

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: A72-00006B
Date Received: 1/11/1990
Receipt No: E011609
Received By: HWS

RECEIVED

JAN 16 1990

Resources Office
**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: MARY PIVA 208-879-2311
Address: CHALLIS, ID 83226

Name: JULIAN PIVA 208-879-4448
Address: P.O. BOX 94
CHALLIS, ID 83226

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	Lot	County
14N	19E	12 <i>JWP</i>	SW NE		CUSTER

5. Description of diverting works:
CHECK DAM & HEADGATE, HIGHLINE CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.040		

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

8. Total consumptive use is 197.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A72-00006B

Page 1

Date: 01/11/90

MICROFILMED
MAR 17 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	21	NW	NE		IRR	40.0
			NE	NW		IRR	39.0
						Section Acres	79.0
						Total Acres	79.0

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:
NONE

14. Remarks:
FLOW RATE INCORRECT ON TRANS. 728 & 241; SEE FILE MEMO 1-17-1985.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

STEPHENS, ET. AL.
Decree Plaintiff

vs

SHAW, ET. AL.
Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): ☒ Julian Piva Date: 1/11/90

Date: _____

State of Idaho)
County of Bonneville) SS.

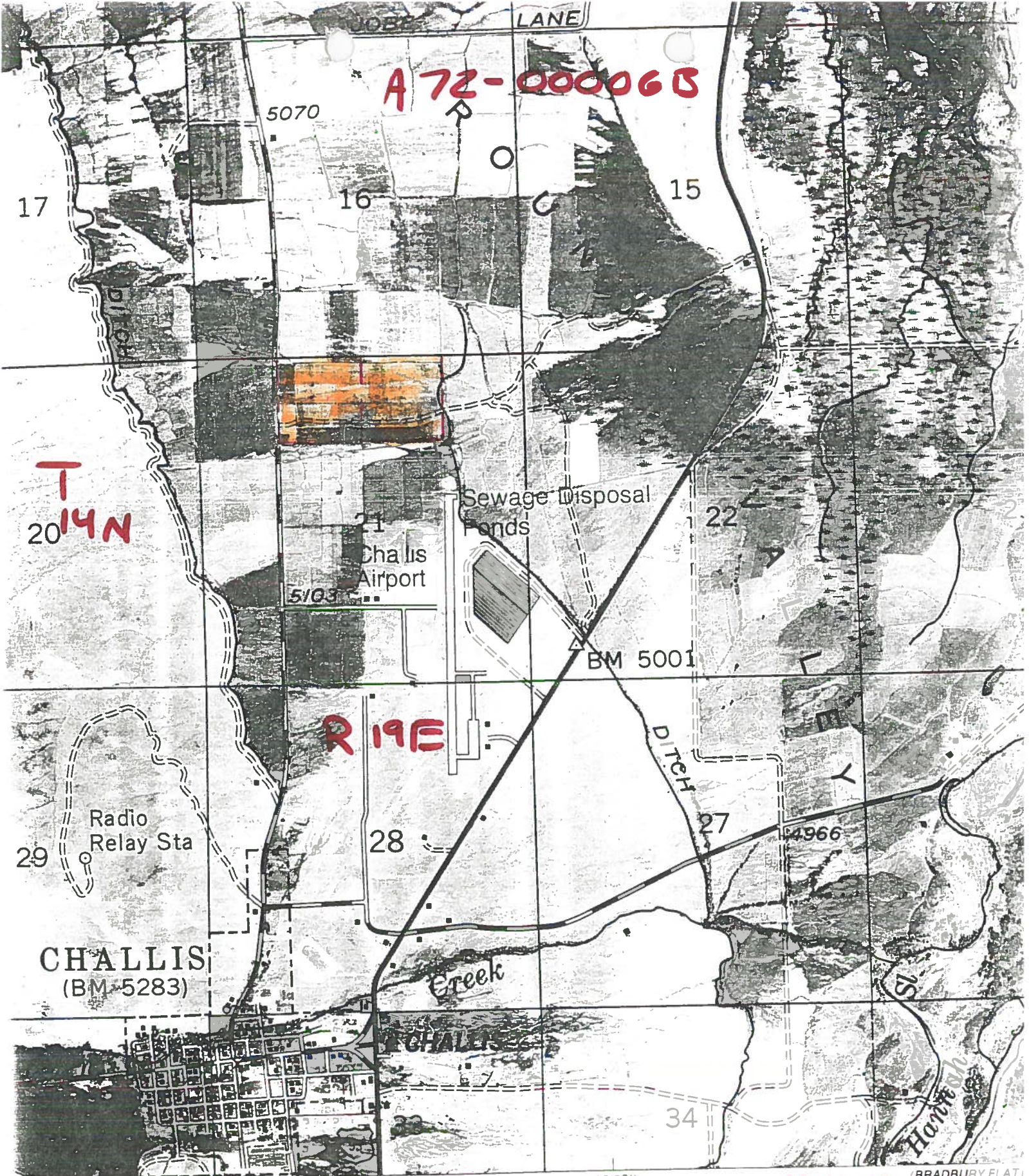
Subscribed and sworn (or affirmed) before me this 11th day

of Jan 19 90

Seal

Betty J. Thompson
Notary Public

Residing at BETTY J. THOMPSON, NOTARY PUBLIC
My Commission Expires RESIDING AT IDAHO FALLS, IDAHO
MY COMMISSION EXPIRES: 6-30-94



Prepared by the U.S. Geological Survey
SGS and USC&GS
from aerial photographs by photogrammetric methods
graphs taken 1954. Advance field check 1956
Projection. 1927 North American datum
Grid based on Idaho coordinate system, central zone

OPQ - (T-75)
1956
GN
17 1/2°
1°59' 7311 MILS

MICROFILMED
SCALE 1:24,000
MAR 17 1993
CONTOUR INTERVAL 40-F
DOTTED LINES REPRESENT 40-F

January 17, 1985

FROM: Terry G. Blau

TO: File - 72-00068

SUBJECT: Correction of Amount on Transfer

While proof reading the above right it was found that 0.04 cfs was not accounted for. A search of the file in Boise revealed the attached water right conveyance which gave Jay & Melva Horton 52" rather than the 1 cfs as described in Transfer 728 and 241. This would account for the remaining 0.04 cfs.

A phone conversation with Mrs. Howard Cutler who has kept the records for the Challis Creek Water District and who together with her husband owns the balance of this right confirmed that the right has in the past and is presently been delivered that way. I am therefore recommending that the record be changed to show 1.04 cfs appurtenant to water right 72-00068.

72-00068
MICROFILMED
MAR 1 1993
MAR 1 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

December 28, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JULIAN PIVA
PO BOX 94
CHALLIS ID 83226

RE: 72-00006B

Dear Mr. Piva,

In response to your Notice of Error (NOE) regarding the location of the point of re-diversion from the High Line Canal for this right, I have moved it as you indicated. Enclosed is a new GIS copy of your place of use showing the corrected location for the point of diversion.

Fortunately, this did not require any changes to the legal description in your proposed Director's Report Recommendation. The point of diversion remained in the SENENE of Section 20 and will be recommended as proposed earlier.

If you have any further questions, please feel free to contact me at the office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeanie'.

Jeanie Robertson
Senior Water Resource Agent

AJ0749NP
No. R72-000068

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

DATE: 12/28/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARION PIVA PO BOX 94 CHALLIS ID 83226 (208) 879-2311	05/01/1879	IRRIGATION	04-01 10-31	1.04 CFS	
TOTAL DIVERSION:					1.04 CFS	

C JULIAN PIVA
PO BOX 94
CHALLIS ID 83226
(208) 879-4448

Water Source: CHALLIS CREEK

Tributary to: SALMON RIVER

Stage: DECREED

Point(s) of Diversion: T14N R19E S07 Lot10(SW1/4NW1/4)
Point(s) of Re-diversion: T14N R19E S20 SENENE

CUSTER County
CUSTER County

Place of use Legal Description for: IRRIGATION

NE	NW	SW	SE	SUM
NENE NWNE SWNE 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 Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : SUM				
14N 19E 21 : 40 : 35 : :				
TOTAL ACRES				75.0

POU County: CUSTER

Other Rights: NONE

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 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: GEN THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 72-C.

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

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

AJ0749NP
No. R72-000068

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

DATE: 12/28/98
PAGE: 2

Comments:

Date: 01/14/1993 User-ID: WORSTELL Subject: COPIED FROM REMARKS
FLOW RATE INCORRECT ON TRANS. 728 & 241; SEE FILE MEMO 1-17-1985.

Date: 01/14/1993 User-ID: WORSTELL Subject: DIVERSION FROM HIGH LINE CANAL
THIS WATER IS TAKEN FROM THE HIGH LINE CANAL IN THE SE1/4 OF
THE NE1/4 OF THE NE1/4 OF SECT. 20 T14N R19E. PIPELINE
ACCUMULATES GRAVITY PRESSURE BY ELEVATION CHANGE OF 100 FT. TO
175 FT.

Date: 05/10/1993 User-ID: WORSTELL Subject: PRIORITY HIERARCHY AGREEMENT
ATTACHED AGREEMENT GIVES THIS WATER RIGHT (72-000068) PRIORITY
OVER 72-00006A. NOTARIZED 3/30/1971. RW.

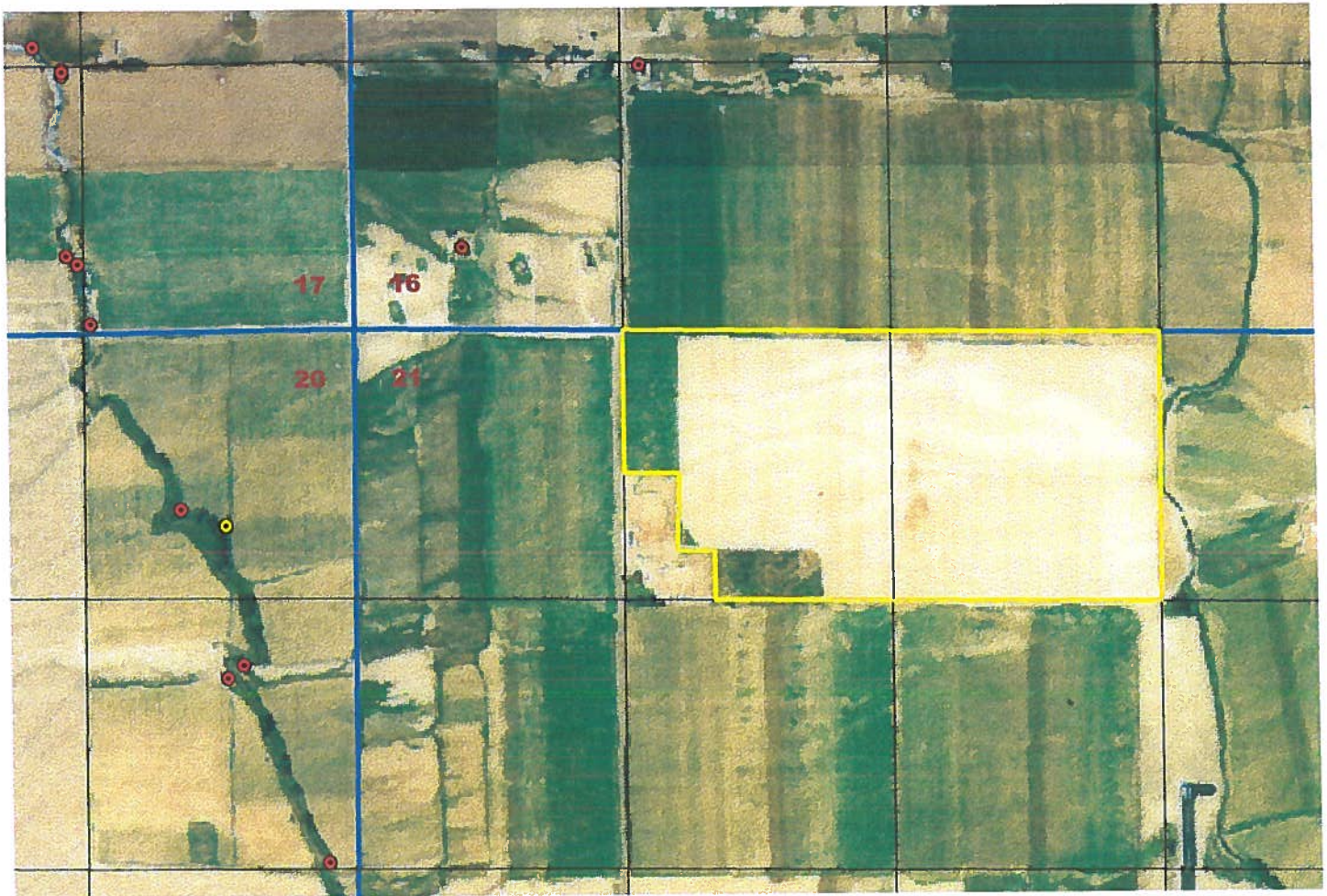
Date: 11/21/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 12/28/1998 User-ID: JROBERTS Subject: REMOVED "NONE"
REMOVED "NONE" FROM NON-IRRIGATION USE FIELD.

Audit: 12/28/98 JROBERTS

IDAHO DEPARTMENT OF WATER RESOURCES

72-00006B



0 660 1320 1980 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON DEC. 28, 1998
TWP 14N, 19E, SEC . 21



-  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

November 20, 1998

RECEIVED

NOTICE OF ERROR
REPLY

DEC 08 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: 72-00006B

JULIAN PIVA
PO BOX 94
CHALLIS ID 83226

Daytime Telephone Number: 208-879-4448
Evening Telephone Number: SAME

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

DIVERSION POINT FOR THIS WATER RIGHT
SHOULD BE JUST NORTH OF THE RECOMMENDED
POINT, AS I HAVE DESCRIBED ON MAP.

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:

12/4/98

SIGNATURE:

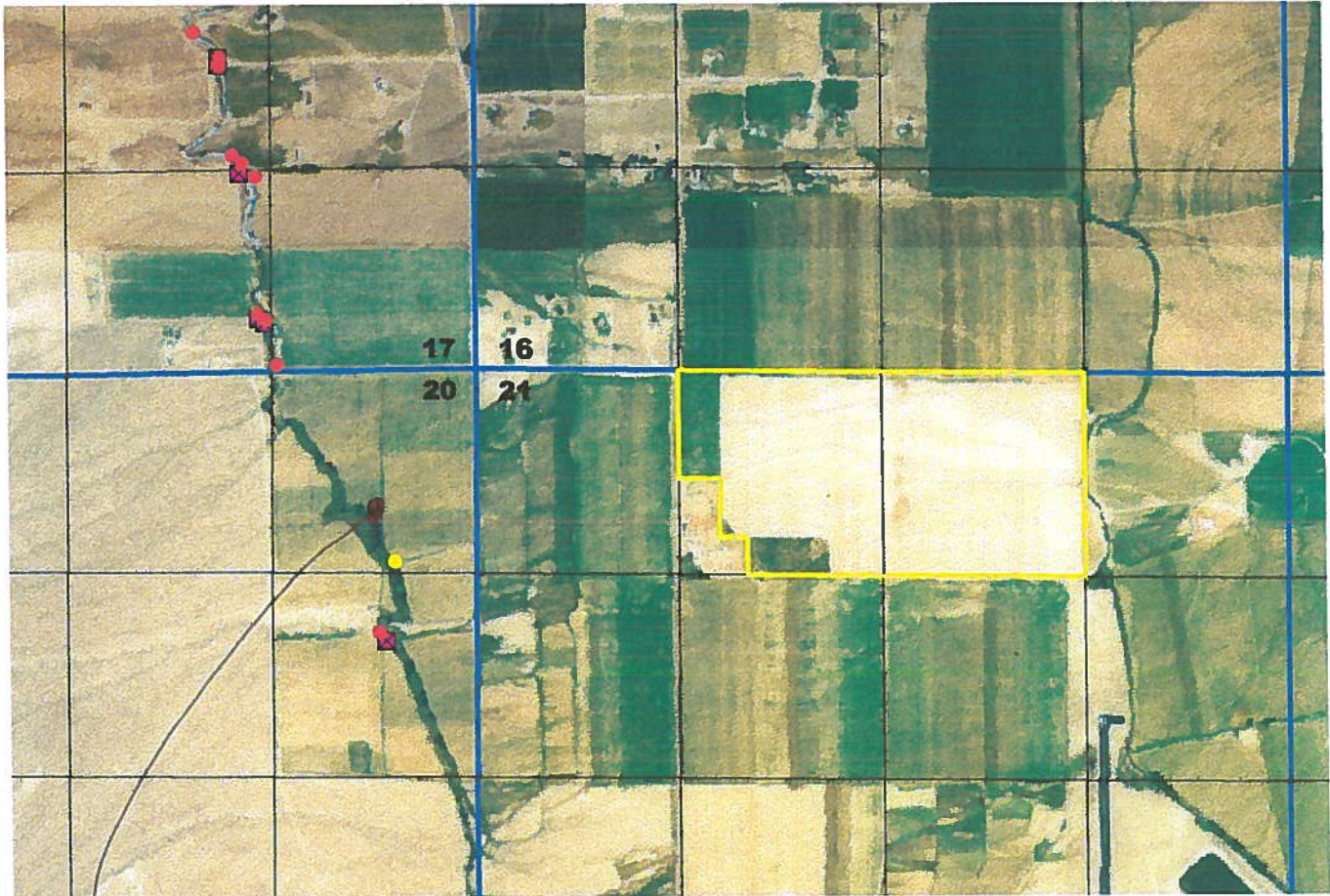
Julian Piva

Please print your name:

JULIAN PIVA

IDAHO DEPARTMENT OF WATER RESOURCES

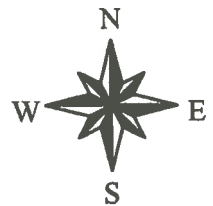
72-00006B
JULIAN & MARY PIVA



660 0 660 1320 1980 2640 3300 3960 Feet

JEANIE
THIS IS THE POINT
OF DIVERSION FOR
THIS WATER RIGHT.
THANKS
JULIAN.

RECOMMENDED PLACE OF USE
DATA ENTRY ON OCT. 6, 1998
TWP 14N, 19E, SEC. 21



RECEIVED

DEC 08 1998

Department of Water Resources
Southern Region

- 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

DATE: 11/04/98
PAGE: 1

TOTAL DIVERSION: 1.04 CFS

Stage: DECREED

CLUSTER	County
CUSTER	County
CUSTER	County

NE

SE			
E	SWSE	SESE	
C	Lt AC	Lt AC	
---	---	---	
			SUM
			75.0
			75.0

Non-Irrigation Uses: ~~NONE~~

Other Rights: NONE

THIS RIGHT IS SUE
WATER DISTRICT 72-C.

Verified Date:

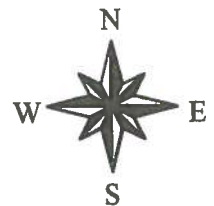
Field Inspection Flag: C
Presumption Flag: C

IDAHO DEPARTMENT OF WATER RESOURCES

72-00006B
JULIAN & MARY PIVA



3300 3960 Feet



PLACE OF USE
DATA ENTRY ON OCT. 6, 1998
TWP 14N, 19E, SEC. 21

-  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

AIM NUMBER72-00006BDATE10/6/98TRANSFER NUMBER
AGENTJLCLAIMED ACRE TOTAL79
GIS ACRE TOTAL75

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
AIM	14N	19E	21		40			39												79
IS	14N	19E	21		40			35												75
COM	14N	19E	21		40			35												75
AIM																				
IS																				
COM																				
AIM																				
IS																				
COM																				

72-DBPOU.SHP
HAPE NOS.
130 = 75 Ac.

72-DBPOD.SHP
NOS. DESCRIPTION
3 14N, 19E, 07 SWNW NW (10)
49 14N, 19E, 20 SE NE NE

DBF TABLES UPDATED
B72-DBPOU.DBF
B72-DBPOD.DBF

R PROOF



CVR



MAPS



PHOTOS

MISC



CLAIM NO. 72-80006B
DATE DOCUMENT UPDATED 5/10/93 + 11/9/93
AGENT R. V. H.

Water Right Number - R72-000068

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
PIVA
Last Name - + First Name - + Address - +
MARY
1 -
2 -
3 -
City- CHALLIS
Phone - 208-879-2311
1 - P.O. BOX 94
2 -
3 -
City- CHALLIS
Phone - 208-879-4448
State- ID Zip- 83226

PIVA

JULIAN

State- ID Zip- 83226
Phone - 208-879-4448

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

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

Twn Rng Sec Tract Lot Rflg County Point of Diversion - +
14N 19E 7 NW SW NW (37) CUSTER VIA HIGH LINE CANAL
20 SE NE NE (37) CUSTER

Code Description Period From Period To Water Use - + Diversion Rate Diversion Volume - +
01 - IRRIGATION 04/15 10/15 1.040

Total Div. Rate - + 1.040 Total Div. Volume - + Total Consumptive Use - + 176.3 Km Usage - +

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
14N	19E	21	NW NE		40.0	01	IRRIGATION	(37) CUSTER	
14N	19E	21	NE NW		30.5	01	IRRIGATION	(37) CUSTER	

Total Acres: 70.5

+ - - Diversion Means - CHECK DAM & HEADGATE, HIGH LINE CANAL, GRAV. PRESS PIPE & SPRINKLERS
+ - - Non-Irrigation Use - NONE
+ - - Other Rights for Same Use - NONE
Remarks - +
WATER IS DELIVERED THROUGH THE HIGH LINE CANAL.

MICROFILMED
OCT 31 1994

Water right number - R72-000068

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - -
+ - - - - Old Water Right Numbers - - - - -
7200006

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

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

+ - - - - Comments - - - - -
Date: 01/14/1993 User Id: WORSTELL Subject: DIVERSION FROM HIGH LINE CANAL
THIS WATER IS TAKEN FROM THE HIGH LINE CANAL IN THE SE1/4 OF THE NE1/4 OF THE NE1/4 OF SECT. 20 T14N R19E. PIPELINE
ACCUMULATES GRAVITY PRESSURE BY ELEVATION CHANGE OF 100 FT. TO 175 FT.
Date: 01/14/1993 User Id: WORSTELL Subject: COPIED FROM REMARKS
FLOW RATE INCORRECT ON TRANS. 728 & 241; SEE FILE MEMO 1-17-1985.
Date: 05/10/1993 User Id: WORSTELL Subject: PRIORITY HIERARCHY AGREEMENT
ATTACHED AGREEMENT GIVES THIS WATER RIGHT (72-000068) PRIORITY OVER 72-00006A. NOTARIZED 3/30/1971. RVM.

+ - - - - Audit Fields - - - - -
11/09/93 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 - 11/09/1993 Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Claim Received Date - 01/11/1990 Last Amended Date - E011609 Temporary Right - P
Receipt Number - POU Ownership Flag - Y Water District - 72C
Name Connector - Federal/State Indicator - S
Notice of Error Flag - C

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A72-00006B

00:00:38
05/30/92

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				N	3			
POINT OF DIO	Y		A.L.D. 5/5/93	Y	1, 3, 4, 5	A.L.D. 5/10/93	A.L.D. 5/19/93	
SOURCE				N	3			
PLACE OF USE	Y			N	1, 4			
DIO AMOUNT CFS/VOLUME	Y			N	6			
CONSUMPTIVE USE	-			N				
PURPOSES	Y			N				
PERIOD OF USE	Y			Y	6			
BASIS OF CLAIM	Y			N	3			
REMARKS	Y			Y	5			

VERIFIED BY CODES

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

T⁷⁴
 Topog. Map
 USGS Pat. Cr. (1984 Prov. Ed.)

WRC Records
 BLM Photo - 24 ID 88AC 5-8C-15 7/1/1988

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

MICROFILMED
OCT 31 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-00006B

00:00:38
05/30/92

LAST: PIVA FIRST: MARY
ADDRESS: STATE: ID ZIP: 83226
CITY: CHALLIS
PHONE NUMBER: 208-879-2311
OWNER CODE: C

IT: PIVA FIRST: JULIAN
ADDRESS: P.O. BOX 94
CITY: CHALLIS STATE: ID ZIP: 83226
PHONE NUMBER: 208-879-4448

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: FLOW RATE INCORRECT ON TRANS. 728 & 241; SEE FILE MEMO 1-17-1985.

DATABASE FIELD
Y EXAMINER

MICROFILMED

DEC 31 1994

CONTACT PERSON: Julian Piva

PHONE NUMBER: () 819-4448

DATE OF FIELD EXAM: 5/4/93 + 1993 Irving Season APPOINTMENT MADE: Y(☒) N()

TIME: 1:00 A() P(M)

ACCOMPANIED BY: —

PHONE NUMBER: ()

RELATIONSHIP TO CLAIMANT: —

DIRECTIONS TO PROPERTY / REMARKS:

3 miles north of Challis City limits on east side of
the Challis Creek Road.
Met with Mr. Piva at his place of business - the local
bowling alley. 5/4/93
G.V.D.

MICROFILMED
UL 31 1994

A. AJ CLAIM: # A72-00006B PRIORITY DATE: 05-01-1879 STAGE: D

B. WR RECORD: # 72-00006B PRIORITY DATE: 05-01-1879 STAGE: D

C. FIELD EXAM REQUIRED? ☐ DATABASE EXAMINER ☒

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

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

REMARKS:

RECOMMENDED PRIORITY DATE:
05-01-1879

REVIEWED BY *[Signature]* DATE *10/26/92*

MICROFILMED
JUL 31 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE: ^{14N} 19E ^{Sec 7} NW 5W NW 2

RIGHT TWP. RGE. SEC. LOT CNTY

A72-00006B 14N 19E 12 1/4 1/4 1/4 CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD WR RECORDS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX NONE

72-0006A
POD = 14N 19E Sec 7 NW 5W NW NONE

SOURCE: CHALLIS CREEK TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT TWP. RGE. SEC. LOT CNTY

72-00006B 14N 19E 12 1/4 1/4 1/4 CUSTER

OTHER WR RECORDS WITH SAME WR POD AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX NONE

SOURCE: CHALLIS CREEK TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N) DATABASE FIELD EXAMINER
DUE TO SOURCE DISCREPANCY? (Y/N) Y N

REMARKS:

Exam for POD

Corrected the description of the Point of Diversion and

added the point of re-diversion

Pipe line conveys gravity pressure water from H-Line

Canal to place of use Approx 100' of elevation head. (43 PSI)

Note:

Point of Diversion in error on claim + WR 72-00006B Record.

Corrected to agree with POD of High Line

Q. W. Canal as shown on USGS Map + WR 72-00006A

Point of re-diversion added as per enlarged BLM

Aerial photo. 24 ID 88 AC 10-9C-7 7/16/88

UP to 175' at lower end
MICROFILMED
UL 31 1994

(76 PSI) Max

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:		1/4		LOT	COUNTY
TWP.	RGE.	SEC.			
14N	19E	7	NW	~~4~~	Custer
		20	SW	R	Custer
			SE		Custer
			NE		
			NW		
			NE		
SOURCE: CHALLIS CREEK			TRIB: SALMON RIVER		
REVIEWED BY: <i>S. V. 24</i>			DATE: <i>5/10/93</i>		

MICROFILMED
OCT 31 1994

A. ROOT WATER RIGHT NUMBERS: A72-00006A
A72-00006B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
TAN 19E	21	NW	NE	NE		P10A, MARY ROUND VALLEY IRRIGATION CO.	A72-00006B 740.0	72-00006B 7 72-00032 /	39.0	40.0	40.0
TAN 19E	21	NE	NW	NW		P10A, MARY PIVA, MARY ROUND VALLEY IRRIGATION CO.	A72-00006B 739.0 A72-10416 / 8/5 5/40	72-00006B / 72-00032 /	40.0	30.5	30.5
TOTAL ACRES							A72-00006B 79.00		79.00		70.5

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N (✓)

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y FIELD EXAMINER X

POU COUNTY: CUSTER

PRESUMPTION FLAG:

REMARKS:

8.5 acres occupied by farmstead and feedlot area
Only yard near the house is irrigated
Irrigated by sprinklers - a 1/4 mile wheel lines and
1 hand line
Mr. J. Piva said only about 70 acres are actually
irrigated in interview 5/4/93. B. J. Skarlett

RECOMMENDATIONS:

TOTAL ACRES:

70.5

REVIEWED BY:

B. J. Skarlett

DATE:

5/10/93

Irrigates with 2 1/4 mile wheel lines and
1 1/8 mile handline.

MICROFILMED

OCT 31 1994

A. AJ CLAIMED USES:

PURPOSES
A72-00006B IRRIGATION

MONTH/DAY
FROM ~~04-01~~ ⁴⁻¹⁵ TO ~~11-01~~ ¹⁰⁻¹⁵

DIVERSION QUANTITY
1.040 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.040 CFS

B. WR RECORDED USES:

PURPOSES
72-00006B IRRIGATION
72-00006B DOMESTIC

MONTH/DAY
FROM TO
FROM TO

DIVERSION QUANTITY
1.040 CFS
1.040 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.040 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(☒)
Y(☒) N()

Explain in remarks, below.

REMARKS:

New WR Standard Period of Use

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MAR 31 1994

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

AJ TOTAL CLAIMED DIVERSION RATE: 1.040 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.040 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

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

*claimed at less than .02 cfs/ac.
for 70 acres*

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-10416	DOMESTIC	PIVA, MARY	FROM 01-01 TO 12-31	.040 CFS	
A72-10416	STOCKWATER	PIVA, MARY	FROM 01-01 TO 12-31	.030 CFS	

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Jul 31 1994

0.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 70.5 x 0.02 CFS/ACRE = 1.41 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() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 197.5 AE/A
ACRES 70.5 x CONSUMPTIVE VOL. AE/A FOR AREA 2.5 =
TOTAL CONSUMPTIVE USE 176.25 AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A
ACRES 70.5 x DIVERSION VOL. AE/A FOR AREA 2.5 =
TOTAL DIVERSION VOLUME 176.25 AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

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RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONG.
USE

Investigation

4/15 10/15

DATABASE EXAMINER

DATABASE EXAMINER

DATABASE EXAMINER

1.04

N/A

176.2

TOTAL FOR THIS RIGHT

1.04

176.2

REVIEWED BY:

B.V. Sk

DATE:

5/10/93

$\frac{1.04 cfs}{70.5 ac} = 0.0148 cfs/ac.$

*Recommended as claimed
and as Transfers 728 * 241 shows.*

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREFIT/ABANDON
ADDITIONAL DIV. AMOUNT

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00006
TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
7.000

EXAMINER
7.0

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A72-00006A	5.960	-	-	72-00006A	5.960
-	A72-00006B	1.040	-	-	72-00006B	1.040
-	-	-	-	-	72-00006C	-
TOTAL CFS		7.000			7.000	

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
X

REMARKS:

AUTHENTICATION:

SIGNATURE:

Robert V. Worstell

DATE:

5/10/1993

NAME OF FIELD EXAMINER:

ROBERT WORSTELL

TITLE:

Sr. Water Resource Agent

MICROFILMED
OCT 31 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
AUDUDICATION CLAIM VERIFICATION REPORT

01:30:02
05/30/92

CLAIM NUMBER: A72-00006B

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARY PIVA CHALLIS ID 83226 (208) 879-2311	05/01/1879	IRRIGATION	04-01 11-01	1.04 CFS	197.5 AFA
				TOTAL DIVERSION: CONSUMPTIVE USE:	1.04 CFS	197.5 AFA

C JULIAN PIVA
P.O. BOX 94
CHALLIS ID 83226
(208) 879-4448

Water Source: CHALLIS CREEK
Tributary to: SALMON RIVER
Point(s) of Diversion: T14N R19E S12 SWNE
Stage: DECREED
CUSTER County

Place of use Legal Description for: IRRIGATION																	
			NE			NW			SW			SE					
T	R	S	NE	NENE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SESW	NESE	NWSE	SESE	SUM
14N	19E	21	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---
			40				39										79.0
						</											

POOR ORIGINAL

MICROFILMED
06/13/1989

72-000068
P/U

From BLM Aerial Photo
24 ID 88 AC
5-8C-15 7/1/1988
Enlarged 2X

Challis Cr. Road

PIPELINE

High Line Canal

Scotch
Approx. 1125'

T14N
R19E

PID
R

COPY OF
SPECIAL PRIORITY HIERACHY AGREEMENT.

WATER RIGHT CONVEYANCE

POOR ORIGINAL

THIS INDENTURE, Made this 30th day of March, 1971,
by and between PIERO PIVA and MABEL P. PIVA, husband and wife,
MARION PIVA and MARY C. PIVA, husband and wife, and BRUNO PIVA
and ELZA PIVA, husband and wife, of the County of Custer, State
of Idaho, hereinafter referred to as Grantors, and JAY H. HORTON
and MELVA E. HORTON, husband and wife, of the County of Custer,
State of Idaho, hereinafter referred to as Grantees;

W I T N E S S E T H :

12-00006
THAT WHEREAS Grantors are the lawful owners through
purchase, and as successors in interest of Peter McKinney, of that
certain water right adjudicated in the District Court of the
Sixth Judicial District of the State of Idaho, in and for the
County of Custer, in the case of John Stephens, et al, Plaintiffs,
vs. C. C. Shaw, et al, Defendants, dated October 9, 1911, and
which said Decree was duly recorded in Volume I of Judgments, at
Page 667, official records of Custer County, Idaho, and is duly
recorded, also, in Volume 3 of Decrees, beginning at Page 233,
Records of the Department of Reclamation of the State of Idaho,
said water right being further described as 350 miners inches of
the waters of Challis Creek, Custer County, Idaho, with date of
priority May 1, 1879, and originally decreed in the name of Peter
McKinney to lands described as follows, to-wit:

W $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 15; E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 18,
E $\frac{1}{2}$ NE $\frac{1}{4}$, Section 21, N $\frac{1}{2}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 22,
Township 14 North, Range 19, East Boise Meridian; and

WHEREAS, Grantors have heretofore transferred the place
of use of 52 miners inches of said water by Transfer Certificate

JACK B. FUREY
ATTORNEY AT LAW
CHALLIS, IDAHO 83226

POOR ORIGINAL

TO HAVE AND TO HOLD the said water right, with 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 of said described water right, being an interest in real property, and that it is free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

Grantors' conveyance of 298 miners inches of water to Grantees is subject, however, to the following restriction and covenant hereby declared to be a restriction and covenant running with the title of all lands hereinbefore described. Said restriction and covenant is as follows:

72-00006
That the above described water right of 298 miners inches of the Peter McKinney Decree hereby conveyed from Grantors to Grantees shall at all times hereafter be inferior and subsequent in point of time to that certain water right retained by Grantors in the amount of 52 miners inches and as described in Transfer Certificate No. 728 issued by the State Reclamation Engineer of the State of Idaho, dated August 30, 1948, to other lands of the Grantors described as:

NW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 21, Township 14 North, Range 19, East Boise Meridian;

it being the intent of grantors herein that at any time hereafter it becomes necessary for said original Peter McKinney water right of 350 miners inches of the water of Challis Creek to suffer reduction by reason of water shortage in Challis Creek, or to suffer reduction for any reason whatsoever.

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OCT 31 1991

POOR ORIGINAL

No. 728, issued by the State Reclamation Engineer for the State of Idaho, dated August 30, 1948, to other lands of Grantors described as follows, to-wit:

NW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 21, Township 14 North, Range 19, East Boise Meridian; and

WHEREAS, in conjunction with said transfer of place of use of 52 miners inches authorized by Certificate No. 728 of the Department of Reclamation, a change of point of diversion from Challis Creek for said 52 miners inches has heretofore been ordered changed to:

SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 12, Township 14 North, Range 18, East Boise Meridian; through the High Line Ditch;

pursuant to that certain certificate for change of point of diversion of decreed water right No. 241, dated October 15, 1957, above the signature of Mark R. Kulp, then State Reclamation Engineer for the State of Idaho, recorded December 4, 1957, in Volume 4 of Miscellaneous Records at page 252, Custer County Records;

WHEREAS, Grantors desire at this time to convey to Grantees the remaining 298 miners inches of said Peter McKinney water right with priority of May 1, 1879, and Grantees desire to acquire said remainder of said water right, in the amount of 298 miners inches thereof, with full authorization to change the place of use to described lands of Grantees situated in Custer County, State of Idaho, as follows, to-wit:

W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 21, Township 14 North, Range 19, East Boise Meridian;

said conveyance to Grantees and said authorization for change of place of use of the remaining 298 miners inches of said decree of

MICROFILMED
OCT 31 1957

JACK
HARRIS
CHALLIS

POOR ORIGINAL

May 1, 1879, of the waters of Challis Creek to be subject to the consideration, covenants, and agreements hereinafter set forth;

NOW THEREFORE, the said Grantors, for and in consideration of the sum of TWENTY THOUSAND AND NO/100 DOLLARS (\$20,000.00), lawful money of the United States of America, to them in hand paid by the said Grantees, the receipt of which is hereby acknowledged, have GRANTED, BARGAINED, and SOLD, and by these presents do GRANT, BARGAIN, SELL, CONVEY and CONFIRM unto said Grantees and to their heirs and assigns forever all of the following described water right, together with all appurtenant ditch rights necessary and used in connection therewith for conveying said water to the premises of Grantees above described situated in the County of Custer, State of Idaho, to-wit:

72-00006
298 miners inches of that certain water right from Challis Creek, with priority of May 1, 1879, having been decreed to Peter McKinney by Judge J. M. Stevens of the Sixth Judicial District of the State of Idaho in and for the County of Custer, in the case of John Stephens, et al, Plaintiffs, vs. C. C. Shaw, et al, Defendants, said Decree bearing date of October 9, 1911, and being entered in the records of the Department of Reclamation of the State of Idaho in Volume 5 of Decrees, beginning at page 233 thereof, and appurtenant and used in connection with lands in Custer County, State of Idaho, described as $W\frac{1}{2}$ SW $\frac{1}{4}$, $W\frac{1}{2}$ SE $\frac{1}{4}$, and E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 15; E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 16, E $\frac{1}{2}$ NE $\frac{1}{4}$, Section 21, and N $\frac{1}{2}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 22, Township 14 North, Range 19, East Boise Meridian;

with full authorization from Grantors to Grantees to change the place of use of said 298 miners inches of the waters of Challis Creek to lands of Grantees described as follows, to-wit:

$W\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 21, Township 14 North, Range 19, East Boise Meridian;

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OCT 31 1961

said conveyance to Grantees and said authorization for change of place of use of the remaining 298 miners inches of said decree of

-2-

POOR ORIGINAL

T241
then such reduction shall be taken and applied against the 298 miners inches of the water of Challis Creek herein conveyed to Grantees until such 298 miners inches of water shall have been completely cut off before any reduction shall ever be applied against or taken from the 52 miners inches of water transferred by Grantors to other lands of Grantors by said Transfer Certificate No. 728 and pursuant to change of point of diversion as ordered by State Reclamation Engineer Order dated October 15, 1957, and duly recorded December 4, 1957, Volume 4 of Miscellaneous Records, page 252, official records of Custer County, Idaho.

IN WITNESS WHEREOF, Grantors have hereunto set their hands and seals the day and year first above written.

Piero Piva
Mabel P. Piva
Marion Piva
Mary C. Piva
Bruno Piva
Elza Piva
Grantors

STATE OF IDAHO)
County of Custer)

ss.

On this 30th day of March, 1971, before me, the undersigned Notary Public in and for said State, personally appeared PIERO PIVA, MABEL P. PIVA, MARION PIVA, MARY C. PIVA, BRUNO PIVA and ELZA PIVA, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they 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.



Robert B. Davis
Notary Public for Idaho
P.O. Address: Challis, Idaho
My Com. Expires: 3-4-73

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STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 728

THIS IS TO CERTIFY THAT PETER FIVE, of Challis, Idaho, is the owner of and using a certain water right from Challis Creek in the amount of seven (7) cubic feet per second, bearing date of priority of May 1, 1879, said water being decreed to Peter McKinney by Judge J. W. Stevens of the Sixth Judicial District of the State of Idaho in and for the County of Ouster, in the case of

JOHN STEPHENS, et al.,
Plaintiffs,

vs.

C. C. STEPHENS, et al.,
Defendants.

said decree bearing date of October 9, 1911, and being appurtenant to the following described lands, to-wit:

W $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 15; E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 16,
E $\frac{1}{2}$ NE $\frac{1}{4}$, Section 21, N $\frac{1}{2}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 22,
Township 14 North, Range 19, East Boise Meridian;

That said decrees have been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 3 of Records, beginning at Page 223 thereof.

That said Peter Five has become the owner of said water right through purchase.

And that now ^{1.04} upon the application of Peter Five, of Challis, Idaho, for the transfer of one ⁽¹⁾ ~~cubic foot~~ cubic foot per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of ⁽¹⁾ cubic foot per second of the waters of Challis Creek upon the above described lands is hereby abandoned, and the lands to be irrigated under such right, and to which the water right HEREBY CONFIRMED shall become appurtenant, by this certificate, for irrigation and domestic purposes, are described as follows, to-wit:

NW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 21, Township 14 North,
Range 19, East Boise Meridian; and

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

^{1.04}
One ~~(1)~~ cubic foot per second, bearing
date of priority of May 1, 1879

That the water right her by transferred has heretofore been conducted from Challis Creek to the first above described lands through what is called the 79 Canal and a private ditch with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 7, Township 14 North, Range 19 East, S... .

RECORDED

That the water right hereby transferred will hereafter be conducted to the last above described land through a subdivision of the 79 Canal, known as the Chivers, Dexter, and Howell subdivision of the 79 Canal with the same point of diversion.

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand, and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 30th day of August, 1948, A. D.

Mark R. Kulp

MARK R. KULP
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE FOR CHANGE OF POINT OF DIVERSION OF DECREED
WATER RIGHT No. 241

THIS IS TO CERTIFY, That Pete Piva, of Challis, Idaho, *1.04 per second*
is the owner of and using a certain water right for ~~one (1) cubic~~ *1-17-85*
foot of water from Challis Creek, with priority of May 1, 1879, said
water being decreed to Peter McKinney, by Judge J. K. Stevens, of
the Sixth Judicial District of the State of Idaho, in and for the
County of Custer, in the case of

JOHN STEPHENS, et al.,

Plaintiffs,

vs.

C. C. SHAW, et al.,

Defendants,

said decree bearing date of October 9, 1911, and being entered in
the records of the Department of Reclamation of the State of Idaho
in Volume 3 of Decrees, beginning at page 233 thereof.

That the said Pete Piva has become the owner of said water
right through purchase.

That the place of use of said water was transferred to the
following described lands, by Transfer Certificate No. 728, issued by
the State Reclamation Engineer of the State of Idaho, dated August 30,
1948, to-wit:

NW¹ NE¹ and NE¹ NW¹ Section 21,
Township 14 North, Range 19 East, B. M.

And that now, upon the application of Pete Piva, of Challis,
Idaho, for a Certificate of Change of Point of Diversion, made before
the State Reclamation Engineer of the State of Idaho, and the said
application having been granted, the right to change the point of diversion
of One (1) cubic foot per second of the waters of Challis Creek is
HEREBY GRANTED.

The said change of point of diversion shall not modify in
effect said decreed water right or place of use.

Said water is to be limited at any given time to an amount
actually needed and beneficially used and shall not exceed the following
amount, to-wit:

1.04
~~One cubic foot~~ per second, with
priority of May 1, 1879.

That the water right hereby transferred has heretofore been
conducted from Challis Creek to the above described lands through the
Canal No. 2179, with point of diversion in the SE¹ NW¹ Section 7,
Township 14 North, Range 19 East, B. M.

That the water right hereby transferred will hereafter be conducted from Challis Creek, to the same lands, with point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 12, Township 14 North, Range 18 East, B. M., through the High Line Ditch.

That the water right above described is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 15th day of October, A. D. 1957.

MARK R. KULP

State Reclamation Engineer

(SEAL)

