

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: **A72-00032A**
Date Received: 10/26/1989
Receipt No: S010298
Received By: _____

AMENDED

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

AMENDED

1. Name: MERYL PETHAN 510-357-7440
Address: 20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

AND

Name: ALDEAN PETHAN 510-357-7440
Address: 20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

2. Date of Priority: JUL 22, 1910

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	7	SW	SW	NW	2	CUSTER

5. Description of diverting works:
HIGH LINE CANAL, GRAVITY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	7	SW	NE		IRR	17.0

10. Place of Use: Continued

Section Acres 17.0

Total Acres 17.0

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:
A72-00024F, A72-04231F

14. Remarks:

THIS IS A PORTION OF THE WR 72-00032.
SEE ATTACHED COPY OF THE WARRANTY DEED SHOWING CONVEYANCE.

OWNERSHIP CHANGE 12/9/93 BY JG.

OWNERSHIP CHANGE MADE 8/29/95 TF.

OWNERSHIP CHANGE FROM WUNSCH TO PETHAN. 5/15/98 (PARCEL #1) jr

A PREVIOUSLY UNRECORDED "NEW" SURVEY CHANGED THE SIZE OF THE
PARCELS, RESULTING IN A CORRECTION OF THE SPLIT FOR THE OTHER TWO
RIGHTS ON THIS PROPERTY. DEED SPECIFIED THIS RIGHT WENT WITH
THIS PARCEL, RESULTING IN REDUCED PLACE OF USE FROM ORIGINAL
CLAIM (35 ACRES DOWN TO 17 ACRES.) 8/9/99 jr

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/ 9/1911

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: _____

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: A72-00032A

Date Received: 10/26/1989

Receipt No: S010298

Received By: ownership change R

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MERYL PETHAN 510-357-7440
Address: 20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577
AND
Name: ALDEAN PETHAN 510-357-7440
Address: 20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

2. Date of Priority: JUL 22, 1910

3. Source: CHALLIS CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

in "R"-record:

* reduce 7 Ac. in SWNW
to 4 Ac. (cause it was
for land kept by
Lusher's - in other
claims). This right
was not split (like they
but 3 acres were still
on this claims POU

1/4 of 1/4 of 1/4 a part of 32
SW NW Was not decreed
rks: to these lands
wing purposes: in original decree
rom To C.F.S (or) A.R.A.
4/01 11/01 0.060

is:
(r)

This claim is for a portion
of WR 72-00032G, but
Sect. 7 is not listed in
its P/U. (no transfer found)

10. Place of Use:

Township Range Section 1/4 of :
14N 19E 7 SW 1

A72-00032A

COPY

Page

1

It is listed in deed
when Rushtin's purchased
it:
3 shares or inches ÷ 50 =
.06 cfs

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	7	SW	NW	2	IRR	7.0
			SE	NW		IRR	11.0
Section Acres							35.0
Total Acres							35.0

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:
A72-00024F, A72-04231F

14. Remarks:

THIS IS A PORTION OF THE WR 72-00032.
SEE ATTACHED COPY OF THE WARRANTY DEED SHOWING CONVEYANCE.

OWNERSHIP CHANGE 12/9/93 BY JG.

OWNERSHIP CHANGE MADE 8/29/95 TF.

OWNERSHIP CHANGE FROM WUNSCH TO PETHAN. 5/15/98 (PARCEL #1) jr

15. Basis of Claim: DECREED

Case Number:

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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: _____

FEB 02 1998

NOTICE OF CHANGE OF WATER RIGHT

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED

MAY 14 1998

1. Water Right Number(s) A72-00024, A72-04231, A72-00032A
-00024C -04231C

Adjudication Claim Number(s) _____

Department of Water Resources
Southern Region

2. The following **REQUIRED** information must be submitted with this form.

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
AND
OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Charles Wunsch and Shirley Wunsch

P. O. Box 406, Challis, ID 83226

4. New Owner/Claimant(s) Meryl Pethan and Aldean Pethan
Name connector (Check one): ☐ AND, ☐ OR, ☒ AND/OR

20176 San Miguel Avenue

New Mailing Address

City, State and ZIP Code

Castro Valley CA 94577

New Telephone Number

(510) 357-7440

5. Date you acquired the property 12/31/97

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated 20+ Number and type of stock Miscellaneous Horses and cows

Diversion rate in CFS "A" See attached
cubic feet per second

Number of homes 0-3 Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right claim, please contact the nearest IDWR office for assistance. See attached "A"

7. Signature of New Owner/Claimant(s)

Meryl Pethan
Aldean Pethan

Date

6-98

Date

6-98

8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

0214922

WARRANTY DEED

For Value Received CHARLES W. WUNSCH AND SHIRLEY M. WUNSCH, CO-TRUSTEES OF THE CHARLES W. AND SHIRLEY M. WUNSCH FAMILY TRUST DATED JUNE 30, 1995, the Grantors, do hereby grant, bargain, sell and convey unto MERYL PETHAN AND ALDEAN PETIHAN, husband and wife, the Grantees, whose current address is 20176 San Miguel Avenue, Castor Valley, California 94577 the following described premises, in Custer County, Idaho, to-wit:

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

Beginning at the NE corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ run thence South 00°03'00" East along the Easterly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 1101.36 feet to a point on the centerline of Challis Creek Road; thence the following courses and distances along said centerline; North 72°41'07" West, 292.66 feet, 149.22 feet along a curve to the right having a chord of 148.84 bearing North 65°36'14" West, a delta of 14°09'46", a radius of 603.65; North 58°31'22" West, 36.59 feet; 186.20 feet along a curve to the left having a chord of 185.68 feet bearing North 65°58'40" West, a delta of 14°54'39", a radius of 715.49 feet; North 73°25'59" West, 431.65 feet; 270.94 feet along a curve to the right having a chord of 266.45 bearing North 55°19'20" West, a delta of 36°13'20", a radius of 428.57 feet; North 37°12'45" West, 14.95 feet to a point on the centerline of Challis Creek; thence the following courses and distances of said centerline; North 72°43'30" East, 245.12 feet; North 33°13'42" East, 76.35 feet; North 20°57'34" East, 58.40 feet; North 33°52'54" East, 103.10 feet; North 45°58'13" East, 100.78 feet; North 71°11'40" East, 170.99 feet; North 45°21'06" East, 130.17 feet; North 30°23'38" East, 79.15 feet to a point on the Northerly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$, thence North 88°57'03" East, along said boundary a distance of 535.53 feet to the POINT OF BEGINNING.

TOGETHER with an easement for an existing pipeline and headgate to be used for irrigation purposes benefiting the above lands. The burdened lands are those lands lying across the Custer County road to the South of the burdened lands owned by the Grantors. The easement shall be perpetual and shall run with the lands as necessary for the proper maintenance, repair and replacement of the pipeline as it runs from the canal or ditch way on the burdened lands to the lands of Grantee lying to the North of the easement.

0214922
Custer County Title

Time 3:52 P.M.

12/11/97
Basil H. Pock, Clerk

Dated: This 31 day of December, 1997.

CHARLES W. WUNSCH AND SHIRLEY M. WUNSCH, CO-TRUSTEES OF
THE CHARLES W. AND SHIRLEY M. WUNSCH FAMILY TRUST DATED
JUNE 20, 1995

Charles W. Wunsch
Shirley M. Wunsch

G. MICHAEL LEE, Attorney-in-fact for Charles W. Wunsch and Shirley M. Wunsch, Co-Trustees
of the Charles W. and Shirley M. Wunsch Family Trust Dated June 20, 1995

G. Michael Lee

G. MICHAEL LEE, Attorney-in-fact for Shirley M. Wunsch, Charles W. Wunsch and Shirley M.
Wunsch, Co-Trustees of the Charles W. and Shirley M. Wunsch Family Trust Dated June 20, 1995

STATE OF:)
 : ss

County of:)

On this 31st day of
December 1997, before
me, a Notary Public, per-
sonally appeared G. Michael Lee
Attorney-in-fact for Charles W.
Wunsch and Shirley M. Wunsch,
Co-Trustees of the Charles W.
and Shirley M. Wunsch Family
Trust Dated June 20, 1995,
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.

Patsy Kindt
Notary Public for Idaho
Residing at Crallie
Commission Expires 3/12/98

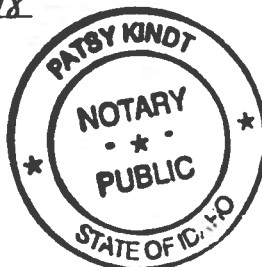
STATE OF IDAHO, COUNTY OF CUSTER

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

Ex-Officio Recorder

BY _____
Deputy

Fee: \$
Mail to:



"A"

The agreed split of the water between Charles Wunsch and Shirley Wunsch and Meryl Pethan and Aldean Pethan as it relates to the attached Change of Ownership is as follows:

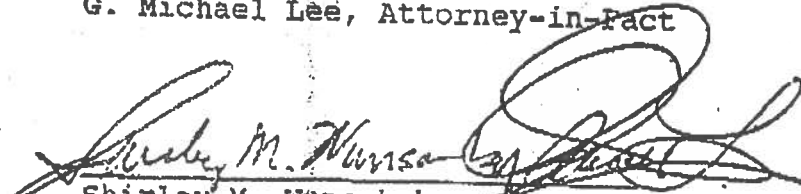
Water Right #	Present Total	Wunsch	Pethan
72-00032 A	.06 CFS	-0-	.06 CFS
72-00024	.53 CFS	.11 CFS	.42 CFS
72-04231	1.57 CFS	.31 cfs	1.26 CFS

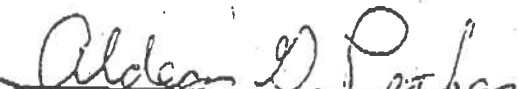
Date: December 31, 1997

Charles W. Wunsch and Shirley M. Wunsch
Co-Trustees of the Charles W. Wunsch
and Shirley M. Wunsch Family Trust
Dated June 20, 1995


Charles W. Wunsch by
G. Michael Lee, Attorney-in-Fact

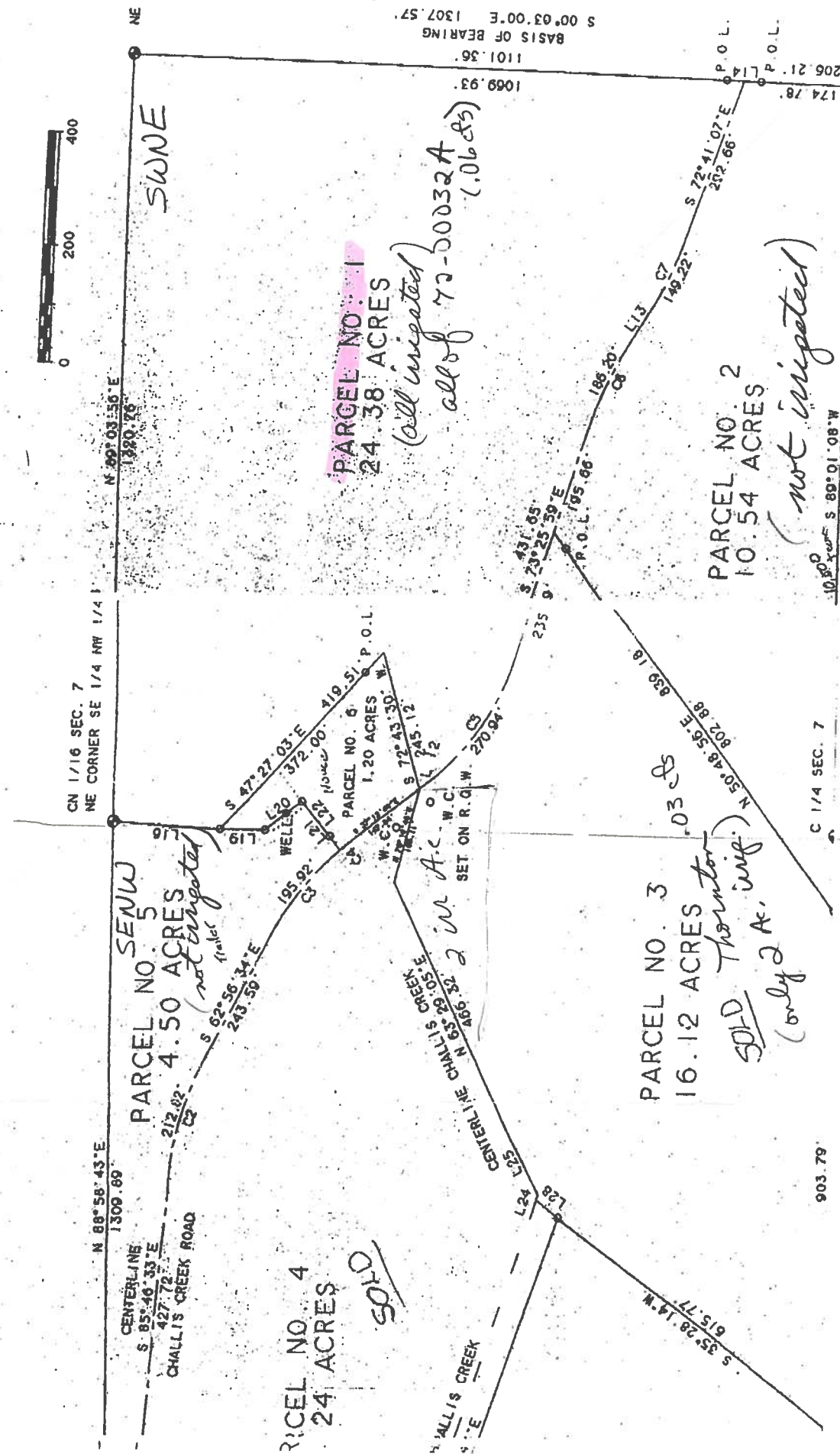

Meryl Pethan


Shirley M. Wunsch by
G. Michael Lee, Attorney-in-Fact


Aldean Pethan

Send to
Bill Knox
HC 67
Box 2089
CHALLIS,
83

WILSON, SUSAN L. LIAHU





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

May 15, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MERYL AND ALDEAN PETHAN
20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

RE: SRBA CLAIM A72-00024C AND A72-04231C
(A72-00032A)
WUNSCH/PETHAN

Dear Mr. and Mrs. Pethan:

Pursuant to the notification that you purchased a portion of the property to which the above referenced adjudication claims are appurtenant, the Department has split the original claims into parts E and F. Your portions have been renumbered to A72-00024F and A72-04231F. (I have also transferred the whole of A72-00032A, which was not a split right, into your name.) Please find enclosed a copy of the computer generated claims noting the changes.

Please review the records and if you have any corrections or questions, feel free to give me a call at the office.

Sincerely,

A handwritten signature in cursive script that reads "Jeanie".

Jeanie Robertson
Sr. Water Resource Agent

/jr
Enclosures:

May 11, 1998

MAY 14 1998

State of Idaho
Department of Water Resources
Vikie Hancock
S.R.B.A. Records Clerk
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Dear Ms. Hancock:

Enclosed is our proof of ownership in form of Warranty Deed.

We apologize for the delay as we were back East on vacation.

Please acknowledge receipt of this.

Respectfully,

A handwritten signature in dark ink, appearing to read 'M. Pethan', written over the word 'Respectfully,'.

Meryl Pethan

Snake River Basin Adjudication (SRBA)
Claim Nos: A72-00024C, A72-04231C & A72-00032A



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

April 23, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Meryl and Aldean Pethan
20176 San Miguel Avenue
Castro Valley, CA 94577

RE: Snake River Basin Adjudication (SRBA)
Claim Nos: A72-00024, A72-04231, A72-00032A

Dear Claimants:

Thank you for notifying us of the change of ownership for the above-referenced Snake River Basin Adjudication claim(s). In reviewing your request for change of ownership, however, I have found that there is a lack of documentation linking you to the original claimant for your water right. Please provide the following at your earliest convenience:

We must have a deed, title policy or other document with an attached legal description, as required (see item 2A on the Notice of Change of Water Right Ownership).

I am returning your application and enclosing a self addressed envelope for your convenience. Your attention to this matter is appreciated, and your claims will be processed when all the information has been received. If you have any questions, please feel free to call me at this office.

Sincerely,

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

Vikie Hancock
S.R.B.A. Records Clerk

FEB 02 1998
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right Number(s) A72-00024, A72-04231, A72-00032A
-00024C -04231C
 Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Charles Wunsch and Shirley Wunsch
P. O. Box 406, Challis, ID 83226
4. New Owner/Claimant(s) Meryl Pethan and Aldean Pethan
 Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
 New Mailing Address 20176 San Miguel Avenue
 City, State and ZIP Code Castro Valley CA 94577
 New Telephone Number (510) 357-7440
5. Date you acquired the property 12/31/97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated 20+ Number and type of stock Miscellaneous Horses and cows
 Diversion rate in CFS "A" Number of homes 0-3 Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance. See attached "A"
7. Signature of New Owner/Claimant(s) Meryl Pethan Date 1-6-98
Aldean Pethan Date 1-6-98
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

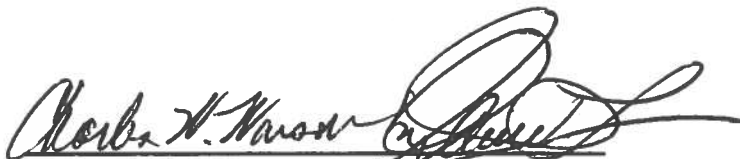
"A"

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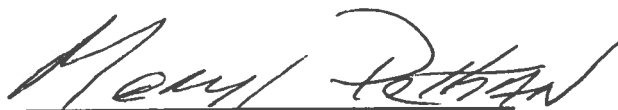
Water Right #	Present Total	Wunsch	Pethan
72-00032 A	.06 CFS	-0-	.06 CFS
72-00024	.53 CFS	.11 CFS	.42 CFS
72-04231	1.57 CFS	.31 cfs	1.26 CFS

Date: December 31, 1997

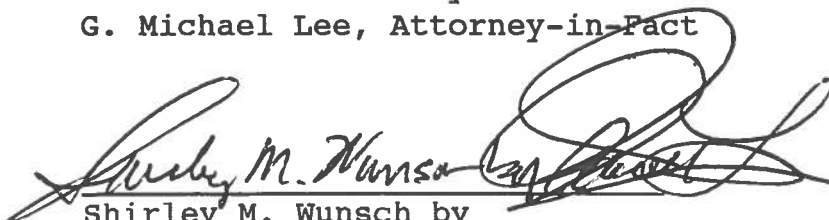
Charles W. Wunsch and Shirley M. Wunsch
Co-Trustees of the Charles W. Wunsch
and Shirley M. Wunsch Family Trust
Dated June 20, 1995



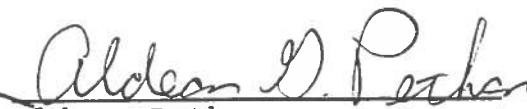
Charles W. Wunsch by
G. Michael Lee, Attorney-in-Fact



Meryl Pethan



Shirley M. Wunsch by
G. Michael Lee, Attorney-in-Fact



Aldean Pethan

NE CORNER
SW 1/4 NE 1
SECTION 7

NE CORNER
SW 1/4 NE 1
SECTION 7

1324-07

$$\begin{array}{r} 788.54 \\ \hline 750.17 \end{array}$$

P.O. 1/2

535.53

NE CORNER
SW 1/4 NE 1
SECTION 7

PARCEL NO. 6
5.96 ACRES

PARCEL NO. 1
19.59 ACRES

PA 15
CENTERLINE CHALLIS CREEK
L33 L32

WELCH

~~72/1~~

10

$$\begin{array}{r} 12.43.35 \\ 12.45.12 \\ \hline 12.48.47 \end{array}$$

0
7
2

3. C.

O. H. O. 3.0

270-94
C5

$$\begin{array}{r} 431.65 \\ 235.99 \end{array}$$

P.O.L. 195-66

186-20-5

517

51

839.18.

572.41.07.2

1069.93'

1101.36'

BASIS OF BEARING

S 00° 03' 00" E 1307.57'

P.O.I.

RECEIVED

APR 22 1998

Department of Water Resources
Southern Region

WATER DISTRICT 72-C
CHALLIS CREEK
P. O. BOX 910
CHALLIS, IDAHO 83226-0919

April 21, 1998

Mr. James E. Stanton
Senior Water Resource Agent
State Of Idaho - Department of Water Resources
1341 Fillmore - Suite 200
Twin Falls, ID 83301-3380

Dear Jim:

A local rancher has contacted me regarding his lease of a piece of property for the upcoming season to pasture his cattle. He informs me the applicable water rights are A72-00024C, A72-00032A and A72-04231C. I show these owned by Charles and Shirley Wunsch. Bill Knox (the lessee) informs me that a Merrill Pethan from California has purchased this land and .42 CFS of A72-00024A (Wunsch's retained .11 CFS); all of A72-00032A; and 1.26 CFS of A72-04231C (Wunsch's retained .31 CFS). Do you have anything on this?

Bill says Pethan is supposed to have transferred these rights already but if you cannot find anything I'll try and get his address from Bill and send him the necessary forms.

Let me know, please.

Sincerely,
Water District 72-C
Challis Creek

J. R. Challis

J. R. Challis
Secretary/Treasurer

879-4617

*will probably need "E" & "F" portions
related:*

(E) Wunsch
(F) Pethan

<i>.11 cfs</i>	<i>72-00024E</i>	<i>.42 cfs</i>	<i>72-00024F</i>
<i>.31 cfs</i>	<i>72-04231E</i>	<i>1.26 cfs</i>	<i>72-04231F</i>

** plus all of 72-00032A to Pethan*

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: A72-00032A
Date Received: 10/26/1989
Receipt No: S010298
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CHARLES WUNSCH 208-879-5955
Address: PO BOX 409
CHALLIS ID 83226
AND
Name: SHIRLEY WUNSCH 208-879-5955
Address: PO BOX 409
CHALLIS ID 83226

2. Date of Priority: JUL 22, 1910

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	7	SW	NW		2	CUSTER

5. Description of diverting works:
HIGH LINE CANAL, GRAVITY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.060		

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

8. Total consumptive use is 87.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	7	SW	NE		IRR	17.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	7	SW	NW	2	IRR	7.0
			SE	NW		IRR	11.0
Section Acres							35.0
Total Acres							35.0

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:
A72-00024, A72-04231

14. Remarks:

THIS IS A PORTION OF THE WR 72-00032.
SEE ATTACHED COPY OF THE WARRANTY DEED SHOWING CONVEYANCE.

OWNERSHIP CHANGE 12/9/93 BY JG.

OWNERSHIP CHANGE MADE 8/29/95 TF.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/ 9/1911

STEPHENS, ET. AL.
Decree Plaintiff

SHAW, ET. AL.
vs Decree Defendant



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

August 29, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

CHARLES AND SHIRLEY WUNSCH
PO BOX 406
CHALLIS ID 83226

RE: SRBA Claim(s) A72-00024B, A72-04231B, A72-00032, A72-10030,
A72-10031

Dear Mr. and Mrs. Wunsch:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer record of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, reading 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

enc.



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

AUG 25 1995

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 14N Range 19E Department of Water Resources
Section 7, SW 1/4 of NW 1/4 of _____ 1/4 Govt. Lot 2, BM. Southern Region
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s) Assigned by IDWR: 72-00024B, 72-04231B, 72-00032A, 72-10030
72-10031
- [] Name and Address of Former Owner/Claimant(s)(Seller): Betty Rustin Risher
P.O. Box 349
Challis, ID 83226
- [] New Owner/Claimant (Purchaser): _____
- [] New Mailing Address: Charles & Shirley Wunsch
P.O. Box 406
Challis, ID 83226
- [] New Telephone Number: 208 879-5955
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: _____
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- [] Signature of New Owner/Claimant(s) Charles & Shirley Wunsch Date 7-26-95
Shirley Wunsch Date 7-26-95
- [] Signature of Former Owner/Claimant(s): David L. Risher Date _____
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: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

WARRANTY DEED

For Value Received DAVID L. PETERSON, as his sole and separate property, the grantor, does hereby grant, bargain, sell and convey unto CHARLES W. WUNSCH and SHIRLEY M. WUNSCH, CO-TRUSTEES OF THE CHARLES W. AND SHIRLEY M. WUNSCH FAMILY TRUST DATED JUNE 20, 1995, the grantees, whose current address is P.O. Box 406, Challis, Idaho, 83226, the following described premises, in Custer County, Idaho, to-wit:

See Exhibit "A", attached hereto and incorporated by reference herein as though fully set forth.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that he is the owner in fee simple of said premises; that he is 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 he will warrant and defend the same from all lawful claims whatsoever.

Dated: This 26 day of July, 19 95.

David L. Peterson
DAVID L. PETERSON

STATE OF IDAHO)
) ss
County of CUSTER
On this 26th day of
July, 1995, before
me, a Notary Public, per-
sonally appeared DAVID
L. Peterson

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.

Patsy Kuntz
Notary Public
Residing at Challis Id
Commission Expires 3-12-98

STATE OF IDAHO, COUNTY OF CUSTER
I hereby certify that this instru-
ment was filed for record at the
request of Custer County Title
at 56 minutes past 2
o'clock P.M., this 27th day of
July, 19 95, in my office,
and duly recorded in Book _____
of Deeds at page _____.

Ethel M. Peck

Ex-Officio Recorder

BY Wendy Murphy
Deputy

Fee: \$ 9.00
Mail to:

Description:

TOWNSHIP 14 NORTH, RANGE 19 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

SECTION 7: Lot 2 SW1/4NE1/4 and SE1/4NW1/4, EXCEPTING THEREFROM the following described parcel from said Lot 2.

EXCEPTING THEREFROM:

Beginning at the Northwest corner of said Lot 2; Thence southerly along the West side of said Lot 2, 466.5 feet to a point; Thence Easterly and parallel with the North line of said Lot 2, 466.5 feet to a point; Thence Northerly and parallel with the West line of said Lot 2; 466.5 feet to the Northerly line of said Lot 2; thence Westerly along said North line 466.5 feet to the Place of Beginning.

ALSO EXCEPTING:

A part of U.S. Government Lot 2, Section 7, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as:

Beginning at a 3 1/2 inch Aluminum Cap marking the Southwest corner of U.S. Government Lot 8 within Lot 1 in said Section 7; Thence South 0°03'00" East, 130.00 feet to the center of an irrigation slough; Thence South 75°23'59" East, 271.38 feet to another irrigation slough just on the South side of Challis Creek; Thence North 0°03'00" West, 202.00 feet to another 3 1/2 inch Aluminum Cap marking the Southeast corner of U.S. Government Lot 8, within Lot 1 in said Section 7 and the Southwest corner of U.S. Government Lot 7; Thence South 89°12'58" West, 262.57 feet on along the East-West centerline of the NW1/4 of said Section to the Point of Beginning. According to the Official Record of Survey recorded July 25, 1984, as instrument No. 171433, records of Custer County, Idaho.

ALSO EXCEPTING:

The following described parcel of land situated in the NW1/4 of Section 7, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at a Brass Cap marking the Northwest 1/16th Corner of Section 7; Thence North 89°08'00" East, a distance of 466.50 feet to a 5/8 inch iron pin; Thence continuing North 89°08'00" East, a distance of 50.94 feet to an aluminum cap marking the Southwest Corner of Government Lot 8 and the Northwest Corner of the Piotrowski parcel; Thence continuing North 89°08'00" East a distance of 262.62 feet to an aluminum cap marking the Southwest Corner of government Lot 7 and the Northeast Corner of the Piotrowski parcel, the Real Point of Beginning; Thence continuing along the 1/16th line North 89°08'00" East, a distance of 397.52 feet to a point 25.00 feet Southerly of the centerline of the existing county road; thence South 81°58'59" East, a distance of 141.86 feet to a 5/8 inch iron pin which bears South 27°55'58"

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: **A72-00032A**
Date Received: 10/26/1989
Receipt No: S010298
Received By: _____

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

1. Name: DAVID L PETERSON 208-879-5240
Address: PO BOX 650
CHALLIS ID 83226

AND/OR

Name: EVELYN J PETERSON 208-879-5240
Address: PO BOX 650
CHALLIS ID 83226

2. Date of Priority: JUL 22, 1910

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	7	SW	NW		2	CUSTER

5. Description of diverting works:
HIGH LINE CANAL, GRAVITY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.060		

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

8. Total consumptive use is 87.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	7	SW	NE		IRR	17.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	7	SW	NW	2	IRR	7.0
			SE	NW		IRR	11.0
Section Acres							35.0
Total Acres							35.0

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:
A72-00024, A72-04231

14. Remarks:
THIS IS A PORTION OF THE WR 72-00032.
SEE ATTACHED COPY OF THE WARRANTY DEED SHOWING CONVEYANCE.

OWNERSHIP CHANGE 12/9/93 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/ 9/1911

STEPHENS, ET. AL.
Decree Plaintiff

SHAW, ET. AL.
vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

Form 42-1409(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: Sept. 1, 1993

RECEIVED

SEP 07 1993

Department of Water Resources
Southern Region Office

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet. See attached.

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s)
Assigned by IDWR: A72-04231, A72-00024, A72-0032A, A72-10030, A72-10031
- [] Name and Address of Former Owner/Claimant(s)(Seller): BETTY LUSHER AND/OR ARTHUR J. LUSHER
PO BOX 349
CHALLIS ID 83226
- [] New Owner/Claimant (Purchaser): DAVID L. PETERSON AND/OR EVELYN J. PETERSON
- [] New Mailing Address: PO BOX 650
CHALLIS ID 83226
- [] New Telephone Number: (208) 879 - 5240
- [] Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
Former Claimant will retain 0.14 cfs A72-04231 and 0.08 cfs A72-00024.
Balance transfers to new Claimant in full.

- [] Attach proof of ownership, describe proof attached: Warranty Deed.
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- [] Signature of New Owner/Claimant(s) David L. Peterson Date 8/22/93
Evelyn J. Peterson Date 8/22/93 ATF
- [] Signature of Former Owner/Claimant(s): Arthur J. Lusher Date 8-27-93
Betty Lusher 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: _____ By: JA

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split: _____

Original to be mailed to Idaho Department of Water Resources

SD-0601-2 Last Name: LUSHER

STATE

S	First	O	Water	Priority		Total	Use
E	Name	N	Right No.	Date	Source	Diversion	Code Desc
L							
-	LUSHER						
-	ARTHUR	C	A72-00032A	07/22/1910	CHALLIS CRE	0.060	01 IRR
-	BETTY RUSTIN	C	A72-04231	10/10/1911	CHALLIS CRE	2.000	01 IRR
-	ARTHUR	C	A72-04231	10/10/1911	CHALLIS CRE	2.000	01 IRR
-	BETTY RUSTIN	C	A72-10030	12/31/1969	GROUNDWATER	0.040	04 STOCK
-	BETTY RUSTIN	C	A72-00024	05/01/1879	CHALLIS CRE	0.900	01 IRR
-	ARTHUR	C	A72-00024	05/01/1879	CHALLIS CRE	0.900	01 IRR
-	BETTY RUSTIN	C	A72-00032A	07/22/1910	CHALLIS CRE	0.060	01 IRR
-	ARTHUR	C	A72-10030	12/31/1969	GROUNDWATER	0.040	04 STOCK
-	BETTY RUSTIN	C	A72-10031	12/31/1985	GROUNDWATER	0.040	43 DOMEST
-	ARTHUR	C	A72-10031	12/31/1985	GROUNDWATER	0.040	43 DOMEST
-	BETTY RUSTIN	C	R72-00024	05/01/1879	CHALLIS CRE	0.900	01 IRR
-	ARTHUR	C	R72-00024	05/01/1879	CHALLIS CRE	0.900	01 IRR
-	ARTHUR	C	R72-00032A	07/22/1910	CHALLIS CRE	0.060	01 IRR
-	BETTY RUSTIN	C	R72-00032A	07/22/1910	CHALLIS CRE	0.060	01 IRR
-	BETTY RUSTIN	C	R72-04231	04/15/1914	CHALLIS CRE	1.160	01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

SD-0601-2 Last Name: LUSHER

STATE

S	First	O	Water	Priority		Total	Use
E	Name	N	Right No.	Date	Source	Diversion	Code Desc
L							
-	LUSHER						
-	ARTHUR	C	R72-04231	04/15/1914	CHALLIS CRE	1.160	01 IRR
-	BETTY RUSTIN	C	R72-10030	12/31/1969	GROUNDWATER	0.040	04 STOCK
-	ARTHUR	C	R72-10030	12/31/1969	GROUNDWATER	0.040	04 STOCK
-	BETTY RUSTIN	C	R72-10031	12/31/1985	GROUNDWATER	0.040	43 DOMEST
-	ARTHUR	C	R72-10031	12/31/1985	GROUNDWATER	0.040	43 DOMEST

SD-0604-2 Township: 14N Range: 19E Section: 7				Tract: SWNE Lot: 48			
S	L	Water	Name	O	S	Max # Records	48
E	O			W	T	Priority	Use
L	Tract	T	Right No.	N	AC	G	Date
			Last, First				Code
							Desc
SWNE	A72-00024	LUSHER, BETTY RUSTIN	C	17	D	05/01/1879	01 IRR
SWNE	A72-00032A	LUSHER, ARTHUR	C	17	D	07/22/1910	01 IRR
SWNE	A72-04231	LUSHER, BETTY RUSTIN	C	22	S	10/10/1911	01 IRR
SWNE	A72-10031	LUSHER, ARTHUR	C		J	12/31/1985	43 DOMEST
SWNE	R72-00032A	LUSHER, BETTY RUSTIN	C	17	D	07/22/1910	01 IRR
SWNE	R72-00024	LUSHER, ARTHUR	C	17	D	05/01/1879	01 IRR
SWNE	R72-04231	LUSHER, BETTY RUSTIN	C	25	J	04/15/1914	01 IRR
SWNE	R72-10031	LUSHER, ARTHUR	C		J	12/31/1985	43 DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

SD-0604-2 Township: 14N			Range: 19E	Section: 7	Tract:		Lot:		
S	L	STATE	O	S	Max # Records	48			
E	O	Water	W	T	Priority	Use			
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code Desc
---	---	-----	---	-----	---	---	---	-----	---
---	SENE		A72-10030	LUSHER, BETTY RUSTIN	C		J	12/31/1969	04 STOCK
---				LUSHER, ARTHUR	C				
---	SENE		A72-10276	FARM CREDIT SERVICES	C	35	J	05/01/1910	01 IRR
---	SENE		R72-10276	FARM CREDIT SERVICES	C	35	J	05/01/1910	01 IRR
---	SENE		A72-10272	FARM CREDIT SERVICES	C	35	D	05/01/1879	01 IRR
---	SENE		R72-10272	FARM CREDIT SERVICES	C	35	D	05/01/1879	01 IRR
---	SENE		R72-10030	LUSHER, BETTY RUSTIN	C		J	12/31/1969	04 STOCK
---				LUSHER, ARTHUR	C				
---	SWNW		A72-10388	PIOTROWSKI, DENIS A.	C		J	04/01/1974	43 DOMEST
---				PIOTROWSKI, ROSEMARY A	C				
---	SWNW		R72-10388	PIOTROWSKI, DENIS A	C		J	04/01/1974	43 DOMEST
---				PIOTROWSKI, ROSEMARY A	C				
---	SWNW	2	A72-00024	LUSHER, BETTY RUSTIN	C	7	D	05/01/1879	01 IRR
---				LUSHER, ARTHUR	C				
---	SWNW	2	A72-00032A	LUSHER, ARTHUR	C	7	D	07/22/1910	01 IRR
---				LUSHER, BETTY RUSTIN	C				

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

SD-0604-2 Township: 14N			Range: 19E		Section: 7		Tract:		Lot:	
S	L		STATE		O	S	Max #	Records	48	
E	O	Water	Name		W	T	Priority	Use		
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code	Desc
---	---	---	---	---	---	---	---	---	---	---
---	SWNW	2	A72-04231	LUSHER, BETTY RUSTIN	C	5	S	10/10/1911	01	IRR
---	---	---	---	LUSHER, ARTHUR	C	---	---	---	---	---
---	SWNW	2	R72-00032A	LUSHER, ARTHUR	C	7	D	07/22/1910	01	IRR
---	---	---	---	LUSHER, BETTY RUSTIN	C	---	---	---	---	---
---	SWNW	2	R72-00024	LUSHER, BETTY RUSTIN	C	7	D	05/01/1879	01	IRR
---	---	---	---	LUSHER, ARTHUR	C	---	---	---	---	---
---	SWNW	2	R72-04231	LUSHER, BETTY RUSTIN	C	11	J	04/15/1914	01	IRR
---	---	---	---	LUSHER, ARTHUR	C	---	---	---	---	---
---	SENW		A72-00024	LUSHER, BETTY RUSTIN	C	11	D	05/01/1879	01	IRR
---	---	---	---	LUSHER, ARTHUR	C	---	---	---	---	---
---	SENW		A72-00032A	LUSHER, ARTHUR	C	11	D	07/22/1910	01	IRR
---	---	---	---	LUSHER, BETTY RUSTIN	C	---	---	---	---	---
---	SENW		A72-04231	LUSHER, BETTY RUSTIN	C	22	S	10/10/1911	01	IRR
---	---	---	---	LUSHER, ARTHUR	C	---	---	---	---	---
---	SENW		R72-00024	LUSHER, BETTY RUSTIN	C	11	D	05/01/1879	01	IRR
---	---	---	---	LUSHER, ARTHUR	C	---	---	---	---	---

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

Water Right Number - R72-00032A

Prefix Translation:

RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
PETERSON

DAVID L

PETERSON

EVELYN J

*** O - ORIGINAL OWNER ***
LUSHER

ARTHUR

LUSHER

BETTY RUSTIN

1 - PO BOX 650
2 -
3 -
City- CHALLIS
Phone - 208-879-5240
1 - PO BOX 650
2 -
3 -
City- CHALLIS
Phone - 208-879-5240
1 - P.O. BOX 349
2 -
3 -
City- CHALLIS
Phone - 208-879-2750
State- ID Zip- 832260000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
07/22/1910 17 SOUTHERN D - DECREED

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

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County
14N 19E 7 NW SW NW 2 (37) CUSTER

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/15 10/15 0.060

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.060 87.5

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
14N 19E 7 SW NE 17.0 01 IRRIGATION (37) CUSTER
14N 19E 7 SW NW 7.0 01 IRRIGATION (37) CUSTER
14N 19E 7 SE NW 11.0 01 IRRIGATION (37) CUSTER

Water right number - R72-00032A Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres: 35.0

- - - - - Diversion Means - HIGH LINE CANAL, GRAVITY

- - - - - Non-Irrigation Use -

- - - - - Other Rights for Same Use - 72-00024 & 72-04231

REMARKS
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF _____ CFS, A TOTAL COMBINED
ANNUAL CONSUMPTIVE USE VOLUME OF _____ AF, AND TO THE IRRIGATION
OF A COMBINED TOTAL OF _____ ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00024 & 72-04231.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 35 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 72-000188, 72-00020M, 72-00020Q,
72-00024, 72-04231, 72-10066, 72-10083 & 72-10446.
WATER IS DELIVERED THROUGH THE HIGH LINE CANAL.

+ - - - - No Old Water Right Numbers Found - - - - - Old Water Right Numbers - - - - - +

- M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
- M02 - MAINTAINED AS A PART OF THE DIVERTING WORKS.
- LOCKABLE CONTROLLING WORKS OF A TYPE ACCEPTABLE TO IDWR SHALL
- BE PERMANENTLY INSTALLED AND MAINTAINED AS PART OF THE DIVERTING
- WORKS.

+ - - - - Decree Plaintiff - - - - + - - - - Decree Defendant - - - - +
STEPHENS, ET. AL. SHAW, ET. AL. 10/09/1911

+ - - - - Date: 02/19/1993 User Id: WORSTELL Subject: COPIED FROM REMARKS - - - - - Comments - - - - - +
THIS IS A PORTION OF THE WR 72-00032. SEE ATTACHED COPY OF THE WARRANTY DEED SHOWING CONVEYANCE.
Date: 12/09/1993 User Id: GIVENS Subject: OWNERSHIP CHANGE ARTHUR J LUSHER NEW OWNERS DAVID L &/OR EVELYN J PETERSON.
CHANGE OF OWNERSHIP RECEIVED 9/7/93 FORMER OWNERS BETTY &/OR
FORMER OWNERS SIGNED THE FORM.

+ - - - - Audit Fields - - - - +
12/09/93 GIVENS

+ - - - - 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 - Old Case Number -

Water right number - R72-00032A

Prefix Translation: RESEARCH

+ - - - - -		Adjudication Rights Dates and Flags Area		+ - - - - -	
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 10/26/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S010298	Water District	- 72C
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

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

(REGIONAL)

DIVERSION
VOLUME

87.5 AFA

Stage: DECREED

CUSTER County

References

35.0

M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.

M02 - LOCKABLE CONTROLLING WORKS OF A TYPE ACCEPTABLE TO IDWR SHALL BE PERMANENTLY INSTALLED AND MAINTAINED AS PART OF THE DIVERTING WORKS.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF _____ CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF _____ AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF _____ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00024 & 72-04231.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 35 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 72-000188, 72-000204, 72-000204, 72-00024, 72-04231, 72-10066, 72-10083 & 72-10446. WATER IS DELIVERED THROUGH THE HIGH LINE CANAL.

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number: 72C	Field Inspection Flag:
		Presumption Flag:



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

07-Oct-1993 11:54

DAVID L PETERSON
EVELYN J PETERSON
PO BOX 650
CHALLIS ID 83226

RE: ADJUDICATION CLAIMS: A72-04231, A72-00024, A72-0032A, A72-10030
A72-10031 - BETTY &/OR ARTHUR J. LUSHER

Dear Mr. & Mrs. Peterson:

Thank you for submitting to this Department the above-referenced Adjudication Claims for Change of Ownership. However, A72-04231 and A72-00024 is marked that they will be split with you and the Lushers. I will need to know the amount of acres on each one and the legal description of the split. The other rights involved are fine and I will change them when I do the splits. Enclosed please find a map of the area of your land. Please mark and return to me at this office.

Should you have questions, please don't hesitate to contact me at this office.

Sincerely,

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

Judy Givens
Adjudication Secretary

Enclosure: Notice of Change of Water Right Ownership
Copy of map

c.c Custer County Title Inc - Box 370 - Challis, ID 83226



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

16-DEC-1993

BETTY LUSHER
ARTHUR J LUSHER
PO BOX 349
CHALLIS ID 83226

Re: Ownership Split for Adjudication Claim No.(s) **A72-04231A**,
A72-00024A, A72-00032A, A72-10030, A72-10031

Dear Claimant(s):

Pursuant to the notification that you have split the above-referenced Adjudication Claim(s), the Department has changed the records of the current owner as you requested. Please find enclosed a copy of the computer record of the claim(s) noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,

Judy Givens
Adjudication Secretary

/jg

Enclosures

C.C. James R. Bennetts
Attorney at Law
PO Box 36
Challis ID 83226



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

16-Dec-1993 13:19

DAVID L PETERSON
EVELYN J PETERSON
PO BOX 650
CHALLIS ID 83226

RE: ADJUDICATION CLAIM(S) A72-04231, A72-00024, A72-00032A
A72-10030, A72-10031

Dear Claimant(s):

Pursuant to the notification that you have purchased property with the above-referenced Adjudication Claims, we have changed the Department's record(s) as you have requested. As per the NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP (copy enclosed) the split was made on A72-04231 and A72-00024. Please review the record(s) for accuracy.

Should you have any questions, please feel free to contact me at this office.

Sincerely,

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

Judy Givens
Adjudication Secretary

/jg

c.c. James R Bennetts
Attorney at Law
PO Box 36
Challis ID 83226

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: A72-00032A
Date Received: 10/26/1989
Receipt No: S010298
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BETTY RUSTIN LUSHER 208-879-2750
Address: P.O. BOX 349
CHALLIS, ID 83226-0000

OR

Name: ARTHUR LUSHER 208-879-2750
Address: P.O. BOX 349
CHALLIS, ID 83226-0000

2. Date of Priority: JUL 22, 1910

3. Source: CHALLIS CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	19E	7	SW	NW	NW	2	CUSTER

5. Description of diverting works:
HIGH LINE CANAL, GRAVITY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.060		

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

8. Total consumptive use is 87.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	7	SW	NE		IRR	17.0
			SW	NW	2	IRR	7.0
			SE	NW		IRR	11.0
Section Acres							35.0
Total Acres							35.0

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:
A72-00024, A72-04231

14. Remarks:
THIS IS A PORTION OF THE WR 72-00032.
SEE ATTACHED COPY OF THE WARRANTY DEED SHOWING CONVEYANCE.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 10/09/1911

STEPHENS, ET. AL.
Decree Plaintiff

SHAW, ET. AL.
Decree Defendant

vs

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): Betty Lusha Date: 10-26-89

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of October 19 89
Steve Collins
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 7, 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Nov. 7, 1989

Re: A72-00024
A72-00032A
A72-04231
A72-10030
A72-10031

BETTY RUSTIN LUSHER
P O BOX 349
CHALLIS ID 83226-0000

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

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

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 17 1993

744206

THIS INDENTURE, Made this 22nd day of April
 in the year of our Lord one thousand nine hundred and sixty-five, between
 ELEANOR BAXTER, a widow, and sole heir at law of EVERETT W.
 BAXTER, deceased,
 of Challis, County of Custer, State of Idaho,
 the part y of the first part, and
 MANLEY RUSTIN, an unmarried man,
 of the the * County of Custer, State of Idaho,
 the part y of the second part.

WITNESSETH, That the said part y of the first part, for and in consideration of the sum of

-----Ten and No/100-----DOLLARS,
 and other good and valuable consideration,
 lawful money of the United States of America,

to her in hand paid by the said
 part y of the second part, the receipt whereof is hereby acknowledged, has granted, bargained
 and sold, and by these presents do es grant, bargain, sell, convey and confirm unto the said part y
 of the second part, and to his heirs and assigns forever, all of the following described real estate,
 situated in the the * County of Custer, State of Idaho, to-wit:



Lot Number Two (2); the Southwest Quarter of the
 Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), and the Southeast
 Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), all in
 Section Seven (7), Township Fourteen (14) North
 of Range Nineteen (19) East of the Boise Meridian,
 containing 119.84 acres;



TOGETHER WITH the following appurtenant water right,
 to-wit: 45 inches of the waters of Challis Creek,
 in the County of Custer, State of Idaho, with priority
 of use dating from the 1st day of May, 1879, as de-
 creed to A. D. Kelley and C. H. Beggs in that certain
 decree in the District Court of the Sixth Judicial
 District of the State of Idaho, in and for the County
 of Custer, in that certain action entitled John Stephens
 et al, Plaintiffs, vs. C. C. Shaw, et al, Defendants,
 said decree bearing date the 9th day of October, 1911,
 and recorded in Book 1 of Judgments at Pages 666 to
 671; and 3 inches of water with priority date of the
 22nd day of July, 1910, decreed to Round Valley Irrigation
 Company and conveyed by Warranty Deed from said Round
 Valley Irrigation Company to William E. Sullivan, re-
 corded in Volume 29 of Deeds at Page 241, Official Records
 of Custer County, Idaho; TOGETHER WITH ALL ditches and
 ditch rights and range and range rights thereto appurtenant.



SAVE AND EXCEPT THEREFROM all existing road rights-of-way.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto
 belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents,
 issues and profits thereof; and all estate, right, title and interest in and to the said property, as well
 in law as in equity, of the said part y of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together
 with the appurtenances, unto the part y of the second part, and to his heirs and assigns forever
 and the said part y of the first part, and her heirs, the said premises in the quiet and peaceable
 possession of the said part y of the second part, his heirs and assigns, against the said part y
 of the first part, and her heirs, and against all and every person and persons whomsoever, lawfully
 claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

MICROFILMED

MAR 17 1993

A72-00032A

IN WITNESS WHEREOF, The said part Y of the first part has hereunto set her hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

Eleanor Baxter [Seal]
[Seal]
[Seal]
[Seal]

STATE OF IDAHO

County of Custer

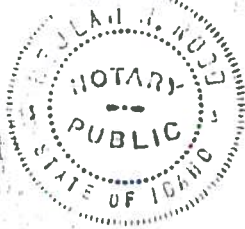
ss.

On this 22nd day of April in the year 19 65 , before me
the undersigned , a Notary Public

in and for said State, personally appeared ELEANOR BAXTER

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.



Benjamin N. Ross

Notary Public for the State of Idaho,
Residing at Challis , Idaho
My Com. Expires: 7-14-68

No. 144206

WARRANTY DEED

-TO-

Dated _____, 19____
STATE OF IDAHO
County of *Custer* ss.

I hereby certify that this instrument was filed

for record at request of *Eleanor Baxter*
Custer Title Co.
at _____ minutes past _____
clock _____ M., this _____ day
of _____, A. D. 1977

in my office, and duly recorded in Book _____
of _____ at page _____

James Sullivan
Ex-Officio Recorder.
Benjamin N. Ross
Deputy.

MAILED 7 1993

STYME-YORK COMPANY, BOISE

CORRECTION DEED

THIS INDENTURE, Made this 19th day of September,
in the year of our Lord one thousand nine hundred and Sixty-Six, between

ELEANOR BAXTER, a widow,
of Challis, County of Custer, State of Idaho
the party of the first part, and MANLEY RUSTIN, and BETTY RUSTIN,
husband and wife,

of the County of Custer, State of Idaho

the parties of the second part.

WITNESSETH, That the said part y of the first part, for and in consideration of the sum of ONE AND NO/100 DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION DOLLARS

lawful money, of the United States of America,

to her

in hand paid by the said

parties of the second part, the receipt whereof is hereby acknowledged, has granted, bargained
and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said parties
of the second part, and to their heirs and assigns forever, all of the following described lands,
~~XXX~~

decreed water, as evidenced by Certificate No. 41, comprising 3 shares of stock of the decreed waters of said Round Valley Irrigation Company bearing a date of July 22, 1910, and this does grant, bargain, sell and convey to the parties of the second part three inches of decreed water from Challis Creek for irrigation and domestic purposes to the lands described as follows, to-wit: SW¹/₄NE¹/₄, Section 7, Township 14 N., Range 19 E., B.M.

This deed is executed to correct the description, which was in error, in that certain Warranty Deed executed May 5th, 1934, from the Round Valley Irrigation Company, Ltd. to William Sullivan, which said deed was recorded in Book 29 of Deeds, at Page 241, Records of Custer County, Idaho, on the 30th day of June, 1950.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said part Y of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the part ies of the second part, and to their heirs and assigns forever and the said part y of the first part, and her heirs, the said premises in the quiet and peaceable possession of the said part ies of the second part, their heirs and assigns, against the said part y of the first part, and her heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

MICROFILMED

MAR 17 1993

No. 44207

WARRANTY DEED

-10-

Dated _____, 19__

STATE OF IDAHO

County of Custer ss.

I hereby certify that this instrument was filed

for record at request of Quater

at Quater minutes past 2

o'clock PM, this 19 day

of July, A. D. 1977

my office, and duly recorded in Book

at page

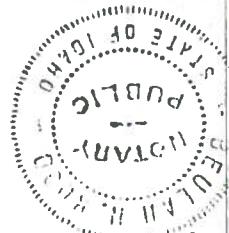
Ex-Officio Recorder.

By Quater Deputy.

Fees \$ 2.00

Mail to

STATE-TRUST COMPANY, BOISE



Notary Public for the State of Idaho,
Residing at Challis, Idaho
My Com. Expires: 7-14-68

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

in and for said State, personally appeared ELEANOR BAXTER, a widow,

the undersigned, a Notary Public

On this 9th day of September, in the year 1966, before me

County of Custer
STATE OF IDAHO

ss.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF
[Seal] [Seal] [Seal] [Seal]
Eleanor Baxter

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and seal the day and year first above written.

MICROFILMED
MAR 17 1993

Cornelius, Mealey & Pethan

477 Callan Avenue
San Leandro, CA 94577
(510) 357-7440 phone
(510) 357-7905 fax

Fax

To: Jeanie Robertson From: M. Pethan
Fax: 208 736 3037 Pages: _____
Phone: _____ Date: _____
Re: _____ CC: _____
☐ Urgent ☐ For Review ☐ Please Comment ☒ Please Reply ☐ Please Recycle

• Comments:

J. Jeanie,
Here is what you requested
would please make clean
copy of the 2 HQ Right to
PG. & I will rid my
files of the old ones.

Actually, only the
1911 Right would have to
be changed.

THANK X

Merrill

AJS856ND

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

DATE: NOV-23-1999
PAGE: A-1

RIGHTS FROM: SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 72-00032A

NAME AND ADDRESS: MERYL PETHAN
ALDEAN PETHAN
20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.06 CFS

PRIORITY DATE: 07/22/1910

POINT OF DIVERSION: T14N R19E S07 SESWE (R) Within CUSTER County
LOT 10 (SW1/4NW1/4)
NESENW
NESENW (R)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		04-01 10-31	0.06 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T14N R19E S07 SW1/4 17 NW1/4 21/8
SW1/4 18
17 ACRES TOTAL
201/8 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 17 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 17 ACRES IN A SINGLE IRRIGATION SEASON.
A COMBINED TOTAL OF 201/8 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00024F, 72-00032A, 72-04231F.

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

6F5 - 72-00032A

M. Leelan



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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 23, 1999

MERYL PETHAN
21076 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

RE: 72-00024F, 72-00032A, 72-04231F

Dear Mr. Pethan,

Enclosed are the revised reports, which recommend a total of 17 irrigated acres. My calculations have also been revised as follows:

17 acres X .07 cfs/ac = 1.19 cfs (59.5 inches) total

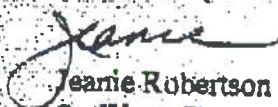
.42 cfs (21 inches) as claimed in 72-00024F. (1879 priority)

.06 cfs (3 inches) as claimed in 72-00032A. (1910 priority)

.71 cfs (35.5 inches) left for 72-04231F. (1911 priority)

These proposals will resolve the objections by Zollinger and BLM. Look them over carefully and if you agree with the new recommendations, sign on the space provided at the bottom of this letter and Fax a copy back to me. Sign the bottom of the Recommendations also and forward a FAXED copy to the BLM.

Sincerely,


Jeanie Robertson
Sr. Water Resource Agent

 (I agree with the revised recommendations)

11-23-99

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

DATE: NOV-23-1999

PAGE: A-1

RIGHTS FROM: SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 72-00032A

NAME AND ADDRESS: MERYL PETHAN
ALDEAN PETHAN
20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.06 CFS

PRIORITY DATE: 07/22/1910

POINT OF DIVERSION: T14N R19E S07 SESWNE (R) Within CUSTER County
LOT 10 (SWNWNW)
NESENW
NESENW (R)

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.06 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T14N R19E S07 SWNE 17 NWNE 21B
SWNE 1B
17 ACRES TOTAL
201B ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 17 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 17 ACRES IN A SINGLE IRRIGATION SEASON.
A COMBINED TOTAL OF 201B ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00024F, 72-00032A, 72-04231F.

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

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

DATE: NOV-23-1999

PAGE: A-2

72-00032A (CONT.)

IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

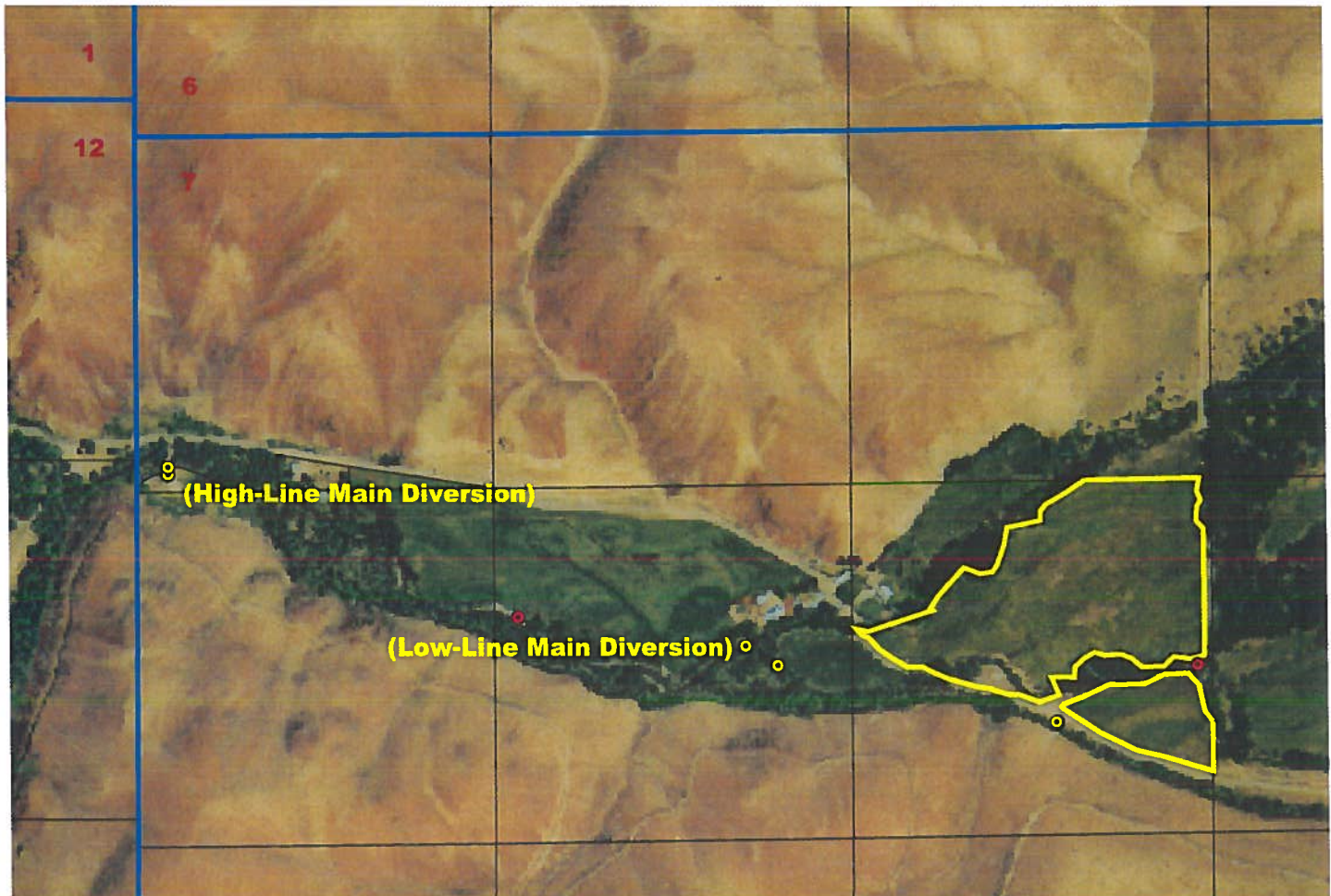
ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

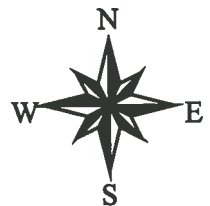
IDAHO DEPARTMENT OF WATER RESOURCES

72-00024F, 72-00032A, 72-04231F



0 660 1320 1980 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON NOV. 23, 1999
TWP 14N, R19E, SEC . 7

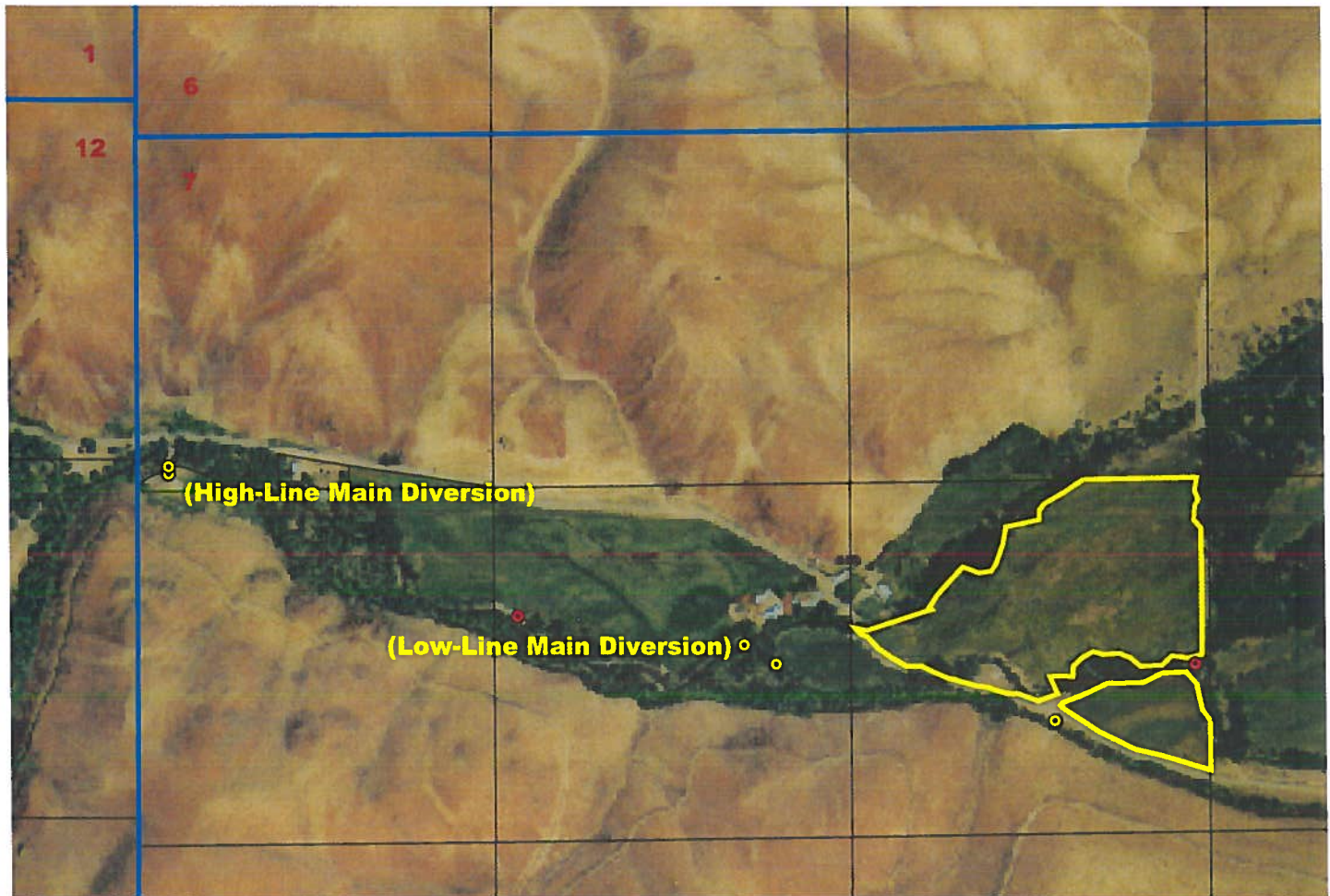


-  RECOMMENDED PLACE OF USE
-  RECOMMENDED POINT OF DIVERSION
-  SECTION LINES
-  QUARTER QUARTER LINES

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

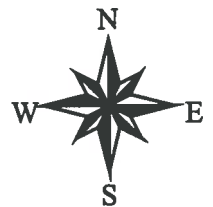
IDAHO DEPARTMENT OF WATER RESOURCES

72-00024F, 72-00032A, 72-04231F



0 660 1320 1980 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON NOV. 23, 1999
TWP 14N, R19E, SEC. 7



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

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

TRANSMISSION VERIFICATION REPORT

TRANSMITTAL COVER SHEET

TIME : 11/23/1999 14:25
NAME : IDWR SOUTHERN REGION
FAX : 2087363037
TEL : 2087363033

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

TO:

Meryl Pethan11/23/99 14:21
915103577905-540044

00:03:57

08

OK

STANDARD

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DOCUMENT DESCRIPTION: "Revised Recommendations"

FROM:

IDAHO DEPARTMENT OF WATER RESOURCES1341 FILLMORE ST, STE 200TWIN FALLS ID 83301-3380

PHONE: 736-3033

FAX: 736-3037

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SENDER:

Jeanie Robertson

COMMENTS: _____



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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 23, 1999

MERYL PETHAN
21076 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

RE: 72-00024F, 72-00032A, 72-04231F

Dear Mr. Pethan,

Enclosed are the **revised** reports, which recommend a total of 17 irrigated acres. My calculations have also been revised as follows:

17 acres X .07 cfs/ac = 1.19 cfs (59.5 inches) total

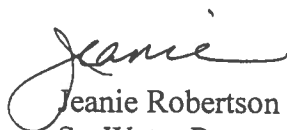
.42 cfs (21 inches) as claimed in 72-00024F. (1879 priority)

.06 cfs (3 inches) as claimed in 72-00032A. (1910 priority)

.71 cfs (35.5 inches) left for 72-04231F. (1911 priority)

These proposals will resolve the objections by Zollinger and BLM. Look them over carefully and if you agree with the new recommendations, sign on the space provided at the bottom of this letter and Fax a copy back to me. Sign the bottom of the **Recommendations** also and forward a FAXED copy to the BLM.

Sincerely,


Jeanie Robertson

Sr. Water Resource Agent

_____(I agree with the revised recommendations)

AJ0749NP
No. R72-00032A

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

DATE: 11/23/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MERYL PETHAN ALDEAN PETHAN 20176 SAN MIGUEL AVE CASTRO VALLEY CA 94577 (510) 357-7440	07/22/1910	IRRIGATION	04-01 10-31	0.060 CFS	
TOTAL DIVERSION:					0.060 CFS	

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

Point(s) of Diversion: T14N R19E S07 Lot10(SHMMNW) NESENM CUSTER County
Point(s) of Re-diversion: T14N R19E S07 SESMW NESENM CUSTER County

Place of use Legal Description for: IRRIGATION

	NE	NM	SM	SE	
T R S	NE NE	SW NE	SW NE	SW NE	SUM
14N 19E 7	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: 17.0
					17.0
					TOTAL ACRES

POU County: CUSTER

Other Rights: 72-00024F & 72-04231F

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: POU1 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 17 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00024F, 72-00032A, 72-04231F.

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

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

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

Comments:

Date: 02/19/1993 User-ID: WORSTELL Subject: COPIED FROM REMARKS
THIS IS A PORTION OF THE WR 72-00032.
SEE ATTACHED COPY OF THE WARRANTY DEED SHOWING CONVEYANCE.

Date: 12/09/1993 User-ID: GIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 9/7/93 FORMER OWNERS BETTY &/OR
ARTHUR J LUSHER NEW OWNERS DAVID L &/OR EVELYN J PETERSON.
FORMER OWNERS SIGNED THE FORM.

Date: 11/11/1998 User-ID: JROBERTS Subject: COPIED FROM REMARKS
OWNERSHIP CHANGE MADE 8/29/95 Tf.

Date: 08/09/1999 User-ID: JROBERTS Subject: REDUCED POU PER OBJECTION
OBJECTION FILED BY NEIGHBOR (ZOLLINGER) AS PART OF HER POU WAS
RECOMMENDED TO THIS RIGHT DUE TO UNKNOWN RE-SURVEY OF PARCELS.
INCREASED HER POU AND REDUCED THIS ONE ACCORDINGLY. LIMITED RIGHT
TO 16 RECOMMENDED AC IN SAME. 8/9/99 jr

Date: 11/23/1999 User-ID: JROBERTS Subject: REDUCED POU
PER BLM OBJECTION, REMOVED 2.8 AC FROM NAME OF SECTION 7, ALLOWED
17 AC IN SAME.

Audit:

11/23/99 JROBERTS

Water Right Number - 72-00032A

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***

PETHAN	MERYL	1 - 20176 SAN MIGUEL AVE 2 - 3 - City- CASTRO VALLEY State- CA Zip- 94577 Phone - 510-357-7440
PETHAN	ALDEAN	1 - 20176 SAN MIGUEL AVE 2 - 3 - City- CASTRO VALLEY State- CA Zip- 94577 Phone - 510-357-7440
WUNSCH	SHIRLEY	1 - PO BOX 409 2 - 3 - City- CHALLIS State- ID Zip- 83226 Phone - 208-879-5955
LUSHER	BETTY RUSTIN	1 - PO BOX 349 2 - 3 - City- CHALLIS State- ID Zip- 832260000 Phone - 208-879-2750
WUNSCH	CHARLES	1 - PO BOX 409 2 - 3 - City- CHALLIS State- ID Zip- 83226 Phone - 208-879-5955
LUSHER	ARTHUR	1 - PO BOX 349 2 - 3 - City- CHALLIS State- ID Zip- 832260000 Phone - 208-879-2750

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
07/22/1910 17 SOUTHERN D - DECREED

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

+ - - - - Point of Diversion - - - - - +							
TwN	Rng	Sec	Tract	Lot	RFlg	County	Diversion Name
14N	19E	7	SW NW NW	10	(37)	CUSTER	HIGH LINE CANAL
			NE SE NW		(37)	CUSTER	LO LINE CANAL
			SE SW NE		R (37)	CUSTER	
			NE SE NW		R (37)	CUSTER	

Water right number - 72-00032A

Prefix Translation: WATER RIGHT

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	0.060	
+ - Total Div. Rate - +		+ - Total Div. Volume - +		+ - Total Div. Capacity - +	
0.060				+ - Total Consumptive Use - +	
				0.0	
				+ - KW Usage - +	

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
14N	19E	7	NW NE		2.8	01	IRRIGATION	(37) CUSTER
14N	19E	7	SW NE		18.0	01	IRRIGATION	(37) CUSTER
Total Acres:					20.8			

+ - - Diversion Means - HIGH LINE CANAL, GRAVITY

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 72-00024F & 72-04231F

+ - - - - - Remarks - - - - -

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 17 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 20.8 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00024F, 72-00032A, 72-04231F.

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

+ - - - - - Old Water Right Numbers - - - - -
7200032

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

Prefix Translation: WATER RIGHT

+ - Decree Date - +
10/09/1911

[illegible]

SEE ATTACHED COPY OF THE WARRANTY DEED SHOWING CONVEYANCE.

ARTUR J LUSHER NEW OWNERS DAVID L &/OR EVELYN J PETERSON.

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

Court Report Filing	- 01/29/1999	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 05/24/1999	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 10/26/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 72C
Licensed Date	- 00/00/0000	Receipt Number	- S010298	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- AND	Notice of Error Flag	-

Water Right Number - R72-00032A

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
PETHAN

MERYL

1 - 20176 SAN MIGUEL AVE
2 -
3 -

State- CA Zip- 94577

PETHAN

ALDEAN

City- CASTRO VALLEY
Phone - 510-357-7440
1 - 20176 SAN MIGUEL AVE
2 -
3 -

State- CA Zip- 94577

*** O - ORIGINAL OWNER ***
MUNSCH

SHIRLEY

City- CASTRO VALLEY
Phone - 510-357-7440
1 - PO BOX 409
2 -
3 -

State- ID Zip- 83226

LUSHER

BETTY RUSTIN

City- CHALLIS
Phone - 208-879-5955
1 - PO BOX 349
2 -
3 -

State- ID Zip- 832260000

LUSHER

ARTHUR

City- CHALLIS
Phone - 208-879-2750
1 - PO BOX 349
2 -
3 -

State- ID Zip- 832260000

MUNSCH

CHARLES

City- CHALLIS
Phone - 208-879-2750
1 - PO BOX 409
2 -
3 -

State- ID Zip- 83226

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
07/22/1910 17 SOUTHERN D - DECREED+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
CHALLIS CREEK SALMON RIVER+ - - - - Town Rng Sec Tract Lot RFlg County Point of Diversion - - - - - +
14N 19E 7 SM NW NW 10 (37) CUSTER HIGH LINE CANAL
NE SE NW (37) CUSTER LO LINE CANAL
SE SW NE (37) CUSTER
NE SE NW R (37) CUSTER

Water right number - R72-00032A

Prefix Translation: RESEARCH

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31		0.060	
+ - Total Div. Rate - +		+ - Total Div. Volume - +		+ - Total Consumptive Use - +		+ - KW Usage - +
					0.060	0.0
Twn	Rng	Sec	Tract	Lot	Acres	Code
14N	19E	7	SW NE	17.0	01	IRRIGATION
Total Acres:						17.0
+ - - Diversion Means - HIGH LINE CANAL, GRAVITY						
+ - - Non-Irrigation Use -						
+ - - Other Rights for Same Use - 72-00024F & 72-04231F						
+ - - Remarks						
POU1	USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 17 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00024F, 72-00032A, 72-04231F.					
GEN	THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.					
+ - - - - Old Water Right Numbers - - - - -						
7200032						
+ - - - - 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.					

Water right number - R72-00032A

Prefix Translation: RESEARCH

+ - - - - - Comments - - - - - +
Date: 02/19/1993 User Id: WORSTELL Subject: COPIED FROM REMARKS SEE ATTACHED COPY OF THE WARRANTY DEED SHOWING CONVEYANCE.
THIS IS A PORTION OF THE WR 72-00032.
Date: 12/09/1993 User Id: GIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 9/7/93 FORMER OWNERS BETTY &/OR ARTHUR J LUSHER NEW OWNERS DAVID L &/OR EVELYN J PETERSON.
FORMER OWNERS SIGNED THE FORM.
Date: 11/11/1998 User Id: JROBERTS Subject: COPIED FROM REMARKS
OWNERSHIP CHANGE MADE 8/29/95 TF.
Date: 08/09/1999 User Id: JROBERTS Subject: REDUCED POU PER OBJECTION
OBJECTION FILED BY NEIGHBOR (ZOLLINGER) AS PART OF HER POU WAS RECOMMENDED TO THIS RIGHT DUE TO UNKNOWN RE-SURVEY OF PARCELS.
INCREASED HER POU AND REDUCED THIS ONE ACCORDINGLY. LIMITED RIGHT TO 16 RECOMMENDED AC IN SWNE. 8/9/99 jr
Date: 11/23/1999 User Id: JROBERTS Subject: REDUCED POU
PER BLM OBJECTION, REMOVED 2.8 AC FROM NWNE OF SECTION 7, ALLOWED 17 AC IN SWNE.

+ - - Audit Fields - - +
11/23/99 JROBERTS

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +
Court Report Filing - 01/29/1999 Field Inspection Made - 00/00/0000 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 - 10/26/1989 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - S010298 Water District - 72C
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - AND Presumption Flag -
Notice of Error Flag -

TRANSMITTAL COVER SHEET

TO: Meryl Pethan

(510) 357-7905

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

DOCUMENT DESCRIPTION: new proposed recommendations
for your rights

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
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\$0.25 per page. (\$0.50
minimum)

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SENDER: Jeanie

COMMENTS: Please call so we can talk
about this!

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poor line condition)

NG : POOR LINE CONDITION

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DURATION	00:04:07
PAGE(S)	05
RESULT	NG
MODE	STANDARD

TIME : 11/23/1999 11:47
NAME : IDWR SOUTHERN REGION
FAX : 2087363037
TEL : 2087363033

TRANSMISSION VERIFICATION REPORT



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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 23, 1999

MERYL PETHAN
21076 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

RE: 72-00024F, 72-00032A, 72-04231F

Dear Mr. Pethan,

Enclosed are reports which show how I propose to recommend these rights, resolving both Zollinger's and the BLM Objections. (The parts with **strikeouts** show how the rights were originally recommended.)

Basically you now have 16 acres of irrigated land. A soil analysis of the area shows a need for .07 cfs (3.5 inches) per acre. (16 acres X .07 cfs/ac = 1.12 cfs total, or 56 inches)

I gave you the .42 cfs (21 inches) as claimed under 72-00024F. (1879 priority)

I gave you the .06 cfs (3 inches) as claimed under 72-00032A. (1910 priority)

This left .64 cfs (32 inches) for 72-04231F. (1911 priority)

If this acceptable to you, you can sign and initial the forms and we can forward (by FAX) copies of these to the BLM. This should resolve any need for you to appear at the hearings next week in Challis.

Please let me know if this is acceptable or if we need to make any corrections.

Sincerely,

A handwritten signature in cursive script that reads "Jeanie Robertson".
Jeanie Robertson

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

DATE: NOV-23-1999

PAGE: A-1

RIGHTS FROM: SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 72-00032A

NAME AND ADDRESS: MERYL PETHAN
ALDEAN PETHAN
20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.06 CFS

PRIORITY DATE: 07/22/1910

POINT OF DIVERSION: T14N R19E S07 SESWNE (R) Within CUSTER County
LOT 10 (SWNNW)
NESENW
NESENW (R)

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.06 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T14N R19E S07 SWNE 16 NWNE 218
SWNE 18
16 ACRES TOTAL
2018 ACRES TOTAL

*THIS RIGHT IS LIMITED TO THE IRRIGATION OF 17 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 16 ACRES IN A SINGLE IRRIGATION SEASON.
A COMBINED TOTAL OF 2018 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00024F, 72-00032A, 72-04231F.*

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

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

DATE: NOV-23-1999

PAGE: A-2

72-00032A (CONT.)

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

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 72-00032A

(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: Aldean & Meryl Pethan

Address: 20176 San Miguel Ave Castro Valley, CA 94577

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)

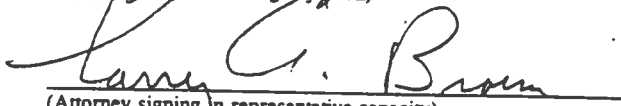
) ss.

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: Aldean & Meryl Pethan

Address: 20176 San Miguel Ave Castro Valley, CA 94577

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 LAWDATE: JAN-26-1999
PAGE: A-197

RIGHTS FROM: SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 72-00032A

NAME & ADDRESS: MERYL PETHAN
ALDEAN PETHAN
20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577
- *POW ON BLM; UNAUTHORIZED USE*

SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.06 CFS
PRIORITY DATE: 07/22/1910
POINT OF DIVERSION: T14N R19E S07 LOT 10 (SWNWNW) *BLM* Within CUSTER County
NESENW ✓
SESWE ✓ (REDIVERSION)
NESENW ✓ (REDIVERSION)
PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION 04-01 10-31 0.06 CFS
PLACE OF USE: IRRIGATION Within CUSTER County
T14N R19E S07 NWNE 2.8 *BLM* SWNE 18 ✓
20.8 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 17 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 20.8 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00024F, 72-00032A, 72-04231F.

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

RIGHTS FROM: SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 72-00032A (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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

Robertson, Jean

From: Robertson, Jean
Sent: Tuesday, November 09, 1999 1:32 PM
To: Denniston, Sara
Subject: RE: 72-00024E, 72-04231E (Zollinger) and 72-00024F, 72-00032A, 72-04231F (Pethan)

Okay, sounds good...Pethan said something about that but I don't think they'd reached any agreements yet, so maybe this will help them! I'll hold off...

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

From: Denniston, Sara
Sent: Tuesday, November 09, 1999 12:36 PM
To: Robertson, Jean
Subject: RE: 72-00024E, 72-04231E (Zollinger) and 72-00024F, 72-00032A, 72-04231F (Pethan)

Well, that depends on whether the claimants are going to agree to just deleting the BLM acres and not adding any others. That's why I wanted to wait until Fred worked something out with them. In the past you had mentioned that Pethan was discussing a land swap with the BLM, so we should find out what's going on with that before we do anything.

Let's hold off on making any changes to the R record until we hear from Fred.

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

From: Robertson, Jean
Sent: Tuesday, November 09, 1999 12:13 PM
To: Denniston, Sara
Subject: RE: 72-00024E, 72-04231E (Zollinger) and 72-00024F, 72-00032A, 72-04231F (Pethan)

Well, why don't I just craft another one getting rid of those acres and re-doing the diversion rates for all those rights? They could update tonight and you could show them to Fred tomorrow? I'd sure like to settle as many as possible before those hearings in Challis...

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

From: Denniston, Sara
Sent: Tuesday, November 09, 1999 12:04 PM
To: Robertson, Jean
Subject: RE: 72-00024E, 72-04231E (Zollinger) and 72-00024F, 72-00032A, 72-04231F (Pethan)

You are correct. That was the other problem the BLM had with our proposed settlement, we were gonna add BLM acres onto Zollinger's rights.

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

From: Robertson, Jean
Sent: Tuesday, November 09, 1999 11:09 AM
To: Denniston, Sara
Subject: RE: 72-00024E, 72-04231E (Zollinger) and 72-00024F, 72-00032A, 72-04231F (Pethan)

I don't think the BLM has objected to Zollinger's rights but they will probably want to based on our proposed SF5 because we have simply removed some of the acres from Pethan and given them to Zollinger...which they may not be aware of yet. I'm thinking they probably will want the acres removed from the NWNE on both sets of rights, which will likely result in reduced diversion rates. If this is the case, I can do some figuring...

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

From: Denniston, Sara
Sent: Tuesday, November 09, 1999 11:02 AM
To: Robertson, Jean
Subject: RE: 72-00024E, 72-04231E (Zollinger) and 72-00024F, 72-00032A, 72-04231F (Pethan)

Jeanie,

Yes, the BLM objected to Pethan's rights. Fred Price from the BLM said that our original proposed SF5 would only reduce the BLM recommended in the POU, not eliminate it, so he wouldn't sign off on it. I asked him to figure it out between him and the claimant how they would resolve this. I have not heard back from Fred yet. I just left another message with him asking him to let me know what's up. I'll let you know as soon as I hear.

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

From: Robertson, Jean
Sent: Tuesday, November 09, 1999 10:00 AM
To: Denniston, Sara
Subject: RE: 72-00024E, 72-04231E (Zollinger) and 72-00024F, 72-00032A, 72-04231F (Pethan)

Hi Sara,

I had done some preliminary work on these rights in the "R" records to resolve Zollinger's objection where I'd recommended part of her property mistakenly to Pethan...anyway, has the BLM also objected to these rights? I have no copies of Objections in the files and wondered what they were objecting to? Perhaps I can refigure things to please them also and we can do an SF5. Mr. Pethan in California wants to know what's going on and I'm not sure...Thanks, Jeanie

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

08/09/99 16:47:49
Page 1

OK - ready for SES -

Water Right Number - R72-00032A

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
PETHAN

MERYL

1 - 20176 SAN MIGUEL AVE
2 -
3 -

State- CA Zip- 94577

PETHAN

ALDEAN

City- CASTRO VALLEY
Phone - 510-357-7440
1 - 20176 SAN MIGUEL AVE
2 -
3 -

State- CA Zip- 94577

*** O - ORIGINAL OWNER ***
MUNSCH

SHIRLEY

City- CASTRO VALLEY
Phone - 510-357-7440
1 - PO BOX 409
2 -
3 -

State- ID Zip- 83226

LUSHER

BETTY RUSTIN

City- CHALLIS
Phone - 208-879-5955
1 - PO BOX 349
2 -
3 -

State- ID Zip- 832260000

MUNSCH

CHARLES

City- CHALLIS
Phone - 208-879-2750
1 - PO BOX 409
2 -
3 -

State- ID Zip- 83226

LUSHER

ARTHUR

City- CHALLIS
Phone - 208-879-5955
1 - PO BOX 349
2 -
3 -

State- ID Zip- 832260000

City- CHALLIS
Phone - 208-879-2750

+ - - Priority Date - - +
07/22/1910

+ - - - - Region - - - - +
17 SOUTHERN

+ - - - - Stage - - - - +
D - DECREED

+ - - - - Status - - - - +

+ - - - - Source - - - - - +
CHALLIS CREEK

+ - - - - Tributary - - - - - +
SALMON RIVER

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

14N 19E 7 SW NW NW 10 (37) CUSTER
NE SE NW (37) CUSTER
SE SW NE (37) CUSTER
NE SE NW R (37) CUSTER

HIGH LINE CANAL
LO LINE CANAL

Water right number - R72-00032A

Prefix Translation: RESEARCH

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	0.060	

+ - Total Div. Rate - + - Total Div. Volume - + - Total Consumptive Use - + - KW Usage - +
0.060

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
14N	19E	7	NW NE		1.2	01	IRRIGATION	(37) CUSTER
14N	19E	7	SW NE		16.0	01	IRRIGATION	(37) CUSTER

Total Acres: 17.2

+ - - Diversion Means - HIGH LINE CANAL, GRAVITY

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 72-00024F & 72-D4231F

+ - - Remarks -

POU1

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 17.2 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00024F, 72-00032A, 72-04231F.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 16 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

+ - - Old Water Right Numbers -

+ - - 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.

Prefix Translation: RESEARCH

+ - Decree Date - +
10/09/1911

ARTHUR J LUSHER NEW OWNERS DAVID L &/OR EVELYN J PETERSON.

Date: 08/09/1999 User Id: JROBERTS Subject: REDUCED POU PER OBJECTION

8/9/99 jr

D8/09/99 JROBERTS

+ 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	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 10/26/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S010298	Water District	- 72C
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

RECEIVED

JUN 01 1999

Department of Water Resources
Southern Region

RECEIVED

MAY 24 1999

Department of Water Resources

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 72-00032A

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

Address:

Daytime Phone:

Gina Zelling

11263 Box 1573

Challis, ID. 83226

876-4840

Name & Address of Attorney, if any:

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

Name:

Address:

Meryl Pethan

20176 San Miguel Ave.

Castro Valley Ca. 94577

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: _____

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):

Parcel #6 of Mr. Charles Wunsch Ranch on Chellis
Creek was shown to only have 1.2 acres but
when it was re-surveyed parcel #6 has
5.96 acres. A new copy of the survey map
was sent to Dept. of Water Resources. Re: a
letter sent to me by Jeanie Robertson.

F. **VERIFICATION** (Must be Completed)

State of IDAHO)
County of Custer)ss.

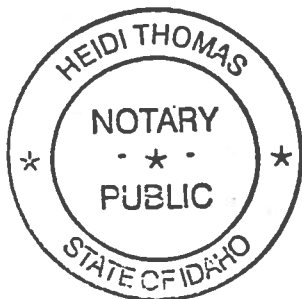
Spide Zollinger, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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.

Spide Zollinger
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: April 16, 1999



Notary Public for Idaho
Residing at: Challis ID
My Commission Expires: 9/16/2002

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 May 19, 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
PO Box 2707
Twin Falls, ID 83303-2707

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

Name: Meryl Pethan
Address: 20176 San Manuel Ave
Castro Valley Ca. 94577

3. Copies to:

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

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

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



Signature of Objector or attorney mailing on Objector's behalf



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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 13, 1999

MERYL AND ALDEAN PETHAN
20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

RE: 72-00024F, 72-04231F, 72-00032A

Dear Mr. And Mrs. Pethan,

It has come to our attention that the "Place of Use" in the recommendations of the above mentioned water rights were reported incorrectly in the Director's Report. Due to discrepancies in the survey maps with parcel sizes, which were provided during the ownership change process, part of the land purchased by your neighbor, Linda Zollinger, was recommended to you.

In order to stop the recommendations from going forward and being decreed in error, objections must be filed with the court. I have sent copies of STANDARD FORM 1, OBJECTON (SF1) to Ms. Zollinger. The deadline is quickly approaching, so I am also enclosing SF1's for your use, as Objections must also be filed on your rights in order to correct this error. Please follow the instructions with the forms (one for each right), sign and have notarized. In the interest of saving time, if you return the completed forms to my attention in the enclosed pre-addressed envelope, I will take care of forwarding copies to the other parties.

I have also enclosed a copy of the map I sent to Ms. Zollinger to help you "see" the problem.

If you have any questions, or I can be of further assistance, please contact me at the office.

Sincerely,

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

Jeanie Robertson
Sr. Water Resource Agent



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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 13, 1999

LINDA ZOLLINGER
HC 63 BOX 1170 SP 10
CHALLIS ID 83226

RE: 72-00024F, 72-04231F, 72-00032A (PETHAN)

Dear Linda,

Jack Challis, the watermaster for Challis Creek, told me that you thought your high water right (72-04231E) was now taken care of and no longer recommended for disallowal. I see where you have filed OBJECTIONS on both of your rights to correct the legal description of the place of use. OBJECTIONS also need to be filed on the Pethan's three rights (their place of use is also wrong - part of your property recommended to them), before the problem can be resolved.

I believe I sent you forms to object to their rights, but as yet the objections don't seem to have been filed. The deadline is quickly approaching, so if you would like to fill out the SF1-Objection forms, sign and have notarized, and return them to my attention, I will send the required copies to the other parties. I am also contacting the Pethans to let them know of the problem.

If you have any questions, or I can be of further assistance, please contact me at the office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeanie', written over a horizontal line.

Jeanie Robertson
Sr. Water Resource Agent



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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

April 9, 1999

KARL J. DREHER
DIRECTOR

LINDA ZOLLINGER
HC 63 BOX 1170 SP 10
CHALLIS ID 83226

RE: 72-00024F, 72-04231F, 72-00032A (Pethan)

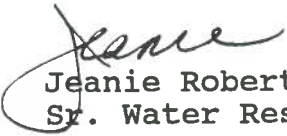
Dear Linda,

As a follow-up to the letter I sent you last month regarding the need to file Objections on the recommendations to your right numbers 72-00024E and 72-04231E, I realized that you will also need to file OBJECTIONS to the "Place of Use" on the Pethan's rights. The old survey map I used caused me to recommend part of the property you own to them. I have enclosed three more objection forms (SF1) for your use.

As before, you must file a separate objection to each right and follow the instructions for mailing on the last page.

If you have any questions, feel free to give me a call at the office or you can reach the court at (208) 736-3011.

Sincerely,


Jeanie Robertson
Sr. Water Resource Agent

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

DATE: 11/12/98
PAGE: 1

----- DIVERSION RATE -----

0.06 CFS

0.06 CFS

Stage: BENEFICIAL USE

CUSTER County
CUSTER County

MM

TOTAL ACRES

Other Rights: 72-00024F & 72-04231F

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 17 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 20.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 72-00024F, 72-00032A, 72-04231F.

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

Objection Filed Date:

Field Inspection Flag:
Presumption Flag:

Presumption Flag:

CLAIM NUMBER 72-00032A DATE _____
AGENT _____

TRANSFER NUMBER _____
CLAIMED ACRE TOTAL 35
GIS ACRE TOTAL 15.1

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
CLAIM	14N	19E	7			17				7	11									35
GIS	14N	19E	7			5.7				2	2									15
RECOM	14N	19E	7			15.7				8	8									15
CLAIM																				
GIS																				
RECOM																				
CLAIM																				
GIS																				
RECOM																				

B72-DBPOU.SHP _____
SHAPE NOS. _____

B72-DBPOD.SHP _____
NOS. DESCRIPTION _____

DBF TABLES UPDATED _____
B72-DBPOU.DBF _____
B72-DBPOD.DBF _____
JPEG LAYOUT _____

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS _____

DATE: _____, 1998

REVIEWED BY _____

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
BB2						
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
CP1	.36	.36			2.61	2.78
DB1	.13	.11			5.66	6.65
DBB	.13	.11			5.71	6.69
DBC	.13	.11			5.71	6.69
DMF	.18	.21			5.12	4.72
DT2	.06	.04			12.46	16.50
DWA	.14	.14			4.79	5.01
GO1	.10	.12			12.47	10.51
HAYSE						
KEG	.08	.07			8.73	10.06
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
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
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
WV1	/	/	17.2	.07	= 1.2 CFS
Wcl	/	/			= .42 CFS
	/	/			= .78 CFS
	/	/			= .06 CFS

TOTAL ACRES _____

DECREED RATE = _____

CLAIMED DIVERSION RATE = .06

MEASURED DIVERSION RATE = _____

rec'd as claimed

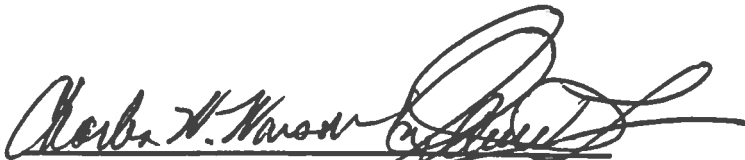
"A"

The agreed split of the water between Charles Wunsch and Shirley Wunsch and Meryl Pethan and Aldean Pethan as it relates to the attached Change of Ownership is as follows:

Water Right #	Present Total	Wunsch	Pethan
72-00032 A	.06 CFS	-0-	.06 CFS
72-00024	.53 CFS	.11 CFS	.42 CFS
72-04231	1.57 CFS	.31 cfs	1.26 CFS

Date: December 31, 1997

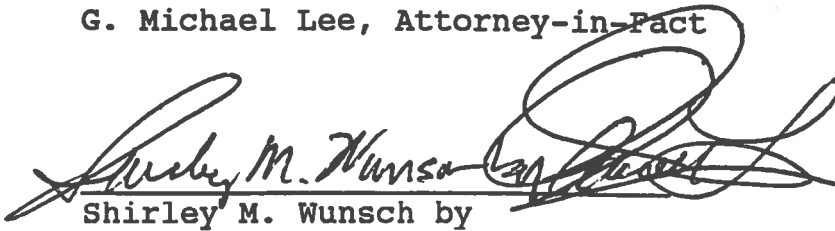
Charles W. Wunsch and Shirley M. Wunsch
Co-Trustees of the Charles W. Wunsch
and Shirley M. Wunsch Family Trust
Dated June 20, 1995



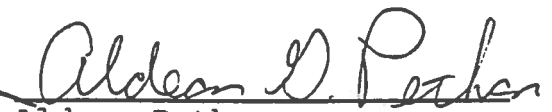
Charles W. Wunsch by
G. Michael Lee, Attorney-in-Fact



Meryl Pethan



Shirley M. Wunsch by
G. Michael Lee, Attorney-in-Fact



Aldean Pethan

NER SW 1/4 NE 1/4

N 88° 57' 03" E

1324.07.

555.55.

NE CORNER
SW 1/4 NE 1
SECTION 7

PARCEL NO. 6
5.96 ACRES

PARCEL NO. 1
19.59 ACRES

L33 L32

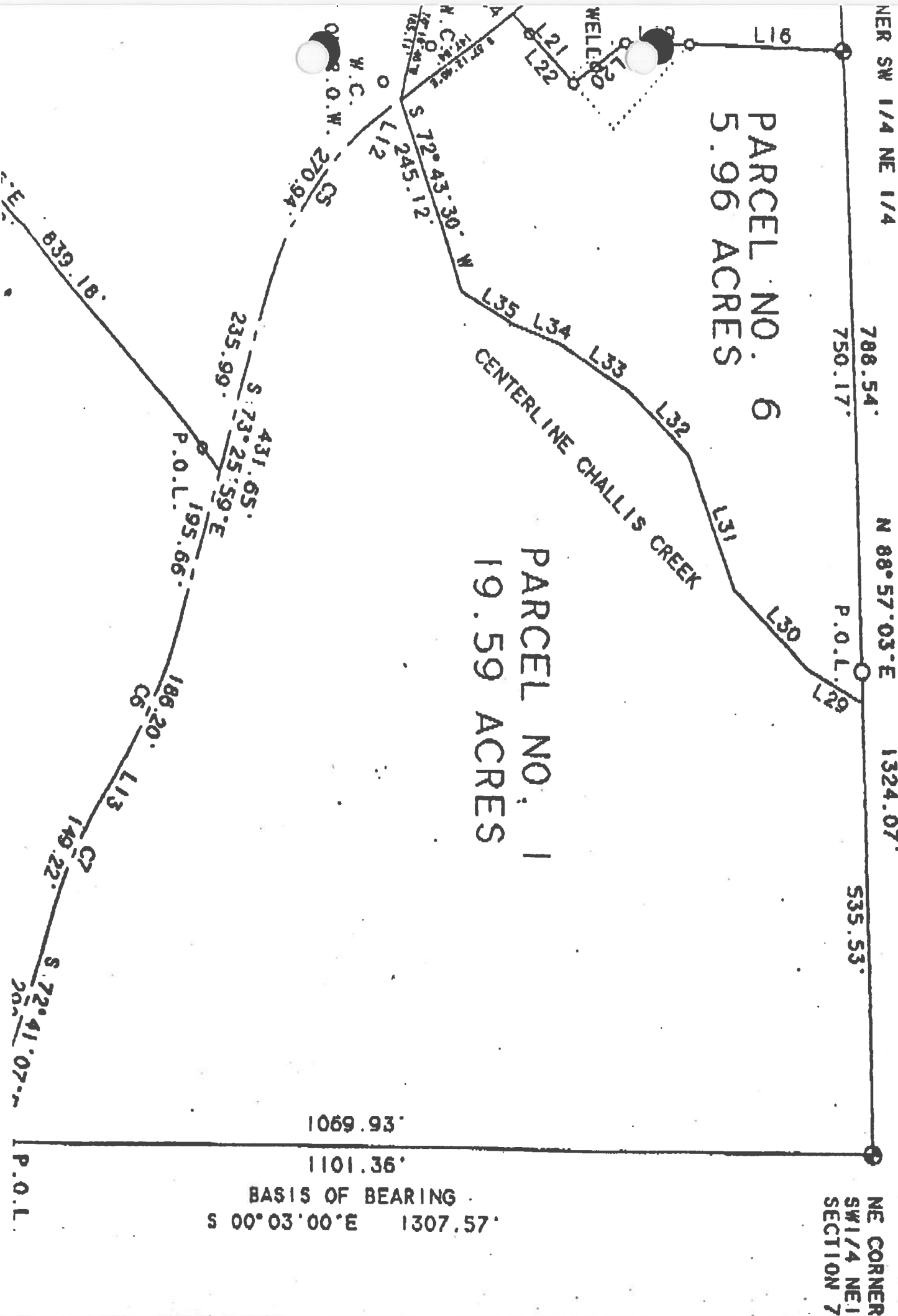
CENTERLINE CHALLIS CREEK

PA 15

1069.93'

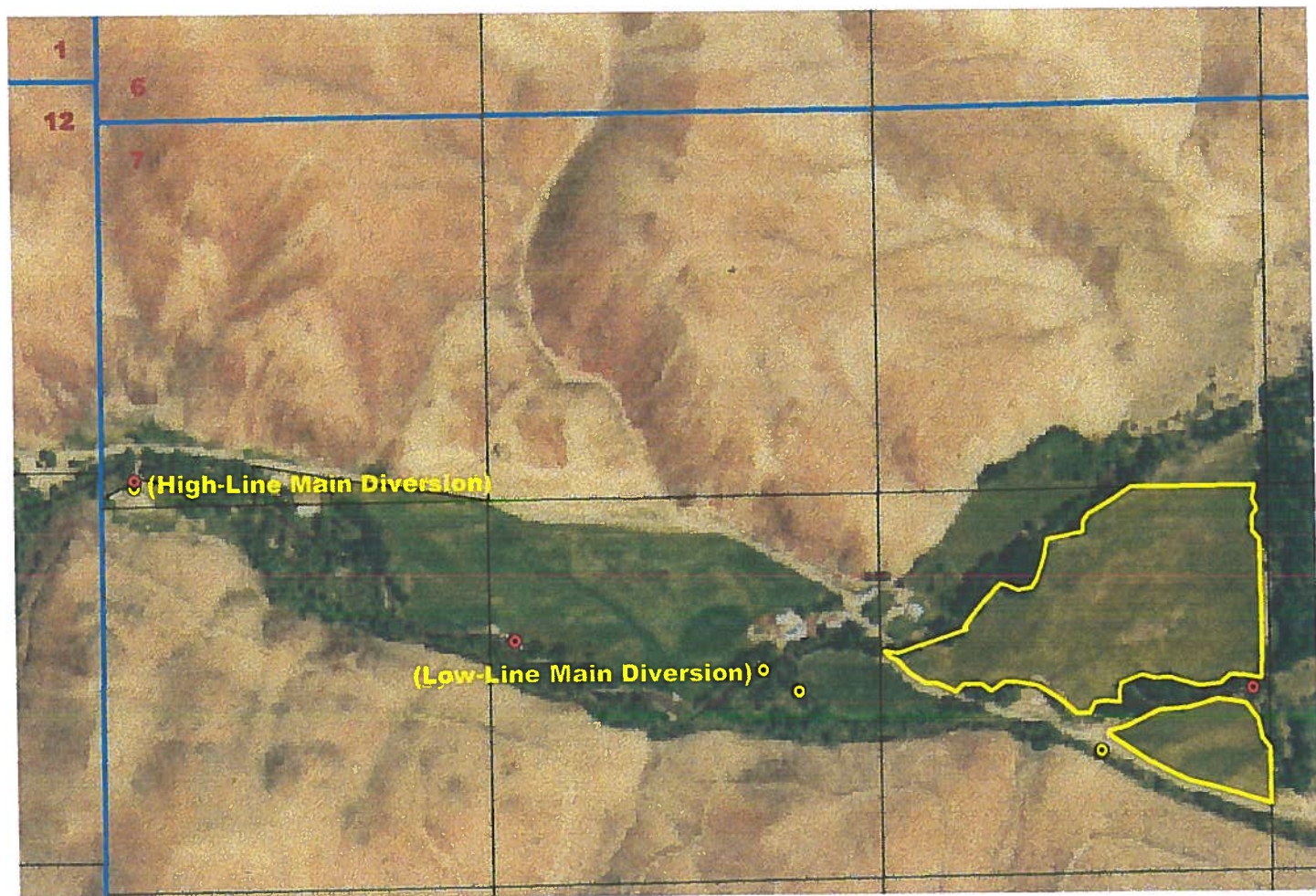
1101.36'

BASIS OF BEARING .
S 00° 03' 00" E 1307.57'



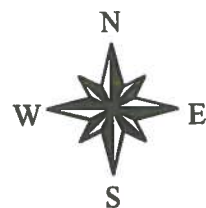
IDAHO DEPARTMENT OF WATER RESOURCES

72-00024F & 72-00032A



0 660 1320 1980 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON MAR.30, 1999
TWP 14N, R19E, SEC. 7



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

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



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

SOUTHERN REGION

January 21, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MERYL PETHAN
ALDEAN PETHAN
20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

RE: 72-04231F

Dear Mr. and Mrs. Pethan,

This letter is in response to the Notice of Error (NOE) you recently filed with IDWR regarding the Director's proposed recommendation of the claim listed above. Your NOE questioned the diversion rate recommended for this right.

The information provided to you at the time of purchase was a "claim" to a water right, not necessarily the water right itself. The department performed an investigation of these "claims" to make its recommendation of the actual right.

This right had the priority date of 10/10/1911 and was for high water. I performed a soil-analysis computer program of the soil types on your property and determined the types of soil require 1.536 cfs. to irrigate the 20.8 acres I recommended.

You also had two earlier priority date claims (72-00024F - 1879, and 72-00032A - 1910) for this property, claiming .42 cfs and .06 cfs respectively. Subtracting those two amounts from the total required left only 1.06 cfs for this right, which is what I recommended.

If you still disagree with the proposed IDWR recommendation to the court, you may file an objection with the court after you receive the final recommendation of your water right. They are due to be mailed next week and you should be receiving yours the first part of February. The objection process will be explained when you receive your final recommendation of your water right.

Sincerely,

Jeanie Robertson
Senior Water Resource Agent

December 4, 1998

RECEIVED
DEC 16 1998

Department of Water Resources
Southern Region
**NOTICE OF ERROR
REPLY**

RECEIVED
DEC 14 1998

Department of Water Resources

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: 72-00032A

MERYL PETHAN
ALDEAN PETHAN
20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

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: 12-7-98 SIGNATURE: M. Pethan

Please print your name: MERYL PETHAN

RIGHT NUMBER: 72-00032A

NAME AND ADDRESS: MERYL PETHAN
ALDEAN PETHAN
20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.06 CFS *OK*

PRIORITY-DATE: 07/22/1910

POINT OF DIVERSION T14N R19E S07 LOT 10 (SWNW) Within CUSTER County
NESENW
SESWNE (R)
NESENW (R)

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.06 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
 T14N R19E S07 NWNE 2.8 SWNE 18
 20.8 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 17 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 20.8 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00024F, 72-00032A, 72-04231F.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED
DEC 07 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: ~~7248831E~~

72-000 324

ALDEAN PETHAN
21076 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

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: 12-3-98 SIGNATURE: M. Pethan

Please print your name: MERYL PETHAN

RECEIVED

DEC 07 1998

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

CIVIL CASE NUMBER: 39576

Ident. Number: A72-00032A

Date Received: 10/26/1989

Receipt No: S010298

Received By: [Signature]

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: MERYL PETHAN 510-357-7440
Address: 20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577
AND
Name: ALDEAN PETHAN 510-357-7440
Address: 20176 SAN MIGUEL AVE
CASTRO VALLEY CA 94577

2. Date of Priority: JUL 22, 1910

3. Source: CHALLIS CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	19E	7	SW	NW		2	CUSTER

5. Description of diverting works:
HIGH LINE CANAL, GRAVITY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
14N	19E	7	SW	NE		IRR	17.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	7	SW	NW	2	IRR	7.0
			SE	NW		IRR	11.0
Section Acres							35.0
Total Acres							35.0

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:
A72-00024F, A72-04231F

14. Remarks:

THIS IS A PORTION OF THE WR 72-00032.
SEE ATTACHED COPY OF THE WARRANTY DEED SHOWING CONVEYANCE.

OWNERSHIP CHANGE 12/9/93 BY JG.

OWNERSHIP CHANGE MADE 8/29/95 TF.

OWNERSHIP CHANGE FROM WUNSCH TO PETHAN. 5/15/98 (PARCEL #1) jr

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/ 9/1911

STEPHENS, ET. AL.
Decree Plaintiff

SHAW, ET. AL.
vs Decree Defendant

DATE: 11/12/98
PAGE: 1

Stage: BENEFICIAL USE

CUSTER	County
CUSTER	County

MS

TOTAL ACRES

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 17 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 20.8 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00024F, 72-00032A, 72-04231F.

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

Objection Filed Date:

Field Inspection Flag:
Presumption Flag:

NUMBER 72-00032A DATE 10/22/98 TRANSFER NUMBER
AGENT [signature] CLAIMED ACRE TOTAL 35
GIS ACRE TOTAL 17

				BLM NE				NW				SW				SE			
	TWP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
M	14N	19E	07		✓	17								7	11				
	14N	19E	07		2.8	18								0	0				
DM	14N	19E	07			17													
M																			
DM																			
M																			
S																			
DM																			

DBPOU.SHP
PE NOS. 9 (17 ac. in PPU of 208 Ac.)
337 = 3.9 Ac.
338 = 15 Ac.
339 = 2.7 Ac.

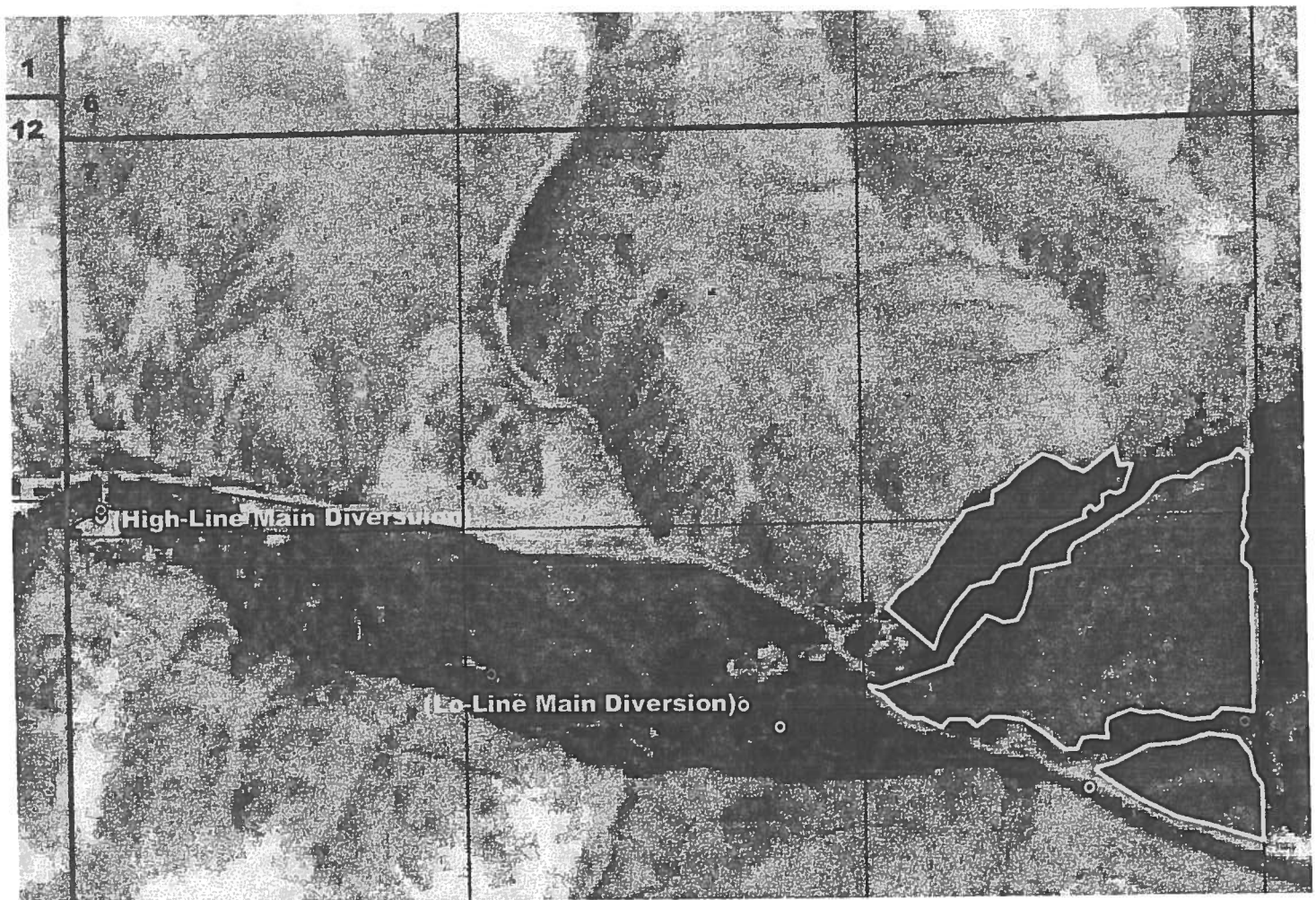
DBPOD.SHP
DESCRIPTION
3 14 19 7 SWNW NW (10) Hi-Line div.
204 14 19 7 SESW NE (R)
76 14 19 7 NESE NW Lo-Line div.
203 14 19 7 NESE NW (R)

72-00032A
This claim was originally appurtenant to the entire ranch. It has since been subdivided and the entire claim conveyed by deed to parcel #1.

TABLES UPDATED
DBPOU.DBF
DBPOD.DBF

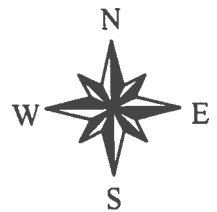
IDAHO DEPARTMENT OF WATER RESOURCES

72-00024F, 72-00032A & 72-04231F



0 660 1320 1980 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON OCT. 30, 1998
TWP 14N, 19E, SEC . 7



RECOMMENDED PLACE OF USE

⊙ RECOMMENDED POINT OF DIVERSION

▭ SECTION LINES

▭ QUARTER QUARTER LINES

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

CLAIM NUMBERS

DATE: 11/11, 1998

REVIEWED BY

CFS
 CFS 1.536 (72-000)
 CFS - .42 (72-000)
 - .06 (72-000)
 1.056 (72-000)

↗
 rec'd.

6/9/94

COMMUNICATION DOCUMENTATION

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

IDWR Employee/Agent JEANIE M ROBERTSON

DATE September 17, 1996 11:28am CUSTOMER ANNA/WAY OUT WEST REALTY A72-000247B

SUBJECT: PROFILE REPORT FAXED
phone call (X) walk-in (.)

Gave me the legal description of T14N, R19E, S1/2NW1/4 & SWNE under the name of Charles and Shirley Wunsch. She indicated they had sold one of the parcels from the subdivision involving the 41" of the 1879 water right. Found this adjudication claim and FAXed it to her @ 879-5258...

A72-00032A
A72-04231B

She called back later and said Mrs. Wunsch indicated there was a problem. She FAXed me a map showing the parcels of the Wunsch's subdivision and it appears this one (parcel #4) is in the SENW of Section 7 and therefore claims A72-00032A and A72-04231B are also appurtenant to it. I FAXed profiles of these claims also. Looks like all three will need to be split...

11/13/97

Mr. Wunsch said that this right was not being split in the transactions to Thorator, who bought parcels #3 & #4. He is retaining this right for parcel #1, which will also have A72-00024C & A72-04231C appurtenant to it...

[Signature]

SD-4110
INQUIRY

Idaho Department of Water Resources
Adjudication Remarks Screen

Date: 06/02/9
Time: 12:08:1

Water Right Number: A72-00032

FIRST PAGE

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

35 Ac. A72-00032A FOR 0.06 CFS ~~BETTY RUSTIN LUSHER~~ David Peterson
103.5 A72-00032B FOR 0.88 CFS ~~BESSIE HAMMOND - LOWER RANCH~~ Bob Piva (Robe
25 A72-00032C FOR 2.00 CFS R.H. GREEN (Roberta)
6.8 A72-10063 FOR 0.136 CFS, ~~JOHN KIMBALL Henderson~~ (Don) (Forres
80 A72-00032D FOR 1.2 CFS ~~BESSIE HAMMOND - UPPER RANCH~~ Anderson
80 A72-00032E FOR 1.19 CFS ~~MITCH CORRIGAN BUTTS~~ (Tom) (Sally)
60 A72-00032F FOR 1.20 CFS ~~ETHEL LONGHURST/R. PHILPS~~ Foss, et al
15 A72-00032G FOR 0.20 CFS ~~CHARLES HARVIE~~ 12/6/89 ADM Bruce (Robe
12.8 A72-00032H FOR 0.24 CFS MADGE YACOMELLA
12.8 A72-00032J FOR 0.24 CFS ANTONY YACOMELLA
31 A72-00032K FOR 0.62 CFS LINDA CURTIS
260 A72-00032L FOR 5.52 CFS ~~HOWARD CUTLER~~ 12/18/89 ADM Baughman (Stephe
32 A72-00032M FOR 1.12 CFS TED STRICKLER
147 A72-00032N FOR 1.90 CFS ~~JOHN ROGERS~~ UDY (David)
3 R72-00032P FOR 0.06 CFS PATRICK CONNOLLY 5/20/94 RVW.

903.9 Ac.

(GOLD4=Prev Screen) (GOLD6=End of Data)
(GOLD5=Next Screen)

(Enter=Exit)
(GOLD8=Cancel)

16.566 cfs total claimed

(claimed as A72-10471 5 Ac. .12 cfs)

recommended as R72-00004D

Idaho Department of Water Resources
Adjudication Remarks Screen

Date: 06/02/94
Time: 12:08:2

Number: A72-00032
R72-00032P FOR 0.06 CFS PATRICK CONNOLLY 5/20/94 RVW.

(GOLD4=Prev Screen) (GOLD6=End of Data)
(GOLD5=Next Screen)

(Enter=Exit)
(GOLD8=Cance

SD-0607-2 Prefix: A B n: 72 Starting Water Right: 00032

STAT

Water Right No.	Name Last, First	W N	Priority Date	Stg/ Sts	Source	Use Code	Des
A72-00032	SPLIT RIGHT,	C	07/22/1910	/Z	CHALLIS CREEK SPLIT RIGHT	01	IRR
A72-00032A	PETERSON, DAVID L	C	07/22/1910	D/	CHALLIS CREEK	01	IRR
A72-00032B	PETERSON, EVELYN J	C					
A72-00032B	PIVA, KAY A	C	07/22/1910	D/	CHALLIS CREEK	01	IRR
A72-00032B	PIVA, ROBERT A	C					
A72-00032C	GREEN, ROBERTA H	C	07/22/1910	D/	CHALLIS CREEK	01	IRR
A72-00032D	ANDERSON, FORREST C	C	07/22/1910	D/	CHALLIS CREEK (B	01	IRR
A72-00032D	ANDERSON, J B	C					
A72-00032E	BUTTS, THOMAS A	C	07/22/1910	D/	CHALLIS CREEK	01	IRR
A72-00032F	FOSS, SALLY	C	07/22/1910	D/	CHALLIS CREEK	01	IRR
	ELSETHAGEN, KAY M	C					
	SMITH, KATHY SUE	C					
	EICHNER, TAMMY	C					
A72-00032G	BRUCE, ROBERT	C	07/22/1910	D/	CHALLIS CREEK	01	IRR
	BRUCE, MARILYN	C					

(Enter=Continue)

(GOLD7=This Query)

(Menu

607-2 Prefix: A E in: 72 Starting Water Right: 00032

STAT

Water Right No.	Name Last, First	O W N	Priority Date	Stg/ Sts	Source	Use Code	Des
A72-00032H	YACOMELLA, MADGE	C	07/22/1910	D/	CHALLIS CREEK	01	IRR
A72-00032J	YACOMELLA, ANTONY R	C	07/22/1910	D/	CHALLIS CREEK	01	IRR
A72-00032K	CURTIS, LINDA	C	07/22/1910	D/	CHALLIS CREEK	01	IRR
A72-00032L	BAUCHMAN, STEPHEN	C	07/22/1910	D/	CHALLIS CREEK	01	IRR
	BAUCHMAN, LYNDELLA	C					
A72-00032M	STRICKLER, TED	C	07/22/1910	D/	CHALLIS CREEK	01	IRR
	STRICKLER, MYRA	C					
A72-00032N	UDY, DENICE A	C	07/22/1910	D/	CHALLIS CREEK	01	IRR
	UDY, DAVID L	C					
A72-00034	COMBINED RIGHT,	C	06/01/1957	/Z	SALMON RIVER COMBINED RIGHT	01	IRR
A72-00035	COMBINED RIGHT,	C	06/01/1957	/Z	SALMON RIVER COMBINED RIGHT	01	IRR
A72-00047	CHALLIS, CITY OF	C	10/24/1877	D/	GARDEN CREEK	40	MUNI
A72-00048	CYPRUS THOMPSON CREEK	C	05/15/1901	D/	GARDEN CREEK	01	IRR
A72-00049	MAHONEY JR, DANIEL J	C	03/22/1878	D/	TEWALT SLOUGH	01	IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu

SD-4110
INQUIRY

Irrigation Department of Water Resources
Adjudication Remarks Screen

Date: 06/05/91
Time: 11:41:41

Water Right Number: R72-00032

FIRST PAGE

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

A72-00032A FOR 0.06 CFS BETTY RUSTIN LUSHER
A72-00032B FOR 0.88 CFS BESSIE HAMMOND-LOWER RANCH
A72-00032C FOR 2.00 CFS R.H. GREEN
A72-10063 FOR 0.136 CFS, JOHN KIMBALL
A72-00032D FOR 1.2 CFS BESSIE HAMMOND - UPPER RANCH
A72-00032E FOR 1.19 CFS MITCH CORRIGAN
A72-00032F FOR 1.20 CFS ETHEL LONGHURST/R. PHILPS
A72-00032G FOR 0.20 CFS CHARLES HARVIE 12/6/89 ADM
A72-00032H FOR 0.24 CFS MADGE YACOMELLA
A72-00032J FOR 0.24 CFS ANTONY YACOMELLA
A72-00032K FOR 0.62 CFS LINDA CURTIS
A72-00032L FOR 5.52 CFS HOWARD CUTLER 12/18/89 ADM
A72-00032M FOR 1.12 CFS TED STRICKLER
A72-00032N FOR 1.90 CFS JOHN ROGERS

(GOLD4=Prev Screen) (GOLD6=End of Data)
(GOLD5=Next Screen)

(Enter=Exit)
(GOLD8=Cancel)

DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

05/30/92

CLAIM NUMBER: A72-00032A

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				
POINT OF DIV	Y			N				
SOURCE				N				
PLACE OF USE	Y			N				
DIV. AMOUNT CFS/VOLUME	Y			N				
CONSUMPTIVE USE	-			N				
PURPOSES				N				
PERIOD OF USE	Y			Y				
BASIS OF CLAIM	Y			N				
REMARKS	Y			Y				

VERIFIED BY CODES

TOPO MAP/ORTHO-PG = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP 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.

PAGE: 1
GENERAL INFORMATION

STATE OF ARIZONA
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

05/30/92

CLAIM NUMBER: A72-00032A

LAST: LUSHER
ADDRESS: P.O. BOX 349
CITY: CHALLIS
PHONE NUMBER: 208-879-2750

FIRST: ARTHUR
STATE: ID ZIP: 832260000

OWNER CODE: C

LAST: LUSHER
ADDRESS: P.O. BOX 349
CITY: CHALLIS
PHONE NUMBER: 208-879-2750

FIRST: BETTY RUSTIN
STATE: ID ZIP: 832260000

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THIS IS A PORTION OF THE WR 72-00032.
SEE ATTACHED COPY OF THE WARRANTY DEED SHOWING CONVEYANCE.

[illegible][illegible]

PHONE NUMBER: () -

APPOINTMENT MADE: Y() N()

TIME

D	A() P()
DATE	TIME
BY	NAME

1964 1965 1966 1967 1968 1969 1970 1971 1972 1973 1974 1975 1976 1977 1978 1979 1980 1981 1982 1983 1984 1985 1986 1987 1988 1989 1990 1991 1992 1993 1994 1995 1996 1997 1998 1999 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014 2015 2016 2017 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039 2040 2041 2042 2043 2044 2045 2046 2047 2048 2049 2050 2051 2052 2053 2054 2055 2056 2057 2058 2059 2060 2061 2062 2063 2064 2065 2066 2067 2068 2069 2070 2071 2072 2073 2074 2075 2076 2077 2078 2079 2080 2081 2082 2083 2084 2085 2086 2087 2088 2089 2090 2091 2092 2093 2094 2095 2096 2097 2098 2099 2100 2101 2102 2103 2104 2105 2106 2107 2108 2109 2110 2111 2112 2113 2114 2115 2116 2117 2118 2119 2120 2121 2122 2123 2124 2125 2126 2127 2128 2129 2130 2131 2132 2133 2134 2135 2136 2137 2138 2139 2140 2141 2142 2143 2144 2145 2146 2147 2148 2149 2150 2151 2152 2153 2154 2155 2156 2157 2158 2159 2160 2161 2162 2163 2164 2165 2166 2167 2168 2169 2170 2171 2172 2173 2174 2175 2176 2177 2178 2179 2180 2181 2182 2183 2184 2185 2186 2187 2188 2189 2190 2191 2192 2193 2194 2195 2196 2197 2198 2199 2200 2201 2202 2203 2204 2205 2206 2207 2208 2209 2210 2211 2212 2213 2214 2215 2216 2217 2218 2219 2220 2221 2222 2223 2224 2225 2226 2227 2228 2229 2230 2231 2232 2233 2234 2235 2236 2237 2238 2239 2240 2241 2242 2243 2244 2245 2246 2247 2248 2249 2250 2251 2252 2253 2254 2255 2256 2257 2258 2259 2260 2261 2262 2263 2264 2265 2266 2267 2268 2269 2270 2271 2272 2273 2274 2275 2276 2277 2278 2279 2280 2281 2282 2283 2284 2285 2286 2287 2288 2289 2290 2291 2292 2293 2294 2295 2296 2297 2298 2299 2300 2301 2302 2303 2304 2305 2306 2307 2308 2309 2310 2311 2312 2313 2314 2315 2316 2317 2318 2319 2320 2321 2322 2323 2324 2325 2326 2327 2328 2329 2330 2331 2332 2333 2334 2335 2336 2337 2338 2339 2340 2341 2342 2343 2344 2345 2346 2347 2348 2349 2350 2351 2352 2353 2354 2355 2356 2357 2358 2359 2360 2361 2362 2363 2364 2365 2366 2367 2368 2369 2370 2371 2372 2373 2374 2375 2376 2377 2378 2379 2380 2381 2382 2383 2384 2385 2386 2387 2388 2389 2390 2391 2392 2393 2394 2395 2396 2397 2398 2399 2400 2401 2402 2403 2404 2405 2406 2407 2408 2409 2410 2411 2412 2413 2414 2415 2416 2417 2418 2419 2420 2421 2422 2423 2424 2425 2426 2427 2428 2429 2430 2431 2432 2433 2434 2435 2436 2437 2438 2439 2440 2441 2442 2443 2444 2445 2446 2447 2448 2449 2450 2451 2452 2453 2454 2455 2456 2457 2458 2459 2460 2461 2462 2463 2464 2465 2466 2467 2468 2469 2470 2471 2472 2473 2474 2475 2476 2477 2478 2479 2480 2481 2482 2483 2484 2485 2486 2487 2488 2489 2490 2491 2492 2493 2494 2495 2496 2497 2498 2499 2500 2501 2502 2503 2504 2505 2506 2507 2508 2509 2510 2511 2512 2513 2514 2515 2516 2517 2518 2519 2520 2521 2522 2523 2524 2525 2526 2527 2528 2529 2530 2531 2532 2533 2534 2535 2536 2537 2538 2539 2540 2541 2542 2543 2544 2545 2546 2547 2548 2549 2550 2551 2552 2553 2554 2555 2556 2557 2558 2559 2560 2561 2562 2563 2564 2565 2566 2567 2568 2569 2570 2571 2572 2573 2574 2575 2576 2577 2578 2579 2580 2581 2582 2583 2584 2585 2586 2587 2588 2589 2590 2591 2592 2593 2594 2595 2596 2597 2598 2599 2600 2601 2602 2603 2604 2605 2606 2607 2608 2609 2610 2611 2612 2613 2614 2615 2616 2617 2618 2619 2620 2621 2622 2623 2624 2625 2626 2627 2628 2629 2630 2631 2632 2633 2634 2635 2636 2637 2638 2639 2640 2641 2642 2643 2644 2645 2646 2647 2648 2649 2650 2651 2652 2653 2654 2655 2656 2657 2658 2659 2660 2661 2662 2663 2664 2665 2666 2667 2668 2669 2670 2671 2672 2673 2674 2675 2676 2677 2678 2679 2680 2681 2682 2683 2684 2685 2686 2687 2688 2689 2690 2691 2692 2693 2694 2695 2696 2697 2698 2699 2700 2701 2702 2703 2704 2705 2706 2707 2708 2709 2710 2711 2712 2713 2714 2715 2716 2717 2718 2719 2720 2721 2722 2723 2724 2725 2726 2727 2728 2729 2730 2731 2732 2733 2734 2735 2736 2737 2738 2739 2740 2741 2742 2743 2744 2745 2746 2747 2748 2749 2750 2751 2752 2753 2754 2755 2756 2757 2758 2759 2760 2761 2762 2763 2764 2765 2766 2767 2768 2769 2770 2771 2772 2773 2774 2775 2776 2777 2778 2779 2780 2781 2782

PHONE NUMBER: () -
 AREA CODE CITY STATE ZIP CODE

[illegible]

A. AJ CLAIM: # 672-00032A PRIORITY DATE: 07-22-1910 STAGE: D

B. WR RECORD: # 72-00032 PRIORITY DATE: 07-22-1910 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
X

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

REMARKS:

RECOMMENDED PRIORITY DATE:

07-22-1910

REVIEWED BY

[Signature]

DATE

8/19/1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: 1/4 1/4 LOT COUNTY

TWP. RGE. SEC.

SOURCE: CHALLIS CREEK TRTB: SALMON RIVER

REVIEWED BY: DATE:

A. ROOT WATER RIGHT NUMBERS:

A72-00032
A72-00032A

A72-00032B

A72-00032C

A72-00032D

A72-00032E

A72-00032F

A72-00032G

A72-00032H

A72-00032J

A72-00032K

A72-00032L

A72-00032M

A72-00032N

B. POUL LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	Desk Review	FIELD EXAM.	RECOMM. ACRES
14N	19E	7	SW	NE		LUSHER, ARTHUR	A72-00032A / 71.0	72-00024 / 17.0		25.0	25	
			SW	NE		LUSHER, BETTY RUSTIN	A72-00024 / 17.0	72-00024 / 17.0				
			SW	NE		LUSHER, BETTY RUSTIN	A72-04231 / 22.0	72-04231 / 22.0				
			SW	NE		LUSHER, BETTY RUSTIN	A72-10031 /	-				
14N	19E	7	SW	NE		LUSHER, ARTHUR	A72-00032A / 71.0	72-00024 / 17.0		6.0	11	
			SW	NE		LUSHER, BETTY RUSTIN	A72-00024 / 7.0	72-00024 / 7.0				
			SW	NE		LUSHER, BETTY RUSTIN	A72-04231 / 5.0	72-04231 / 5.0				
			SW	NE		PIOTROWSKI, DENIS A.	A72-10388 /	-				
14N	19E	7	SE	NE		LUSHER, ARTHUR	A72-00032A / 71.0	72-00024 / 11.0		21.0	15	
			SE	NE		LUSHER, BETTY RUSTIN	A72-00024 / 11.0	72-00024 / 11.0				
			SE	NE		LUSHER, BETTY RUSTIN	A72-04231 / 22.0	72-04231 / 22.0				
TOTAL ACRES							A72-00032A	35.00		52.00	51	

E 12

K 06

Lands in Sec 7 are not
included in WR 72-00032
No Transfer found

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

C. FIELD EXAM REQUIRED?

DUE TO FOU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Y

POU COUNTY: CUSTER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 51

REVIEWED BY:

DATE:

A. AJ CLAIMED USES:

PURPOSES
A72-00032A IRRIGATIONMONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY

.060 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.060 CFS

B. WR RECORDED USES:

PURPOSES
72-00032 IRRIGATIONMONTH/DAY
FROM TO

DIVERSION QUANTITY

35.600 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

35.600 CFS

ASSUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY?	(Y/N) <u>N</u>
DUE TO DIVERSION RATE DISCREPANCY?	(Y/N) <u>Y</u>
DUE TO PERIOD FROM/TO DISCREPANCY?	(Y/N) <u>N</u>

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.

Y(☒) N(☐)

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 0.060 CFS
 WR ROOT RIGHT TOTAL DIVERSION RATE: 35.600 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

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A72-00024, A72-04231

LIST ALL RIGHTS WITH A SAME FOU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-00032A	CHALLIS CREEK	LUSHER, ARTHUR	0.060	0.001		
A72-00024	CHALLIS CREEK	LUSHER, BETTY RUSTIN	0.900	0.025		
A72-04231	CHALLIS CREEK	LUSHER, BETTY RUSTIN	2.000	0.034		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-10031	DOMESTIC	LUSHER, BETTY RUSTIN	FROM 01-01 TO 12-31	.040 CFS	

*Complete overlap of 2 claims 35 acres
 Aerial photos show 51 acres so
 additional 16 acres covered by A72-04231 plus RWD.
 additional 6 acres in NW NE*

A72-00024
 A72-00032A

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
 ACRES 35 X 0.02 CFS/ACRE = 0.70 CFS
 (Taken from p/u review)

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 = 87.5 AF/A
 ACRES 35 X CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =
 TOTAL CONSUMPTIVE USE 87.5 AF/A

3. IRRIGATION DIVERSION VOLUME
 CLAIMED DIVERSION VOLUME = AF/A
 ACRES 35 X DIVERSION VOL. AF/A FOR AREA 2.5 =
 TOTAL DIVERSION VOLUME 87.5 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:
 SEE ATTACHED SHEET? Y(☐) N(☐)

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

1b. CALCULATIONS

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 <i>15</i> 11-01 <i>10-15</i>	DATABASE EXAMINER 0.060 <i>0.06</i>	DATABASE EXAMINER <i>N/A</i>	DATABASE EXAMINER 87.5 <i>87.5</i>
TOTAL FOR THIS RIGHT		<i>0.060</i> <i>claimed</i>		87.5

REVIEWED BY:

DATE:

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00032

DATABASE
4.800

EXAMINER

CFS

TOTAL DIVERSION RATE OF WR SPLITS

16.506

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A72-00032A	0.060	-	-	-	-
A72-00032	A72-00032B	0.880	-	-	72-00032	35.600
-	A72-00032C	2.000	-	-	-	-
A72-00032	A72-00032D	1.200	-	-	72-00032	35.600
A72-04003	A72-00032E	1.200	-	-	72-04003	4.800
A72-00032	A72-00032F	1.190	-	-	72-00032	35.600
-	A72-00032G	1.200	-	-	-	-
-	A72-00032H	0.200	-	-	-	-
A72-00032	A72-00032I	0.240	-	-	72-00032	35.600
A72-00032	A72-00032J	0.240	-	-	72-00032	35.600
A72-00032	A72-00032K	0.620	-	-	72-00032	35.600
-	A72-00032L	5.520	-	-	-	-
-	A72-00032M	1.120	-	-	-	-
A72-00032	A72-00032N	1.900	-	-	72-00032	35.600
TOTAL CFS		17.570				4.800

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)

DATABASE
NFIELD
EXAMINER
N

REMARKS:

AUTHENTICATION:

SIGNATURE:

DATE:

NAME OF FIELD EXAMINER:

TITLE:

CLAIM NUMBER: A72-00032A

05/30/07

DIVERSION
VOLUME

87.5 ÅEÅ

Stage: DECREE

CLUSTER County

of approval. A measuring device of a type approved by this Department shall be

of approval. A measuring device of a type approved by this Department shall be

R03 - A lockable device subject to the approval of the Department shall

- provide the watermaster suitable control of the diversion;

[illegible]

THIS IS NOTATION OF THE WARRANT DEED SHOWING CONVEYANCE.
SEE ATTACHED COPY OF THE

01/14/1985

```
Field Inspection Flag:
Presumption Flag:
```

```
Field Inspection Flag:
Presumption Flag:
```

SD-62
MODIFY CLAIM

Idaho Department of Water Resources
Adjudication Remarks Screen

Date: 11/12/9:
Time: 16:25:3:

Water Right Number: A72-00032

FIRST PAGE

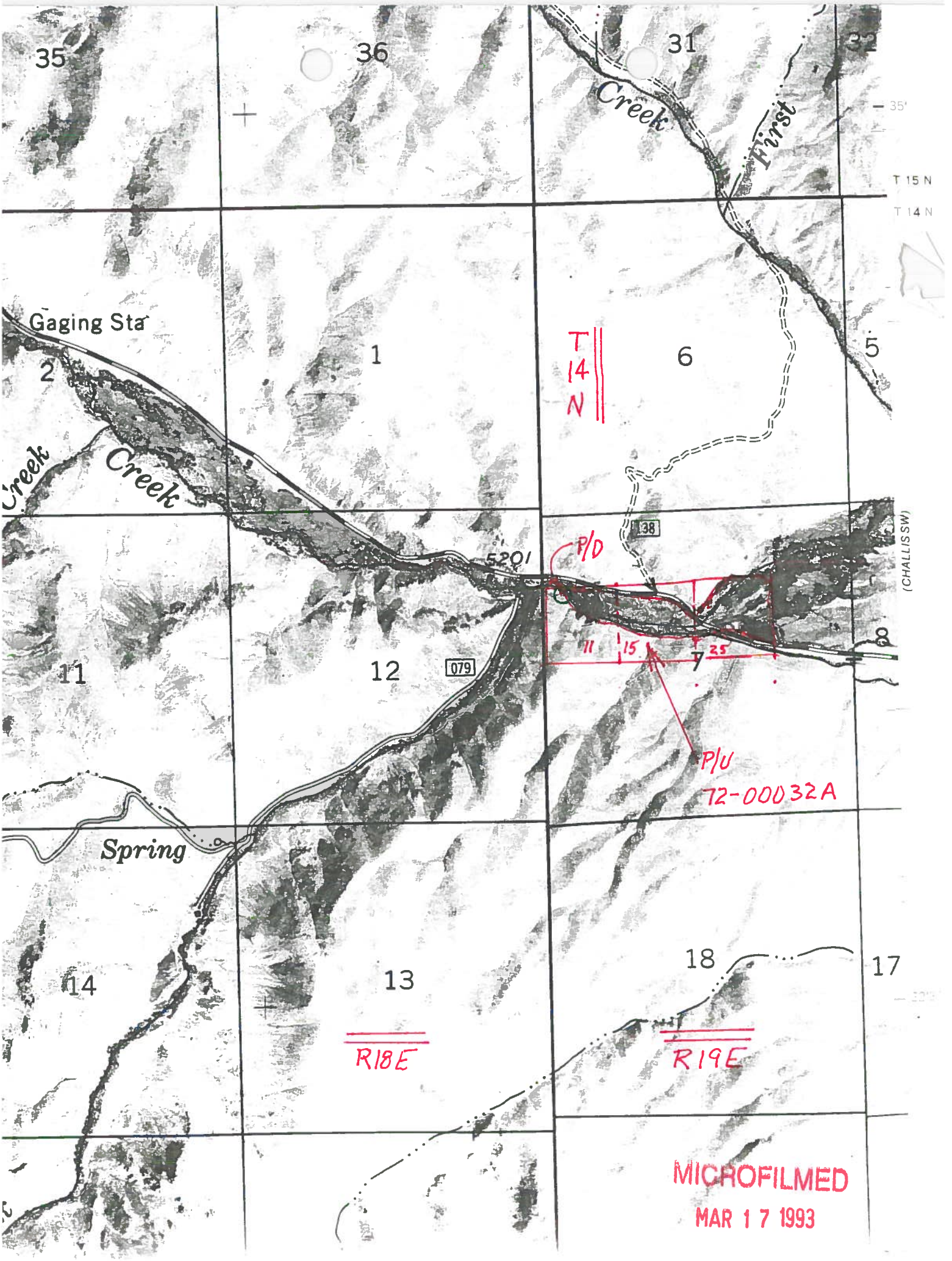
13. Remarks: THIS IS A SPLIT RIGHT. THIS CLAIM FOR REFERENCE ONLY.

A72-00032A FOR 0.06 CFS BETTY RUSTIN LUSHER
A72-00032B FOR 0.88 CFS BESSIE HAMMOND-LOWER RANCH
A72-00032C FOR 2.00 CFS R.H. GREEN
A72-10063 FOR 0.136 CFS, JOHN KIMBALL
A72-00032D FOR 1.2 CFS BESSIE HAMMOND - UPPER RANCH
A72-00032E FOR 1.19 CFS MITCH CORRIGAN
A72-00032F FOR 1.20 CFS ETHEL LONGHURST/R. PHILPS
A72-00032G FOR 0.20 CFS CHARLES HARVIE 12/6/89 ADM
A72-00032H FOR 0.24 CFS MADGE YACOMELLA
A72-00032J FOR 0.24 CFS ANTONY YACOMELLA
A72-00032K FOR 0.62 CFS LINDA CURTIS
A72-00032L FOR 5.52 CFS HOWARD CUTLER 12/18/89 ADM
A72-00032M FOR 1.12 CFS TED STRICKLER
A72-00032N FOR 1.90 CFS JOHN ROGERS

16.506 cfs Claimed

35.6 cfs Licensed

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



T 15 N
T 14 N

(CHALLIS SW)

T
14
N

P/O

P/U
72-00032A

R18E

R19E

MICROFILMED
MAR 17 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

AJ0743NP
(00-124)

Water Right Number - R72-00032A Prefix Translation: RESEARCH Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
WUNSCH CHARLES 1 - PO BOX 409 State- ID Zip- 83226
2 -
3 -
City- CHALLIS
Phone - 208-879-5955

WUNSCH SHIRLEY 1 - PO BOX 409 State- ID Zip- 83226
2 -
3 -
City- CHALLIS
Phone - 208-879-5955

*** O - ORIGINAL OWNER ***
LUSHER ARTHUR 1 - PO BOX 349 State- ID Zip- 832260000
2 -
3 -
City- CHALLIS
Phone - 208-879-2750

LUSHER BETTY RUSTIN 1 - PO BOX 349 State- ID Zip- 832260000
2 -
3 -
City- CHALLIS
Phone - 208-879-2750

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
07/22/1910 17 SOUTHERN D - DECREED

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

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

14N 19E 7 NW SW NW 2 (37) CUSTER

+ - - Description Period From Water Use Diversion Rate Diversion Volume
Code Description Period To

01 - IRRIGATION 04/15 10/15 0.060 + - Total Consumptive Use - + + - KW Usage - +
0.060 87.5

+ - - Place of Use - - - - - + + - - County

TwN Rng Sec Tract Lot Acres Code Description County

14N 19E 7 SW NE 17.0 01 IRRIGATION (37) CUSTER

14N 19E 7 SW NW 7.0 01 IRRIGATION (37) CUSTER

14N 19E 7 SE NW 11.0 01 IRRIGATION (37) CUSTER

Total Acres: 35.0

AJ0743NP
(00-124)
IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - R72-00032A Prefix Translation: RESEARCH

+ - - Diversion Means - HIGH LINE CANAL, GRAVITY

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 72-00024 & 72-04231

+ - - - - - Remarks - - - - -
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF CFS, A TOTAL COMBINED
ANNUAL CONSUMPTIVE USE VOLUME OF AF, AND TO THE IRRIGATION
OF A COMBINED TOTAL OF ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00024 & 72-04231.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 35 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 72-000188, 72-00020M, 72-00020Q,
72-00024, 72-04231, 72-10066, 72-10083 & 72-10446.
WATER IS DELIVERED THROUGH THE HIGH LINE CANAL.

OWNERSHIP CHANGE MADE 8/29/95 TF.

+ - - - - - No Old Water Right Numbers Found - - - - -
+ - - - - - Conditions of Approval - - - - -
M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
- MAINTAINED AS A PART OF THE DIVERTING WORKS.
M02 - LOCKABLE CONTROLLING WORKS OF A TYPE ACCEPTABLE TO IDWR SHALL
- BE PERMANENTLY INSTALLED AND MAINTAINED AS PART OF THE DIVERTING
- WORKS.

+ - - - - Decree Plaintiff - - - + - - - Decree Defendant - - - +
STEPHENS, ET. AL. SHAW, ET. AL. 10/09/1911

+ - - - - -Comments- - - - -
Date: 02/19/1993 User Id: WORSTELL Subject: COPIED FROM REMARKS
THIS IS A PORTION OF THE WR 72-00032.
Date: 12/09/1993 User Id: GIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 9/7/93 FORMER OWNERS BETTY &/OR
FORMER OWNERS SIGNED THE FORM. ARTHUR J LUSHER NEW OWNERS DAVID L &/OR EVELYN J PETERSON.

+ - - Audit Fields - - +
08/29/95 TFANCETT

+ - - - - - 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 - Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Claim Received Date - 10/26/1989 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - S010298 Water District - 72C
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - AND Presumption Flag -

R PROOF
CVR
MAPS
PHOTOS
MISC



MICROFILMED

MAR 17 1993

Water Right Number - R72-00032A

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
LUSHER
ARTHUR
1 - P.O. BOX 349
2 -
3 -
City- CHALLIS
Phone - 208-879-2750
1 - P.O. BOX 349
2 -
3 -
City- CHALLIS
Phone - 208-879-2750
State- ID Zip- 832260000

LUSHER

BETTY RUSTIN

State- ID Zip- 832260000

Priority Date - 07/22/1910
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	2		(37) CUSTER	

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/15	10/15		0.060	
Total Div. Rate - 0.060						
Total Div. Volume -						
Total Consumptive Use - 87.5						
KW Usage -						

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
14N	19E	7	SW NE		17.0		01	IRRIGATION	(37) CUSTER
14N	19E	7	SW NW	2	7.0		01	IRRIGATION	(37) CUSTER
14N	19E	7	SE NW		11.0		01	IRRIGATION	(37) CUSTER
Total Acres:					35.0				

Diversion Means - HIGH LINE CANAL, GRAVITY
Non-Irrigation Use -
Other Rights for Same Use - 72-00024 & 72-04231
Remarks -
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF CFS, A TOTAL COMBINED

MICROFILMED
MAR 17 1993

Prefix Translation: RESEARCH

ANNUAL CONSUMPTIVE USE VOLUME OF [REDACTED] AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF [REDACTED] ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00024 & 72-04231.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 35 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 72-000188, 72-00020M, 72-00020Q, 72-00024, 72-04231, 72-10066, 72-10083 & 72-10446. WATER IS DELIVERED THROUGH THE HIGH LINE CANAL.

No Old Water Right Numbers Found

Conditions of Approval

M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE

- MAINTAINED AS A PART OF THE DIVERTING WORKS.
- M02 - LOCKABLE CONTROLLING WORKS OF A TYPE ACCEPTABLE TO IDWR SHALL
- BE PERMANENTLY INSTALLED AND MAINTAINED AS PART OF THE DIVERGING
- WORKS.

Decree Plaintiff
STEPHENS, ET. AL.

Decree Defendant - - +
SHAW, ET. AL.

+ - Decree Date - +
10/09/1911

Date: 02/19/1993 User Id: WORSTELL Subject: COPIED FROM REMARKS
THIS IS A PORTION OF THE WR 72-00032.

SEE ATTACHED COPY OF THE WARRANTY DEED SHOWING CONVEYANCE.

02/19/93 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	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 10/26/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P

Last Amended Date	- 00/00/0000	Temporary Right	- P
Receipt Number	- S010298	Water District	- 7200
POU Ownership Flag	- Y	Federal/State Indicator	- S
Name Connector	- OR	Presumption Flag	-
		Notice of Error Flag	-

Presumption Flag
Notice of Error Flag

MICROFILMED
MAR 17 1993