 PM
To: jroberts@idwr.state.id.us
Subject: HELP!

Jeanie, I was trying to get a mailing out to the district (72-C) and found the following water right holders who I know have changed ownership but I show no changes received from IDWR. Can you advise the new owners and their mailing addresses (FAX or Email) and forward copies of the changed rights when you get a chance, please?

Deer A72-00020A Hancock; *Sters* A72-10059 James; *Engerauer* A72-00032M Udy; *Zellinger* A72-00024E and A72-04231E Wunsch

Also, who is the individual that you said I could get a copy of the CD on the Directors Report from when it was completed? I know I wrote his name down (may even of had his card) but do you think I can find it!?!

Thanks and Happy New Year!!!

Jack Challis
ccrgo@cyberhighway.net <<mailto:ccrgo@cyberhighway.net>>

AJ0749NP
No. R72-00007C

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

DATE: 12/30/98
PAGE: 2

Remarks: EXP

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04, SESENE. 72-00007C
AND 72-10368.
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 03 NESNW. 72-00007C
72-10368 AND 72-00007A.
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04 SWSNW. 72-00007C,
72-00029A, 72-00032D, 72-10044, 72-10168 AND 72-10368.

Dates: Exam Made Date: Verified Date: 12/30/1998 Objection Filed Date:

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

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**CHALLIS
CREEK
RANCH**

RECEIVED

DEC 14 1998

*Department of Water Resources
Southern Region*

December 10, 1998

Ms. Jeanie Robertson
Senior Water Resources Agent
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, ID 83301-3380

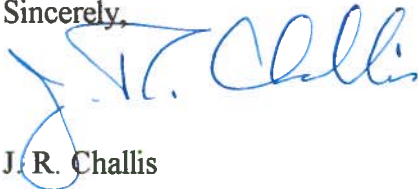
Reference: Water Right Nos. 72-00007C and 72-10368

Dear Jeanie:

Enclosed are the Notice Of Error Reply (dated November 20, 1998) and Adjudication Claim Profile Report (dated December 4, 1998) covering each of the subject water rights. As indicated on each Notice Of Error Reply, we agree with your recommendations as revised on the December 4, 1998, Adjudication Claim Profile Report (copies enclosed). As we both know, these reports were the result of numerous conversations and FAXes resulting in these reports revised from the original reports provided with your November 20, 1998, mailing.

Thanks for your help in getting these corrected and let us know if you need anything further.

Sincerely,



J. R. Challis

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED
DEC 14 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: 72-00007C

PATRICIA W CHALLIS
JOHN R CHALLIS
PO BOX 1220
CHALLIS ID 83226-1220

J.R. CHALLIS OR PATRICIA W. CHALLIS
CHALLIS CREEK TRANCH
P.O. Box 1220
CHALLIS, ID 83226-1220

OK
12-30-98

Daytime Telephone Number: (208) 879-4617
Evening Telephone Number: SAME

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:

AS REVISED ON THE 12/4/98 IDWR ADJUDICATION CLAIM PROFILE REPORT (COPY ENCLOSED)
✓ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12/8/98

SIGNATURE:

Please print your name:

J.R. CHALLIS

PATRICIA W. CHALLIS

TRANSMITTAL COVER SHEET

TO: Jack Challis

(208) 879-5238

TOTAL PAGES SENT: 8 + cover
(including cover sheet)

DOCUMENT DESCRIPTION: new recommendations for 72-00007C #
72-10368; copy of claim by Lewis for spring (772-10032);
map with claim file and affidavits (Lewis)

FROM:

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE ST, STE 200
TWIN FALLS ID 83301-3380

PHONE: 736-3033

FAX: 736-3037

CHARGES: One (1) free copy
per request, cover sheet not
counted. Two (2) or more
copies per request will cost
\$0.25 per page. (\$0.50
minimum)

Please consider this document as a billing statement.

The charge for your fax copies is: _____ Please remit to the above address.

SENDER: Jeanie Robertson

COMMENTS: see ya Tuesday evening!

12/04 15:51
912080795238-540044
00:05:16
09
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STANDARD

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

TIME : 12/04/1998 15:56
NAME : IDWR SOUTHERN REGION
FAX : 2087363037
TEL : 2087363033

TRANSMISSION VERIFICATION REPORT

EXP THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04 SESENE. 72-00007C

AJ0749NP
No. R72-00007C

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

DATE: 12/04/98
PAGE: 2

Remarks:

AND 72-10368.
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 03 NESMW. 72-00007C
72-10368 AND 72-00007A.
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DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04 SWSNW. 72-00007C,
72-00029A, 72-00032D, 72-10044, 72-10168 AND 72-10368.

Dates: Exam Made Date: Verified Date: 12/04/1998 Objection Filed Date:

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

AJ0749NP
No. R72-10368

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

DATE: 12/04/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PATRICIA W CHALLIS	10/10/1911	IRRIGATION	04-01 10-31	0.80 CFS	
C	JOHN R CHALLIS					
TOTAL DIVERSION:					0.80 CFS	

Water Source: CHALLIS CREEK
BEAR CREEK
Tributary to: SALMON RIVER
CHALLIS CREEK
Stage: BENEFICIAL USE

Point(s) of Diversion: T14N R18E S03 S04 NESNW SESENE SWSNW CUSTER County
CUSTER County

Place of use Legal Description for: IRRIGATION
NENE NENE SENE : NENW NENW SENE : NESW NWSW SWSW SESW : NESE MSE SESE :
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 : SUM
14N 18E 3 : 19 23 : 25 : 13 : 02 11 : 93.6
TOTAL ACRES 93.6

POU County: CUSTER

Other Rights: 72-00007C

Conditions of Approval:

- C16 - 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.

Remarks: QNT 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.

POU1 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 93.6 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00007C AND 72-10368.

EXP THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04 SESENE. 72-00007C

AJ0749NP
No. R72-10368

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

DATE: 12/04/98
PAGE: 2

Remarks:

AND 72-10368.
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72-10368 AND 72-00007A.
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DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04 SISENW. 72-00007C,
72-00029A, 72-00032D, 72-10044, 72-10168 AND 72-10368.

Dates:

Exam Made Date:

Verified Date:

12/04/1998

Objection Filed Date:

Misc:

Water District Number: 72C

Field Inspection Flag:
Presumption Flag:

AJ5809NP
No. A72-10032

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/04/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	AFTON M LEWIS	05/01/1879	IRRIGATION	04-01 11-01	0.04 CFS	
C	THOMAS H LEWIS					
TOTAL DIVERSION:					0.04 CFS	
CONSUMPTIVE USE:						30.00 AFA

Water Source: SPRING

Tributary to: DITCH FROM CHALLIS CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T14N R18E S03 NWSENE CUSTER County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
---	---	---	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	---
14N	18E	2	:					:				12	:					:							:	12.0
TOTAL ACRES																							12.0			

POU County: CUSTER

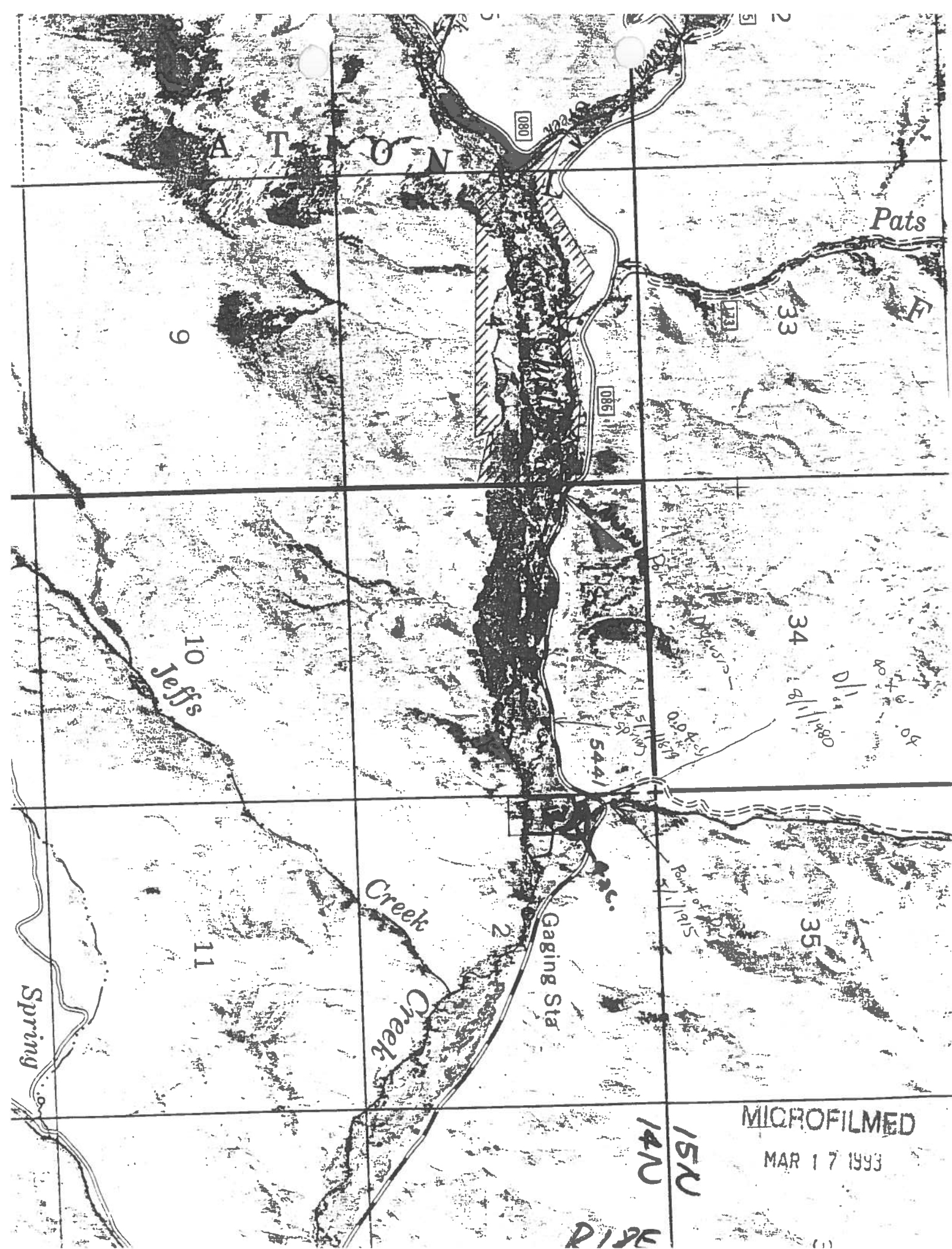
Non-Irrigation Uses: STOCK WATER INCIDENTAL TO IRRIG.

Other Rights: A72-00007A

Remarks: GEN SPRING RISES IN DITCH FROM CHALLIS CREEK WHICH DELIVERS
A72-00007A. THE WATER CLAIMED IS ADDITIONAL WATER HISTORICALLY
USED WITH THE DECREED CHALLIS CREEK WATER. PRIORITY IS BASED
ON THE CHALLIS CREEK DECREED WATER A72-00007A. THE SPRING RUNS
APPROX. 20 GPM BUT AT TIMES DRIES UP.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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



AFFIDAVIT - WATER USE

RE: WATER RIGHT NOS.
A72-10032
A72-10033

RECEIVED

DEC 11 1992

Department of Water Resources
Southern Region Office

STATE OF IDAHO)
 : ss.
County of Custer)

The undersigned, first being duly sworn, depose and say as follows:

1. That we are residents of Custer County, Idaho, and of full age.

2. That we have reviewed the attached Notice of Claim documents regarding Idaho Water Claims A72-10032 and A72-10033. We are very familiar with the lands being irrigated and the usage of water on the lands. We owned neighboring property during the 1950's and resided upon the same as husband and wife for many years.

3. We, and each of us individually, swear and affirm that from the year 1950 and up to this date the water described on the claims has been put to beneficial use on the lands identified. We further state that we are familiar with and recall the spring identified on Claim No. A72-10032 and the other features or structures referred to within the claims.

4. Based upon the circumstances and our general knowledge, we would believe that the described water rights were used as stated for years prior to 1950, but we have no personal recollections prior to 1950.

5. The above is accurate to the best of our knowledge and belief.

DATED: November 13th, 1992.

William Hammond
William Hammond

Bessie Hammond
Bessie Hammond

SUBSCRIBED AND SWORN TO before me this 13th day of November, 1992.

Jo Ann Bennetts
Notary Public for Idaho
Residing at: Challis
My Comm. Expires: 8-5-94

MICROFILMED

MAR 18 1993

RECEIVED

DEC 11 1992

Department of Water Resources
Southern Region Office

Dec. 9, 1992

Dear Sirs,

In complaine to your request of proof of our use of run off water for our Challis property. We talked to several old timers that are still around Challis.

Mr Bill Hammond has signed an affidavit as to the water use.

We talked to Mrs Vera Sanderson and Elmer Stephens who confirmed that water was used prior to 1950 as stated. We request that the file remain open in the event we are successful in coming up with additional proof.

Yours truly,

Thomas H Lewis

present address;

200 south 50 East

Fielding, Utah 84311

MICROFILMED

MAR 18 1993

FACSIMILE TRANSMISSION COVER LETTER**J. R. CHALLIS & PATRICIA W. CHALLIS****dba CHALLIS CREEK RANCH****CHALLIS CREEK ROAD****P. O. BOX 1220****CHALLIS, IDAHO 83226****PHONE: (208) 879-4617 - FAX: (208) 879-5238 - EMAIL: ccrgo@cyberhighway.net**

TO: IDAHO DEPT. OF WATER RESOURCES DATE: 12/3/98
ATTN: JEANIE ROBERTSON PAGE 1 OF 1
FROM: J.R. "Jack" Challis

GOT YOUR FAX ON "REVISED" 72-10368. THANKS!
HOWEVER, IT TOO NEEDS THREE (3) POINTS OF
DIVERSION, NOT TWO (2) AS STILL SHOWN. (AS WE
DISCUSSED EARLIER TODAY ON 72-00007C.) IT IS
LOGICAL FOR ME TO ASSUME ANY OR ALL OF WATER
RIGHTS 72-00004C AND/OR 72-10368 CAN BE
DIVERTED IN PART OR IN TOTAL FROM ANY OF OUR
THREE (3) POINTS OF DIVERSION, RIGHT?

FACSIMILE TRANSMISSION COVER LETTER**J. R. CHALLIS & PATRICIA W. CHALLIS****dba CHALLIS CREEK RANCH****CHALLIS CREEK ROAD****P. O. BOX 1220****CHALLIS, IDAHO 83226****PHONE: (208) 879-4617 - FAX: (208) 879-5238 - EMAIL: ccrgo@cyberhighway.net**

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RIGHTS 72-00004C AND/OR 72-10368 CAN BE
DIVERTED IN PART OR IN TOTAL FROM ANY OF OUR
THREE (3) POINTS OF DIVERSION, RIGHT?

* ALSO, THE COMBINED DIVERSION RATE IS 2.68 cfs, NOT
2.61 cfs AND YOUR EXPLANATORY MATERIAL SHOULD SAY
"EITHER OF TWO (2) POINTS OF DIVERSION" IN SECTION 4,
RIGHT?

TRANSMITTAL COVER SHEET

TO: Jack

208-879-5238

TOTAL PAGES SENT: 3 + cover
(including cover sheet)

DOCUMENT DESCRIPTION:

new recommendation for 72-10368
with new priority date

FROM:

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE ST, STE 200
TWIN FALLS ID 83301-3380

PHONE: 736-3033

FAX: 736-3037

CHARGES: One (1) free copy
per request, cover sheet not
counted. Two (2) or more
copies per request will cost
\$0.25 per page. (\$0.50
minimum)

Please consider this document as a billing statement.

The charge for your fax copies is: _____ Please remit to the above address.

SENDER:

Janie

COMMENTS:

Beer busy - will have to send
info. on Lewis' spring & new version of
72-00007C with additional point of diversion
tomorrow!

STANDARD

OK

04

00:02:04

912088795238-540044

12/03 17:38

MODE

RESULT

PAGE(S)

DURATION

FAX NO./NAME

DATE, TIME

TIME : 12/03/1998 17:41
NAME : IDWR SOUTHERN REGION
FAX : 2087363037
TEL : 2087363033

TRANSMISSION VERIFICATION REPORT

December 3, 1998

**NOTICE OF ERROR
REPLY**

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: 72-10368

JOHN R CHALLIS
PATRICIA W CHALLIS
PO BOX 1220
CHALLIS ID 83226-1220

Daytime Telephone Number:
Evening Telephone Number:

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.

DATE: _____ SIGNATURE: _____
Please print your name: _____

RIGHT NUMBER: 72-10368

NAME AND ADDRESS: JOHN R CHALLIS
PATRICIA W CHALLIS
PO BOX 1220
CHALLIS ID 83226-1220

SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER
BEAR CREEK CHALLIS CREEK

QUANTITY: 0.8 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 2.61 CFS. COMBINED RIGHT NOS.: 72-00007C AND
72-10368.

PRIORITY-DATE: 10/10/1911

POINT OF DIVERSION T14N R18E S03 NESWN Within CUSTER County
S04 SESENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.8 CFS

PLACE OF USE:	IRRIGATION	Within CUSTER County			
	T14N R18E S03	SWNE 19	SENE 23	SENEW 25	NESW 13
		NESE 2.6	NWSE 11		
	93.6 ACRES TOTAL				

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 93.6 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00007C AND 72-10368.

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

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	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	NONE

ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04 SESENE. 72-00007C
AND 72-10368.
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF

72-10368 CONTINUED

DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 03 NESWNW. 72-00007C
72-10368 AND 72-00007A.

TRANSMITTAL COVER SHEET

TO: Jack

879-5238

TOTAL PAGES SENT: 4 + cover
(including cover sheet)

DOCUMENT DESCRIPTION: new & improved (?) proposed
director's report recommendation for you
you & Sidlo!

FROM:

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE ST, STE 200
TWIN FALLS ID 83301-3380

PHONE: 736-3033

FAX: 736-3037

CHARGES: One (1) free copy
per request, cover sheet not
counted. Two (2) or more
copies per request will cost
\$0.25 per page. (\$0.50
minimum)

Please consider this document as a billing statement.

The charge for your fax copies is: _____ Please remit to the above address.

SENDER: Jeanie

COMMENTS: please feel free to call me
tomorrow ...

STANDARD
OK
05
00:02:26
912088795238-540044
12/02 18:00

MODE
RESULT
PAGE(S)
DURATION
FAX NO./NAME
DATE, TIME

TIME : 12/02/1998 18:02
NAME : IDWR SOUTHERN REGION
FAX : 2087363037
TEL : 2087363033

TRANSMISSION VERIFICATION REPORT

DATE: 12/02/98
PAGE: 1

EXP THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04 SESENE. 72-00007C

AJ0749NP
No. R72-00007C

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

DATE: 12/02/98
PAGE: 2

Remarks:

AND 72-10368.
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 03 NESMW. 72-00007C
72-10368 AND 72-00007A.

Dates:

Exam Made Date:

Verified Date: 12/02/1998

Objection Filed Date:

Misc:

Water District Number: 72C

Field Inspection Flag:
Presumption Flag:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JUDY A SIDLO	05/01/1879	IRRIGATION	04-01 10-31	0.15 CFS	
C	LARRY G SIDLO		STOCKWATER	04-01 10-31	0.02 CFS	

Stage: DECREED

CUSTER County

•

	NENE	NWNE	SUNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: SUM	
-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	
14N	18E	2 :						15	03	:					:							
																			TOTAL ACRES	:	18.4	18.4

Place of use legal Description for: STOCKWATER

[illegible]

POU County: CUSTER

Other Rights: NONE

Conditions of Approval:

- ```

C02 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO
 - SECTION 42-1425, IDAHO CODE.
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
 - PURSUANT TO SECTION 42-1425, IDAHO CODE.
C16 - 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 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 NONE
 - ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
 - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
 - CONJUNCTIVELY.

```

Remarks: EXP S/ 10-20 HEAD HORSES AND CATTLE

AJ0749NP  
No. R72-00007B

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

DATE: 12/02/98  
PAGE: 2

=====

| Dates: | Exam Made Date: | Verified Date: | 12/02/1998 | Objection Filed Date: |
|--------|-----------------|----------------|------------|-----------------------|
|--------|-----------------|----------------|------------|-----------------------|

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

DATE: 12/02/98  
PAGE: 1

EXP THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF

Remarks:

AND 72-10368.  
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF  
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 03 NESEMN. 72-00007C  
72-10368 AND 72-00007A.  
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF  
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04 ESEMN. 72-00007C,  
72-00029A, 72-00032D, 72-10044, 72-10168 AND 72-10368.

Dates:

Exam Made Date:

Verified Date:

12/04/1998

Objection filed Date:

Disc:

Water District Number: 72C

Field Inspection Flag:  
Presumption Flag:

AJ0749NP  
No. R72-00007C

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

DATE: 12/02/98  
PAGE: 2

Remarks:

DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04, SESENE. 72-00007C  
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THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF  
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 03 NESMW. 72-00007C  
72-10368 AND 72-00007A.

Dates:

Exam Made Date: Verified Date: 12/02/1998 Objection Filed Date:

Misc:

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

Comments:

Date: 01/15/1993 User-ID: WORSTELL Subject: COPIED FROM REMARKS  
THIS RIGHT IS SPLIT FROM THE EDDY RIGHT. ALTHOUGH 72-00008A WITH  
THE SAME PRIORITY COVERS A PORTION OF THE LAND IT SEEMS MOST  
LIKELY THE 94" CLAIMED COMES FROM THE EDDY RIGHT. ALSO CLAIM  
72-04002 BY SANDERSON RECORDS 1879 WATER ON A PORTION OF MY LAND  
BUT THE DEED SEEMS TO INDICATE DECREED WATER SO THE EDDY RIGHT  
IS BEING CLAIMED.  
THERE ARE TWO P/D IN THE SMSMW S.3 T14N, R18E.  
\*\*\*\*\*  
OWNERSHIP CHANGE 6/20/91 BY JG.

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: 12/02/1998 User-ID: JROBERTS Subject: CHANGED DIVERSION RATE RECOMMENDATION  
CHANGED DIVERSION RATE RECOMMENDATION PER WARRANTY DEED, SEE MEMO  
IN FILE. -JR

Audit: 12/02/98 JROBERTS

Water Right 72-00007, Decreed 109 in. (2.18 cfs)

8/2/98

| Warranty Deed             | Date Recorded | Amount Deeded        | Amount Recommended |
|---------------------------|---------------|----------------------|--------------------|
| 72-00007A Gentner/Lewis   | 5/27/80       | 11 in. (.22cfs)      | .15 cfs            |
| 72-00007B Gentner/Sidlo   | 3/16/77       | 7.5 in. (.15cfs)     | .15 cfs            |
| 72-00007C Gentner/Stevens | 7/10/75       | 94 in. (1.88 cfs)    | 1.88 cfs           |
|                           | TOTAL         | 112.5 in. (2.25 cfs) | 2.18 cfs           |

Water Right Number - R72-00007C

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
CHALLIS

PATRICIA W

VERIFIED BY KKS

CHALLIS

JOHN R

11-13-98

\*\*\* O - ORIGINAL OWNER \*\*\*  
STEVENS

ROBERT G

STEVENS

CAROL F

1 - P O BOX 308  
2 -  
3 -  
City- KETCHUM  
Phone - 208-726-7700  
1 - P O BOX 308  
2 -  
3 -  
City- KETCHUM  
Phone - 208-726-7700

State- ID Zip- 83340  
State- ID Zip- 83340

+ - - Priority Date - - +  
05/01/1879

+ - - Region - - +  
17 SOUTHERN

+ - - Stage - - +  
D - DECREED

+ - - Status - - +

Source - - - - -  
CHALLIS CREEK  
BEAR CREEK

Tributary - - - - -  
SALMON RIVER  
CHALLIS CREEK

+ - - - -  
Twn Rng Sec Tract Lot RFlg County Point of Diversion - - - - -  
14N 18E 3 NE SW NW 655 197 (37) CUSTER  
4 SE SE NE 196 (37) CUSTER

+ - - - -  
Code Description Period From Period To Water Use - - - - -  
01 - IRRIGATION 04/01 10/31 1.810

+ - - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +  
1.810 0.0

+ - - - -  
Twn Rng Sec Tract Lot Acres Code Place of Use - - - - -  
14N 18E 3 SW NE 19.0 01 IRRIGATION (37) CUSTER  
14N 18E 3 SE NE 23.0 01 IRRIGATION (37) CUSTER  
14N 18E 3 SE NW 25.0 01 IRRIGATION (37) CUSTER  
14N 18E 3 NE SW 13.0 01 IRRIGATION (37) CUSTER  
14N 18E 3 NE SE 2.6 01 IRRIGATION (37) CUSTER

3 29

Water right number - R72-00007C

Prefix Translation: RESEARCH

| Twn          | Rng | Sec | Tract | Lot | Acres | Code | Description | County      |
|--------------|-----|-----|-------|-----|-------|------|-------------|-------------|
| 14N          | 18E | 3   | NW SE |     | 11.0  | 01   | IRRIGATION  | (37) CUSTER |
| Total Acres: |     |     |       |     | 93.6  |      |             |             |

- - - Diversion Means - HEADGATES TO OPEN DITCHES FOR FLOOD IRRIG.

- - - Non-Irrigation Use - NONE

- - - Other Rights for Same Use - 72-10368

- - - Remarks - - - - -

QNT USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED  
DIVERSION RATE OF 2.61 CFS. COMBINED RIGHT NOS.: 72-00007C AND  
72-10368.

POU1 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION  
OF A COMBINED TOTAL OF 93.6 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 72-00007C AND 72-10368.

EXP THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF  
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 04, SESENE. 72-00007C  
AND 72-10368.  
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF  
DIVERSION LOCATED IN TWP 14N, RNG 18E, SEC 03 NESMW. 72-00007C  
72-10368 AND 72-00007A.

- - - Old Water Right Numbers - - - - -

- - - Conditions of Approval - - - - -

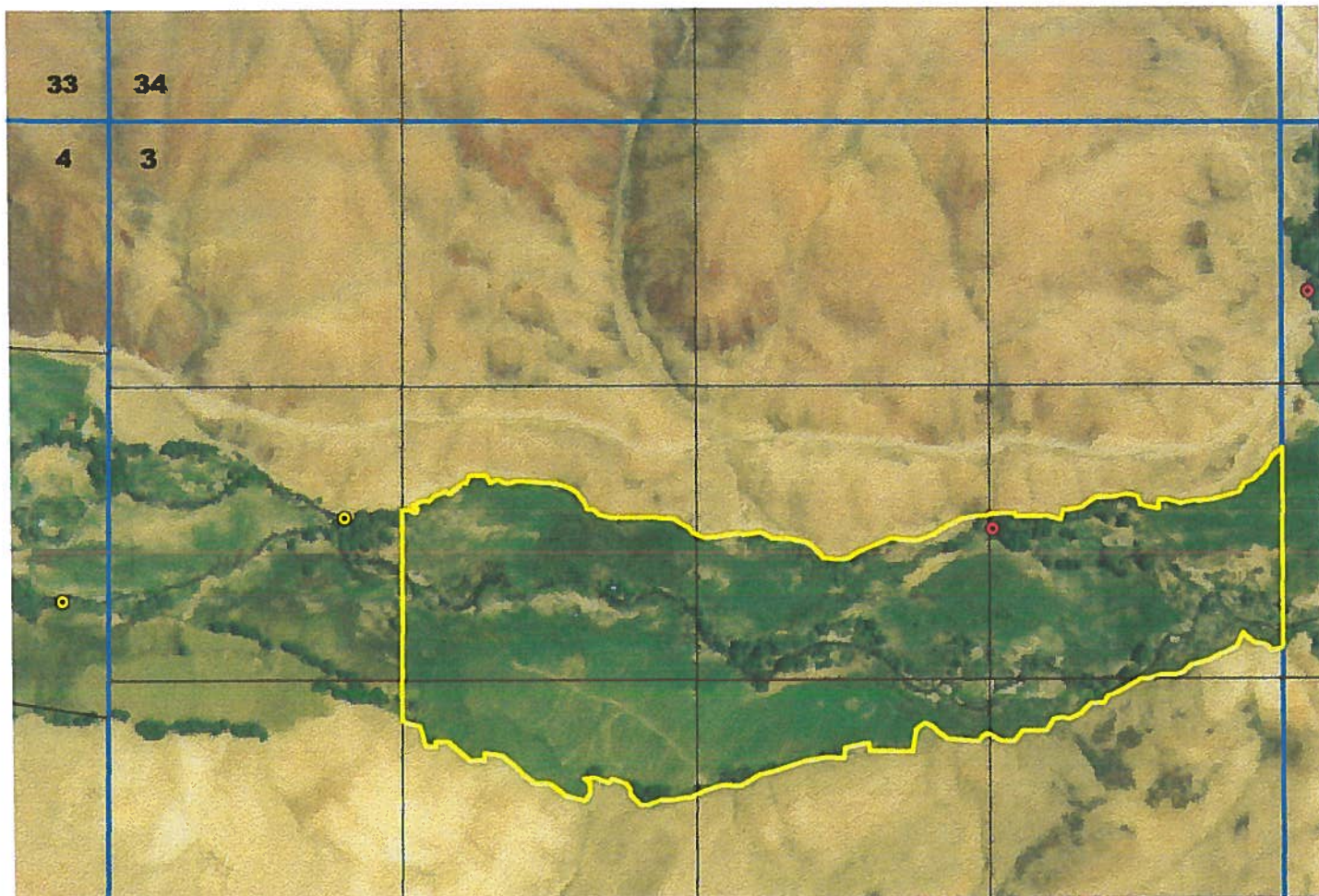
- - - Decree Plaintiff - - - + - - - Decree Defendant - - - +  
STEPHENS, ET. AL. SHAW, ET. AL. 00/00/0000

- - - Comments - - - - -  
Date: 01/15/1993 User Id: WORSTELL Subject: COPIED FROM REMARKS  
THIS RIGHT IS SPLIT FROM THE EDDY RIGHT. ALTHOUGH 72-00008A WITH  
LIKELY THE 94" CLAIMED COMES FROM THE EDDY RIGHT. ALSO CLAIM  
BUT THE DEED SEEMS TO INDICATE DECREED WATER SO THE EDDY RIGHT  
THERE ARE TWO P/D IN THE SWSMW S.3 T14N, R18E.  
OWNERSHIP CHANGE 6/20/91 BY JG.  
\*\*\*\*\*

- - - Audit Fields - - - +  
11/13/98 KCHRISTE

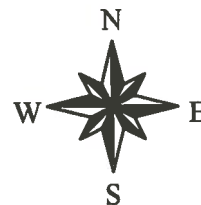
# IDAHO DEPARTMENT OF WATER RESOURCES

72-00007C & 72-10368



0 660 1320 Feet

RECOMMENDED PLACE OF USE  
DATA ENTRY ON OCT. 23, 1998  
TWP 14N, 18E, SEC . 3



-  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

LAIM NUMBER 72-00007C  
72-10368

DATE 10/23/98  
AGENT R

TRANSFER NUMBER  
CLAIMED ACRE TOTAL 96  
GIS ACRE TOTAL 93.6

|      |     |     |     | NE |    |       |    | NW |    |    |       | SW    |    |    |    | SE   |       |    |    |       |
|------|-----|-----|-----|----|----|-------|----|----|----|----|-------|-------|----|----|----|------|-------|----|----|-------|
|      | TWP | RNG | SEC | NE | NW | SW    | SE | NE | NW | SW | SE    | NE    | NW | SW | SE | NE   | NW    | SW | SE |       |
| LAIM | 14N | 18E | 3   |    |    | 23    | 27 |    |    |    | 27    | 10    |    |    |    |      | 9     |    |    | 96    |
| GIS  | 14N | 18E | 3   |    |    | 19.21 | 23 |    |    |    | 24.56 | 12.72 |    |    |    | 2.55 | 10.53 |    |    | 92.57 |
| ECOM | 14N | 18E | 3   |    |    | 19    | 23 |    |    |    | 25    | 13    |    |    |    | 2.16 | 11    |    |    | 93.6  |
| LAIM |     |     |     |    |    |       |    |    |    |    |       |       |    |    |    |      |       |    |    |       |
| GIS  |     |     |     |    |    |       |    |    |    |    |       |       |    |    |    |      |       |    |    |       |
| ECOM |     |     |     |    |    |       |    |    |    |    |       |       |    |    |    |      |       |    |    |       |
| LAIM |     |     |     |    |    |       |    |    |    |    |       |       |    |    |    |      |       |    |    |       |
| GIS  |     |     |     |    |    |       |    |    |    |    |       |       |    |    |    |      |       |    |    |       |
| ECOM |     |     |     |    |    |       |    |    |    |    |       |       |    |    |    |      |       |    |    |       |

B72-DBPOU.SHP

SHAPE NOS. 329

72-00007A - 0.15 CFS Right was decreased for

72-00007B - 0.22 CFS 109" on 2.18 CFS

0.37 CFS - .37

for 72-00007C 1.81 CFS

B72-DBPOD.SHP

NOS. DESCRIPTION

196 14N, 18E, 04 SE SENE (Challis Creek)

197 14N, 18E, 03 NESWNW (Bear Creek)

191 14N, 18E, 04 SWSENW

007A & C 10368

2 Right only

W D rate

RECOM

72-00007C 1.81 1.81

72-10368 .80 0.80

2.61 total 2.61

DBF TABLES UPDATED

B72-DBPOU.DBF ✓

B72-DBPOD.DBF ✓

sys appears capable of delivering 6+ CFS

# REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

72-00070

DATE: 11-13, 1998

72-10368

REVIEWED BY KAC

## CHALLIS AREA SOIL REVIEW

| SOIL TYPE | BORDER CFS/AC |      | FURROW CFS/AC |      | OPTIMUM ROTATION |         | SOIL TYPE | BORDER CFS/AC |      | FURROW CFS/AC |      | OPTIMUM ROTATION |         |
|-----------|---------------|------|---------------|------|------------------|---------|-----------|---------------|------|---------------|------|------------------|---------|
|           | PAST          | ALFA | PAST          | ALFA | PASTURE          | ALFALFA |           | PAST          | ALFA | PAST          | ALFA | PASTURE          | ALFALFA |
| ATC       | .15           | .13  |               |      | 6.49             | 7.62    | PD2       | .11           | .12  |               |      | 5.15             | 4.74    |
| BB1       | .09           | .09  |               |      | 6.09             | 6.17    | Q         | .26           | .21  |               |      | 13.2             | 10.4    |
| BC1       | .16           | .17  |               |      | 5.82             | 5.46    | RE2       | .29           | .21  |               |      | 3.15             | 4.74    |
| BK1       | .07           | .06  |               |      | 10.62            | 11.86   | RP1       | .19           | .21  |               |      | 4.89             | 4.57    |
| BT1       | .18           | .16  |               |      | 3.99             | 4.19    | SH1       | .06           | .05  |               |      | 9.37             | 12.10   |
| BT2       | .41           | .32  |               |      | 2.34             | 2.87    | SOC       | .08           | .07  |               |      | 7.38             | 8.08    |
| CB1       | .06           | .06  |               |      | 11.55            | 13.47   | SSA       | .15           | .14  |               |      | 4.79             | 5.01    |
| CHA       | .21           | .21  |               |      | 4.52             | 4.76    | SXF       | .12           | .11  |               |      | 6.14             | 6.80    |
| CP1       | .36           | .36  |               |      | 2.61             | 2.78    | TC1       | .06           | .06  |               |      | 9.82             | 9.55    |
| DAF       | .18           | .15  |               |      | 5.33             | 7.27    | TD1       | .04           | .03  |               |      | 12.46            | 16.50   |
| DB1       | .13           | .11  |               |      | 5.66             | 6.65    | TS1       | .08           | .08  |               |      | 9.82             | 9.55    |
| DBB       | .13           | .11  |               |      | 5.71             | 6.69    | WB2       | .13           | .13  |               |      | 5.37             | 5.43    |
| DBC       | .13           | .11  |               |      | 5.71             | 6.69    | WAA       | .19           | .16  |               |      | 3.81             | 4.23    |
| DMF       | .18           | .21  |               |      | 5.12             | 4.72    | WBB       | .17           | .14  |               |      | 3.36             | 3.84    |
| DRF       | .18           | .19  |               |      | 9.08             | 9.68    | WC1       | .07           | .06  |               |      | 11.24            | 13.45   |
| DT2       | .05           | .04  |               |      | 12.46            | 16.50   | WPT       | .19           | .15  |               |      | 3.16             | 3.69    |
| DWA       | .14           | .14  |               |      | 4.79             | 5.01    | WV1       | .07           | .06  |               |      | 11.24            | 13.45   |
| G01       | .10           | .12  |               |      | 12.47            | 10.51   | XHS       |               |      |               |      |                  |         |
| KEG       | .08           | .07  |               |      | 8.73             | 10.06   | YN1       | .18           | .14  |               |      | 5.38             | 6.92    |
| MBF       | .15           | .12  |               |      | 7.65             | 5.81    |           |               |      |               |      |                  |         |
| MUG       | .15           | .14  |               |      | 4.54             | 4.98    |           |               |      |               |      |                  |         |
| NDL       | .13           | .12  |               |      | 5.30             | 6.06    |           |               |      |               |      |                  |         |

The rate per acre calculations are based upon a 300 foot run at a 2% slope. An 8 hour set time was also used. Individual graded border evaluations, soil characteristics work sheets, and peak irrigation diversion requirement work sheets have been created and archived separately for each soil type.

Where actual rotation is shorter than the optimal rotation, optimal rotation is the criteria to be used for the recommendation analysis and, therefore, the rotation percentage adjustment is not necessary. The rate becomes the acres per soil type times the rate per acre from the above chart.

| SOIL TYPE | OPTIMAL ROTATION / (chart) | ACTUAL ROTATION / (field) | ACRES PER SOIL TYPE (field) | RATE PER ACRE (chart) | TOTAL DIVERSION RATE |
|-----------|----------------------------|---------------------------|-----------------------------|-----------------------|----------------------|
| CP1       | 2.61                       | 5                         | 68.5                        | .36                   | 12.87 CFS            |
| DBB       | 5.71                       | 5                         | 24.5                        | .13                   | 3.18 CFS             |
|           |                            |                           |                             |                       | 16.05 CFS            |

TOTAL ACRES \_\_\_\_\_

DECREED RATE = \_\_\_\_\_

CLAIMED DIVERSION RATE = \_\_\_\_\_

MEASURED DIVERSION RATE = \_\_\_\_\_

**R PROOF**



**CVR**



**MAPS**



**PHOTOS**



**MISC**



**MICROFILMED**

**MAR 17 1993**

Water Right Number - R72-00007C

Prefix Translation:

RESEARCH

Old (D) Number -

--- Last Name --- + --- First Name --- + --- Address ---

\*\*\* C - CURRENT OWNER \*\*\*  
CHALLIS

PATRICIA W.

CHALLIS

JOHN R.

\*\*\* O - ORIGINAL OWNER \*\*\*  
STEVENS

ROBERT G.

STEVENS

CAROL F.

1 - P.O. BOX 1220  
2 -  
3 -  
City- CHALLIS  
Phone - 208-879-4617  
1 - P.O. BOX 1220  
2 -  
3 -  
City- CHALLIS  
Phone - 208-879-4617  
State- ID Zip- 832261220  
1 - P O BOX 308  
2 -  
3 -  
City- KETCHUM  
Phone - 208-726-7700  
1 - P O BOX 308  
2 -  
3 -  
City- KETCHUM  
Phone - 208-726-7700  
State- ID Zip- 83340

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

--- Source --- + --- Tributary ---  
CHALLIS CREEK SALMON RIVER

| Twn | Rng | Sec | Tract    | Lot | RFlg | County | Point of Diversion |
|-----|-----|-----|----------|-----|------|--------|--------------------|
| 14N | 18E | 3   | NE SW NW |     |      | (37)   | CUSTER             |
|     |     | 4   | SE SE NE |     |      | (37)   | CUSTER             |

| Code                                                                                     | Description | Period From | Water Use | Period To | Diversion Rate | Diversion Volume |
|------------------------------------------------------------------------------------------|-------------|-------------|-----------|-----------|----------------|------------------|
| 01 - IRRIGATION                                                                          |             | 04/15       |           | 10/15     | 1.640          |                  |
| + - Total Div. Rate - + - Total Div. Volume - + - Total Consumptive Use - + - KW Usage - |             |             |           |           |                |                  |
| 1.640 205.0                                                                              |             |             |           |           |                |                  |

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use | Code | Description | County      |
|-----|-----|-----|-------|-----|-------|--------------|------|-------------|-------------|
| 14N | 18E | 3   | SW NE |     | 18.4  |              | 01   | IRRIGATION  | (37) CUSTER |
| 14N | 18E | 3   | SE NE |     | 22.1  |              | 01   | IRRIGATION  | (37) CUSTER |
| 14N | 18E | 3   | SE NW |     | 21.4  |              | 01   | IRRIGATION  | (37) CUSTER |
| 14N | 18E | 3   | NE SW |     | 9.0   |              | D1   | IRRIGATION  | (37) CUSTER |

MICROFILMED  
JUL 31 1994

Water right number - R72-00007C

Prefix Translation: RESEARCH

| Trn | Rng | Sec | Tract | Lot  | Acres | Code       | Description | County      |
|-----|-----|-----|-------|------|-------|------------|-------------|-------------|
| 14N | 18E | 3   | NW SE | 11.1 | 01    | IRRIGATION |             | (37) CUSTER |

Total Acres: 82.0

- - - - - Diversion Means - HEADGATES TO OPEN DITCHES FOR FLOOD IRRIG.

- - - - - Non-Irrigation Use - NONE

- - - - - Other Rights for Same Use - 72-10368

REMARKS  
USE OF THIS RIGHT WITH THE RIGHT LISTED BELOW IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 2.44 CFS, A TOTAL COMBINED  
ANNUAL CONSUMPTIVE USE VOLUME OF 205 AF, AND TO THE IRRIGATION  
OF A COMBINED TOTAL OF 82.0 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NO.: 72-10368.  
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF  
DIVERSION DESCRIBED ABOVE: 72-00032D, 72-10168 & 72-10368.

7200007 - - - - - Old Water Right Numbers - - - - -

COS - - - - - Conditions of Approval - - - - -  
- IDAHO CODE 42-1416A.

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

Comments - - - - -  
Date: 01/15/1993 User ID: WORSTELL Subject: COPIED FROM REMARKS  
THIS RIGHT IS SPLIT FROM THE EDDY RIGHT. ALTHOUGH 72-00008A WITH THE SAME PRIORITY COVERS A PORTION OF THE LAND IT SEEMS MOST  
LIKELY THE 94" CLAIMED COMES FROM THE EDDY RIGHT. ALSO CLAIM 72-04DD2 BY SANDERSON RECORDS 1879 WATER ON A PORTION OF MY LAND  
BUT THE DEED SEEMS TO INDICATE DECREE WATER SO THE EDDY RIGHT IS BEING CLAIMED.  
THERE ARE TWO P/D IN THE SMSNMW S.3 T14N, R18E.  
OWNERSHIP CHANGE 6/20/91 BY JG.  
\*\*\*\*\*

- - - - - Audit Fields - - - - -  
01/31/94 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 | - 01/31/1994 | Old Case Number       | -       |
| Response Filed Date  | - 00/00/0000 | Verified Date         | - 00/00/0000 | Old Judicial District | -       |
| Claim Received Date  | - 01/04/1990 | Last Amended Date     | - 00/00/0000 | Temporary Right       | - P     |
|                      |              | Receipt Number        | - S010823    | Water District        | - 72C   |

MICROFILMED  
Jul 31 1994

Water right number - R72-00007C

Prefix Translation: RESEARCH

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

| POU Ownership Flag | - Y      | Federal/State Indicator | - S |
|--------------------|----------|-------------------------|-----|
| Name Connector     | - AND/OR | Presumption Flag        | - D |
|                    |          | Notice of Error Flag    | -   |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A72-00007C

00:00:38  
05/30/92

| WR ELEMENT                | FIELD EXAM<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | VERIFIED BY<br>CODE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|-------------------|-------------------------------------------------|----------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             |                   |                                                 |                            |                        |                     |                                  |                                      |                               |
| POINT OF TID              | Y                 |                                                 | <i>Q.L.W. 7/28/93</i>      | <i>N</i>               | <i>1</i>            | <i>Q.L.W. 1/31/94</i>            | <i>Q.L.W. 1/31/94</i>                |                               |
| SOURCE                    |                   |                                                 |                            | <i>N</i>               |                     |                                  |                                      |                               |
| PLACE OF USE              | Y                 |                                                 |                            | <i>Y</i>               | <i>1,4,5</i>        |                                  |                                      |                               |
| TID. AMOUNT<br>CFS/VOLUME | Y                 |                                                 |                            | <i>Y</i>               | <i>1,4,5,6</i>      |                                  |                                      |                               |
| CONSUMPTIVE USE           | -                 |                                                 |                            | <i>Y</i>               | <i>1,4,5</i>        |                                  |                                      |                               |
| PURPOSES                  |                   |                                                 |                            | <i>N</i>               |                     |                                  |                                      |                               |
| PERIOD OF USE             | Y                 |                                                 |                            | <i>Y</i>               |                     |                                  |                                      |                               |
| BASIS OF CLAIM            | Y                 |                                                 |                            | <i>N</i>               |                     |                                  |                                      |                               |
| REMARKS                   | Y                 |                                                 |                            | <i>Y</i>               |                     |                                  |                                      |                               |

\*VERIFIED BY\* CODES

USGS Topog Map "Fots Creek" Quadrangle 1987  
 Edition  
 24 ID88AC 5-78-27 7/1/88 Enlarged  
 BLM ~~TOPO~~ PHOTOS = 4  
 FIELD EXAM = 5  
 OTHER (SEE REMARKS) = 6

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**

UCI 3 1 1994

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A72-00007C

00:00:38  
05/30/92

LAST: STEVENS  
ADDRESS: P.O. BOX 308  
CITY: KETCHUM  
PHONE NUMBER: 208-726-7700  
OWNER CODE: 0  
FIRST: CAROL F.  
ID  
ZIP: 83340

Do not Delete R/W

ST. EDDY  
ADDRESS: XXXXXXXXXX  
CITY: XXXXXXXXXX  
PHONE NUMBER: 208-000-0000  
OWNER CODE: 0  
STATE: ID  
ZIP: 00000000

Delete R/W

LAST: STEVENS  
ADDRESS: P.O. BOX 308  
CITY: KETCHUM  
PHONE NUMBER: 208-726-7700  
OWNER CODE: 0  
FIRST: ROBERT G.  
ID  
ZIP: 83340

Do Not Delete R/W

LAST: CHALLIS  
ADDRESS: P.O. BOX 1220  
CITY: CHALLIS  
PHONE NUMBER: 208-879-4617  
OWNER CODE: C  
FIRST: JOHN R.  
ID  
ZIP: 832261220

LAST: CHALLIS  
ADDRESS: P.O. BOX 1220  
CITY: CHALLIS  
PHONE NUMBER: 208-879-4617  
OWNER CODE: C  
FIRST: PATRICIA W.  
ID  
ZIP: 832261220

FIELD EXAM REQUIRED?  
VERIFICATION REQUIRED DUE TO REMARKS?  
CLAIM REMARKS: THIS RIGHT IS SPLIT FROM THE EDDY RIGHT. ALTHOUGH 72-00008A WITH

DATABASE  
Y  
FIELD  
EXAMINER

MICROFILMED  
JUL 31 1994

A. AJ CLAIM: # A72-00007C PRIORITY DATE: 05-01-1979 STAGE: D

B. WR RECORD: # 72-00007 PRIORITY DATE: 05-01-1979 STAGE: D

C. FIELD EXAM REQUIRED? ☒ FIELD EXAMINER

DOE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE  
N

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

REMARKS:

RECOMMENDED PRIORITY DATE:

05-01-1979

REVIEWED BY

DATE

10/28/92

MICROFILMED

UCI 31 1994



A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT      | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY | CUSTER<br>CUSTER |
|------------|------|------|------|-----|-----|-----|-----|------|------------------|
| A72-00007C | 14N  | 18E  | 3    | NE  | SW  | NW  |     |      |                  |
| A72-00007C | 14N  | 18E  |      | SW  |     | NW  |     |      |                  |

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX  
A72-00032D  
A72-10168  
A72-10368

WR RECORDS IN SAME 40 ACRE TRACT

72-04002  
72-04003

SOURCE: CHALLIS CREEK

TRIB: SALMON RIVER

WR POINT OF DIVERSION AND SOURCE:

7200007 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: CHALLIS CREEK

TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

| DUE TO POD DISCREPANCY?    | (Y/N) | DATABASE | FIELD<br>EXAMINER |
|----------------------------|-------|----------|-------------------|
| DUE TO SOURCE DISCREPANCY? | (Y/N) | Y        | <del>Y</del>      |

REMARKS:

The second point of diversion is shown in SESENE  
of Sec 4 on the USGS map.

MICROFILMED

661 31 1994

| RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: |      | 1/4  |                    | LOT | COUNTY |
|-----------------------------------------------|------|------|--------------------|-----|--------|
| TWP.                                          | RGE. | SEC. |                    |     |        |
| 14N                                           | 18E  | 3    | NE                 | SW  | NW     |
|                                               | 4    | SE   | SE                 | NE  |        |
| SOURCE: CHALLIS CREEK                         |      |      | TRIB: SALMON RIVER |     |        |
| REVIEWED BY: <i>[Signature]</i>               |      |      | DATE: 1/29/94      |     |        |

MICROFILMED  
JUL 31 1994

A. ROOT WATER RIGHT NUMBERS:

A72-00007  
A72-00007A

A72-00007B

A72-04137

A72-00007C

B. POU LISTING

TWP RNS SEC 1/4 1/4 LOT NAME

| TWP | RNS | SEC | 1/4 | 1/4 | LOT | NAME             | AJ<br>#/ACRES    | WR<br>#/ACRES | LANDSAT<br>DATA | FIELD<br>EXAM. | RECON.<br>ACRES |      |
|-----|-----|-----|-----|-----|-----|------------------|------------------|---------------|-----------------|----------------|-----------------|------|
| TAN | 18E | 3   | SW  | NE  |     | CHALLIS, JOHN R. | A72-00007C 723.0 | -             | -               | 24.0           | 18.4            | 18.4 |
|     |     |     | SW  | NE  |     | CHALLIS, JOHN R. | A72-10368 /23.0  | -             | -               |                |                 |      |
|     |     |     | SW  | NE  |     | EDDY, WILLIAM    | 72-00007 /       | -             | -               |                |                 |      |

|     |     |   |    |    |  |                  |                  |   |   |      |      |      |
|-----|-----|---|----|----|--|------------------|------------------|---|---|------|------|------|
| TAN | 18E | 3 | SE | NE |  | CHALLIS, JOHN R. | A72-00007C 727.0 | - | - | 26.0 | 22.1 | 22.1 |
|     |     |   | SE | NE |  | CHALLIS, JOHN R. | A72-10368 /27.0  | - | - |      |      |      |
|     |     |   | SE | NE |  | EDDY, WILLIAM    | 72-00007 /       | - | - |      |      |      |
|     |     |   | SE | NE |  | FAGAN, CHARLES   | 72-00008A /      | - | - |      |      |      |
|     |     |   | SE | NE |  | SANDERSON, J. J. | 72-04002 /20.0   | - | - |      |      |      |

|     |     |   |    |    |  |                  |                  |   |   |      |      |      |
|-----|-----|---|----|----|--|------------------|------------------|---|---|------|------|------|
| TAN | 18E | 3 | SE | NE |  | CHALLIS, JOHN R. | A72-00007C 727.0 | - | - | 31.0 | 21.4 | 21.4 |
|     |     |   | SE | NE |  | CHALLIS, JOHN R. | A72-11736 /      | - | - |      |      |      |
|     |     |   | SE | NE |  | CHALLIS, JOHN R. | A72-10368 /27.0  | - | - |      |      |      |
|     |     |   | SE | NE |  | EDDY, WILLIAM    | 72-00007 /       | - | - |      |      |      |
|     |     |   | SE | NE |  | SANDERSON, J. J. | 72-04002 /20.0   | - | - |      |      |      |

|     |     |   |    |    |  |                  |                  |   |   |      |      |      |
|-----|-----|---|----|----|--|------------------|------------------|---|---|------|------|------|
| TAN | 18E | 3 | NE | SW |  | CHALLIS, JOHN R. | A72-00007C 710.0 | - | - | 13.0 | 8.9  | 9.0  |
|     |     |   | NE | SW |  | CHALLIS, JOHN R. | A72-10368 /10.0  | - | - |      |      |      |
|     |     |   | NE | SW |  | SANDERSON, J. J. | 72-04002 /20.0   | - | - |      |      |      |
| TAN | 18E | 3 | NE | SW |  | CHALLIS, JOHN R. | A72-00007C 79.0  | - | - | 8.0  | 11.1 | 11.1 |
|     |     |   | NE | SW |  | CHALLIS, JOHN R. | A72-10368 /9.0   | - | - |      |      |      |
|     |     |   | NE | SW |  | SANDERSON, J. J. | 72-04002 /20.0   | - | - |      |      |      |

TOTAL ACRES

A72-00007C

96.00

71 ac 72-00007 Decree 102.00

51.9 82.0

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

19 ac Beneficial Use 72-04002  
1985 priority

1586

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

Y

FIELD EXAMINER

POU COUNTY: CUSTER

Cond MICROFILMED

Oct 31 1994

PRESUMPTION FLAG: D

REMARKS:

*Some of P/U is not in Decreed P/U*

*205*

RECOMMENDATIONS:

TOTAL ACRES:

*820*

REVIEWED BY:

*A. V. J.*

DATE:

*1/22/94*

**MICROFILMED**

**DEC 31 1994**

A. AJ CLAIMED USES:

PURPOSES  
A72-00007C IRRIGATION

MONTH/DAY  
FROM ~~01/01~~ <sup>4/15</sup> TO ~~11/01~~ <sup>10/15</sup>  
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY  
1.880 CFS  
1.880 CFS

B. WR RECORDED USES:

PURPOSES  
72-00007 IRRIGATION

MONTH/DAY  
FROM TO  
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY  
2.180 CFS  
2.180 CFS

PRESUMPTION FLAG: D

C. FIELD EXAM REQUIRED?

|                                    | FIELD EXAM REQUIRED? | DATE | EXAMINER |
|------------------------------------|----------------------|------|----------|
| DUE TO WATER-USE DISCREPANCY?      | (Y/N)                |      |          |
| DUE TO DIVERSION RATE DISCREPANCY? | (Y/N)                |      |          |
| DUE TO PERIOD FROM/TO DISCREPANCY? | (Y/N)                |      |          |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?  
RECOMMEND TO WR STANDARDS OR OTHER?

Y( ) N( )  
Y( ) N( )

Explain in remarks, below.

REMARKS:

*New standard period of use.*

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

AJ TOTAL CLAIMED DIVERSION RATE: 1.880 CFS  
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.180 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

*Each "Cipolletti's"  
2 weirs - range = 0.4 to 3.7 cfs. Max 6.9 cfs  
measured*

MEASUREMENT METHOD \_\_\_\_\_, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A72-10368

*Complete Overlap*

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM NO.  | SOURCE        | NAME             | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|---------------|------------------|-----------|----------------|-----------|----------------|
| A72-00007C | CHALLIS CREEK | CHALLIS, JOHN R. | 1.880     | 0.019          |           |                |
| A72-10368  | CHALLIS CREEK | CHALLIS, JOHN R. | 0.800     | 0.008          |           |                |

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

| CLAIM NO. | PURPOSES   | NAME         | MONTH/DAY           | RATE     | VOLUME |
|-----------|------------|--------------|---------------------|----------|--------|
| A72-11736 | DOMESTIC   | CHALLIS, J R | FROM 01-01 TO 12-31 | .040 CFS |        |
| A72-11736 | STOCKWATER | CHALLIS, J R | FROM 01-01 TO 12-31 | .040 CFS |        |

**MICROFILMED**

**OCT 31 1994**

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE  
ACRES 82  $\times$  0.02 CFS/ACRE = 1.64 CFS  
(Taken from p/u review)

1b. CALCULATIONS

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

\*\*\* IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y( ☐ ) N( ☐ ) \*\*\* *See Attached Hubble Analysis*

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 240.0 AF/A  
ACRES 82  $\times$  CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =  
TOTAL CONSUMPTIVE USE 805 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A  
ACRES         $\times$  DIVERSION VOL. AF/A FOR AREA        = N/A  
TOTAL DIVERSION VOLUME        AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y( ☐ ) N( ☐ )

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

MICROFILMED

UL 31 1994

RECOMMENDATIONS:

| REC. PURPOSES        | REC. PERIOD            |                           | REC. DIV RATE CFS | REC. DIV VOL. AF/A      |          | REC. CONS. USE |
|----------------------|------------------------|---------------------------|-------------------|-------------------------|----------|----------------|
|                      | FROM                   | TO                        |                   | EXAMINER                | EXAMINER |                |
| IRRIGATION           | <del>04-01</del><br>15 | <del>11-01</del><br>10-15 | 1.880             | <del>1.64</del><br>1.64 | N/A      | 192.5          |
| TOTAL FOR THIS RIGHT |                        |                           | 1.880             |                         | 240.0    | 192.5          |

REVIEWED BY:

DATE:

| Decree 72-00007 |              |
|-----------------|--------------|
| Acres Claimed   | Acres Rec.   |
| 72-00007A 12    | 9.8          |
| 72-00007B 19    | 16.6         |
| 72-00007C 96    | 82.0         |
| <u>127</u>      | <u>108.4</u> |

$$\text{Decreed Div.} = \frac{2,184 \text{ cfs}}{108.4} = 0.0201 \text{ cfs/ac}$$

$$82 \times 0.0201 \approx 1.64$$

As decreed and apportioned

~~72 ac out of A72-00007B~~  
~~19 ac out of A72-10368~~  
~~196 ac total.~~

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP  
FOREFEIT/ABANDON  
ADDITIONAL DIV. AMOUNT

ACCEPTED  
AS CLAIMED  
( )  
( )  
( )  
NEEDS  
REVIEW  
( )  
( )  
( )

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00007  
TOTAL DIVERSION RATE OF WR SPLITS

DATABASE  
0.260

EXAMINER

CFS

SPLITS:

| OLD RIGHT<br>NUMBERS | CURRENT<br>CLAIM NUMBERS | DIVERSION<br>RATE | CURRENT "R"<br>CLAIM NUM. | "R" DIV.<br>RATE | WR RIGHT<br>NUMBERS | DIVERSION<br>RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| A72-00007            | A72-00007A               | 0.220             | -                         | 0.20             | 72-00007            | 2.180             |
| A72-04137            | A72-00007B               | 0.380             | -                         | 0.33             | 72-04137            | 0.260             |
| A72-00007            | A72-00007C               | 1.880             | -                         | 1.65             | 72-00007            | 2.180             |
|                      | TOTAL CFS                | <u>2.860</u>      |                           | <u>2.18</u>      |                     | 0.260             |

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  
N

FIELD  
EXAMINER  
N

REMARKS:

*claim Acres Recommended 9.8*  
A72-0007A 16.6 *2.18 cfs decreed = 0.0201 cfs/ac*  
A72-0007B 82.0 *108.4 acres*  
A72-0007C *108.4 acres*  
TOTAL *108.4 acres* *82 x 0.0201 = 1.64 cfs.*

AUTHENTICATION:

SIGNATURE:

*Robert D. Horsted*

DATE:

*1/31/94*

NAME OF FIELD EXAMINER:

*ROBERT WERSTEL*

TITLE:

*ST. Asst. Agent*

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OCT 31 1994

01:40:31  
05/30/97

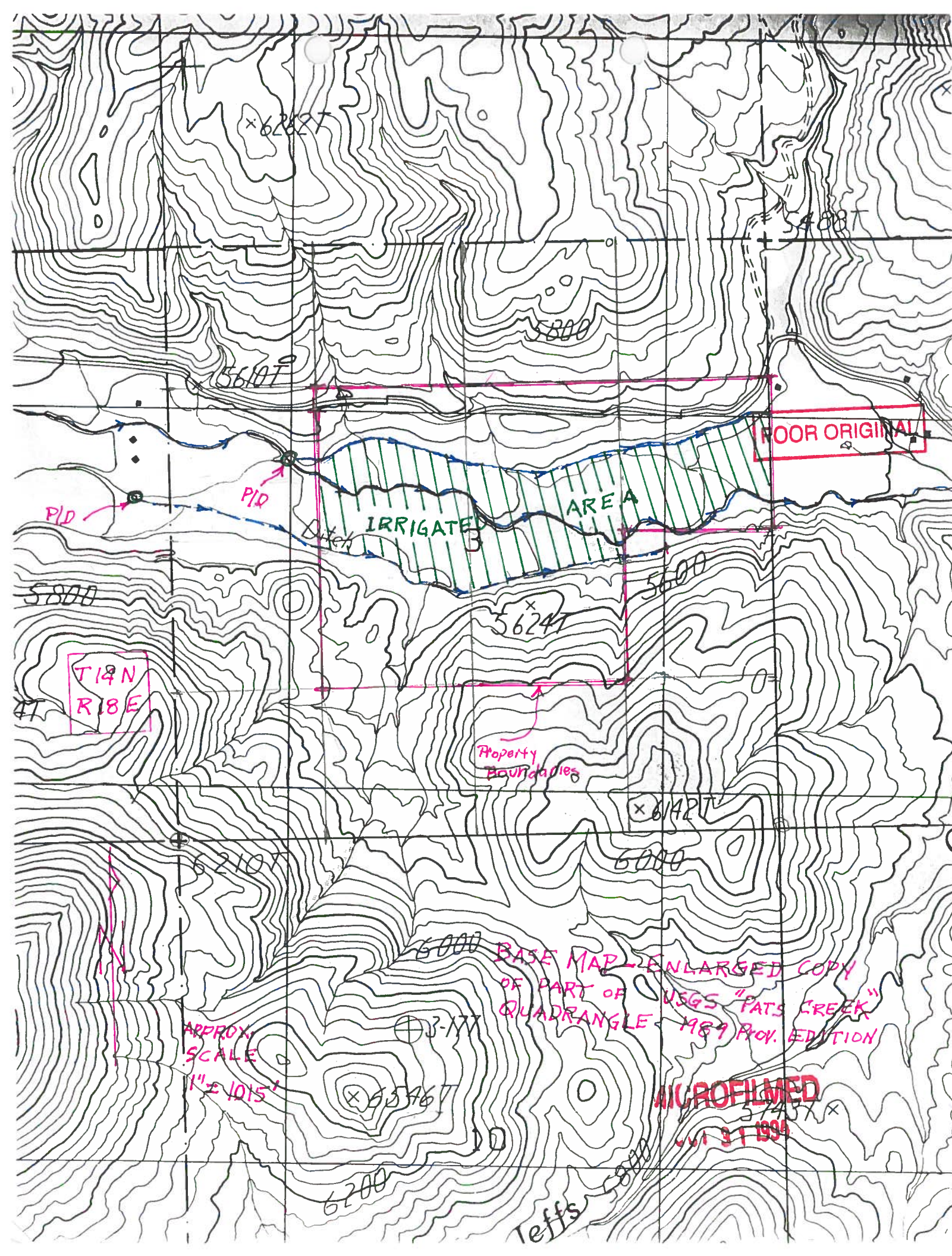
|                  |           |
|------------------|-----------|
| TOTAL DIVERSION: | 1.88 CFS  |
| CONSUMPTIVE USE: | 240.0 AEA |

Stage: CHECKED

CUSTER County

|             |      |
|-------------|------|
| 09          | 96.0 |
| TOTAL ACRES | 96.0 |

Oct 11/24



-88

B

24

33+34  
44+33

34+35  
44+34

POOR ORIGINAL

Road

Road

Ditch

Cashmere Creek

Cashmere Crk

Ditch

P/D

ownership  
Boundary

P/U

72-00007C  
72-10368



4+3  
4+3

3+2  
3+2

Approx.  
Scale  
4" = 1 mile

Base Map - Enlarged Copy of  
Part of BLM Aerial Photo  
24 ID-88AC 5-7B-25 7/1/88

T14N  
R18E

MICROFILMED  
OCT 31 1994



# GRADED BORDER EVALUATION

Job name: 72-00007C & 72-10368  
By: RVW

Location: CP1 SOIL 54 ACRES  
Date: Jan 28, 1994

Roughness coefficient (n)= 0.250

Intake family (If)=3.00

Slope (S)= 0.0230 ft/ft

Border width (W)= 367 ft

Net application (Fn)= 0.79 inches

Border length (L)= 427 ft

Inflow time (Ti)= 8 hours, 0 minutes

| Flow per<br>Border<br>(cfs) | Unit<br>Flow<br>(cfs/ft)                                  | Gross<br>Application<br>(in) | Deep<br>Percolation<br>(in) | Runoff<br>(in) | Application<br>Efficiency<br>(percent) | Notes |
|-----------------------------|-----------------------------------------------------------|------------------------------|-----------------------------|----------------|----------------------------------------|-------|
| 10.21                       | Gross depth is less than required gross application depth |                              |                             |                |                                        |       |
| 10.22                       | Gross depth is less than required gross application depth |                              |                             |                |                                        |       |
| 10.23                       | 0.028                                                     | 22.56                        | 21.77                       | 0.00           | 3.5                                    |       |
| 10.24                       | 0.028                                                     | 22.58                        | 21.77                       | 0.03           | 3.5                                    |       |
| 10.25                       | 0.028                                                     | 22.60                        | 21.77                       | 0.05           | 3.5                                    |       |
| 10.26                       | 0.028                                                     | 22.63                        | 21.77                       | 0.07           | 3.5                                    |       |
| 10.27                       | 0.028                                                     | 22.65                        | 21.77                       | 0.09           | 3.5                                    |       |
| 10.28                       | 0.028                                                     | 22.67                        | 21.77                       | 0.11           | 3.5                                    |       |
| 10.29                       | 0.028                                                     | 22.69                        | 21.77                       | 0.14           | 3.5                                    |       |
| 10.30                       | 0.028                                                     | 22.72                        | 21.77                       | 0.16           | 3.5                                    |       |
| 10.31                       | 0.028                                                     | 22.74                        | 21.77                       | 0.18           | 3.5                                    |       |

HUBBLE Analysis CP1 Soil

Permissible Diversion Rate  
from HUBBLE ANALYSIS

54 Acres CP1 Soil - 10.25 cfs  
23.7 Acres DBB Soil 3.30 cfs  
Total 13.55 cfs

MICROFILMED

OCT 31 1994

# GRADED BORDER EVALUATION

Job name: 72-00007C & 72-10368  
By: RVW

Location: DBB SOIL 23.7 ACRES  
Date:

Roughness coefficient (n)= 0.250 Intake family (If)=2.00  
Slope (S)= 0.0430 ft/ft Border width (W)= 125 ft  
Net application (Fn)= 1.69 inches Border length (L)= 553 ft  
Inflow time (Ti)= 8 hours, 0 minutes

| Flow per<br>Border<br>(cfs) | Unit<br>Flow<br>(cfs/ft)                                  | Gross<br>Application<br>(in) | Deep<br>Percolation<br>(in) | Runoff<br>(in) | Application<br>Efficiency<br>(percent) | Notes   |
|-----------------------------|-----------------------------------------------------------|------------------------------|-----------------------------|----------------|----------------------------------------|---------|
| 3.23                        | Gross depth is less than required gross application depth |                              |                             |                |                                        |         |
| 3.24                        | Gross depth is less than required gross application depth |                              |                             |                |                                        |         |
| 3.25                        | Gross depth is less than required gross application depth |                              |                             |                |                                        |         |
| 3.26                        | 0.026                                                     | 16.30                        | 14.59                       | 0.01           | 10.4                                   | (2) (4) |
| 3.27                        | 0.026                                                     | 16.35                        | 14.59                       | 0.06           | 10.3                                   | (2) (4) |
| 3.28                        | 0.026                                                     | 16.40                        | 14.59                       | 0.11           | 10.3                                   | (2) (4) |
| 3.29                        | 0.026                                                     | 16.45                        | 14.59                       | 0.16           | 10.3                                   | (2) (4) |
| 3.30                        | 0.026                                                     | 16.50                        | 14.59                       | 0.21           | 10.2                                   | (2) (4) |
| 3.31                        | 0.026                                                     | 16.55                        | 14.59                       | 0.26           | 10.2                                   | (2) (4) |
| 3.32                        | 0.027                                                     | 16.60                        | 14.59                       | 0.31           | 10.2                                   | (2) (4) |
| 3.33                        | 0.027                                                     | 16.65                        | 14.59                       | 0.36           | 10.2                                   | (2) (4) |
| 3.34                        | 0.027                                                     | 16.70                        | 14.59                       | 0.41           | 10.1                                   | (2) (4) |
| 3.35                        | 0.027                                                     | 16.75                        | 14.59                       | 0.46           | 10.1                                   | (2) (4) |

(2) Erosive stream-- non-sod forming crops.

(4) Less than minimum recommended depth of flow.

HUBBLE ANALYSIS  
DBB Soil

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NOV 31 1994

CLAIM NO. --- 72-00007C & 72-10368 Lotus Program:  
 AGENT ----- RVW IRR-PRAC.WK3  
 DATE ----- 01/28/94 Date form revised:  
 4/21/93 by KKC

\*\*\*\*\*  
 SOIL CHARACTERISTICS

Soil Type = DBB; DAWTONIA...GRAVELLY LOAM  
 Source of Soils Data = Printout From SCS State Office

| soil depth<br>(inches) |       | AWC<br>(in/in) |       | PH    |       | organic<br>(%) |       | soil depth<br>(inches) | AWC<br>(in/in) | intake<br>family |
|------------------------|-------|----------------|-------|-------|-------|----------------|-------|------------------------|----------------|------------------|
| lower                  | upper | lower          | upper | lower | upper | lower          | upper | (ft)                   |                | flood furrow     |
| 0                      | 4     | 0.12           | 0.15  | 6.6   | 7.3   | 1              | 2     | 1                      | 1.34           | 2 0.55           |
| 4                      | 24    | 0.09           | 0.11  | 7.4   | 7.8   |                |       | 1                      | 1.44           |                  |
| 24                     | 60    | 0.06           | 0.08  | 7.9   | 8.4   |                |       | 3                      | 3.38           |                  |
|                        |       |                |       |       |       |                |       | 4                      | 4.22           | alternate        |
|                        |       |                |       |       |       |                |       | 5                      | 5.06           | method           |
|                        |       |                |       |       |       |                |       |                        |                | NA NA            |

Management Allowed Deficit (MAD)

| crop                     | root<br>depth<br>(ft) | stress<br>point (INCHES) | MAD  |
|--------------------------|-----------------------|--------------------------|------|
| alfalfa (hay or seed)    | 5                     | 0.5                      | 2.53 |
| corn (field or silage)   | 4                     | 0.5                      | 2.11 |
| grain (winter or spring) | 4                     | 0.5                      | 2.11 |
| pasture (or grass hay)   | 3                     | 0.5                      | 1.69 |
| other (enter below)      |                       |                          |      |

FIELD NOTES AND CALCULATIONS

|                                                      | FIELD 1  | FIELD 2 | FIELD 3 | FIELD 4 |
|------------------------------------------------------|----------|---------|---------|---------|
| FIELD WIDTH                                          | 1868     | 0       |         |         |
| IRRIGATION DAYS                                      | 5        |         |         |         |
| DRY DAYS                                             | 0        |         |         |         |
| SET TIME(hours)                                      | 8        |         |         |         |
| CALCULATED RUN (run = acres*43560/width)             |          |         |         |         |
| RUN =                                                | 553      |         |         |         |
| CALCULATED BORDER WIDTH (ditch length/irr days * cha |          |         |         |         |
| WIDTH =                                              | 125      |         |         |         |
| THEORETICAL ROTATION (mad/net irr req in inches per  |          |         |         |         |
| SELECTED MAD =                                       | 1.69     |         |         |         |
| ROTATION =                                           | 7.3 DAYS |         |         |         |

\*\*\*\*\*

PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD

Weather Station = CHALLIS  
 Figure No = 10-15

| crop    | acres | system | recomm.<br>eff. | Net Irrigation Requirement (mm/day) |      |      |      |      |      |      |      |
|---------|-------|--------|-----------------|-------------------------------------|------|------|------|------|------|------|------|
|         |       |        |                 | mar                                 | apr  | may  | jun  | jul  | aug  | sep  | oct  |
| PASTURE | 23.7  | FLOOD  | 10.2            |                                     | 1.47 | 3.84 | 4.87 | 5.86 | 4.56 | 3.23 | 2.07 |
| ALFALFA |       | FLOOD  |                 |                                     | 1.28 | 4.51 | 5.65 | 6.25 | 4.45 | 2.52 | 0.7  |

Summary 23.7 10 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 1985

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POOR ORIGINAL



John Challis - 2' Cipolletti Weir

R12-0  
7/28/93

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DEC 1 1994

Challis Creek



POOR ORIGINAL

R12-000  
7/28/93

John Challis - ROCK DAM DIVERSION



R12-00  
7/28/93

John Challis - Control Structure (Wood)

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OCT 31 1994

A7a-00007B

19 Acres

